



Homes
England

Date: 1 April 2021

Our Ref: RFI3358

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 – RFI3358

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

You requested the following information:

1. *Please provide copies of sections of the minutes of all meetings of the Homes England Audit and Risk Committee from January 1st 2019 to December 31st 2019 relating to loans given to Delancey (or its subsidiaries/joint vehicles) under the Build to Rent, Home Building Fund and/or Private Rental Sector Guarantee Schemes, including but not necessarily limited to the East Village of the Olympic Park and the redevelopment of Earls Court, London*
2. *For meetings at which these financial arrangements were discussed, please also provide*
 - i) *The attendance lists of these meetings*
 - ii) *Sections of any civil service briefings prepared for attendees of these meetings with sections relating to Delancey.*
 - iii) *Any correspondence summing up action points from these meetings relating to Delancey.*

Response

We can confirm that Homes England does hold the information detailed in your request for point 1. Furthermore, we can confirm that we may hold the information detailed in your request for point 2.

Section 12 - Exemption where cost of compliance exceeds appropriate limit

To comply with your request in its current state would exceed the appropriate limit for the cost of compliance. We therefore rely on section 12 of the FOIA, an exemption where the cost of compliance exceeds the appropriate limit.

The full text of the legislation can be found on the following link:

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

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We have determined that to establish where all elements of information may be held, to locate any information, retrieving any information and to extract any information would exceed the appropriate limit, which is set at £450 and is based on work being carried out at a rate of £25 per hour. This represents 18 hours of work to determine if information is held, to locate, extract and collate the Information.

Section 12 of the FOIA does not oblige a public authority to comply with a request for information if the authority estimates that the cost of complying with the request would exceed the appropriate limit.

Under the terms of the FOIA we are not obliged to provide any information compiled during our searches prior to concluding section 12 is engaged. However, we should advise that point 2 of your request engaged the section 12 exemption.

Advice and Assistance

We have a duty to provide advice and assistance in accordance with section 16 of the FOIA. To comply with this duty you might wish to consider narrowing the scope of your request. For example, a request which reference a specific meeting and / or timeframe may not engage the section 12 exemption.

Please note that due to the broad scope of your request we cannot confirm (at this moment in time) that any further request would not also exceed the section 12 cost limit.

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. You can request an internal review by writing to Homes England via the details below, quoting the reference number at the top of this letter.

Email: infogov@homesengland.gov.uk

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

Your request for review must be made in writing, explain why you wish to appeal, and be received within 40 working days of the date of this response. Failure to meet this criteria may lead to your request being refused.

Upon receipt, your request for review will be passed to an independent party not involved in your original request. We aim to issue a response within 20 working days.

You may also complain to the Information Commissioner's Office (ICO) 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:



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<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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