



## Response to Request for Information

**Reference**                      **WCC/FOI/111588**

**Date**                              **19<sup>th</sup> November 2015**

**Title**                                **Care Pricing**

**Request:**

Please disclose your benchmarking for domiciliary care pricing referred to in clarification 36. Clarification 36 relates to the current domiciliary care retendering exercise.

In a response to a clarification question, the retendering team have referred to a bench marking exercise that they undertook to arrive at the pricing parameters for the tender process. It is that benchmarking exercise that I wish to have disclosed.

**Response:**

I regret to advise you that this FOI is exempt under Section 22 of the FOI Act, which states- Section 22 Information intended for future publication.

(1)Information is exempt information if—

(a) the information is held by the public authority with a view to its publication, by the authority or any other person, at some future date (whether determined or not),

(b)the information was already held with a view to such publication at the time when the request for information was made, and

(c)it is reasonable in all the circumstances that the information should be withheld from disclosure until the date referred to in paragraph (a).

The reason we cannot release this information now is due to the contracts being currently in negotiation. We can also apply Section 43 of the FOI Act, which states that the release of the information is likely to prejudice the commercial interests of the authority.