



Homes  
England

Date: 4 December 2020

Our Ref: RFI3204

Tel: 0300 1234 500

Email: [infogov@homesengland.gov.uk](mailto:infogov@homesengland.gov.uk)

Making homes happen

██████████  
By Email Only

Windsor House  
Homes England – 6<sup>th</sup> Floor  
50 Victoria Street  
London  
SW1H 0TL

Dear ██████████

**RE: Request for Information – RFI3204**

Thank you for your recent email, which was processed under the Freedom of Information Act 2000 (FOIA). You requested the following information:

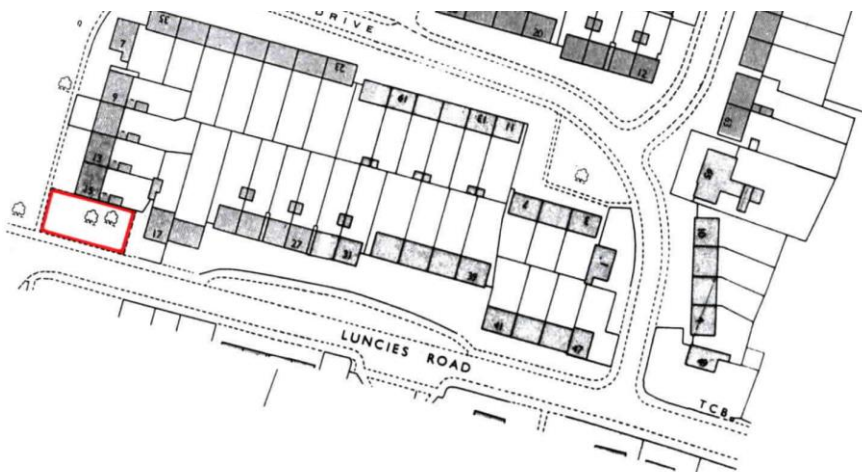
*I recently contacted Basildon council about purchasing some council owned land ██████████, 15 Luncies Road, Basildon but was told about an agreement which restricts the use of such land with homes England and at the present time the land is not available to purchase.*

*The purpose for my email is for any information you can give me relating to such agreement? Or point me in the direction of anything I can read regarding this.*

**Response**

We can confirm that we do hold information that falls within the scope of your request.

We have undertaken searches and believe the parcel of land you are referring to is the red outlined plot in the below:





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21 - Information accessible to applicant by other means.

We rely on section 21, exemption where information is available to the applicant elsewhere.

The full text of the legislation can be found on the following link and we have quoted section 21 below for ease.

<https://www.legislation.gov.uk/ukpga/2000/36/section/21>

(1) Information which is reasonably accessible to the applicant otherwise than under section 1 is exempt information.

(2) For the purposes of subsection (1)—

(a) information may be reasonably accessible to the applicant even though it is accessible only on payment, and

(b) information is to be taken to be reasonably accessible to the applicant if it is information which the public authority or any other person is obliged by or under any enactment to communicate (otherwise than by making the information available for inspection) to members of the public on request, whether free of charge or on payment.

(3) For the purposes of subsection (1), information which is held by a public authority and does not fall within subsection (2)(b) is not to be regarded as reasonably accessible to the applicant merely because the information is available from the public authority itself on request, unless the information is made available in accordance with the authority's publication scheme and any payment required is specified in, or determined in accordance with, the scheme.

**Advice and Assistance**

We have a duty to provide advice and assistance in accordance with Section 16 of the FOIA. As such we can advise that any restrictions on this parcel of land are detailed in the 'Register of Title'. This is available from the land registry under title number: EX508410 via the following link: [Get information about property and land - GOV.UK \(www.gov.uk\)](http://www.gov.uk).

**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 – 6<sup>th</sup> Floor  
Windsor House  
50 Victoria Street  
London  
SW1H 0TL

Or by email to [infogov@homesengland.gov.uk](mailto: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.



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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

OFFICIAL