



J Ross

Information Officer
Hastings Borough Council
Muriel Matters House
Breeds Place
Hastings
TN34 3UY

Dear J Ross

I refer to your recent request for information from this authority. Our response to your request is below. You have the right to request an internal review if you are not satisfied with any aspect of the way we have handled your request for information or its content.

Once an internal review has been conducted and you still remain dissatisfied you may complain to the Information Commissioner who will decide whether the request has been handled properly.

Please note: The Information Commissioner cannot generally make a decision unless our internal review process has first been exhausted. The Information Commissioner can be contacted at:

The Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 AF

www.ico.org.uk

Yours sincerely

Lisa Greathead
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Muriel Matters House
Breeds Place
Hastings
TN34 3UY
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E Mail: informationofficer@hastings.gov.uk

Subject: LPA 1925 s.136 Deed of Assignment

Details of Request:

LPA 1925 s.136 Deed of Assignment

- 1.Does your council tax billing authority assign information and data to any partnership service provider or other organisation for the purpose of collection and enforcement of council tax.
- 2.Please provide a list and give the precise name and/ or company number you have a data sharing policy with. If this is an internal partnership, provide the name of the partnership and department within this partnership and confirm who you share these services with and how they are authorised and who by to process and share this data.
3. Do you give notice of this assignment to the data subject whose data has been assigned or does your assignee give notice instead. And at which stage is a data subject's data processed and shared with your agents.
- 4.What chose in action and upon which assignment is a claim bought by the council and/or your agents for enforcement. Please state whether the council billing authority agency or other service provider agent is bringing the claim on behalf of your council, in the name of the Council.
5. Please provide the precise sections of the acts, rules and regulations that confirms payment of council tax is mandatory.

This information is held

Response:

Please accept my apologies for the delay in responding. The department that held the requested information were dealing with all the COVID-19 Business Grants taking them away from day to day duties.

1. Does your council tax billing authority assign information and data to any partnership service provider or other organisation for the purpose of collection and enforcement of council tax.

Answer: Hastings Borough Council administers and collects Council Tax in compliance with the Local Government Finance Act 1992. The Law and Property Act 1925 is not applicable to Council Tax debt as it deals principally with the transfer of freehold or leasehold land by deed.

Data is shared with third parties, this is done in compliance with the Local Government Finance Act 1992.

2. Please provide a list and give the precise name and/ or company number you have a data sharing policy with. If this is an internal partnership, provide the name of the partnership and department within this partnership and confirm who you share these services with and how they are authorised and who by to process and share this data.

Answer: Data sharing agreements are in place with the following:

- Marston (Holdings) Limited
- Experian Ltd

3. Do you give notice of this assignment to the data subject whose data has been assigned or does your assignee give notice instead. And at which stage is a data subject's data processed and shared with your agents.

Answer: As stated above, Hastings Borough Council administers and collects Council Tax in compliance with the Local Government Finance Act 1992 – notice of assignment is not required, nor is the assignee required to give notice as this relates to The Law and Property Act 1925.

4. What chose in action and upon which assignment is a claim bought by the council and/or your agents for enforcement. Please state whether the council billing authority agency or other service provider agent is bringing the claim on behalf of your council, in the name of the Council.

Answer: Again, as above, Hastings Borough Council administers and collects Council Tax in compliance with the Local Government Finance Act 1992 – assignment is not applicable.

5. Please provide the precise sections of the acts, rules and regulations that confirms payment of council tax is mandatory.

Answer: Hastings Borough Council administers and collects Council Tax in compliance with the Local Government Finance Act 1992. The obligation to pay Council Tax derives from statute.

End of Request

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