



Homes
England

Date: 26 January 2021
Our Ref: RFI3299
Tel: 0300 1234 500
Email: infogov@homesengland.gov.uk

Making homes happen

James Plimbley
By Email Only

Windsor House
Homes England – 6th Floor
50 Victoria Street
London
SW1H 0TL

Dear James Plimbley

RE: Request for Information – RFI3299

Thank you for your recent email of 21 January 2021, which was submitted as Freedom of Information Act 2000 (FOIA) request through the 'What do they know' website.

Request

Me and my wife are trying to complete the sale of our house, which was purchased in October 2015 using the HTB equity loan scheme.

A restriction on the title is preventing our solicitor from completing the sale.

We therefore need to receive a copy of the agreement dated 11 February 2010 between the Homes and Communities Agency, Kier Ventures Limited and Kier Limited, so that our solicitor can certify that clauses 5.14.1 and 5.15 of said agreement have been complied with or do not apply.

(04.02.2016) RESTRICTION: No disposition of the registered estate by the proprietor of the registered estate, or by the proprietor of any registered charge, not being a charge registered before the entry of 1 of 2 B: Proprietorship Register continued this restriction, is to be registered without a certificate signed by a conveyancer that the provisions of clause 5.14.1 and 5.15 of an Agreement dated 11 February 2010 and made between (1) Homes and Communities Agency (2) Kier Ventures Limited and (3) Kier Limited have been complied with or that they do not apply to the disposition

Response

Having reviewed your request we can advise that the information that you are seeking would be available to you as a 'business as usual' release outside of the FOIA, which would be dealt with via our enquiries team. As your request has been submitted through the 'What do they know' website we cannot forward your request to our enquiries team as they would not be providing a response under FOIA.

Therefore, if you were to contact our enquiries team (enquiries@homesengland.gov.uk) directly via your personal email address they would be able to process your enquiry.

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If you are not happy to treat your request as a 'business as usual' general enquiry please inform the Information Governance Team at infogov@homesengland.gov.uk.

As we have responded to you asking for clarification regarding how you would like your request processed we have placed your request submitted under FOIA on hold. In accordance with Section 1(3)(a) of the FOIA your request will not be processed further until we receive clarification.

Please note that if we do not receive a response within 2 months from the date of this letter, your request will be closed.

Right to Appeal

If you are not happy with the information that has been provided or the way in which your request has been handled you may request an internal review by writing to;

The Information Governance Team
Homes England – 6th Floor
Windsor House
50 Victoria Street
London
SW1H 0TL

Or via email to infogov@homesengland.gov.uk

You may also complain to the Information Commissioner however, the Information Commissioner does usually expect the internal review procedure to be exhausted in the first instance.

The Information Commissioner's details can be found via the following link

<https://ico.org.uk/>

Please note that the contents of your request and this response are also subject to the Freedom of Information Act 2000. Homes England may be required to disclose your request and our response accordingly.

Yours sincerely,

The Information Governance Team
For Homes England

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