

13 December 2012

Private and Confidential

Our Ref: JH/EVM

Your Ref:

Contact: John Humphrey

BTG Global Risk Partners Limited – Credit Bureau Searches

We write further to your letters of 29 November and 10 December 2012. In respect of your letter of 29 November 2012, the relevant individual in all cases is Mr Humphrey.

As regards your letter of 10 December 2012 we refer again to our previous correspondence where we believe that BTG Global Risk Partners Limited ("BTG") has made its position clear.

BTG was not relying on a court order. This is not a requirement when seeking to rely on one of the statutory exemptions set out in the Data Protection Act 1998 ("the Act"). As repeatedly asserted, BTG was relying on the exemptions set out in section 35(2) of the Act. The information was required by BTG's client, Harold G Walker Solicitors, and was necessary in connection with their clients' ongoing legal proceedings against you and for the purpose of their clients obtaining legal advice in respect of such proceedings. It was on this basis that BTG applied to the relevant data controllers on behalf of its client.

In view of the above your assertions regarding BTG stealing your personal data are simply not true and are denied. Your further statements that BTG fraudulently represented that it held your consent are also denied and rejected.

In terms of your consent, and as previously stated in our letter of 27 November, this was not required by the respective data controllers who BTG approached. In the case of Equifax, BTG's terms with them permitted an application provided that BTG's was relying on relevant legislation (in this case the exemptions in the Act) which it was – please see our previous letter of 27 November 2012. In the case of Experian they confirmed that such consent was not required given the nature of the request (i.e. a request made pursuant to the exemptions in the Act). Your repeated references to BTG asserting that it had your consent are therefore rejected.

As previously stated BTG will make similar representations to the ICO whose role it is to investigate such matters and complaints.

Your comments about creating websites and sending them to various bodies are noted but you should be advised that such course of action based unilaterally on your assertions, all of which are unproven, denied and or rejected, is in itself potentially illegal. Certainly from reviewing the website you have referred us to, which we note is currently under construction, the statements set out therein are inaccurate, denied and unproven. Such statements if published will therefore be libellous. BTG will take the appropriate action against you in the event that such sites are published.

Yours faithfully


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