



Level 10  
1 Stratford Place  
Montfichet Road  
London  
E20 1EJ

[REDACTED]

30 September 2013.

Ref: FOI 13-024

Dear [REDACTED]

Thank you for your request for information, received on 1 August 2013, with an extension notified on 21 August 2013. You asked us the following question:

*"I should like to request the following information preferably in electronic format:*

*The iCity Press and Broadcast Centres lease agreement and its terms and any associated documents.*

*Please selectively redact any items of information that you believe may be withheld indicating which exception you are applying."*

The London Legacy Development Corporation (the Legacy Corporation) can confirm that we hold the information requested. Please find attached with this letter the documents you requested, however please note that some information has been redacted as some of the information you have requested is being withheld, as it falls under the following exemptions under the Freedom of Information Act. Clarification of the use of the exemptions is provided below the table. Where there are multiple redactions on the same page where the same exemption applies then there is only one page entry, otherwise there are multiple entries.

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**Section 40 Personal information:**

*“(2) Any information to which a request for information relates is also exempt information if –  
(b) either the first or the second condition below is satisfied*

*(3) The first condition is –*

*(a) in a case where the information falls within any of the paragraphs (a) to (d) of the definition of “data” in section 1 (1) of the Data Protection Act 1998, that the disclosure of the information to a member of the public otherwise than under this Act would contravene –  
(i) any of the data protection principles”*

We have redacted the names of any individuals mentioned within the documentation. We consider the information is exempt under Section 40 of the Freedom of Information Act (DPA), if its disclosure would breach any of the Data Protection Principles under the Data Protection Act. The First Data Protection Principle requires that the disclosure of personal data must be fair, and, in particular, that disclosure of personal data must comply with at least one of the conditions in Schedule 2 of the DPA. We consider that the names of the relevant people to be exempt from disclosure on the basis that this information is personal data and disclosure of the information would be unfair to the person concerned and in breach of the First Data Principal. Also, we do not consider that the conditions set out in Schedule 2 of the DPA can be met to justify disclosure of this information.

**Section 41 Information provided in confidence:**

*“(1)Information is exempt information if—*

*(a)it was obtained by the public authority from any other person (including another public authority), and*

*(b)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.”*

There is a non disclosure agreement in place with this agreement however where applicable in redacting the information under this exemption 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. 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 on this information at this time.

**Section 43 (2) Commercial Interests:**

*“(2) Information is exempt information if its disclosure under this Act would, or would be likely to, prejudice the commercial interests of any person (including the public authority holding it)”.*

Where information has been redacted under Section 43 (2) of the Freedom of Information Act 2000 “Commercial Interests: Information is exempt information if its disclosure under this Act would, or would be likely to, prejudice the commercial interests of any person (including the public authority holding it)”; we can confirm that we have given careful consideration to the public interest in the information contained in your request and in this instance consider that the balance of the public interest in non-disclosure outweighs the public interest in disclosing it. There is of course a public interest in promoting transparency of the Legacy Corporation decisions and accountability in regards to the agreements that are entered into. However, the disclosure of this information may have the potential to prejudice commercial interests of the Legacy Corporation and the other parties involved because it will reveal detail of fees and rates charged which will prejudice our position, or the position of third parties, in receiving bona fide bids and proposals in future and impact on future negotiations of the Legacy Corporation or other third parties. The public interest is clearly best served by ensuring that the public authorities and other third parties companies are able to achieve maximum value for money in their commercial ventures. We have, therefore, concluded that the balance of the public interest favours non-disclosure of the information at this time. Accordingly, there is a substantial public interest in maintaining this exemption at this time.

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](http://www.ico.gov.uk)

Yours sincerely



FOI Co-ordinator  
London Legacy Development Corporation