

Reference: 654810

Jerin John  
Information Rights Adviser  
[Information.requests@ofcom.org.uk](mailto:Information.requests@ofcom.org.uk)

21 January 2019

**Freedom of Information: Right to know request**

Thank you for your request for information about audience listening figures for BBC Radio Wales.

This was received by Ofcom on 7 January and it has been considered under the Freedom of Information Act 2000 ("the Act").

You made reference to the Media Nations 2018 report for Wales and asked:

*Can OFCOM please reveal the listening figures for Radio Wales they hold for Q1 2018....*

*A) For Cardiff*

*B) North Wales*

We hold the information you requested, however we are unable to release it as it falls under an exemption in section 44 of the Act. Under this section, the information is exempt from disclosure since it was obtained in the exercise of a statutory power and disclosure is prohibited under section 393 of the Communications Act 2003. Section 44 is an absolute exemption under the Act and does not require a public interest test. For the purposes of the Media Nations 2018 report, we acquired the published data from RAJAR, the data owner, and would advise you to contact them in relation to your request.

If you have any queries, please contact [information.requests@ofcom.org.uk](mailto:information.requests@ofcom.org.uk). Please remember to quote the reference number above in any future communications.

Yours sincerely,

Jerin John

If you are unhappy with the response or level of service you have received in relation to your request from Ofcom, you may ask for an internal review. If you ask us for an internal review of our decision, it will be treated as a formal complaint and will be subject to an independent review within Ofcom. We will acknowledge the complaint and inform you of the date by which you might expect to be told the outcome.

The following outcomes are possible:

- the original decision is upheld; or
- the original decision is reversed or modified.

#### **Timing**

If you wish to exercise your right to an internal review **you should contact us within two months of the date of this letter**. There is no statutory deadline for undertaking internal reviews and it will depend upon the complexity of the case. However, we aim to conclude all such reviews within 20 working days, and up to 40 working days in exceptional cases. We will keep you informed of the progress of any such review. If you wish to request an internal review, you should contact:

Corporation Secretary  
Ofcom  
Riverside House  
2a Southwark Bridge Road  
London SE1 9HA

If you are not content with the outcome of the internal review, you have the right to apply directly to the Information Commissioner for a decision. The Information Commissioner can be contacted at:

Information Commissioner's Office  
Wycliffe House  
Water Lane  
Wilmslow  
Cheshire  
SK9 5AF