

11 November 2019

Our ref: 5738508

Thank you for your request received on 24 October 2019, for the following information:

According to Part 3, s44 of the 2014 Children & Families Act, local authorities must review Education, Health & Care Plans (EHCPs) at least annually. As part of this annual review, local authorities must decide whether to maintain, amend, or cease to maintain the EHCP. The local authority must notify parents or the young person of their decision within four weeks of the review meeting, and they must notify them of their right to appeal matters within the EHCP that arise from this decision.

I would be grateful if you could provide me with the following information:

**** The number of EHCP annual reviews completed by the local authority in 2018***

**** The number of EHCP annual reviews that were not completed by the local authority in 2018***

**** The number of EHCP annual reviews completed by the local authority from 1st January 2019 to 1st October 2019***

**** The number of EHCP annual reviews due for completion by the local authority between 1st January 2019 and 31st October 2019, but which have not been completed***

**** The number of EHCP annual reviews that currently remain incomplete at least 6 months after the last review meeting***

**** The number of EHCP annual reviews that currently remain incomplete at least 12 months after the last review meeting***

**** The number of EHCP annual reviews that currently remain incomplete at least 24 months after the last review meeting***

For these requests, the definition of 'complete' is successful completion of all local authority duties laid out in paragraphs 20 and 21 of the 2014 Special Educational Needs & Disability Regulations

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

Response

- 1. The number of EHCP annual reviews completed by the local authority in 2018***
- 2. The number of EHCP annual reviews that were not completed by the local authority in 2018***
- 3. The number of EHCP annual reviews completed by the local authority from 1st January 2019 to 1st October 2019***
- 4. The number of EHCP annual reviews due for completion by the local authority between 1st January 2019 and 31st October 2019, but which have not been completed***

5. ***The number of EHCP annual reviews that currently remain incomplete at least 6 months after the last review meeting***
6. ***The number of EHCP annual reviews that currently remain incomplete at least 12 months after the last review meeting***
7. ***The number of EHCP annual reviews that currently remain incomplete at least 24 months after the last review meeting***

For these requests, the definition of 'complete' is successful completion of all local authority duties laid out in paragraphs 20 and 21 of the 2014 Special Educational Needs & Disability Regulations

In respect of your recent enquiry for information under the provisions of the Freedom of Information Act, the information that you asked for cannot be provided within the statutory 18 hour limit because we do not hold this data in an accessible format. We would need to read every child's Education Health Care Plan (EHCP).

Please note that we have used data captured in the January census for 2018 and 2019. In order for us to answer the request for 2018 we would need to read 2142 EHCP's. It would take approximately 10 minutes to review each case. Therefore, 2142 files x 10 minutes = 21,420 minutes (357 hours).

For 2019 we would need to read 2372 EHCP's. It would take approximately 10 minutes to review each case. Therefore, 2372 files x 10 minutes = 23,720 minutes (395 hours).

We have therefore decided to refuse your request, please see Refusal notice (Section 12) below.

Refusal Notice

Section 12 of FOIA states that the council does not have to comply with a request for information if the cost of compliance exceeds the appropriate limit of £450 calculated at £25 per hour with a limit of 18 hours. The appropriate limit relates strictly to the process of determining whether the information is held; locating, retrieving and extracting the information, or a document containing it.

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

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. Or by post to Information Management Team (FOI) London Borough of Barnet, 2 Bristol Avenue, Colindale, NW9 4EW

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). There is no charge for making an appeal.