

Private and Confidential

CW-F-21 v4.0

Avv. [REDACTED]

by email only:

[REDACTED]@ordineavvocati[REDACTED]

Your ref:

Our ref:

24 October 2025

Dear Sirs,

Subject Access request – GDPR & Data Protection Act 2018 (DPA) – Mr Riccardo Gresta

We write in response to your recent subject access request (SAR) made on behalf of your client, Mr Riccardo Gresta, in your letter dated 24.08.25. Your letter was received by the CCRC on 30.09.25.

You ask as follows:

[...] I formally request delivery of all documents and materials held by the CCRC in relation to Mr Gresta 's case, including but not limited to:

1. The full CCRC casefile, comprising all documents provided by the original prosecuting authorities (ESCC,CPS, Probation Service, etc.), correspondence with his former defence solicitors, and any internal memoranda;
2. All correspondence and submissions made by the Case Review Manager and Commissioners during the review process;
3. Copies of all requests for evidence or documentation made by the CCRC to external parties and the respective responses;
4. Any material relied upon in reaching the final decision and/or expressly excluded from consideration.

Mr Gresta applied to the CCRC for a review of his conviction and sentence for fraud offences, imposed at Hastings Magistrates' Court on 22/11/2022. The CCRC dealt with Mr Gresta's application under reference number **00071/2024**.

We can confirm that the CCRC holds personal data within the scope of your request, and that the personal data we hold about Mr Gresta is information obtained specifically for the purpose of dealing with his application to the CCRC for a review of his case.

The enclosed material includes:

00071/2024

- Online Application form and further submissions;
- internal Case Narrative document;
- Correspondence between the applicant/their legal representatives and the CCRC;
- Decision Documents (Decision Pathway, Statement of Reasons).

You may notice that some redactions have been made to the CCRC documents enclosed. These have been made simply to remove information that is not Mr Gresta's personal data, which he is not entitled to receive under the DPA.

The redactions have been made in two ways. The first replaces redacted text with three dots (...), typically where sections or paragraphs of text are not disclosable and require redaction. The second blanks out text with a black bar where smaller redactions are required.

It should also be noted that this SAR has been responded to under the requirements of UK-GDPR and not the Law Enforcement Processing regime of the Data Protection Act. Cases within the Commission typically fall outside of Law Enforcement Processing once closed, unless there are other investigations or law enforcement proceedings ongoing.

The rights of access to personal data held by an organisation are set out at article 15 of the UK-GDPR, a copy of which is included at the end of this letter.

Not all data held by the Commission is disclosable under the DPA. It is not permitted to disclose personal data under the DPA if doing so would break another law.

Section 23 of the Criminal Appeal Act 1995 makes it a criminal offence for the CCRC to disclose materials gathered as part of our function (reviewing cases).

This means that any material obtained by us in the course of reviewing this case is not disclosable. Any material that Mr Gresta is entitled to is contained within this response. We have, however, provided you with the sources of information.

The source of the information

The personal information held by the CCRC is that which your client has supplied to us about his case, as well as further information that the CCRC obtained from other public bodies that had involvement in your client's case. These include:

- Lewes Crown Court;
- Hastings Magistrates' Court;
- East Sussex County Council.

We also hold information that has been generated by the CCRC in the course of a review.

Other information provided within Subject Access Rights

Who we share your personal details with

In order to preserve and obtain any documents and files held by other public bodies (as above under sources of information), we usually supply an applicant's full name, date of birth and conviction details to them to allow them to identify any papers held in relation to the case that the applicant has asked us to look at. In your client's case we provided the following information to them:

Mr Riccardo Gresta (DoB: 28/03/1977)

The above person has made an application for a review of their case. Mr Riccardo Gresta was convicted at Hastings Magistrates' Court on 22/11/2022 of fraud by false representation and making/supplying articles for use in fraud. He was sentenced at Lewes Crown Court on 23/12/2022 to 1 year imprisonment suspended for a period of 2 years, and to a 6-week curfew order.

Retention / destruction of material

Public Body material obtained during a review is returned to the originating organisation at case closure. Paper files are destroyed 3 months after case closure. The core documents in a case (i.e. those directly relevant to the decision) are scanned so that an electronic record is retained. Electronic records are retained for a minimum of 5 years (case dependant) and thereafter deleted.

We hope that you find the enclosed of use.

Yours sincerely,

**Information Team
CCRC**

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If you disagree with our decision or are otherwise unhappy with how we have dealt with your request, in the first instance you may approach the Commission's Data Protection Officer for an internal review by writing to: DPO, Criminal Cases Review Commission, 23 Stephenson Street, Birmingham, B2 4BH or email at DPO@ccrc.gov.uk. Should you remain dissatisfied with the outcome, you can contact the Information Commissioner, Wycliffe House, Water Lane, Wilmslow, SK9 5AF, Helpline 0303 123 1113, icocasework@ico.org.uk

Article 15 – UK GDPR

1. The data subject shall have the right to obtain from the controller confirmation as to whether or not personal data concerning him or her are being processed, and, where that is the case, access to the personal data and the following information:
 - a) the purposes of the processing;
 - b) the categories of personal data concerned;
 - c) the recipients or categories of recipient to whom the personal data have been or will be disclosed, in particular recipients in third countries or international organisations;
 - d) where possible, the envisaged period for which the personal data will be stored, or, if not possible, the criteria used to determine that period;
 - e) the existence of the right to request from the controller rectification or erasure of personal data or restriction of processing of personal data concerning the data subject or to object to such processing;
 - f) the right to lodge a complaint with the Commissioner;
 - g) where the personal data are not collected from the data subject, any available information as to their source;
 - h) the existence of automated decision-making, including profiling, referred to in Article 22(1) and (4) and, at least in those cases, meaningful information about the logic involved, as well as the significance and the envisaged consequences of such processing for the data subject.
2. Where personal data are transferred to a third country or to an international organisation, the data subject shall have the right to be informed of the appropriate safeguards pursuant to Article 46 relating to the transfer.
3. The controller shall provide a copy of the personal data undergoing processing. For any further copies requested by the data subject, the controller may charge a reasonable fee based on administrative costs. Where the data subject makes the request by electronic means, and unless otherwise requested by the data subject, the information shall be provided in a commonly used electronic form.
4. The right to obtain a copy referred to in paragraph 3 shall not adversely affect the rights and freedoms of others.