



Level 10
1 Stratford Place
Montfichet Road
London
E20 1EJ



28 March 2014

BY EMAIL and POST

Ref: FOI 14-007

Dear 

Thank you for your request for information, received on 24 February 2014. You asked us the following question:

“Please supply copies of correspondence with the Lea Valley Regional Park Authority re the provision of allotments on the Olympic Park.”

The information you have requested is attached in **Appendix A**.

The London Legacy Development Corporation (the Legacy Corporation) only hold correspondence that was communicated via email.

An electronic search was conducted of the Legacy Corporation email system using the following search terms:

- “leevalley” in order to identify the emails sent to or from the parties using the @leevalleypark.org.uk email address; and
- “allotment” as this search term would identify all use, including the plural usages.

The relevant emails identified by the above search were reviewed using the following criteria:

- Emails within the results that did not pertain to the provision of allotments on the Olympic Park were not included.
- Emails sent by the London Borough of Waltham Forest (Waltham Forest) to the Legacy Corporation where Lea Valley Regional Park Authority (LVRPA) have been copied in, have been included.
- Emails sent by Waltham Forest to LVRPA where the Legacy Corporation have been copied in, have been included.

- Emails sent by the Legacy Corporation to Waltham Forest where LVRPA were copied in, have been included.
- Emails sent by LVRPA to Waltham Forest where the Legacy Corporation were copied in, have been included.
- Where there was a chain of emails, the most recent email showing the full chain was included.
- Emails just agreeing meeting dates, locations, attendance were not included.
- Where the emails had attachments – the attachments have been included.
- Where the attachment was in a format other than *.pdf – it has been converted and inserted into the pdf document following the relevant email. All documents have the relevant attachment name added to the top of the first page of the associated attached document.

The correspondence that has been identified as relevant is in Appendix A. Within the correspondence some information has been redacted. The redactions have been made based on the following exceptions under the Environmental Information Regulations 2004 (EIR). A table has been included as Appendix B which documents the page, redaction and the relevant exception.

EIR Regulation 12(4)(d)

12. (1) Subject to paragraphs (2), (3) and (9), a public authority may refuse to disclose environmental information requested if—

(a) an exception to disclosure applies under paragraphs (4) or (5); and

(b) in all the circumstances of the case, the public interest in maintaining the exception outweighs the public interest in disclosing the information.

(4) For the purposes of paragraph (1)(a), a public authority may refuse to disclose information to the extent that—

(d) the request relates to material which is still in the course of completion, to unfinished documents or to incomplete data;

The Legacy Corporation has undertaken a public interest test for the use of this exception on the draft information and considers that the public interest in seeing the draft information is outweighed by the possible impact that releasing this information now would have on the s.106 negotiations. There is also the consideration that the information once final will be publically available. With these considerations in mind, the Legacy Corporation has redacted the draft documents as identified in Appendix B as they relate to work that is still in the course of completion in relation to s106 negotiations.

EIR Regulation 13 Personal Data

“(1) To the extent that the information requested includes personal data of which the applicant is not the data subject and as respects which either the first or second condition below is satisfied, a public authority shall not disclose the personal data.

(2) The first condition is—

(a) in a case where the information falls within any of 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 these Regulations would contravene—

(i) any of the data protection principles;”

This exception applies to this information because its disclosure would breach any of the Data Protection Principles under the Data Protection Act 1998 (DPA). 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 the name(s) and personal details of the individuals not to be disclosed on the basis that the information is personal data and any disclosure of this information would be unfair to the person concerned and would be 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 because we do not have the individuals consent to disclose this personal data.

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 Environmental Information Regulations 2004 and 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/EIR Co-ordinator
London Legacy Development Corporation