

Environmental Information Regulations 2004 (EIR)

Decision notice

Date: 20 March 2025

Public Authority: London Borough of Enfield

Address: Civic Centre
Silver Street
Enfield
Middlesex
EN1 3XF

1. Request:

- a) The complainant requested the following information from London Borough of Enfield (Council) on 13 December 2024:

"The 2022 Housing Delivery Test (HDT) results for Enfield reported 995 new homes were built in Enfield during 2021-22.

However, the HDT released yesterday (12/12/24) suggest 752 homes were delivered 2021-22 i.e. the number of homes delivered in the year fell by 243.

Please could you explain why the number of homes delivered in 2021-22 was reduced."

- b) In an effort to assist both parties and to avoid any further delays for the complainant (and as the Commissioner considers that it may have been reasonable for the Council to provide advice and assistance to enable the complainant to more clearly describe what information he was seeking under regulation 9 of the EIR), the Commissioner sought clarification from the complainant about the nature of the information being requested in para a) above.
- c) The complainant advised the Commissioner that he wished the Council to provide any recorded information it held which

“explained the difference” in homes delivered in 2021-22 and any
“information held to show which housing schemes were counted in
each year’s reporting for the year’s in question.”

2. Commissioner’s Decision:

A public authority will breach regulation 5(2) of the EIR 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 sought clarification or further particulars of the request from the complainant nor issued a substantive response to this request. Therefore the Commissioner finds a breach of regulation 5(2).

3. Steps:

The public authority must provide a substantive response to the request in accordance with its obligations under the EIR, taking into account the clarification of the request above obtained by the Commissioner from the complainant.

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.

4. 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