



14 June 2019

CITB
Head Office
Bircham Newton
Kings Lynn
Norfolk
PE31 6RH

Email: information.governance@citb.co.uk
www.citb.co.uk

Dear

Freedom of Information Request 11/2019

Thank you for contacting CITB requesting information under the Freedom of Information Act 2000 (FOIA). In your request dated 29 May 2018, you asked for the following information:

Are you able to confirm if the following companies pay the CITB Levy? I do not need to know the amount they pay, I just need confirmation that they all do pay it:

- SGB
- doka
- RMD Kwikform
- Harsco
- Hunnebeck
- Meva
- Leada Acrow
- Ischebeck
- EFCO

My response is as follows:

This information cannot be supplied because The Industrial Training Act, the mandate through which the CITB gathers this data, also explicitly prevents the CITB from divulging the details of businesses on our register, without that businesses consent (which we do not have). I copy the relevant parts of the act below for reference;

At s6(1) of the Industrial Training Act 1982 ("the Act") it states that;

"An industrial training board may require employers in the industry to furnish such returns and other information of a kind approved by the Secretary of State and to keep such records of a kind approved by him...", meaning we not only have the legal power to request and obtain information to enable us to carry out our statutory functions, but also keep such information. In terms of our legal requirements of imposing the Levy we maintain a register of employers which includes information such as business names, addresses, payroll data to enable us to impose the Levy, etc."

However at s6(2) of the Act it states that:

"...returns and other information furnished in pursuance of subsection (1) above and any information obtained on an examination made in pursuance of that subsection shall not, without the consent of the employer to whose business the returns or information relate, be disclosed..."

If you are unhappy with this response, or you wish to complain about any aspect of the handling of your request, then you should contact me in the first instance. If informal resolution is not



possible and you are still dissatisfied, then you may apply for an independent internal review by contacting Adrian Beckingham, Corporate Performance Director, CITB, Bircham Newton, King's Lynn, Norfolk, PE31 6RH or email adrian.beckingham@citb.co.uk.

If you remain unhappy following an internal review, you may take your complaint to the Information Commissioner under the provisions of Section 50 of the Freedom of Information Act. Further details of the role and powers of the Information Commissioner can be found on the Commissioners website, <https://ico.org.uk/>

Yours sincerely

Rachel Brooks
Information Risk & Data Governance Manager