

DWP Central Freedom of Information Team

e-mail: freedom-of-information-request@dwp.gov.uk

Our Ref: FOI2020/43777

19 August 2020

Dear Donna

Thank you for your Freedom of Information (Fol) request received by The Department for Work & Pensions (DWP) on 9 August 2020 when you asked: -

I was wondering if you could confirm for me if I would be eligible to inherit part of my late husband's SERPs / State Second Pension. I have searched online but I can't find the answer I'm looking for.

My husband died in May 2020 aged 65. He had retired but was under state pension age. I will reach state pension age in July 2021. Will I be entitled to inherit anything from my late husband's pension?

For the last few years, I had transferred some of my tax allowance to my husband.

Many thanks in advance.

DWP Response

You have not supplied enough information for us to process this request. However, had you done so you should note that personal information about you is exempt under S.40(1) of the Freedom of Information Act 2000 (FOIA). This is because you are normally entitled to a copy of the personal information that the Department holds about you under the General Data Protection Rules 2018 (GDPR) instead. By handling your request under the provisions of GDPR, DWP are protecting your rights over your own personal information.

Requests for personal information are dealt with by Rights of Access Officers within DWP. I have therefore passed your request to the appropriate Right of Access Officer. However, as we do not have direct contact details for you, please email: tyneviewpark.rscorrespondenceteam@dwp.gsi.gov.uk as we need further information from you to enable us to answer your enquiry. The timescale for handling requests under the GDPR is 1 calendar month from receipt, although we do aim to respond as soon as possible.

If you have any queries about this letter, please contact me quoting the reference number above.

Yours sincerely

DWP Central Fol Team

Your right to complain under the Freedom of Information Act

If you are not happy with this response you may request an internal review by e-mailing freedom-of-information-request@dwpgov.uk or by writing to DWP, Central Fol Team, Caxton House, Tothill Street, SW1H 9NA. Any review request should be submitted within two months of the date of this letter.

If you are not content with the outcome of the internal review you may apply directly to the Information Commissioner's Office for a decision. Generally, the Commissioner cannot make a decision unless you have exhausted our own complaints procedure. The Information Commissioner can be contacted at: The Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow Cheshire SK9 5AF
Web: ico.org.uk/Global/contact_us or telephone 0303 123 1113 or 01625 545745