



Homes
England

Date: 3 August 2021

Our Ref: RFI3522

Tel: 0300 1234 500

Email: infogov@homesengland.gov.uk

Making homes happen

██████████
By Email Only

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

Dear ██████████

RE: Request for Information – RFI3522

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

You requested the following information:

The June 2020 NAO report entitled Investigation into remediating dangerous cladding on high-rise buildings, stated: "Homes England estimates 274 homes are affected by ACM cladding, based on a comparison of Departmental building safety data and the Homes England Help to Buy loan accounts. Of these, 170 homes across 28 buildings have live loan accounts, with the remaining 104 homes having redeemed their loans. Of the 104 homes that have redeemed, Homes England received less than the equity loan originally lent on 27 homes."

Please provide your current, or most recent, estimate of the number of Help to Buy homes:

- 1. Affected by ACM cladding*
- 2. Affected by other fire safety problems*

Response

For clarity, we will address each of your points in turn:

Please provide your current, or most recent, estimate of the number of Help to Buy homes: 1. Affected by ACM cladding

We can confirm that Homes England does not hold the information you have requested.

To conclude that the information is not held, we have searched with our Help to Buy and Legal teams who would have the requested information if held.

The FOIA does not oblige a public authority to create information to answer a request if the requested information is not held. The duty under section 1(1) is only to provide the recorded information held.

The full text of section 1 in the legislation can be found here:

<https://www.legislation.gov.uk/ukpga/2000/36/section/1>

OFFICIAL



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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 we do not hold current or recent 'estimates' of this information. Actual figures will be collated in time by our sponsor department, the Ministry of Housing, Communities and Local Government (MHCLG) and we understand from them that once collated actual figures will be published. However, at this time we do not hold the information requested.

Please provide your current, or most recent, estimate of the number of Help to Buy homes: 2. Affected by other fire safety problems

We can confirm that Homes England does not hold the information you have requested.

To conclude that the information is not held, we have searched with our Help to Buy and Legal teams who would have the requested information if held.

The FOIA does not oblige a public authority to create information to answer a request if the requested information is not held. The duty under section 1(1) is only to provide the recorded information held.

The full text of section 1 in the legislation can be found here:

<https://www.legislation.gov.uk/ukpga/2000/36/section/1>

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 Homes England do not hold information on fire safety other than ACM cladding. This is confirmed in a previous published response on the subject which may be useful to you: [RFI3138 - Help to Buy Cladding.pdf \(publishing.service.gov.uk\)](#).

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. 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

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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:

<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