



Immigration  
Enforcement

Immigration Enforcement  
Secretariat  
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Gemma Partridge  
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[www.gov.uk/home-office](http://www.gov.uk/home-office)

Thursday 11 July 2019

Dear Ms Partridge,

**Re: Freedom of Information request – 54222**

Thank you for your email of 20 June 2019, in which you clarified your request of 23 May 2019 for compensation for errors.

You have asked:

*From information held on file please kindly provide the following from 2015 to the most recent available.*

- 1. The total number of individuals that Immigration Enforcement wrongly tried to deport from the UK according to an upper or lower tribunal.*
- 2. The total amount of compensation issued to individuals as a result of wrong trying to deport them from the UK according to an upper or lower tribunal.*

Unfortunately, your e-mail still does not provide us with sufficient details to identify or locate the information you require, and we are therefore unable to deal with your request. Under section 1(3) of the Freedom of Information Act (FOIA) we need not comply with a request unless any further information, reasonably required to enable us to locate the information, is provided.

It is not clear from your e-mail exactly what information you require. To help us to deal with your request properly, I would be grateful if you could clarify it. Additional clarification is needed with reference to “wrongfully trying to deport from the UK” as well as the term “deport”.

With regards to wrongful removals, are you referring to individuals whose removal from the UK was pursued but the decision was later overturned by an Immigration Judge in the appeal process?

With regards to the term “deport”, the language used by the Home Office is sometimes confusing. Therefore, I would like to take this opportunity to clarify two frequently used terms in order for you to refine your request and obtain the information you require.

**Deportation** is the way in which a person is removed from the UK if he/she has been convicted of a criminal offence, or his/her presence in the UK is otherwise not conducive to the public good.

**Removal** is when the person no longer has any legal right to be in the UK, and when his/her appeal rights have been exhausted. This is typically when a person:

- is refused ‘leave to enter’ at a port (land, sea or air);
- has entered the UK illegally (for example if they came in the back of a lorry);
- has overstayed his/her leave (for example, remained longer than a visa allows);
- has breached conditions attached to his/her leave;
- is a dependent family member of any of the above.

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](mailto:foirequests@homeoffice.gsi.gov.uk), quoting reference 54222. 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

**Immigration Enforcement Secretariat**

[ImmigrationEnforcementFOIPQ@HomeOffice.gov.uk](mailto:ImmigrationEnforcementFOIPQ@HomeOffice.gov.uk)