

Sent by email: [info@areton-ltd.com](mailto:info@areton-ltd.com)

27 May 2016

DPA 16/250

Dear Mr Russo,

Thank you for email of 18 April 2016 requesting the release of information under the Freedom of Information Act (FOIA). The Agency wrote to you on 16<sup>th</sup> May, advising that we would treat your enquiry as a request for your personal data under the Data Protection Act, as the information you requested includes your own personal data which would otherwise be exempt from disclosure under s40(1) of the FOIA. This is because FOIA disclosures are to be treated as if disclosed to the 'world at large', and if a third party had made this request it would likely be exempt from disclosure. In these circumstances (where the personal data is your own), we felt it more appropriate to treat this as a subject access request under the Data Protection Act. You requested the release of the following information from the MHRA and Trading Standards:

As you may be aware, your entitlement under the DPA is to your personal data. We have also treated company data as your own personal data, on the basis that you hold the position of sole director of the company. Company information is therefore included as personal data in relation to this request. Your personal data can be found in the attached table.

I have also indicated where some information has been redacted (deleted). Data is exempt from disclosure if it is the personal data of another person in which case it has been marked as '3rd Party

Details Withheld'.

I have not enclosed the agency's previous correspondence with you as you have indicated in (2) above that you already have copies of this.

### **The Medicines and Healthcare products regulatory Agency and data processing**

The Agency is an Executive agency sponsored by the Department of Health (DH). The DH registers with the Information Commissioner's Office as a public authority data controller each year. Its registration number is Z5571792. This registration describes in very general terms the purposes for which the DH and the agency process personal data and with whom they may share it.

In this context I should explain that the agency takes its responsibilities under the Data Protection Act very seriously. All staff undertake information assurance awareness training and are required to be aware of and comply with the Data Protection Act.

I hope this information is helpful. If you have any queries or would like further clarification you are welcome to contact me, however if you are dissatisfied with our response you may apply directly to the Information Commissioner's Office (ICO) for an assessment. The ICO can be contacted at:

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

Yours Sincerely,

Customer Services

Communications division

Medicines and Healthcare products Regulatory Agency  
151 Buckingham Palace Road, London, SW1W 9SZ  
Telephone: 020 3080 6000  
Email: [info@mhra.gsi.gov.uk](mailto:info@mhra.gsi.gov.uk)  
Stay connected: [mhra.gov.uk/stayconnected](http://mhra.gov.uk/stayconnected)

Item	Description of Personal Data	Personal Data
1	Email to Trading Standards from Case referrals at the MHRA	<p>From: Case Referrals  Sent: 23 February 2016 11:04  To: 'trading.standards@nottinghamcity.gov.uk'  Cc: Case Referrals  Subject: Beauty Teck Cosmetic Machine  Importance: High</p> <p><b>OUR REF INV 768</b></p> <p>Dear Nottingham Trading Standards</p> <p><b>Subject: <a href="http://areton-ltd.com/">http://areton-ltd.com/</a></b></p> <p><b>Subject: BeautyTeck</b> distributed from Areton Ltd. <b>Address:</b> Areton Limited. Registered Address: 6 Colwick Road, NG2 4BU, Nottingham, UK CONTACT US: 0044(0)115 888 3318 calls to and from our company maybe recorded. Email:<a href="mailto:Info@areton-ltd.com">Info@areton-ltd.com</a></p> <p>CRC received a referral concerning a cosmetic product called Beauty Teck .</p> <p>Our Borderline Devices team reviewed the above website and the product is now advertised as a cosmetic device for beauty therapy. Our devices section found that there are no medical claims and therefore does not constitute a medical device..</p> <p>If you need to contact us, or if you have any further queries then please contact us on 0203 080 6330</p> <p>Hope this helps and is clear</p> <p>Kind Regards</p>

		<p><b>3<sup>rd</sup> Party Details Withheld</b>  Case Referral Centre  MHRA  151 Buckingham Palace Road  London  SW1W 9SZ</p>
2	Internal Email (MHRA)	<p><b>From:</b> MB-MDA-ERA@mhra.gsi.gov.uk  <b>Sent:</b> 19 February 2016 12:35  <b>To:</b> Case Referrals  <b>Subject:</b> FW: New referral  <b>Attachments:</b> RE: beautyteck Areton LTD; Beautyteck -MHR  E/2015/1186</p> <p>Dear <b>3<sup>rd</sup> Party Details Withheld</b></p> <p>This gentleman has a long history and we have had a large amount of correspondence with him – I have attached a copy of the last email that was sent to him about the Beautyteck product for your reference (it is one of many).</p> <p>He is being very clever with the claims being made and referencing everything for ‘aesthetic’ purposes only, which make it difficult to say that the products would be medical devices – I can see no overt medical claims on the website but I have not had time to review it in detail.</p> <p>In the first instance I would refer it to trading standards but I would advise them of the history in relation to this.</p> <p>Best regards,  <b>Third Party Details Withheld</b></p> <p>MHRA (Devices) 151 Buckingham Palace Road  Victoria, London, SW1W 9SZ</p>
3	Internal Email (MHRA)	<p><b>From:</b> Case Referrals  <b>Sent:</b> 18 February 2016 16:33  <b>To:</b> MB-MDA-ERA@mhra.gsi.gov.uk  <b>Cc:</b> Case Referrals  <b>Subject:</b> FW: New referral</p> <p>Dear Devices Borderline,</p> <p><b>Subject:</b> <a href="http://areton-ltd.com/">http://areton-ltd.com/</a></p> <p>In this instance can you please review the attached referral to ascertain whether it is a Device or Cosmetic and action as appropriate</p> <p>Kind regards  <b>Third Party Details Withheld</b></p>

