

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:

Can I please make a request for information from the Public Record in respect of Kingscrest VAT Recovery claimants under your Local Authority.

Specifically can I please request under the Freedom of Information Act details in respect of the following:

- 1. The names of the Care Homes which have enquired about making a claim, but not completed, for VAT only amounts from your Local Authority under the Kingscrest High Court decision**
- 2. including the names of those consultants who have represented the relevant homes.**
- 3. and the dates on which those submissions were originally made**

These claims will have been typically processed since 2002 by the Authorities Tax Manager within the Corporate Finance Department whilst Social Services will hold the information on the Care Providers whom they have contracted with during the relevant period.

ANSWER: The Council believes that Care Homes and their respective consultants wrote to us in the belief that they were entering into private correspondence with the Council, and that consequently we believe it would be a breach of confidence to reveal their names.

For your information this letter constitutes a refusal notice under Section 17.1 of the Freedom of Information Act 2000 because an exemption under Section 41 of the Act is being applied as this information was submitted in confidence.

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.