



Children and people with intellectual difficulties

There are no age or intellectual capacity limits on who may make an application under the FOI Act. Additionally, an application can be made on behalf of a child or a person with intellectual difficulties by an appropriate representative (e.g. guardian – see [section 98](#)).

A representative of a child or a person with intellectual difficulties may also be contacted by an agency if the agency is considering giving access to information about the child or the person with intellectual difficulties ([section 32](#)).

An agency may decide to refuse access to personal information about a child or a person with intellectual difficulties where the agency considers this would be in the best interests of the person ([sections 23\(4\) and 23\(5\)](#)).

If you have any general enquiries about the FOI process, please see our website or contact our office.

Note: This Information Sheet is intended as a general guide only and should not be viewed as legal advice. The Information Commissioner considers each complaint on its merits and according to the relevant circumstances.

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