

Mr Owen Sheppard

Royal Borough Kensington and Chelsea
Town Hall
Hornton Street
W8 7NX

FOI Reference: 3782165

Email: foi@rbkc.gov.uk
Date: 7 September 2020

Dear Mr Sheppard

Freedom of Information Act 2000

Thank you for your recent request to the Council. 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 Royal Borough Kensington and Chelsea 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 Royal Borough Kensington & Chelsea 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.

Please quote the reference number 3782165 in any future communications.

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
The Royal Borough of Kensington and Chelsea
The Town Hall, Hornton Street, London W8 7NX
Email: xxx@xxxx.xxv.uk

If you are still dissatisfied with the Council's response after the internal review you have a right of appeal to the Information Commissioner at:

The Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire SK9 5AF
Telephone: 0303 123 1113
Website: www.ico.org.uk

I will now close your request as of this date.

Yours sincerely

Information Management Team