



Homes
England

Date: 15/06/20

Our Ref: RFI2996

Tel: 0300 1234 500

Email: infogov@homesengland.gov.uk

Making homes happen

██████████
By Email Only

Windsor House
Homes England – 6th Floor
50 Victoria Street
London
SW1H 0TL

Dear ██████████

RE: Request for Information – RFI2996

Thank you for your request for information, which we have processed under the Freedom of Information Act 2000 (FOIA).

For clarification, you requested the following information:

Please can I request a freedom of request information for above mentioned postcode (██████████)

Response

We can inform you that we do hold the information that you have requested. However, we rely on Section 40(1) and Section 40(2) of the FOIA to withhold the information from disclosure.

Section 40 – Personal information

We are withholding information on the grounds that it constitutes your personal data and therefore engages section 40(1) and 40(2) of the FOIA.

The information held regarding the postcode set out in your request leads to identify you directly and also a third party. To disclose this information to the wider public under the FOIA would breach one or more of the data protection principles and your rights under data protection legislation.

Section 40 is an absolute exemption which means that we do not need to consider the public interest in disclosure. Once it is established that the information is personal data and release would breach one or more of the data protection principles, then the exemption is engaged.

The full text in the legislation can be found on the following link;

<https://www.legislation.gov.uk/ukpga/2000/36/section/40>

We have a duty to provide you with advice and assistance, we can provide you with some of this information in accordance with the General Data Protection Regulation (GDPR) and Data Protection Act 2018 (DPA). Therefore, we

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are now processing this information as a right of access request which will only be provided to you, personally. A formal acknowledgment letter will follow in due course.

Right to Appeal

If you are not happy with the information that has been provided or the way in which your request has been handled you may request an internal review by writing to;

The Information Governance Team
Homes England – 6th Floor
Windsor House
50 Victoria Street
London
SW1H 0TL

Or by email to infogov@homesengland.gov.uk

You may also complain to the Information Commissioner however, the Information Commissioner does usually expect the internal review procedure to be exhausted in the first instance.

The Information Commissioner's details can be found via the following link;

<https://ico.org.uk/>

Please note that the contents of your request and this response are also subject to the Freedom of Information Act 2000. Homes England may be required to disclose your request and our response accordingly.

Yours sincerely,

The Information Governance Team

For Homes England

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