

[REDACTED]

7 January 2013

Ref: FOI 12-029

Dear [REDACTED]

Thank you for your request for information, received on 5 December 2012.

I have set out below our response to each aspect of your request, following your order.

Please provide information on the bidding process for tenancy of the Olympic Stadium including any criteria and guidance provided to bidders in advance and details of submissions from both the successful and unsuccessful parties.

Answer: I can confirm that the London Legacy Development Corporation (Legacy Corporation) holds this information, however, I am unable to provide the information requested at this time as we consider your request to be exempt under Section 43(2) of the Freedom of Information Act 2000 (would or would be likely to, prejudice the commercial interests of any person – including the public authority holding it).

The Olympic Stadium (the Stadium) competition has concluded however negotiations pursuant to the competition process are still underway. The disclosure of the information would be likely to prejudice the commercial interests of the Legacy Corporation, other stakeholders and third party bidders in the tender process relating to the Stadium. It will reveal information which remains current in relation to the Legacy Corporation's aims and objectives, evaluation methodology and negotiating position in relation to the process and could affect the ability of Legacy Corporation to achieve the best outcome and secure the best return for the public purse.

In providing this response we have weighed up the balance in being transparent and accountable in respect of our public functions against the need to run a commercial process that is robust in its confidentiality and fairness. We therefore consider that the effect on the commercial interests of the Legacy Corporation and the prejudice which is likely to be placed in relation to the ongoing negotiations by the disclosure of this information outweighs the public interest in disclosing it. It is our view that the public interest is best served by the Legacy Corporation and other stakeholders in the process maintaining the strictest levels of confidentiality of all information relating to this and related Stadium processes; an ability to achieve the maximum return for the public purse and the optimum outcome from the current competition requires Legacy Corporation to maintain its bargaining position at this time.

I understand this may not yet be publically available. If this is the case please let me know when it will be available.

Answer: Information not exempt under Section 41(1) (b) of the Freedom of Information Act 2000 (the disclosure of the information to the public (otherwise than under this Act) by the public authority holding it would constitute a breach of confidence actionable by that or any other person) will be publically released, however the release of this information will be subject to it no longer being commercially confidential. Further, such information, by definition, is likely to reduce in its sensitivity as time passes though some of the information may remain confidential.

Please note: you are not permitted to re-use the information for publishing or issuing copies to the public, you will require the permission of the copyright owner.

If you are unhappy with our response to your request and wish to make a complaint or request a review of our decision, you should write to:

Executive Director of Finance and Corporate Services
London Legacy Development Corporation
Level 10
1 Stratford Place
Montfichet Road
London
E20 1EJ

Please note: complaints and requests for internal review received more than two months after the initial decision will not be handled.

If you are not content with the outcome of the internal review, you may appeal directly to the Information Commissioner at the address given below. You should do this within two months of our final decision. There is no charge for making an appeal.

Further information on the Freedom of Information Act 2000 is available from the Information Commissioner's Office:

Wycliffe House
Water Lane
Wilmslow
SK9 5AF

Telephone 08456 30 60 60 or 01625 54 57 45

Website www.ico.gov.uk

Yours sincerely



FOI Co-ordinator
London Legacy Development Corporation