

CITY OF
WOLVERHAMPTON
C O U N C I L

Response to Request for Information

Reference FOI 001054
Date 12 April 2017

Statutory Assessment

Request:

Under the Freedom of Information Act 2000 please provide the following data:

- Numbers of children undergoing Statutory Assessment or holding an EHCP with ASD and/or Severe and Complex Learning Difficulties as a primary need in Wolverhampton currently aged 2,3,4,5 or 6 years.

204

- Current placements for those children stated above, including those attending nursery or in private day care provision.

Broadmeadow

Green Park

Penn Hall

Tettenhall Wood

Westcroft

Penn Fields

Mainstream Providers *

* With reference to Mainstream Providers above, we have not provided the names of the schools. The reason for this is because of the low numbers the children would easily be identifiable, therefore, the Council considers that this information meets the definition for personal data set out in Section 1(1) of the Data Protection Act 1998 ("DPA") as:

"data which relate to a living individual who can be identified - (a) from those data, or (b) from those data and other information which is in the possession of, or is likely to come into the possession of, the data controller and includes any expression of opinion about the individual and any indication of the intentions of the data controller or any other person in respect of the individual"

The Council thus considers that the requested information is caught by the exemption to disclosure contained in Section 40 (2) of the Freedom of Information Act 2000 ("FOI") and the related first condition of Section 40 (3).

To explain further, a disclosure made under the provisions of FOI is judged to be a disclosure to the wider world and here the Council must consider disclosure of personal information in line with the provisions of the DPA.

In this instance it is judged that information regarding the current placements of children with mainstream providers is being processed by the Council for the purposes of supporting small numbers of individual children and not for any wider disclosure purposes.

Individuals involved would also have no reasonable expectation that their location would be disclosed and published to the world-at-large.

Any disclosure of this information would be judged in this instance to breach DPA principles, notably the first principle – that of fair and lawful processing and the second principle – that of processing for specified and not-incompatible purposes. Details will therefore not be provided in this instance.

- Numbers of children undergoing assessment who may require specialist provision in the future and the school year they are in currently.
In respect of your above question, it has been established after careful consideration that the Council does not hold the above information as until the assessment is complete we are unable to determine the outcome as parent's preference is paramount in determining the placement. Consequently, we are unable to provide any information relating to the above, and are informing you as required by Section 1(1) (a) of the Act, that states:

"Any person making a request for information to a public authority is entitled to be informed in writing by the public authority whether it holds information of the description specified in the request".

- Numbers of children aged 2,3,4,5,6 or 7 receiving Speech and Language Therapy input with a severe or complex learning difficulty who are NOT attending a specialist provision.
In respect of your above question, it has been established after careful consideration that the Council does not hold the above information. Consequently, we are unable to provide any information relating to the above, and are informing you as required by Section 1(1) (a) of the Act, that states:

"Any person making a request for information to a public authority is entitled to be informed in writing by the public authority whether it holds information of the description specified in the request".

I can advise you that this information would be held by the health service.

- Current placements for those children stated above.
N/A
- Numbers of children being seen by Speech and Language Therapists who may require specialist provision in the future and the school year they are in currently.

[NOT PROTECTIVELY MARKED]

In respect of your above question, it has been established after careful consideration that the Council does not hold the above information. Consequently, we are unable to provide any information relating to the above, and are informing you as required by Section 1(1) (a) of the Act, that states:

"Any person making a request for information to a public authority is entitled to be informed in writing by the public authority whether it holds information of the description specified in the request".

I can advise you that this information would be held by the health service.