



Derry City & Strabane
District Council

Comhairle
**Chathair Dhoire &
Cheantar an tSraitha Báin**

Derry Cittie & Stràbane
Destrict Cooncil

Ref: FOI / 755

06 September 2016

Mr
Applegate Marketplace Ltd
Applegate House
Pottington Business Park
Barnstaple
EX31 1LS
Email: @applegate.co.uk

Dear Mr

Freedom of Information Act 2000 Request Maverick Spend and eTendering

I refer to your FOI request as above. Please note that Derry City and Strabane District Council was formed under the Local Government Act (Northern Ireland) 2014 effective 1 April 2015 following a Review of Public Administration and replaces the former councils of Derry City Council and Strabane District Council. Requests made to the legacy councils since 1 April 2015 are being handled by Derry City and Strabane District Council and duplicate requests made to the legacy councils are being treated as one request.

- What is the total percentage of spend classed as 'maverick spend' across the whole of your organisation in the following financial years?
[Response: No formal system to define 'maverick spend'. Please see below.](#)
- Does your organisation have a sanction system in place for non-compliance to procurement practices?
[Response: No formal sanction system in place.](#)

As outlined above, Derry City and Strabane District Council came into legal existence on 01 April 2015. I can further confirm that records from the legally extant Councils while held, are held in different locations, servers, systems and software packages. As you are aware, Section 12(1) of the FOIA contains a provision which allows a public authority to

Derry

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98 Strand Road
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Strabane

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refuse to comply with a request for information where the cost of compliance is estimated to exceed a set limit known as the appropriate limit. For local authorities, this limit is set at £450 - The Freedom of Information and Data Protection (Appropriate Limit and Fees) Regulation 2004 SI 2004 No 3244 refers.

Given the number of invoices queried in your timespan, it is however not possible to provide a detailed breakdown without significant work which would exceed the permitted costs for FOI requests.

Under Section 16 of the Freedom of Information Act 2000 "duty to advise and assist" as outlined above, Council notes that you are seeking access to records for 2 legal entities which no longer exist however we are able to respond to some of your questions on the information readily available as below.

If you are dissatisfied with our response you have rights of review and appeal; these rights consist of two review processes. Firstly our internal review procedure is available by contacting:

John Kelpie
Chief Executive
Derry City and Strabane District Council
98 Strand Road
Derry BT48 7NN
Tel 028 71253253 or email john.kelpie@derrystrabane.com

Secondly, you can appeal directly by contacting the Information Commissioner at:

Information Commissioner
Wycliffe House
Water Lane
Wilmslow
CHESHIRE SK9 5AF
Tel: 0303 123 1113 (local rate) or email: casework@ico.org.uk

Yours sincerely

Lead Assurance Officer


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