

Please reply to: Dionne Grant, Complaints and Information  
Service Manager

E-mail : [complaintsandinformation@enfield.gov.uk](mailto:complaintsandinformation@enfield.gov.uk)

Response sent via email

Our Ref : CRM FOI 6515

Date : 27 September 2019

Dear Mr Hai

### **Freedom of Information Request ref CRM FOI 6515**

I am writing in response to your request for an internal review of the Council's response to the above Freedom of Information (FOI) request. The scope of the internal review is limited to the handling and the substance of the response. The internal review is now complete and I am in a position to advise you of the outcome.

I have reviewed the Council's response that was sent to you on 30 August 2019 and my findings are as follows:

#### **Internal Review Background**

Your FOI request of 14 August 2019 asked for the information about the Film Office contract as set out below:

- **Can you publish a copy of the contract between you and them?**
- **Can you tell me how much are they paid?**
- **Is that a flat fee or is it a commission?**

The Council sent a response to you on 30 August 2019 confirming the information is held but is being withheld as it is exempt under Section 43 (1) & (2) of the Freedom of Information Act.

On 30 August 2019 you requested an internal review stating:

**You can publish some of the information without disclosing anything that is likely to damage anyone financially for example how they are paid.**

#### **Findings**

I have found that the Council's response to your request was correct as explained below.

#### **EXEMPT INFORMATION**

The exemption relates to prejudice or harm to commercial interests of any person, company or even the Council if disclosure would or would be likely to prejudice or harm

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commercial interests. Disclosure of this information would be prejudicial to the Council and the Film Office as third parties could use this information to their advantage.

Commercial operations and their commercial interest includes being able to participate competitively, making a profit, covering costs or remaining solvent. Disclosure could undermine the Council's ability favourable rates and / or contract terms and prejudice Enfield residents.

The balance of the public interest in maintaining the exemption outweighs that of disclosing the information. Disclosure of the information would reduce the ability to negotiate or compete in a commercial environment.

### **INFORMATION SOUGHT IN THE REQUEST FOR A REVIEW**

I have further considered your request for information how the Film Office are paid.

You are entitled to be informed in writing whether the Council as a public authority holds information of the description specified in your request. Under s1(1)(a) Freedom of Information Act 2000 the Council is required to confirm or deny whether the requested information is held.

The information requested in your review request of 30 August 2019 is not held. The Council does not make payments to the Film Office.

### **Conclusion**

I further find that the Council complied with its obligations under the FOIA and the applicable procedures.

My response above concludes your requested review and the Council process in respect of your FOI request is now exhausted. If you remain dissatisfied, you have a right to appeal to the Information Commissioner's Office. Their contact details are:

**Post:** Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF

**Tel:** 0303 123 1113 or 01625 54 57 45

**Fax:** 01625 524510

**Email:** [casework@ico.org.uk](mailto:casework@ico.org.uk)

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

Yours sincerely

Steven Riding  
Legal Officer