

**Information Governance**  
*People, Policy and Performance*

Information Governance  
Newham Dockside  
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E16 2QU

Ask for: Information Governance  
Email: [information.governance@newham.gov.uk](mailto:information.governance@newham.gov.uk)

FOI Reference : 7414151

Date: 22<sup>nd</sup> July 2021

Dear Mr Bhugtiar,

**Freedom of Information Act 2000**  
**Subject: Tenancy Enquiry**

We write with regard to your recent enquiry for information held by the Council under the provisions of the Freedom of Information Act 2000.

**Request and Response**

I am the landlord of the property at \* Nine Acres Close E12 6AU.  
The residents are funded by the Newham Council under one of its schemes.  
I am interested to know the following.

1. How many residents are being paid by the Council in the beginning of the tenancy and now?
2. Is the number the same to date what it was at the inception of the tenancy?

**1-2. Under the Freedom of Information Act we have the right to refuse a request for information held if an exemption applies. We believe in this case such an exemption applies.**

**You have requested information relating to an identified personal home address, relating to the details of tenancies and numbers of individuals within the property and therefore under the circumstances we have applied Section 40 of the Freedom of Information Act. Third party personal data is exempt from disclosure under section 40(2) of the Freedom of Information Act.**

**Whilst it is acknowledged you are the owner of the said property, the information provided in the request itself and information already given would result in the identification of individuals and suggestions which would allude to their personal affairs. Individuals and their privacy within their own home, even where it may be a**

rented home, would not have expected their personal data to be subsequently disclosed under the Act and any information would have been exchanged with the Council in confidence. It must be noted that any information disclosed under the Freedom of Information Act is made available not just to the requester, but is made publicly available to the general public.

**We therefore consider that disclosure would contravene the GDPR principles which require that personal data shall be processed lawfully and fairly by the London Borough of Newham.**

3. What the Council is paying to the Agent (Notting Hill Genesis) for this 5 bedroom property.

**Newham is not making payment to Notting Hill Genesis for this property and we did not pay them any incentive or deposit when they took on our last client.**

**The payment of rent is the responsibility of the tenant and therefore any payments would be a matter between the tenants and the agent.**

4. Is Newham payment related to number of residents or the size of the property irrespective of the number of residents? For example can two residents ask for a 5 bedroom property if the paymaster is the Council?

**All households are matched to the most appropriately sized, suitable accommodation based on their housing need.**

Please quote the reference number 7414151 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 submitted to the contact details given above.

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

If you require any further information please do not hesitate to contact a member of our team at [information.governance@newham.gov.uk](mailto:information.governance@newham.gov.uk)

Yours sincerely,

**Information Governance**  
Newham Council