



Homes
England

Date: 24 May 2022

Our Ref: RFI3860

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 – RFI3860

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:

In April 1999 the Commission for New Towns (CNT) invited tenders for the transfer of the River Tees Barrage and other assets. British Waterways (BW) submitted the successful tender, and that tender included cost estimates for the maintenance liabilities associated with the assets in question. I appreciate that you may no longer hold records of the original transfer, inherited by your organisation as a successor to the CNT, but if you do hold those records I would like a copy of the BW tender submission including its appendices.

Response

We can confirm that Homes England does not hold the information detailed in your request.

To conclude that the information is not held, we have searched with our Records and CAL team 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. To comply with this duty we are able to confirm that Homes England hold no recorded information in relation to the River Tees Barrage and other assets as Homes England did not inherit these records from our predecessor organisation. However, we

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can advise that you submit a Freedom of Information request to the Canal & River Trust who are the successors to British Waterways via the following link:

[Making a request for information | Canal & River Trust \(canalrivertrust.org.uk\)](https://www.canalrivertrust.org.uk/making-a-request-for-information)

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
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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

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