

14 February 2020

Our ref: 6043988

Thank you for your request received on 29 January 2020, for the following information:

My last communication about the encroachment your wording was no further action, in response I requested copy of the enforcement report 6 At John's Road NW11 ref: ENF/0025/20

We have processed this request under the Environmental Information Regulations 2004.

Response

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

However, we consider that the following exceptions apply to some of the information requested. We consider that regulation 12 (3) (Personal information) applies to the information requested.

Therefore, we have decided to withhold the information. The contact details (name of complainants, addresses, phone numbers, email addresses) have been redacted from the disclosed information because it is the personal information of the complainants. This is as we consider it to be excepted under Regulation 13 (1) because its disclosure would be unfair processing and so contrary to the first Data Protection Act 1998 principle and so would come under the condition in Reg 13(2). Personal information is governed by the Data Protection Act 1998 (DPA) and is defined as any *data which relate to a living individual who can be identified) from those data, or from those data and other information which is in the possession of, or is likely to come into the possession of, the data controller.*

Please find attached the Planning Enforcement Case Notes for ENF/0025/20

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.