



City of Westminster

Mr Owen Sheppard

Triborough Insurance
Westminster City Council
64 Victoria Street
London
SW1E 6QP
Telephone 0207 641 3921
Email foi@westminster.gov.uk

Our ref: 16523767

Your ref:

Date: 7 September 2020

Dear Mr Sheppard

Freedom of Information Act 2000

Thank you for your recent Freedom of Information request. You asked to be provided with the following information:

Please provide details of each individual case, during the 2019/20 financial year, where compensation was been paid out to a member of council staff or a borough resident.

For each individual case please provide information regarding:

- The amount of compensation paid out*
- The nature of the claim for compensation (why the claimant made the claim)*
- An explanation as to why council decided to pay out compensation*

For each individual case, if the requirement to pay out compensation was stipulated by a court order, please give details of:

- The date the order was made*
- In which court the case was heard*
- The case number*

With cases relating to council staff, please indicate which department of the council the member of staff worked in.

Response

This request is being handled under the Freedom of Information Act 2000.

I can confirm that Westminster City Council holds the information you requested. However, we are withholding that information since we consider that the following exemptions apply to it.

The information requested under this FOI request is exempt under Section 41 (Information provided in confidence) and Section 42 (Legal professional privilege) of the Freedom of Information Act:

Section 41 of the FOIA provides an exemption for information that if disclosed would constitute a breach of confidence. Individuals that Westminster City Council compensate have a reasonable expectation that information about any payments that they may have received will not be placed into the public domain. Annual totals are permissible if there have been at least two claims settled within the total.

Section 42 of the FOIA provides an exemption for information which is subject to legal professional privilege. Information created in contemplation of or for use in litigation is covered by legal professional privilege. Therefore, the information you seek is exempt under section 42.

This response therefore acts as a refusal notice under section 17 of the FOIA.

If you are dissatisfied with the handling of your request, you have the right to ask for an internal review. Internal review requests should be submitted within two months of the date of receipt of the response to your original letter and should be addressed to:

Information Management Team
64 Victoria Street
London
SW1E 6QP
foi@westminster.gov.uk

If you are not content with the outcome of the internal review, you have the right to apply directly to the Information Commissioner for a decision. Further information is also available from the Information Commissioner at:

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

Tel: 0303 123 1113 or 01625 54 57 45
Fax: 01625 524510
Web: www.ico.org.uk

I will now close your request as of this date.

Yours sincerely

Westminster City Council