



**Wigan**  
**Council**

## **REQUEST 18538**

From September 2018 to date of request (by academic year):

1. Numbers of requests for EHCPs
2. Number of EHCPs granted
3. Number of EHCPs rejected
4. Reasons as to why they were accepted and rejected and how many were rejected per category

Would be helpful on an excel document with tabs for each academic year

Please display this list of requests per ward e.g. which had the largest and smallest requests, including grand total.

## **RESPONSE**

Please see Excel file. Data is only available for Q2, Q3 & Q4 for academic years 2023 & 2024

We do not hold the information that you have requested in an easily retrievable format. Section 12 of the Freedom of Information Act 2000 (FoIA) relieves a public authority from the obligation to comply with a request for information where the estimated time required to locate, review and extract the information exceeds a certain threshold set out in Regulations.

The Freedom of Information and Data Protection (Appropriate Limit and Fees) Regulations 2004 (SI 2004/3244) set out the rules in relation to the cost limit (otherwise called the "appropriate limit"). These Regulations are published by the Office of Public Sector Information (OPSI) and are viewable on their web site from this link: [http://www.opsi.gov.uk/si/si2004/uksi\\_20043244\\_en.pdf](http://www.opsi.gov.uk/si/si2004/uksi_20043244_en.pdf)

The Regulations set out the cost limit for Government departments and for other public authorities. For local government, Regulation 3 states that the cost limit is £450 and Regulation 4(4) states that the prescribed hourly rate is £25. Regulation 4(4) further provides that where the local authority estimates the time taken to gather the information would exceed this limit (which based on the prescribed hourly rate, equates to 18 officer hours), it may refuse the request under section 12 of FoIA. I am satisfied the cost limit applies to your request and will explain why this is the case.

To answer Q2, Q3 & Q4 in regard to EHCP requests, 3962 individual files would need to be reviewed, (5 minutes per plan, 12 per hour) on top of the time already taken to complete the full FOI request which would take it over the 18 hours allocated.