

London Borough of Barnet
2 Bristol Avenue,
Colindale NW9 4EW
21 April 2023
Our ref: 9629840

Thank you for your request received on 20 April 2023, for the following information:

Please provide me, as an international expert and author on abuse of persons, with any and all reports or information in the Barnet Council records made by victims of crime, police, or other authorities regarding the actions or behavior. This request is made under the Freedom of Information and Crime Victims Protection policies of the United Kingdom and under international human rights law.

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

Response

I can neither confirm nor deny that London Borough of Barnet holds this information .

However, we believe that the exemptions detailed below apply to all of this information and this is withheld. Please see the Refusal Notice below.

Please provide me, as an international expert and author on abuse of persons, with any and all reports or information in the Barnet Council records made by victims of crime, police, or other authorities regarding the actions or behavior. This request is made under the Freedom of Information and Crime Victims Protection policies of the United Kingdom and under international human rights law.

Refusal Notice

S40(5) - Neither Confirm Nor Denying

Other than as recorded, we are neither confirming nor denying whether any information is held, by virtue of section 40 (5) (b) (i) of the Freedom of Information Act 2000 (FOIA). We have concluded that confirmation or denial that this information exists would not be consistent with data protection principles in the Data Protection Act 2018 (DPA).

This is not an absolute exemption and requires a public test to be performed. We have considered our obligation to keep the public aware of such activities; however, this legitimate interest is outweighed by the risk of the prejudice that might arise in relation to the legitimate privacy interests of individuals whose personal data might be identified. Therefore, we have concluded that the exemption should be maintained in order to protect privacy of data subjects.

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 Records & Information Management Service, Assurance Group, 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.