

Mr T Nunn

Via email

Customer Services
Leeds City Council
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Leeds
LS1 2RP

Contact name: Victoria Ashwood
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Reference: 3497

Date: 4th November 2009

Dear Mr Nunn,

Thank you for your recent request for information under the freedom of information act 2000.

Under section 12 of the Act, the Council does not have to comply with a request for information if the cost of compliance exceeds the appropriate limit. For the Council, the appropriate limit is set at £450 or 18 hours at £25 an hour.

Section 32(3) notices are not routinely recorded and we therefore estimate that to provide the information you have asked for at question 1 would exceed the appropriate limit since this would require accessing 1164 cases which were determined by the Ombudsman in the last 5 years and we would expect these checks to exceed 50 days to complete.

(1) Over the last 5 years how many Local Government Act Part III Section 32(3) notices has your council served on a Local Government Ombudsman.

Please see above.

(2) Over the last 5 years how many times has the Ombudsman concerned found the council guilty of maladministration for misusing a Section 32(3) notice.

I can confirm that over the last five years Leeds City Council has not been found guilty of maladministration for the use of a section 32 notice.

If you have any queries about this letter, please contact me. Please remember to quote the reference number above in any future communications.

If you are unhappy with the service you have received in relation to your request and wish to make a complaint or request a review of our decision, you should write to:

Freepost RLZR-ELTX-RUEH
Leeds City Council
PO Box 657
LS1 9BS

If you are not satisfied with the outcome of your complaint, you may apply directly to the Information Commissioner's Office (ICO) for a decision. Generally the ICO cannot make a decision unless you have exhausted the complaints procedure provided by Leeds City Council.

The Information Commissioner can be contacted at: The Information Commissioner's Office
Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF.

Yours sincerely,



Victoria Ashwood
Data Protection and Freedom of Information Practitioner,
Customer Services,
Leeds City Council

