

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:

I would like to know the following:

- 1) On how many occasions in each of the past five years has this council received complaints that a landlord has failed to act regarding A) a category 1 hazard; B) category 2 hazard**

ANSWER

Leicester City Council does not hold the information in this format. Section 12 of the Act makes provision for public authorities to refuse requests for information where the cost of dealing with them would exceed the appropriate limit, which for local government is set at £450. This represents the estimated cost of one person spending more than 18 hours in determining whether the department holds the information, locating, retrieving and extracting the information.

To be able to break down service requests to this level we estimate it will take over 190 hours to process your request. This is calculated as follows. The total number of service requests is 3,883. Each record would need approx. 3 to 5 minutes to extract any relevant information.

This part of the letter is therefore a Refusal Notice under section 17.1 of the Freedom of Information Act, because under the provisions of section 12.1 of the Act, the Council estimates that to comply with your request in its current form will exceed the appropriate limit.

We are however able to give an indication of the number of service requests complaining about housing conditions as follows:

08/09 - 773,
09/10 - 702,
10/11 - 850,
11/12 - 790,
12/13 - 768

- 2) On how many occasions in each of the past five years has this council investigated a landlord over suspected failure to act regarding A) a category 1 hazard; B) category 2 hazard**

Relating to the answer to question 1, either a visit or contact with landlord is made.

- 3) On how many occasions in each of the past five years has this council prosecuted a landlord over failure to act regarding A) a category 1 hazard; B) a category 2 hazard

NIL. We serve notices and carry out works in default.

- 4) On how many occasions in each of the past five years has this council prosecuted successfully a landlord over failure to act regarding A) a category 1 hazard; B) category 2 hazard

NIL.

- 5) In each of the past five years, how many A) Confiscation Orders under the Proceeds of Crime Act and B) Rent Repayment Orders under the Housing Act have been i) applied for; ii) applied for successfully by this council against landlords for breaching planning and housing legislation

NIL. Tenants not in receipt of housing benefit have been advised regarding rent repayment orders when successful prosecutions have been taken.

- 6) For each of the past five years, what was the yearly monetary total of confiscation orders A) applied for by this council against landlords in breach of housing and planning legislation; B) granted; and C) collected

NIL. See the answer to question 5.

- 7) For each of the past five years, what was the yearly monetary total of rent repayment orders A) applied for by this council against landlords in breach of housing and planning legislation; B) granted; and C) collected

NIL.

- 8) In each of the past five financial years, how many licences has this council issued for houses of multiple occupations?

08/09 58,
09/10 55,
10/11 67,
11/12 48,
12/13 52 new licences and 11 renewals.

- 9) In each of the past five financial years, how many complaints has this council received regarding potential breaches of multiple occupation licences?

08/09 - 0,
09/10 - 0,

10/11 - 0,
11/12 - 1,
12/13 - 2

10) In each of the past five years how many landlords have been A) investigated for breaching a multiple occupation order; B) prosecuted for this; and C) prosecuted successfully.

From our preliminary assessment, it is clear that we will not be able to answer your request without further clarification.

Your question does not specify under which legislation - planning (use classes order), housing or other you are asking for. We require this information in order to identify and locate the information you require.

Once you have clarified your request, we will be able to reconsider your request. If this clarification is not received within three months your request will be considered to have lapsed. Under section 1(3) of the Freedom of Information Act (FOIA), a public authority need not comply with a request unless any further information reasonably required to locate the information is supplied.

Please remember to quote the reference number above in any future communications.

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 Customer Access
Leicester City Council
FREEPOST (LE985/33)
New Walk Centre
LEICESTER LE1 6ZG**

e-mail: info.requests@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.