

27 April 2016

**INTERNAL REVIEW - REFERENCE 15-038**

Dear [REDACTED]

We refer to your email of 31 July 2015 where you requested an internal review under the Freedom of Information Act 2000 (FOIA) with regard to the response you received from the London Legacy Development Corporation (Legacy Corporation) in relation to your information request reference as above.

*“Please review your decision because I do not accept your statement that the Olympic Stadium is compliant with the BS/ EN62305/2008.  
The material being used is non-conductive, i.e. it is made of PVC.”*

The internal review has been completed and the recommendations of the internal review panel are as follows:

**1. Findings and Recommendations:**

1. In terms of the review, we interpreted the request under FOIA as being asked to consider the information released against the information requested and make a full review of the papers associated with the original application, if appropriate, discussing the decisions with staff who dealt with the initial application.
2. On this basis, we found that the information released was as requested:
  - 2.1. A lightning risk assessment was requested and sent in request reference 15-013 on 29 April 2015. A link to this response was provided on 3 July 2015 in response to request reference 15-035 and this was referenced in the Legacy Corporation’s response to request reference 15-038, sent on 31 July 2015.
  - 2.2. An explanation of how the roof would be used as a lightning protection finial was requested, and an explanation was provided in the Legacy Corporation’s response to 15-038, sent on 31 July 2015.

3. We were also asked to re-consider any public interest in disclosure and determine whether the information should be disclosed. There was none involved.
4. We were asked to assess whether the Legacy Corporation has complied with its responsibilities under the legislation, including timeliness and the duty to advise and assist. We found that the Legacy Corporation had complied with its responsibilities.
5. Although all information requests were responded to in full, this request for an internal review was on the basis that the requestor does not accept the statement that the Stadium is compliant with the BS/ EN62305/2008. The review found that the requestor did not ask for confirmation of such compliance in his original information request, nor did the Legacy Corporation make this statement in its response.
6. However, emails sent from the requestor subsequent to the information request included statements that risks were omitted from the lightning risk assessment and that the Stadium was not fit for purpose.
7. The panel therefore recommends that the requestor is referred again to the lightning risk assessment carried out in accordance with BS EN 62305 that was sent in request reference 15-013 on 29 April 2015 and on 3 July 2015 in response to request reference 15-035.
8. I would note that the requestor sent numerous emails during this period, some directly to the Legacy Corporation, and other's copying in the Legacy Corporation and only a few of these emails contained requests for information. The volume of correspondence made conducting the review complex and time consuming.
9. The internal review panel recommends that the requestor is advised to refrain from including LLDC FoI on emails which are not of an EIR/FOI nature, as these complicate efforts to supply information in a timely and efficient way.
10. The internal review panel also recommends that LLDC's policy and guidance be updated to include the following:
  - 10.1. Any enquiries should also pay due regard to LLDC's duty of care to its workforce to ensure they are free from harassment in accordance with the Equalities Act 2010.
  - 10.2. Where requests are made that are in any way considered confusing then the requestor should be contacted to clarify what they are requesting.

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



Executive Director of Finance and Corporate Services  
London Legacy Development Corporation