

London Borough of Barnet  
2 Bristol Avenue,  
Colindale,  
London, NW9 4EW  
26 March 2024  
Our ref: 11669145

Thank you for your request received on 4 March 2024, for the following information:

**Under FOI request (ref No. 114568450) the Chief Officer decision entitled East Finchley - Proposed Controlled Parking Zone (CPZ) (undated) was released. The appendices referred to in this report were not released. This request is in two parts:**

**1 - that Appendices A, B, C, D, E.F, G, H and I (and any others connected with this report) be provided and made public**

**2. An explanation be provided as to why this report and its appendices are not public and made available on the Barnet website (if this is incorrect please provide a direct link to the documents) unlike the CPZ report for Burnt Oak North which was prepared in the same period.**

We have processed this request under the Environmental Information Regulations 2004.

## **Response**

I can confirm that London Borough of Barnet holds the information you requested.

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

***1 - that Appendices A, B, C, D, E.F, G, H and I (and any others connected with this report) be provided and made public***

Please see refusal notice below

**R12(4)(d) - Material which is still in the course of completion, unfinished documents or incomplete data**

We consider that regulation 12(4)(d) - Material which is still in the course of completion, unfinished documents or incomplete data applies to the information requested because we consider that the request involves information that is in draft form.

Therefore, we have decided to withhold some of the information.

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

### **Public interest test considerations**

I have considered whether the public interest in maintaining the exception outweighs the public interest in disclosing the information. There are a number of public interest arguments that weigh in favour of disclosing the information you have sought:

- The general proposition of maximising openness that the EIR and the Council aspire to;
- The benefits of ensuring transparent and accountable government by disclosing how the Council receives and spends public money;

However, there are also public interest arguments against disclosure:

- The Council publishes information on its CPZ Programmes and Policies through an established formal set down processes. Early release could give a misleading and inaccurate picture. There are established protocols set down by which the Council publishes information and engages with the public and these will be followed in this instance.

In all the circumstances of the case, the public interest in maintaining the exception outweighs the public interest in disclosing the information.

***2. An explanation be provided as to why this report and its appendices are not public and made available on the Barnet website (if this is incorrect please provide a direct link to the documents) unlike the CPZ report for Burnt Oak North which was prepared in the same period.***

The LB Barnet Governance process publishes the approved decision and not the report itself.

### **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](http://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](mailto: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](http://www.ico.org.uk)). There is no charge for making an appeal.