



1 December 2014

**INFORMATION REQUEST REFERENCE 14-043**

Dear 

Thank you for your information request, received on 23 October 2014. The London Development Legacy Corporation (Legacy Corporation) notified you that we required an extension of up to 20 working days given the complexity of the information. You asked us to provide the following information under the Environmental Information Regulations 2004 (EIR):

*“Regarding your statement, see below, ‘Nuvia Limited (Radiation Protection Adviser & Radioactive Waste Adviser) are employed to monitor the works when we are excavating near known hotspots and to carry out random testing throughout the site’, I would be grateful if you could kindly supply relevant documents showing monitoring done by Nuvia, or any other contractors, of works near known hotspots and the results of any random testing throughout the site since the end of the Olympic/Paralympic Games.”*

I have attached as annexes the documents the Legacy Corporation holds that show the monitoring done by Nuvia, as well as a report written by Atkins.

Annex A: Nuvia. Radiological Monitoring at Queen Elizabeth Olympic Park; 18<sup>th</sup> August – 12 September 2014; Technical report; Document ref: 72618/TR/002; Issue 2. Date: 06/11/2014.

Annex B: Nuvia. Radiological survey of Queen Elizabeth Olympic Park; Technical Report; Document reference: 72618/TR/001; Issue 1. Date: 02/05/2014.

Annex C: Nuvia. Method Statement. Ref: CF058 Issue 2. 72618/MS/001. May 2014. This information can be found on the Legacy Corporation Planning Register, under Planning Application reference: 14/00044/AOD, via the website:  
<http://queenelizabetholympicpark.co.uk/planning-authority>

Annex D: Atkins. Olympics Enabling Works; Construction Zone 3a; Change Notice Report Discovery of Radioactive Substances.

On the planning system, under application reference 08/90127/AODODA there is an ODA report, undertaken in 2008.

The reports in Annexes A, B and D have had the personal information redacted. Annex C and the 2008 documents are on the public planning register and are unredacted.

**Regulation 13 - Personal data**

**13.** (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; or*

*(ii) section 10 of that Act (right to prevent processing likely to cause damage or distress) and in all the circumstances of the case, the public interest in not disclosing the information outweighs the public interest in disclosing it; and*

*(b) in any other case, that the disclosure of the information to a member of the public otherwise than under these Regulations would contravene any of the data protection principles if the exemptions in section 33A(1) of the Data Protection Act 1998(1) (which relate to manual data held by public authorities) were disregarded.*

It is the standard practice of the Legacy Corporation to redact personal information unless consent to release has been received. As such, names and other contact details have been redacted in line with Regulation 13(1) of the Environmental Information Regulations 2004 regarding personal data. This Regulation states that a public authority shall not disclose personal data, to the extent that the requested information includes personal data of which the applicant is not the data subject and as respects which the conditions in either Regulation 13(2) or Regulation 13(3) apply. In this instance, the relevant condition that applies is Regulation 13(2)(a)(i), whereby the information is defined as personal data within Section 1(1)(a) of the Data Protection Act 1998. None of the individuals named within the documents have given consent for their personal information to be disclosed and given that their roles are not public facing, they have a reasonable expectation of privacy therefore this information has been redacted, as release of the information at this time would contravene the first data principle under Schedule 2(1).

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

[Redacted signature]

London Legacy Development Corporation