

Strictly Private & Confidential



Date: 22 December 2023.

Case reference: C-23-11-960

Dear 

I acknowledge receipt of your postal correspondences to this office received on 28 November and 5 December 2023.

We note that you have requested your personal data from Michael J Kenny Solicitors and you are dissatisfied with the response you have received.

In these situations, we recommend that you contact the data controller Michael J Kenny Solicitors in this instance – in writing/email, setting out what information you believe exists but have not been supplied with. You may also want to point out that you have been in touch with our office, and that we recommended this course of action.

Should you be dissatisfied with any response received, you may wish to revert to us. Please forward any relevant correspondence, both sent and received. Please ensure that any copies of correspondence sent/received by email include the date and time sent/received, and any address headers or footers.

Please note that we do not require a copy of any data received; we only require copies of correspondence exchanged relating to this matter, and in particular, any cover letter received with your data, and any letters in which the data controller acknowledges, agrees to or refuses your access request.

Please quote the above reference number in all future correspondence.

Once we receive any such additional information, we will assess it and contact you again in due course.



I note you have a query about response timeframes under the GDPR, and I can provide the following information:

Article 12 (3) of the GDPR set out that 'The controller shall provide information on action taken on a request under Articles 15 to 22 to the data subject without undue delay and in any event within one month of receipt of the request. That period may be extended by two further months where necessary, taking into account the complexity and number of the requests. The controller shall inform the data subject of any such extension within one month of receipt of the request, together with the reasons for the delay. Where the data subject makes the request by electronic form means, the information shall be provided by electronic means where possible, unless otherwise requested by the data subject '.

Article 12 (3) of the GDPR, copied above, states that the data controller, has one month to comply with your access request, which may be extended, by the data controller, by a further two months where it is demonstrated by the data controller that this is necessary. They do not have to apply for approval for an extension but they must be able to demonstrate that this is necessary. The onus is on the data controller to ensure that they are GDPR compliant.

Please note that if we do not hear further from you in this regard within one month of today's date, we will presume that you no longer wish to pursue this complaint and will proceed to close our file in this matter.

We hope this is of some assistance.

Yours sincerely,

John Z Cowap
Information Officer
Data Protection Commission

