

FOI number: **HBC_FOI_20200154**
Date FOI Received: **17/02/2020**
Department: **Legal**
Title: **Asset of Community Value compensation claims**
Description: **Full details and papers for compensation claims related to Asset of Community Value (Community Right to Bid) nominations.**

Request: (As Redacted sent by requestor)

Dear Sir or Madam,

Under the Freedom of Information Act, please provide me with a copy of the following:

Under the Localism Act 2011, the council is required to maintain a list of Assets of Community Value which have been successfully and unsuccessfully nominated since the act came into force in September 2012.

For all Asset of Community Value (Community Right to Bid) nominations the council has received since 2012 I request the following information:

For each property where a compensation claim has been filed against the council as is the owners right under The Localism Act 2011, Part 5, Chapter 3, Section 99. I request a copy of all documents associated with that claim (initial claim documents & if applicable internal review & first tier tribunal documents) including but not limited to the following points :

- The result of the compensation claim
- A copy of all documents submitted with the claim by the owner
- A copy of any additional documents the council considered in deciding the claim
- A copy of the council's decision letter to the property owner
- If the owner requested an internal review of the compensation claim - A copy of all associated documents
- If the owner requested an independent review to the first tier tribunal - A copy of all associated documents

Please note I am aware that my response from the council may contain redacted information (where redaction time is not included in FOI request time calculation).

Although not a requirement under the Freedom of Information Act to give you a bit of background into the reason for the request. This request is a specific request for information where the council has received compensation claims from property owners which was a key requisite when the legislation was written.

I am currently conducting a detailed study into the asset of community value legislation and its interaction with the community and this request is one of many made to every local authority in England.

I understand that under the Act I am entitled to a response within 20 working days of your receipt of this request.

If my request is denied in whole or in part, I ask that you justify all deletions by reference to specific exemptions of the act. I will also expect you to release all non-exempt material. I reserve the right to appeal your decision to withhold any information or to charge excessive fees.

I would prefer to receive the information electronically.

If you require any clarification, I expect you to contact me to provide advice and assistance if you find any aspect of this FOI request problematic.

Please acknowledge receipt of this request, and I look forward to receiving the information in the near future.

Yours faithfully

Response: (Response as Redacted sent by service)

I confirm that no compensation claims have been received.

If you have any queries about the processing of your request then please do not hesitate to contact me. Further information explaining the Council's process for responding to information requests together with a complaints/appeals procedure is available in our reception or via our website at:

<https://www.hertsmere.gov.uk/Your-Council/Official-Publications--Guides--Policies/Access-to-Information.aspx>

The Information Commissioner oversees the application of the Freedom of Information Act. You may contact the Information Commissioner at:

Information Commissioners Office

Wycliffe House, Water Lane

Wilmslow

Cheshire SK9 5AF

Telephone: 0303 123 1113

Website: www.ico.org.uk

