

From: Cox, Steve
Sent: 28 August 2014 11:20
To: Cox, Steve
Subject: FW: UNCLASSIFIED: Housing Benefit Prosecution - Defendant Part-time taxi driver

Sensitivity: Confidential

From: Maries, Mark
Sent: 28 July 2014 13:02
To: Noble, Craig; Rackley, Shaun
Cc: Cox, Steve
Subject: UNCLASSIFIED: Housing Benefit Prosecution - Defendant Part-time taxi driver
Importance: High
Sensitivity: Confidential

Dear Craig and Shaun,

I am prosecuting a Peter Dawe-Smith of (*address removed*), who says he is a part-time taxi driver. He is being prosecuted for a HB fraud offence, and pleaded guilty on **Wednesday 23 July** to a housing benefit offence and will be sentenced on **Wednesday 30 July**. Whilst the HB claim is a joint claim his wife is the main claimant, and accordingly that is why the offence is framed the way that it is in that he is being prosecuted that between 1 November 2010 and 6 February 2013 in Torbay, Devon he caused or allowed his partner, (*name removed*), to fail to give prompt notification in writing to Torbay Council, as required, of changes in circumstances that he knew would affect her entitlement to Housing and Council Tax Benefit, namely that she was employed as a nursery nurse.

CONTRARY to Section 112(1B) of the Social Security Administration Act 1992 and Regulation 88 of the Housing Benefit Regulations 2006.

It is accepted by the Council in this prosecution, that his wife did not have anything to do with the failure to notify, as Mr Dawe-Smith takes full responsibility for filling in all the HB forms and generally dealing with the family finances. The total amount of the HB and CT overpayment attributed to this fraud is £6,224.02.

Kind Regards,

Mark

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