

Paul Grant

Information Team
Law & Governance Division
Resources Department
7th Floor, Zone C
Bernard Weatherill House
8 Mint Walk
Croydon CR0 1EA

FOI Reference: 3205717

Date: 24 March 2021

Dear Paul Grant

Freedom of Information Act 2000

Your request has been considered under the provisions of the above legislation. Specifically, you have requested the following information:

What lawful basis under GDPR 2018 is used for processing data from individuals for enforcing council tax.

Croydon Council in common with other local authorities in England & Wales have a legislative obligation to collect Council Tax and which extends to enforcement action as may be necessary in the event of non-payment.

Council tax legislation which governs and require the administration and collection of Council Tax are set out in the Local Government Finance Act 1992, the Council Tax (Administrative and Enforcement) Regulations 1992 and associated legislation and regulations.

The General Data Protection Regulation as enacted in UK legislation through the Data Protection Act 2018 introduces a range of measures governing the processing of data. In this instance, Article 6 of GDPR addresses the lawfulness of processing, and specifically Article 6 (1) © which states that -

"Processing shall be lawful only if and to the extent that at least one of the following applies:

(c) processing is necessary for compliance with a legal obligation to which the controller is subject;"

As Croydon Council has a statutory obligation to administer and collect Council Tax -



including associated enforcement - under the Local Government Finance Act 1992, the Council Tax (Administration and Enforcement) Regulations and associated legislation and regulations, this legislation places a legal obligation on the Council and as such the processing of data is therefore lawful and in accordance with the provisions of Article 6 (1) (c) as detailed above.

Please quote the reference number 3205717 in any future communications.

If you are dissatisfied with the way the Council has handled your request under the Freedom of Information Act you may ask for an internal review. This should be submitted to us within 40 working days of this response. You can do this by outlining the details of your complaint by:

Email: xxx@xxxxxxxx.xxx.xx

Writing: Information Team

London Borough of Croydon

Bernard Weatherill House

7th Floor - Zone C

8 Mint Walk

Croydon CR0 1EA

Any requests received after the 40 working day time limit will be considered only at the discretion of the council.

If you are not content with the outcome of the internal review, you have the right to apply directly to the Information Commissioner for a decision. The Information Commissioner can be contacted at:

The Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire SK9 5AF.
Telephone: 01625 545 700
Website: www.ico.gov.uk

We will now close your request as of this date.

Yours sincerely,

Information management FOI & SAR team

