

Our Ref: 2016-IR41

29 February 2016

Dear Anita Bellows

Freedom of Information ref: 2016-IR41

Thank you for your request for an internal review of your Freedom of Information request 2015-5229.

You asked:

**“I am writing to request an internal review of Department for Work and Pensions's handling of my FOI request 'Outcomes of WCA for claimants receiving treatment for cancer by way of chemotherapy or radiotherapy'.
I should have had a response more than a week ago, and I sent you a reminder”**

In your original request you asked:

“In this document:

https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/439831/admu2.pdf, under U2025, the Example 4 shows that although a claimant is due to have radiotherapy treatment, the DM determines that she does not have and is not treated as having Limited Capability for Work.

I would like to know:

The number of claimants receiving treatment for cancer by way of chemotherapy or radiotherapy or likely to receive treatment within six months after the date of the LCW determination or recovering from treatment for cancer by way of chemotherapy or radiotherapy who were not found to have Limited Capability for Work, and therefore were not entitled to ESA

And the number of claimants in the same circumstances who were found to have Limited Capability for Work but not Limited Capability for Work Related Activity

Ideally I would like to have the total numbers from 28 January 2013 when the new rules took effect and including the most recent figures. If it exceeds the cost limit, could you narrow the search to only 2013, or/and 2014, or/and 2015 if the figures are available.”

I am of a senior grade to the person who dealt with your request previously, and can confirm that I have carried out an internal review. In conducting my review, I have discussed the reasons why the original reply was late and the handling and the decisions made by the officer who handled it.

Your original request was received on the 20 December 2015 and a reply was due by the 20 January 2016. I can see that this has not happened and apologise for the delay in providing the response.

If you have any queries about this letter please contact us quoting the reference number above.

Yours sincerely,

DWP Central Fol Team

Your right to complain under the Freedom of Information Act

If you are not happy with this response you may request an internal review by e-mailing freedom-of-information-request@dwpgsi.gov.uk or by writing to DWP, Central Fol Team, Caxton House, Tothill Street, SW1H 9NA. Any review request should be submitted within two months of the date of this letter.

If you are not content with the outcome of the internal review you may apply directly to the Information Commissioner's Office for a decision. Generally the Commissioner cannot make a decision unless you have exhausted our own complaints procedure. The Information Commissioner can be contacted at: The Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow Cheshire SK9 5AF <https://ico.org.uk/>