

8 July 2020  
Our ref: 6384252

Thank you for your request received on 12 June 2020, for the following information:

**I am interested in gathering the statistics of all Barnet secondary schools for Year 9.**

**My question is:**

**How many is in the waiting list for Year 9?**

**What are their distances?**

**Are there any looked after children in the waiting list?**

**How many in the waiting list has siblings in the school?**

**What is the closest distance?**

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

## **Response**

***How many is in the waiting list for Year 9?***

***What are their distances?***

***Are there any looked after children in the waiting list?***

***How many in the waiting list has siblings in the school?***

***What is the closest distance?***

Please see attached spreadsheet.

Please note:

- This data is subject to change on a daily basis dependent on movement of students.
- Minus figures indicate school who have gone over number for that year group.
- As requested nearest and furthest distances have been provided, however this is not an indication of position on waiting list. Each school will have their own admissions criteria and certain criteria's may place a child higher on the waiting list. For example: a sibling may live further but will rank higher on the waiting list than a child whose admissions criteria is based on geography.
- LAC children are not subject to waiting list positions. Their placements are arranged between the virtual school, Barnet school admissions and the identified school. – Therefore there are no LAC children on any year 9 waiting list.

- Sibling data has not been provided as there are no more than 3 siblings on any waiting list and these children could therefore be identified if data was provided.
- \*less than five

Please note that we have omitted the data where the values are 5 or less as this could reveal the identities of the children. We consider that this information is exempt under section 40 of FOIA. Please see the refusal notice below.

## Refusal Notice

Section 40 FOIA sets out an exemption from the right to know if the information requested is personal information protected by the Data Protection Act 1998 (DPA).

The DPA which governs the processing of personal data and defines personal data “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.”

Section 40 (2) FOIA exempts disclosure of information if such disclosure would contravene one of the data protection principles. This exemption is absolute and is not subject to the public interest test.

The first of the data protection principles requires that personal data is processed fairly and lawfully. It is our view that to disclose the withheld information would breach this principle, in particular, the requirement of fairness because the children have a reasonable expectation of privacy and do not expect that their personal information would be released in a response to a freedom of information request.

## 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) 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](http://www.ico.org.uk)). There is no charge for making an appeal.