

1st floor  
NLBP  
13 May 2019  
Our ref: 5223128

Thank you for your request received on 9 April 2019, for the following information:

**Do the council provide any guidelines for enforcement at this specific box junction (Yellow Box Junction at the junction of Nether Street / Ballards Lane), and what are the guidelines for general enforcement of box junction offences?**

We have processed this request under the Freedom of Information Act 2000.

### **Response**

I can confirm that London Borough of Barnet holds the information you requested.

However, we believe that the exemptions detailed below apply to all the information you requested and so we are withholding that information. Please see the Refusal Notice below.

***Do the council provide any guidelines for enforcement at this specific box junction (Yellow Box Junction at the junction of Nether Street / Ballards Lane), and what are the guidelines for general enforcement of box junction offences?***

We consider that the qualified exemption set out in Section 31 (Law enforcement) applies. Section 31 (1) (a) states that information is exempt if its disclosure would or would be likely to prejudice the prevention or detection of crime, apprehension or prosecution of offenders, the administration of justice, the assessment or collection of tax, the operation of immigration controls, and/or the maintenance of security and good order in prisons or secondly carrying out a specified purpose, s(1)(g) as outlined in s31(2)(a).

This is a qualified exemption under the Freedom of Information Act 2000 which means that consideration must also be given to whether in all the circumstances of the case the public interest favouring disclosure is greater than the public interest in maintaining the exemption.

The public interest means what is in the best interests of the public not what is of interest to the public.

### **Factors in favour of disclosure**

1. Furthering the understanding and participation in the public debate of issues of the day.
2. Promoting accountability and transparency by public authorities for decisions taken by them.
3. Promoting accountability and transparency in the spending of public money.
4. Allowing individuals, companies and other bodies to understand decisions made by public authorities affecting their lives.

## **Factors in favour of withholding**

1. There is a very strong public interest in protecting the law enforcement capabilities of public authorities.
2. There is no wider public interest to be obtained in disclosing the information.
3. In all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

## **Further information**

If you are interested in the data that the council holds you may wish to visit Open Barnet, the council's data portal. This brings together all our published datasets and other information of interest on one searchable database for anyone, anywhere to access. <http://open.barnet.gov.uk/>

## **Advice and Assistance : Direct Marketing**

If you are a company that intends to use the names and contact details of council officers (or other officers) provided in this response for direct marketing, you need to be registered with the Information Commissioner to process personal data for this purpose. You must also check that the individual (whom you wish to contact for direct marketing purposes) is not registered with one of the Preference Services to prevent Direct Marketing. If they are you must adhere to this preference.

You must also ensure you comply with the Privacy Electronic and Communications Regulations (PECR). For more information follow this Link [www.ico.org.uk](http://www.ico.org.uk)

**For the avoidance of doubt the provision of council (and other) officer names and contact details under FOI does not give consent to receive direct marketing via any media and expressly does not constitute a 'soft opt-in' under PECR.**

## **Your rights**

If you are unhappy with the way your request for information has been handled, you can request a review within the next 40 working days by writing to the Information Management Team at: [foi@barnet.gov.uk](mailto:foi@barnet.gov.uk). Or by post to Information Management Team (FOI) The London Borough of Barnet, North London Business Park, Oakleigh Road South, London, N11 1NP

If, having exhausted our review procedure, you remain dissatisfied with the handling of your request or complaint, you will have a right to appeal to the Information Commissioner at: The Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF (telephone: 0303 123 1113; website [www.ico.org.uk](http://www.ico.org.uk)). There is no charge for making an appeal.