

## **HOW TO ESCAPE A CWP REFERRAL**

**Providers need you to consent to information sharing with third-parties so they can arrange your workfare placement.**

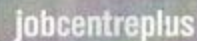
During the CWP induction you will be asked by the provider's staff to sign their information sharing form. Data protection legislation guarantees you're right to refuse to sign this form. Say to the staff member **"I decline to consent to information sharing, but will participate in all mandatory activities"**.

You cannot be sanctioned for refusing to consent to information sharing, and where claimants have been wrongly sanctioned for refusing the sanction has been overturned. **See attached JCP Baker letter.**

Following your CWP induction, you will probably get a sanction doubt letter from the DWP asking why you failed to attend the appointment. Don't worry, this is standard practice. **Reply ASAP - explain what happened at the induction - and enclose the JCP Baker letter. You will not be sanctioned and will not have to go on placement.**

NB: If you're jobcentre re-refers you to CWP - repeat the above.

**This advice has been used successfully by our clients who were referred to CWP at Learndirect Edinburgh**



Department for  
Work and Pensions

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Post Handling Site B  
Wolverhampton  
WV99 1RS

Mr P [REDACTED] Baker



17-Feb-2015

Fax:  
www.gov.uk  
Ref: [REDACTED] / 34766

Dear Mr Baker

**About your appeal**

I refer to our phone conversation today. I have copied the formal decision and notes from the decision which was made to overturn the sanction. This spells out the reasons.

"A sanction has been imposed from 27/11/14 to 24/12/14 because Mr P [REDACTED] Baker failed to participate without good reason in the Community Work Placement and the Schemes for Assisting Persons to Obtain Employment on 13/11/14.

**I have looked at all of the evidence and decided to change the decision as Mr Baker did not fail to participate in the CWP scheme.**

**Advice has been sought from DMA Leeds who have confirmed a person cannot be sanctioned simply for refusing to sign documentation drawn up by the Provider. Work Solutiouons have confirmed that Mr Baker was willing to participate in the CWP, his only issue was signing the documents.**

**As such, Mr Baker has not failed to participate in the CWP scheme and a sanction is not appropriate.**

Law used to make the decision

Social Security Act 1998 Sections 8 and 9,

Social Security and Child Support (Decisions and Appeals) Regulations 1999, Regulation 3

Jobseekers Act 1995, sections 17A and Section 19A  
Jobseeker's Allowance (Schemes for Assisting Persons to Obtain Employment)  
Regulations 2013"

I trust this is sufficient

  
DMACR LTR1

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