

Freedom of Information Act 2000 (FOIA) Decision notice

Date: 22 October 2024

Public Authority: Elmton with Creswell Parish Council

Address: Event Centre
Elmton Road
Creswell
Worksop
S80 4BH

Request:

The complainant requested the following information from Elmton with Creswell Parish Council on 18 July 2024:

1. " Please provide a full copy of the original documents, as listed below:
 - The ORIGINAL COMPLETED PWLB LOAN Application submitted by Elmton with Creswell Parish Council in 2020 to the Department for Levelling Up, Housing and Communities in line with NALC Guidance.
 - Copies of **ALL** correspondence between the Parish Council (for avoidance of doubt this includes any officers and/or elected members) to the Department for Levelling Up, Housing and Communities (now the Department of Housing, Communities and Local Government) from the Date of the PWLB Loan application submission to them in 2020 to present date July 2024.
2. Please provide a full copy of the minutes of the Elmton and Crewell Parish Council "Decision to Borrow" meeting held on 8th October 2020 and a FULL copy of the Information Pack provided to every Parish

Council Member prior to the Decision to Borrow Meeting held on 8th October 2020.

3. Please provide a full copy of the ORIGINAL Business Plan for the Creswell Heritage and Wellbeing Centre and full copies of **all** revised/subsequent versions of the Business Plans for Creswell Heritage and Wellbeing Centre from the date to the Original plan to the present day.
4. Please provide a full copy of ALL tendering documentation provided by Elmton with Creswell Parish Council to all tendering companies and a copy ALL the Tenders received by Elmton and Creswell Parish Council.
5. Please provide a full copy of the minutes of the Parish Council Meeting which selected the winning Tender for building the Creswell Heritage and Wellbeing Centre (These minutes are not available on the Parish Council Website)
6. Please supply copies of **ALL** correspondence and reports sent to and from Elmton with Creswell Parish Council (both written and electronic) by elected members of the Parish Council and **any officers** at **both** the Parish Council and Bolsover District Council for the period of 1st January 2020 to present day.
7. Please supply copies of **ALL** correspondence and reports sent to and from the elected members and Officers of Elmton with Creswell Parish Council (both written and electronic) and Directors and Officers of Dragonfly Management and Dragonfly Development (both wholly owned Companies of Bolsover District Council) for the period of 1st January 2020 to present day.
8. Please supply copies of ALL Elmton with Creswell Parish Council monthly accounts that include **ALL income and expenditure** directly related to the Heritage and Wellbeing Centre for the period January 2020 to the present day.

Commissioner's Decision:

A public authority will breach section 10 of FOIA if it fails to respond to a request within 20 working days. Based on evidence available to the Commissioner, by the date of this notice the public authority has not issued a substantive response to this request. Therefore the Commissioner finds a breach of section 10.

Steps:

The public authority must provide a substantive response to the request in accordance with its obligations under FOIA.

The public authority must take this step within 30 calendar days of the date of this decision notice. Failure to comply may result in the Commissioner making written certification of this fact to the High Court pursuant to section 54 of FOIA and may be dealt with as a contempt of court.

Right of Appeal:

Either party has the right to appeal against this decision notice to the First-tier Tribunal (Information Rights). Information about the appeals process may be obtained from:

First-tier Tribunal (Information Rights)
GRC & GRP Tribunals,
PO Box 9300,
LEICESTER,
LE1 8DJ

Tel: 0203 936 8963

Fax: 0870 739 5836

Email: grc@justice.gov.uk

Website: www.justice.gov.uk/tribunals/general-regulatory-chamber

Any Notice of Appeal should be served on the Tribunal within 28 (calendar) days of the date on which this decision notice is sent.

**Information Commissioner
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF**