

London Borough of Barnet
2 Bristol Avenue,
Colindale NW9 4EW
24th May 2023
Our ref: 9449636

Thank you for your request received on 23rd March 2023, for the following information:

Please release:

1: Any Data Sharing Agreement(s) made with regards to Prevent and/or Channel.

2: Any Data Protection Impact Assessment done in relation to these Data Sharing Agreement(s).

3: Any Data Processing Contract(s) relevant to the Data Sharing Agreement(s).

4: A list of partners without Data Sharing Agreement(s) that you have entered into a Memorandum of Understanding with for the purposes of Prevent and/or Channel implementation.

5: Any information given to persons, or the guardians of said persons, referred to Prevent and/or Channel, including any Privacy Notice.

Additionally, please answer the following questions:

6: Is the Data Sharing Agreement derived from the template Data Sharing Agreement found on the Police CTNet?

7: Are any data relevant to Prevent and/or Channel shared outside of Data Sharing Agreements, such as via Multi Agency Safeguarding Hub emails being copied in to Police?

8: Do invitees to Channel or Police-Led Partnership Panels have to sign Data Sharing or Confidentiality Agreements?

9: If YES to (8) please release a copy of this agreement.

10: Is any data relevant to Prevent stored outside of the Prevent Case Management Database or Channel Management Information System?

11: If YES to (11) please list these databases.

12: Please indicate whether your area is a Prevent priority area (YES/NO)

13: Please indicate whether your area is a Dovetail area (YES/NO)

14: Please list all the persons consulted on the decision to release the above information (only position and organization)

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

Please release:

1: Any Data Sharing Agreement(s) made with regards to Prevent and/or Channel.

The Council is signed up to the pan-London Data Sharing Agreement, which can be located here

[Pan- London Prevent Channel Panel DSA final.docx \(camden.gov.uk\)](#)

2: Any Data Protection Impact Assessment done in relation to these Data Sharing Agreement(s).

Please see attached.

3: Any Data Processing Contract(s) relevant to the Data Sharing Agreement(s).

Please see link.

[NSEP Community Interest Empowering Communities \(ECINS\) contract | Barnet Open Data](#)

4: A list of partners without Data Sharing Agreement(s) that you have entered into a Memorandum of Understanding with for the purposes of Prevent and/or Channel implementation.

N/A No Memorandum of Understanding entered into for the purposes of Prevent/ Channel implementation.

5: Any information given to persons, or the guardians of said persons, referred to Prevent and/or Channel, including any Privacy Notice.

Please see link.

6: Is the Data Sharing Agreement derived from the template Data Sharing Agreement found on the Police CTNet ?

Information not held. Please make your request to the Metropolitan Police

[Accessing information | Metropolitan Police](#) www.met.police.uk/foi

7: Are any data relevant to Prevent and/or Channel shared outside of Data Sharing Agreements, such as via Multi Agency Safeguarding Hub emails being copied in to Police?

All relevant Channel / Prevent data is shared in line with the data sharing agreements.

8: Do invitees to Channel or Police-Led Partnership Panels have to sign Data Sharing or Confidentiality Agreements?

Yes

The meetings are virtual, so we ask all attending to acknowledge the Data sharing agreement verbally and to type "agreed" in the chat section.

9: If YES to (8) please release a copy of this agreement.

Please see attached agreement.

10: Is any data relevant to Prevent stored outside of the Prevent Case Management Database or Channel Management Information System?

All data is stored in ECINS

11: If YES to (11) please list these databases.

N/A

12: Please indicate whether your area is a Prevent priority area

Yes

13: Please indicate whether your area is a Dovetail area

No

14: Please list all the persons consulted on the decision to release the above information (only position and organization)

Clair Green – Executive Director, Assurance Group

Declan Khan – Assistant Director Counter Fraud

Lucy Martin - Data Protection Officer

[name withheld] Prevent and Education Officer

[name withheld] Home Office

This information is withheld under section 40 – Personal Information and section 38 – Health and Safety. See Refusal Notice below

Refusal Notice

Section 24 (National Security)

Section 24(1) of the Freedom of Information Act, where exemption is required for the purposes of safeguarding national security. Regarding Questions 12 and 13 are exempt, under Section 24(2) of the Freedom of Information Act, from confirming whether the information requested is held by London Borough of Barnet, where exemption is required for the purposes of safeguarding national security

Section 24(2) – National Security

(1) Information which does not fall within section 23(1) is exempt information if exemption from section 1(1)(b) is required for the purpose of safeguarding national security.

(2) The duty to confirm or deny does not arise if, or to the extent that, exemption from 1(1)(a) is required for the purpose of safeguarding national security.

Considerations in favour of withholding the information:

- Prevent depends on Civil Society Organisations (CSOs) to deliver its programme.
- Disclosure of details about projects and work undertaken as part of our Prevent programme would allow for a geographical threat map of the UK to be

built up via multiple FOI requests across areas. This information could be used to undermine the Prevent programme and in the preparation of terrorist acts.

- Individuals could use this information to better target radicalisation efforts throughout the country and within this area.
- Due to the risk of being targeted, officers may be unwilling to work with Prevent if they face disclosure, which further undermines the delivery of the Prevent counter-terrorism strategy. This would jeopardise the delivery of the Prevent counter-terrorism strategy, and, as a result jeopardise the security of the UK and its citizens.
- This would undermine the effectiveness of the government's Prevent programme in general, weakening counter terrorist efforts.

Considerations in favour of disclosing the information:

- There is a public interest in disclosure and the fact that openness in local government increases public trust.
- In relation to disclosing information about Prevent projects and work undertaken would help the public understand the threat faced in the area and the work being carried out by the local authority to manage the risk.

Section 31 (Law Enforcement)

We consider that the qualified exemption set out in Section 31 (Law enforcement) subsection 31(1)(a) applies to the information requested. Therefore, we have decided to withhold the information.

In applying this exemption, we have had to balance the public interest in withholding the information against the interest in favour of disclosure.

Factors in favour of disclosure

- Furthering the understanding and participation in the public debate of issues of the day.
- Promoting accountability and transparency by public authorities for decisions taken by them.
- Allowing individuals, companies and other bodies to understand decisions made by public authorities affecting their lives.
- Bringing to light information affecting public health and safety

Factors in favour of withholding

- Releasing this information, may allow third parties to compare the activity levels of the Prevent programme in different parts of the UK. This may facilitate the identification of intelligence regarding the areas of the UK where the threat to national security has been and is considered to be the greatest. This has the potential to seriously undermine the objectives of the Prevent

project, which is a crucial element of the Government's strategy to counter terrorist and extremist activity in the UK 'at source'. It may facilitate the identification of areas where relatively little or no Prevent projects have taken or are taking place and consequently highlight potential target areas to those organisations which Prevent is designed to combat thereby revealing where intelligence shows a threat level serious enough to attract counter

measures and compromising the effectiveness of the strategy

Section 38 (Health and Safety)

In relation to Q14, Prevent is part of the Government's Counter Terrorism Strategy and those involved with it are engaged in reducing the terrorist threat to the UK.

The information is exempt from disclosure under Section 38(1) of the Freedom of Information Act (FoIA). Disclosure of this information would be likely to endanger an individual (this could be the applicant, the supplier of the information or anyone else). In applying this exemption, we have had to balance the public interest in withholding the information against the interest in favour of disclosure

Factors in favour of disclosure

- Furthering the understanding and participation in the public debate of issues of the day.
- Promoting accountability and transparency by public authorities for decisions taken by them.
- Allowing individuals, companies and other bodies to understand decisions made by public authorities affecting their lives.
- Bringing to light information affecting public health and safety

Factors in favour of withholding

- Prevent is part of the Government's Counter Terrorism Strategy and those involved with it are engaged in reducing the terrorist threat to the UK.
- Disclosing the information regarding the organisation that work with Prevent would potentially divulge the existence of detailed information about organisations and individuals engaged in the delivery of, and who are supporting a range of activities to prevent terrorism. The information requested would jeopardise the personal security of individuals and organisations by potentially making them targets of

reprisals or reactions, thereby endangering their wellbeing and health and safety. This information could put individuals at considerable risk of serious injury or harm from those who support terrorism and seek to damage the UK's interests, and harm individuals within its communities.

- The information would enable terrorists or criminals to gain knowledge about where counter terrorism, law enforcement and public safety measures are focussed and could target individuals, organisation and areas where

resources are low. This exposes the individuals, organisations and the public to a greater

risk.

In all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest

in disclosing the information.

Section 40(2) (Personal data)

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')". 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 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 under the level of Assistant Director will generally not be released. All of the posts redacted are under the Assistant Director level.

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.