



**First-tier Tribunal  
(General Regulatory Chamber)  
Information Rights**

**Appeal Reference: EA/2020/0227**

**LONDON BOROUGH OF CROYDON**

Appellant

**and**

**INFORMATION COMMISSIONER**

Respondent

**DECISION BY CONSENT ORDER**

1. By consent, the appeal is allowed. This decision replaces the one issued by the Information Commissioner's Office on 04 June 2020, reference FS50877727:
  - 1.1. On appeal, the London Borough of Croydon is not disputing the Commissioner's findings in respect of sections 10, 17 and 40(2) of the Freedom of Information Act 2000.
  - 1.2. The London Borough of Croydon, in this appeal, claimed the exemption under section 21(1) of the Freedom of Information Act 2000; this had not been claimed during the Commissioner's investigation.
  - 1.3. The Commissioner accepts that section 21(1) applied to the withheld information.
  - 1.4. Parties agree that the London Borough of Croydon is no longer required to disclose the remaining withheld information.
  - 1.5. The requester has been informed of the position which has now been agreed between the parties and has not sought to join as a party to the appeal proceedings or challenge the reliance on section 21(1) of the Freedom of Information Act 2000.
  - 1.6. The parties have asked that there be no order as to costs; that will be treated as a promise by each not to make any application under rule 10 of the Tribunal Procedure (First-tier Tribunal) (General Regulatory Chamber) Rules 2009.

*This decision was made by the Tribunal Registrar. A party is entitled to apply in writing within 14 calendar days of the date this document is sent for this decision to be considered afresh. If you apply later than 14 days you must explain why you are late.*

Signed: ***Mrs R Worth***

Tribunal Registrar

Date: 16 June 2021