

Kevin Rooney Significant Case Review Explanatory Notes

In the interests of transparency, every effort has been made to disclose as much of the Significant Case Review as is lawfully possible. The only editing prior to disclosure is the redaction of personal data, disclosure of which cannot be justified under the Data Protection Act 1998. A significant volume of the information contained within sections three and four of the document is highly biographical to Mr Rooney and is classed as sensitive personal data as defined within paragraph 2 of the Data Protection Act 1998.

To release this information here would breach the first principle of the Data Protection Act 1998 relating to the fair and lawful processing of personal information, and while the Lothian and Borders Community Justice Authority appreciates that there is a public interest argument in relation to the way in which Mr Rooney was monitored in the community, we must maintain the rights afforded to him under the Data Protection Act 1998 and the Human Rights Act 1998.

As providing wholly redacted sections would serve no purpose these have been omitted in their entirety. The sections in question are 3.1 to 3.4; 4.1 to 4.7.23; 5.5.9 to 5.5.23; and 5.9.26 to 5.9.32. In addition, any sensitive personal data contained within the released sections has also been redacted. Where redactions have occurred you will see a series of 'Xs'. It should be noted that sensitive personal data does not just apply to offences and alleged offences. It covers health, political opinions and religious beliefs etc.

A timeline has also been compiled to show Mr Rooney's periods of imprisonment between 2005 and 2010. This has allowed us to release this information, which is a matter of public record anyway, while maintaining his right to privacy in relation to the other sensitive personal data which may surround it. For clarity, this timeline did not form part of the Significant Case Review. This has been created and provided as additional information to aid understanding.

Further, there are four points within the report which require clarification:

- Section 1.3.1 incorrectly refers to 'Detective Superintendent Chair of MAPPA Level 2 (2009)'. The rank should be Detective Chief Inspector.
- Section 1.3.6 refers to 'Victim A'. This refers to Mrs Sutherland and is an anomaly within the report.
- This section also advises Mr Rooney registered as a sex offender on 01/09/2006. This is an error within the report; he registered on 30/05/2005, following his release from prison on 27/05/2005 and there were no 'gaps' between him being released from prison and registering.