

Lucy Lowes

From: FOI
To: request-603599-871ded76@whatdotheyknow.com
Subject: FOI 611 - 2019
Attachments: FOI Survey.doc

Dear S Staffordson

Freedom of Information Request: 611 - 2019

Thank you for your request received by Sevenoaks District Council on 13 September 2019.

In relation to your enquiry, please find the Council's response set out below.

Your enquiry was:

Where did the council obtain the information regarding the appropriation of payments case law which conflicts with the judgment in R. v Miskin Lower Justices [1953]?

Our response:

The case you have stated essentially indicates it was reasonable to infer that the debt was intended for an "original" debt where a person was subject to imprisonment if it was not paid - in many cases that could be a good reason for attributing the debt to the oldest debt (though not always).

Please note that Sevenoaks District Council and Dartford Borough Council run a joint team for the provision of Revenues and Benefits and the response is on behalf of both councils.

I trust the above information has been of assistance to you. Should you have any further questions please do not hesitate to contact me.

Should you be dissatisfied with the way we have processed your request the Council has an internal review process which you can begin by contacting Democratic Services for the attention of the Chief Officer Legal & Governance (democratic.services@sevenoaks.gov.uk). If you remain dissatisfied you have the right to appeal to the Information Commissioners' Office (ICO) <http://www.ico.org.uk/complaints/getting>. If you would like to provide feedback to our process, please complete the attached FOI Survey and return it to FOI@sevenoaks.gov.uk.

Yours sincerely

Lucy Lowes

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