

FREEDOM OF INFORMATION ACT 2000

Your request for information has now been considered and the Council's response to your questions is shown below.

You asked:

Under the Freedom of Information Act, I would like to request the following information:

What type of information does the council refer to the Land Registry or the Registers of Scotland?

ANSWER:

The types of information the Council would send to the Land Registry would be:

1. Names and addresses of persons the party to a transaction including the officer dealing with the matter and a reference number
2. Property details, plans of property
3. Details of covenants, restrictions, interests and charges and the like to which the property or the proprietor is subject
4. Historical transactions forming part of the title
5. Price and stamp duty land tax
6. Information relating to the repayment or expiry of charges

Which department and officer is in charge of referring this information to the Land Registry or the Registers of Scotland?

There is no one person in charge of referring information to the Land Registry.

What are the reason(s) for the council to send this information to the Land Registry or the Registers of Scotland?

The reason for our contact with the Land Registry is to ascertain details of title about properties and to register various transactions. The Council has not sent any information to the Scottish Land Registry.

When there is a public health funeral, does the council pass details/information to the Land Registry or the Registers of Scotland?

How does the council refer information to the Land Registry or the Registers of Scotland? Through what method? What is the process/method and forms involved in sending information?

With regards to the person who sends information to the Land Registry of the Registers of Scotland, what is the name of the person, the department he or she works in, email address and the address?

If the information is not sent over to the the Land Registry or the Registers of Scotland, then to whom is this information passed to?

In relation to Welfare/Public Health Funerals Environmental Health do not inform or pass any information on to Land Registry.

The Council does not hold this information. Therefore this letter acts as a refusal notice under section 17.1 of the Freedom of Information Act 2000 because, in accordance with section 1.1 of the Act, this information is not held by Leicester City Council.

From January 2013, has the council dealt with public health funerals?

Yes.

For each funeral the council has been responsible for:

Are family members aware of the death?

If relatives are found then they are made aware of the death.

If the family members are aware of the death, then why is the council taking on this responsibility?

Some relatives are unable or unwilling to make funeral arrangements.

What did it/will it cost the council for the funeral to take place?

This information is commercially sensitive. This therefore acts as the statutory refusal notice required by section 17.1 of the Freedom of Information Act 2000 because of the reasons contained in FOIA S43.2 – the disclosure of this information would, or would be likely to, prejudice the commercial interests of any person (including the authority holding it).

When will the funeral take place?

Please see attached spreadsheet with the information.

Has the council submitted information to the Land Registry or the Registers of Scotland? On what date?

If the council has not submitted information to the Land Registry or the Registers of Scotland, then to whom has this information been passed on to? On what date?

Leicester City Council does not submit any information to the Land Registry in relation to Welfare Funerals.

The Council does not hold this information. Therefore this letter acts as a refusal notice under section 17.1 of the Freedom of Information Act 2000

because, in accordance with section 1.1 of the Act, this information is not held by Leicester City Council.

What is the name of the deceased?

Date of birth

Date of death

Provide any other information the council holds regarding the death.

The questions above are answered on the attached Excel sheet.

Last known residential address

I can confirm that we also hold the last known residential address, however as this identifies the deceased persons relatives we are withholding that information since we consider that to be an absolute exemption under section 40(2) (personal data), and this therefore constitutes a refusal under section 17 of the Freedom of information Act 2000.

The legislation allows you to use the information supplied for your own personal use. Please be aware that any commercial or other use, for example publication, sale, or redistribution may be a breach of copyright under the Copyright, Designs and Patents Act 1988 as amended unless you obtain the copyright holder's prior permission.

Not all the information that is supplied which is covered by copyright will be the Council's copyright, for example it may be the copyright of a government department or another Council. You should seek either the Council's consent or their consent as appropriate. The Council is willing to advise you of any such potential issues on request. In order to make a request to re-use the information please contact the Information Governance Manager using the details below.

If you are dissatisfied with the handling of your request please write to:

Information Governance Manager

Information and Support

Leicester City Council

FREEPOST (LE985/33)

New Walk Centre

LEICESTER LE1 6ZG

e-mail: FOIA@leicester.gov.uk

Your request for internal review should be submitted to the above address within 40 (forty) working days of receipt by you of this response. Any such request received after this time will only be considered at the Council's absolute discretion.

You can also complain to the Information Commissioner at:

Information Commissioner's Office

Wycliffe House

Water Lane

Wilmslow SK9 5AF

Telephone: 01625 545 700

www.informationcommissioner.gov.uk

Please be aware that the Information Commissioner does not normally consider appeals or complaints until the internal appeals and complaints processes of the public authority which is answering the request have been exhausted. You are therefore advised to complain or appeal to the Information Governance Manager before contacting the Commissioner.