



London Borough of Barnet,
2 Bristol Avenue,
Colindale,
London NW9 4EW
24 February 2020
Our ref: 6060388

Thank you for your request received on 7 February 2020, for the following information:

Between 2014/15 to the date of receipt of this request: on how many occasions has the council discovered individuals who have gifted their property to someone else and/or changed the registered owner of their property to the name of someone else - which has subsequently been deemed as a deliberate deprivation of assets - when the council has conducted a financial assessment when considering entering into a deferred payment agreement (DPA)?

2) In the same time period, how many cases has the council taken individuals to courts over unpaid debt relating to DPAs? Please specify where possible instances when court action has been taken by the council following non-payment of remaining debts 90 days after the death of the care receiver? Please state the amount of outstanding debt in each case and, where possible, please state the outcome of each legal action: whether the council has won its case and any monies recovered.

I would like a copy of the information and would prefer for it to be sent by email if possible. ☐

If any part of the information requested is covered by one or more of the absolute exemptions in the Act please treat this request as a request for that part of the information which is not covered by the absolute exemption. ☐ If you need further details in order to identify the information requested or a fee is payable please let me know as soon as possible. ☐

If you are of the view that there may be further information of the kind requested but it is held by another public authority please let me know as soon as possible. Please continue with this application as quickly as possible.

☐ I believe that the information requested is required in the public interest for the following reasons: ☐ ☐ 1. To uphold public confidence that the council has thorough policies on the type of information it is obliged to record ☐.

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

Response

The council holds the information requested and it is attached/ the answers to your questions are below

Between 2014/15 to the date of receipt of this request: on how many occasions has the council discovered individuals who have gifted their property to someone else and/or changed the registered owner of their property to the name of someone else - which has subsequently been deemed as a deliberate deprivation of assets - when the council has conducted a financial assessment when considering entering into a deferred payment agreement (DPA)?

Information not held. We do not keep a list of cases that have applied for funding and rejected due to having been found to have deprived themselves of capital. All such information is kept against individual records but not as a list. As such we are unable to give this information.

2) In the same time period, how many cases has the council taken individuals to courts over unpaid debt relating to DPAs? Please specify where possible instances when court action has been taken by the council following non-payment of remaining debts 90 days after the death of the care receiver? Please state the amount of outstanding debt in each case and, where possible, please state the outcome of each legal action: whether the council has won its case and any monies recovered.

None

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.