



London Borough of Barnet,
2 Bristol Avenue,
Colindale, NW9 4EW
18 November 2020
Our ref: 6732748

Thank you for your request received on 26 October 2020, for the following information:

Please find my questions below.

How many mainstream primary schools are there in Barnet?

How many special primary schools are there in Barnet?

In Barnet, how many children of primary school age have an EHCP?

In the following list of schools, how many children that attend have an EHCP?

ALL SAINTS
ASHMOLE
BRUNSWICK PARK
CHURCH HILL
COPPETS WOOD
DANEGROVE
HOLLY PARK
MONKFRITH
NORTHWAY
OAKLEIGH
OSIDGE
QUEENSWELL
SACRED HART
St JOHN'S
St PAUL'S

What is the student capacity of each of the above schools.

Of these schools, how many are oversubscribed? If they are oversubscribed, by what amount?

.....

What was the date for the last SEN department Ofsted inspection?

What was the outcome of the last inspection?

I would like a copy of the report please.

.....

How many children that attend special primary schools do not yet have an EHCP?

.....

What is the total budget for the following Barnet local authority departments annually?

Children's services

Fostering
Adoption
Private adoption
SEND
Safeguarding
Early years

Of these budgets, how many of them have underspent in the last five years?

How many times have the SEN department had a first tier tribunal brought against them since 2014?

Of that figure how many found in favour of the complainant and how many were in favour of the Local Authority?

How many were for the below reasons in each year from 2014 to present day:

The Local Authority secured an EHC assessment but refused to make an EHC plan
The Local Authority has issued an EHC plan following an EHC Needs Assessment
The Local Authority has refused to secure a Re-Assessment of EHC Needs
The Local Authority has carried out an annual review of the EHC plan
The Local Authority has refused to amend the EHC plan after an EHC Needs Re-Assessment
The Local Authority has decided that the EHC plan is no longer necessary and are going to 'Cease to Maintain' the Plan
Parents/carer's disagree with what the EHC plan says about the child or young persons special educational needs (Section B)
Parents/carer's disagree with what the EHC plan says about the educational help/provision the child or Young Person requires (Section F)
Parents/carer's disagree with the school/college/institution named in the EHC plan (Section I)
The Local Authority has not named a school/college/institution in the EHC plan (Section I)

Can you please kindly inform me how long it will be before I can expect a response.

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

Response

The council holds the information requested and the answers to your questions are below

How many mainstream primary schools are there in Barnet?

Primary schools - 90

How many special primary schools are there in Barnet?

Special schools - 2

In Barnet, how many children of primary school age have an EHCP?

1179

In the following list of schools, how many children that attend have an EHCP? - see table below

School Name	Count of Child Ref
All Saints' CE School (N20)	7
Ashmole Primary School	*
Brunswick Park School	13
Church Hill School	*
Coppetts Wood School	14
Danegrove School	21
Holly Park School	11
Monkfrith School	9
Northway	115

Oakleigh	108
Osidge School	6
Queenswell Infant & Nursery	*
Queenswell Junior School	11
Sacred Heart RC School	9
St John's C of E School (N11)	*
St Paul's C Of E School (N11)	*

* 5 or less – omitted the data

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

What is the student capacity of each of the above schools – see table below

Of these schools, how many are oversubscribed? If they are oversubscribed, by what amount? - see table below

	All years Capacity	Reception / Junior 2020 (as of 16 April 2020) Capacity	Oversubscribed	No. on waiting list
ALL SAINTS' N20	210	30	Yes	15
ASHMOLE PRIMARY	420	60	Yes	126
BRUNSWICK PARK	420	60	Yes	20
CHURCH HILL	210	30	Yes	3
COPPETTS WOOD	210	30	Yes	23
DANEGROVE	630	90	Yes	28
HOLLY PARK	420	60	Yes	7
MONKFRITH	420	60	Yes	70
NORTHWAY	120	12	Yes	124 children placed
OAKLEIGH	97	28	Yes	113 children placed
OSIDGE	420	60	No	N/A
QUEENSWELL INFANT	180	60	No	N/A
QUEENWELL JUNIOR	270	90	No	N/A
SACRED HEART	420	60	No	N/A
St JOHN'S N11	210	30	Yes	18
St PAUL'S N11	210	30	Yes	1

What was the date for the last SEN department Ofsted inspection?

Barnet has not yet had a Local Area Inspection

What was the outcome of the last inspection?

N/A

I would like a copy of the report please.

N/A

How many children that attend special primary schools do not yet have an EHCP?

* 5 or less – omitted the data

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

What is the total budget for the following Barnet local authority departments annually?

<input type="checkbox"/>	Budget 2020-21
Children's services*	69,676,789.78
Fostering	3,983,727.68
Adoption	1,334,578.00
Private adoption**	-
Safeguarding***	2,630,240.00
Early years	4,400,134.30

Of these budgets, how many of them have underspent in the last five years?

Four budgets

This is the umbrella term of which the below categories sit within. We have given the whole budget for Children's Service, which will include the below Fostering, Adoption, Safeguarding and Early Years.

There is no separate budget for private adoption. This is all within "Adoption". Includes all of the "Safeguarding, QA and Workforce Development" service area budgets.

SEND

The council does not have a SEND department. SEND services are provided by the council-owned company, Barnet Education and Learning Service. Its estimated annual net expenditure on SEN services, excluding SEN transport, is £4.01m.

Of these budgets, how many of them have underspent in the last five years?

There would not have been recorded underspends in this area.

The below information that you have requested cannot be provided within the statutory 18 hour limit because we do not hold first tier tribunal data on our management system. We would need to open and read all tribunal case notes since 2016 (when we started to record this information).

Since 2016 we would need to read 329 cases. It would take approx. 10 minutes to review each case. 329 cases x 10 = 3290 minutes (54 hours).

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

How many times have the SEN department had a first tier tribunal brought against them since 2014?

We only record data from 2016

2016 - 39

2017 - 42

2018 - 71

2019 - 96

2020 - 81 (up to 30 October 2020)

Of that figure how many found in favour of the complainant and how many were in favour of the Local Authority? Changed to 2019 to present day.

2019

1 in favour of complainant

72 in favour of LA (resolved between parents/carer's & LA or went to tribunal)

23 Refusal to Assess (these were either resolved, withdrawn or agreed)

2020

1 in favour of complainant

54 in favour of LA (resolved between parents/carer's & LA or went to tribunal)

26 Refusal to Assess (these were either resolved, withdrawn or agreed)

How many were for the below reasons in each year from 2014 to present day: Changed to 2019 to present day.

Please note that parents/carer's can request more than one reason to go to Tribunal.

The Local Authority secured an EHC assessment but refused to make an EHC plan

2019 - 1

2020 - 0

The Local Authority has issued an EHC plan following an EHC Needs Assessment

2019 - 0

2020 - 2

The Local Authority has refused to secure a Re-Assessment of EHC Needs

2019 - 0

2020 - 0

The Local Authority has carried out an annual review of the EHC plan

2019 - 0

2020 - 0

The Local Authority has refused to amend the EHC plan after an EHC Needs Re-Assessment

2019 - 0

2020 - 0

The Local Authority has decided that the EHC plan is no longer necessary and are going to 'Cease to Maintain' the Plan

2019 - 0

2020 - 0

Parents/carer's disagree with what the EHC plan says about the child or young persons special educational needs (Section B)

2019 - 73

2020 - 55

Parents/carer's disagree with what the EHC plan says about the educational help/provision the child or Young Person requires (Section F)

2019 - 73

2020 - 55

Parents/carer's disagree with the school/college/institution named in the EHC plan (Section I)

2019 -39

The Local Authority has not named a school/college/institution in the EHC plan (Section I)

2019 - 0

2020 - 0

Refusal Notice

Section 40(2)

Part 1 of Schedule 19 of the Data Protection Act 2018 amends the personal data exemption under section 40 of the Freedom of Information Act 2000(FOI). These are consequential amendments designed to ensure that the correct provisions of the GDPR and the new Act are referenced instead of the now repealed DPA 1998. They will not fundamentally impact when personal data can, and cannot, be disclosed in response to an FOI request.

Personal Information is governed by the Data Protection Act legislation and is defined as any information relating to an identified or identifiable natural person ('data subject'). It adds that: an identifiable natural person is one who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an identification number, location number, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person.

The withheld information is exempt because disclosure would contravene the first data protection principle which requires that personal data is processed fairly and lawfully. Disclosure of the requested information would breach this principle and in particular the requirement of fairness.

For council staff add in: because individuals working for the council have a reasonable expectation of privacy and do not expect that the council would disclose their names or contact details in response to a freedom of information request, especially as they are relatively junior and not in public facing roles. The council's redaction policy states that officers' names and contact details under the level of Assistant Director will generally not be released. All of the posts redacted are under the Assistant Director level.

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.

We would like to provide some information to you. You have requested data from 2014 to present day. We are able to provide you with data from 2019 to present day, which will be within the 18 hour time limit.

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.

