



Homes
England

Date: 12 June 2023

Our Ref: RFI4336

Tel: 0300 1234 500

Email: infogov@homesengland.gov.uk

The Housing and Regeneration Agency

██████████
By Email Only

Information Governance Team
Homes England
Windsor House
6th Floor
42-50 Victoria Street
London
SW1H 0TL
United Kingdom

Dear ██████████

RE: Request for Information – RFI4336

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 write in relation to a freedom of information request concerning the organisation 'The Dolphin Square Charitable Trust' ("DSCT") ██████████ The Dolphin Square Charitable Foundation ("DSCF") which also operates through its subsidiary/ delivery arm 'Dolphin Living Limited' which is a registered society/ provider of social housing reg. number 4813 ("DLL") (together DSCT, DSCF and DLL referred to as the "Organisation").

Please can you confirm/provide details concerning the following:

1. Whether the Organisation has (or whether DSCT, DSCF, and/or DLL have individually) a housing supply delivery agreement with Homes England which allows the Organisation to let its housing stock as 'affordable rent', and if so please provide copies of that agreement (or those agreements, as applicable);
2. Whether the Organisation is regulated by Homes England and, in particular, the Regulator of Social Housing ("RSH");
3. Whether the Organisation is exempted from following The RSH's Rent Standard 2023, (copied here for ease of reference:
https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/1136773/Rent_Standard_April_2023.pdf)
4. Whether DSCF, DCST and/or DLL have collectively, or individually, been exempted from any permissible exemptions under s.25 Welfare Reform and Works Act 2016.

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Response

- 1. Whether the Organisation has a housing supply delivery agreement with Homes England.....**
- 4. Whether DSCF, DCST and/or DLL have collectively, or individually, been exempted from any permissible exemptions under s.25 Welfare Reform and Works Act 2016.**

We can confirm that Homes England does not hold the information detailed in your request. This is because there is no legal or business reason for Homes England to do so.

To conclude that the information is not held, we have searched with our Affordable Housing Products 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 has had no previous involvement with The Dolphin Square Charitable Trust. Dolphin Square are a London based organisation and all their homes are located within London. Although Homes England does issue Housing Supply Delivery Agreements, we are not responsible for an organisation who are solely London based as it is not in Homes England's remit. We can advise that the information is held by the Greater London Authority (GLA) and that you submit a Freedom of Information request to the GLA via the below link:

<https://www.london.gov.uk/who-we-are/governance-and-spending/sharing-our-information/freedom-information>

- 2. Whether the Organisation is regulated by Homes England and, in particular, the Regulator of Social Housing ("RSH");**
- 3. Whether the Organisation is exempted from following The RSH's Rent Standard 2023**

We can confirm that Homes England does not hold the information detailed in your request. This is because there is no legal or business reason for Homes England to do so.

To conclude that the information is not held, we have searched with our Affordable Housing Products team who would have the requested information if held.



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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 regulation of social housing providers' function transferred from the Homes and Communities Agency (Homes England) to the Regulator of Social Housing (RSH) on 1 October 2018 therefore RSH are now a separate public body from Homes England. We therefore advise that you submit a Freedom of Information request to RSH via the below link:

<https://www.gov.uk/government/organisations/regulator-of-social-housing>

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

Information Governance Team

Homes England

Windsor House

6th Floor

42-50 Victoria Street

London

SW1H 0TL

United Kingdom

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.

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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