

Your ref:  
Our ref: 2017- 059  
e-mail: FOI@insolvency.gsi.gov.uk  
Date: 11 January 2018

Dear Elizabeth Watson

I refer to your request received by this office on 23 December 2017. The request was made under the Freedom of Information Act (FOIA) 2000.

You have requested the following information:

- 1. In the first instance, please could you furnish me with the Rules that your committee (Insolvency Rules Committee) operates under and;*
- 2. advise if your remit has direct or indirect relevance to the summary provided at the foot of this email concerning two fraudulent bankruptcies which were made on 2/10/2017 by Graham Rogers, an alleged 'official receiver' from Reading?.*

In respect of your first query, I can confirm that the information requested is held by The Insolvency Service and that the information you have requested is exempt information under section 21 of the Freedom of Information Act 2000 and is therefore refused.

Section 21(1) provides that information which is reasonably accessible to the applicant otherwise than under section 1 is exempt information.

Section 21(2) for the purposes of subsection (1) -

- (a) information may be reasonably accessible to the applicant even though it is accessible only on payment, and
- (b) information is to be taken to be reasonably accessible to the applicant if it is information which the public authority or any other person is obliged by or under any enactment to communicate (otherwise than by making the information available for inspection) to members of the public on request, whether free of charge or on payment.

The information that you have requested is available in the public domain via The Insolvency Service's website which forms part of our publications:

<https://www.gov.uk/government/organisations/insolvency-rules-committee/about>

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In respect of your second query, I can confirm that the information/advice you have requested is not subject to FOIA or Data Protection Act (DPA) 1998 and, the remit of the DPA/FOI team has no relevance to the summary provided at the foot of your email.

In respect of the Insolvency Rules Committee's remit, the committee considers amendments to the rules arising out of a review of secondary insolvency legislation, giving their recommendations to the Lord Chancellor. The committee is appointed under section 413 of the Insolvency Act 1986 and must be consulted by the Lord Chancellor before he agrees or amends any rules under section 411 (company insolvency rules) or section 412 (individual insolvency rules) of the act.

Therefore, the Insolvency Rules Committee remit has no relevance to the summary provided at the foot of your email.

If you are dissatisfied with the way in which The Insolvency Service has dealt with this matter you have the right to register a complaint on-line on The Insolvency Service web site at <https://www.gov.uk/government/organisations/insolvency-service/about/complaints-procedure>

If you disagree with any final decision provided by The Insolvency Service you can refer this matter to the Information Commissioner. He may be contacted at ICO, Wycliffe House, Water Lane, Wilmslow, Cheshire SK9 5AF. Generally the Information Commissioner does not accept referrals until a matter has been fully dealt with through The Insolvency Service's own internal complaints procedure as detailed in our leaflet.

Details of the services of the Information Commissioner can be found at:

[www.ico.gov.uk](http://www.ico.gov.uk)

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Lolu Adeniji

Data Protection & Freedom of Information Officer