



Homes
England

Date: 20 July 2022

Our Ref: RFI3889

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

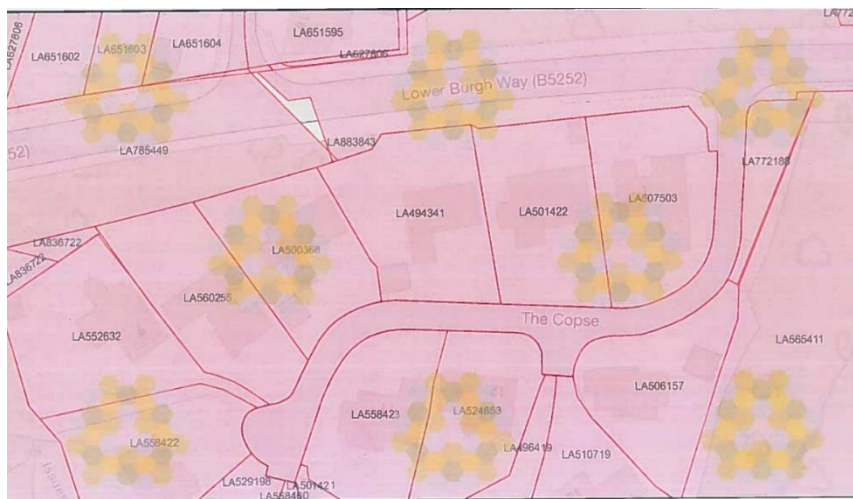
Dear [REDACTED]

RE: Request for Information – RFI3889

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:

I'm dealing with a query regarding land adjacent to The Copse off Lower Burgh Way in Chorley, Lancashire which was a New Town project. More specifically my query relates to some fencing which appears to have been installed by CLDC. This is the area I am concerned with:



I'm wondering whether you have any records still from CLDC that may be able to assist? I appreciate it may be a long shot but I thought I would ask.

We asked for clarification regarding the specific part of the map your request was referring to and you clarified as follows:

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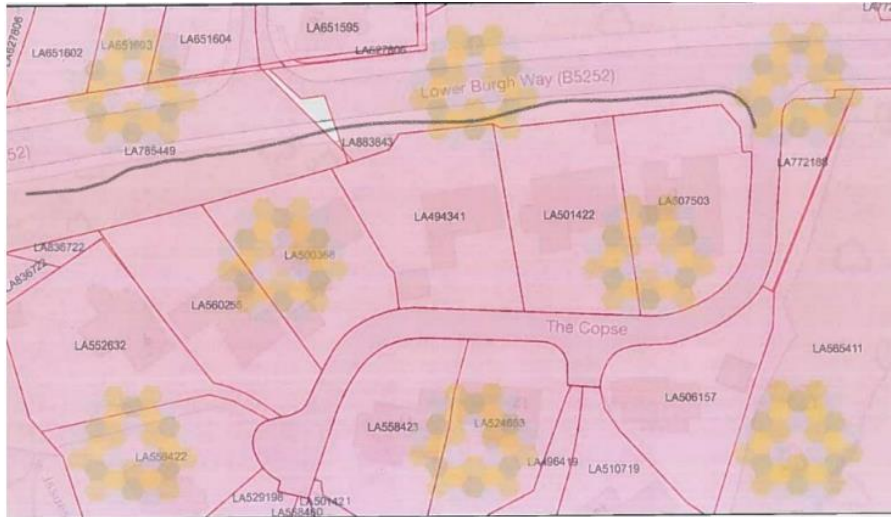
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The fencing which I am interested in is roughly where the black line is on the map below and within the land registry titles indicated on the map



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 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 the fencing would have been erected on the property line over 30 years ago when Central Lancashire Development Corporation (CLDC) were still in operation. Homes England were the residual body for CLDC therefore any details of fencing would be stored in the Correspondence files that we hold. However, we can confirm that the Correspondence files that Homes England held in relation to this area of land and any documents relating to fencing installed by CLDC have since been destroyed in accordance with our Records Retention Policy. We can further advise that any residual Deeds that we currently hold in relation to Lower Burgh Way do not show any fencing details in them.



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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
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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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