



Department
for Work &
Pensions

DWP Central Freedom of Information
Team
Caxton House
6-12 Tothill Street
London
SW1H 9NA

Martin Williams

request-1071682-06cb93e1@whatdotheyknow.com

freedom-of-information-request@dwp.gov.uk

[DWP Website](#)

Our Ref: FOI2024/03180

Date: 31 January 2024

Dear Martin Williams,

Thank you for your Freedom of Information (Fol) request received on 15 January. You wrote:

“I write further to FOI2023/96280.

In light of your decision on that request that it would take in excess of 24 hours of staff time to respond to the request as formulated, then I am submitting a more limited request as advised.

Please provide:

- i) The numbers of claims or awards where decision making has been stayed to await the eventual outcome of the SSWP v AT litigation.
- ii) The number of claims or awards where the SSWP has applied the SSWP v AT judgments as not to do so would cause hardship.

With regard to this, the SSWP must have this information and almost certainly has it stored centrally as he will need to work through the cases in which decision making has been stayed when the litigation is concluded and presumably, if he wins in the Supreme Court, would want to consider superseding or revising in any case where payment has been made on the basis of AT - so again would need a list of cases in which that has happened in order to take the appropriate action.”

DWP Response

We can confirm that we do hold information you have requested. As of the latest scan conducted on 24/01/2024

- i)The numbers of claims or awards where decision making has been stayed to await the eventual outcome of the SSWP v AT litigation stands at **2816**.
- ii)The number of claims or awards where the SSWP has applied the SSWP v AT judgments as not to do so would cause hardship stands at **83**.

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

Yours sincerely,

DWP Central Freedom of Information Team
Department for Work and Pensions

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@dw.gov.uk or by writing to: DWP Central Fol Team, Caxton House, 6-12 Tothill Street, London, SW1H 9NA.

Any request for an internal review must be received by us within 40 working days of the date of this letter. Please note we are not obliged to provide a review if it is requested after more than 40 working days.

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.

Website: [ICO FOI and EIR complaints](#) or telephone 0303 123 1113