



Border Force

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Ms Sheraaz Hingora

Email: request-648721-1effc323@whatdotheyknow.com

Reference: 57192

Date: 14 April 2020

Dear Sheraaz Hingora

FREEDOM OF INFORMATION REQUEST

Thank you for your e-mail of 21 February, in which you ask for information on Border Force Administrative Review cases. Your request has been handled as a request for information under the Freedom of Information Act 2000 (FOIA). I am sorry for the delay in replying.

Your information request and the Border Force response are set out below.

I would like know the following information regarding administrative review and its process:

1. In 2019 how long did it take for the Home Office to fully consider challenges to decisions made under 321A(1)

2. In 2019 how long did it take for the Home Office to fully consider challenges to decisions to cancel indefinite leave to remain.

Under section 12 of the Act, the Home Office is not obliged to comply with an information request where to do so would exceed the cost limit.

We hold the information which you have requested but we have estimated that the cost of meeting your request would exceed the cost limit of £600 specified in the Freedom of Information and Data Protection (Appropriate Limit and Fees) Regulations 2004. We hold data on the number of Administrative Reviews cases conducted in 2019 but we do not hold data on completion times. Administrative Reviews are conducted by Border Force staff at ports. To gather the information would require staff at each location to review each

case, assess and compile information on the review times. This information would then require review and verification by a central collating team. We estimate that the exercise would exceed costs limits due to the number of ports involved and the resources required to obtain the information.

The £600 limit is based on work being carried out at a rate of £25 per hour, which equates to 24 hours of work per request. The cost of locating, retrieving and extracting information can be included in the costs for these purposes. The costs do not include considering whether any information is exempt from disclosure, overheads such as heating or lighting, or items such as photocopying or postage.

I am unable to advise you how to refine your request to obtain the information.

Please note that if you simply break your request down into a series of similar smaller requests, we might still decline to answer it if the total cost exceeds £600.

If you are dissatisfied with this response you may request an independent internal review of our handling of your request by submitting a complaint within two months to foirequests@homeoffice.gsi.gov.uk , quoting reference 57192. If you ask for an internal review, it would be helpful if you could say why you are dissatisfied with the response.

As part of any internal review the Department's handling of your information request would be reassessed by staff who were not involved in providing you with this response. If you were to remain dissatisfied after an internal review, you would have a right of complaint to the Information Commissioner as established by section 50 of the FOIA.

Yours sincerely

H Reid
Border Force – Information Rights Team