

FOI number: **HBC_FOI_20200433**
Date FOI Received: **2/08/2020**
Department: **Legal**
Title: **Assets of Community Value**
Description: **Assets of Community Value nominations**

Request: (As Redacted sent by requestor)

Under the Localism Act 2011, the local Authority is required to maintain a list of Assets of Community Value.

For all Assets of Community Value (ACV) nominations the council have received (i.e. successful, pending, withdrawn & unsuccessful)

Received between 1st January 2020 to date (when my request is actioned)

I request the following information for each ACV nomination :

- 1. The nomination form & any supporting evidence supplied with the nomination form**
- 2. Any response received from the owner of the nominated asset (or their representative) to the ACV nomination**

Response: (Response as Redacted sent by service)

There has only been one such nomination received in the period in question. The requested information forms part of the material which is still in the course of being processed for the purpose of a determination in accordance with a statutory scheme, i.e., a listing decision under the Localism Act 2011 and The Assets of Community Value (England) Regulations 2012. Therefore it is the Council's view that the information is currently exempt from disclosure in that it forms the basis of other material that is still in the course of completion in accordance with Regulation 12(4)(d) Environmental Information Regulations 2004 (EIR).

Furthermore a premature disclosure to the world at large is likely to have a chilling effect upon the Council's decision making process if the source materials upon which the decision depends are disclosed before the decision is reached.

The public interest in ensuring that the Council may carry out its statutory duty in determining community nomination applications outweighs the public interest in the disclosure of documents central to the decision making process before the process terminates.

It is anticipated that the determination will have taken place within the next 2 months at which point the decision will have been published and the requested information will be forwarded to you. This will be subject to any other pertinent provisions of the EIR.

If you have any queries about the processing of your request please make contact with 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 and Environmental Information Regulations. 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

Please include the above reference number on all correspondence related to this request.

Thank you for your request.

Yours sincerely,
Shane Kenny
Information Officer