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[REDACTED]
[REDACTED]

13 September 2016

INFORMATION REQUEST REFERENCE 16074

Dear [REDACTED]

Thank you for your information request, received on 15 August 2016. You asked the London Legacy Development Corporation (Legacy Corporation) to provide the following information under the Freedom of Information Act 2000 (FOIA):

"I would like to make the following freedom of information request:

- 1. Please provide information regarding the annual profit or loss in the running of the Copper Box since it opened for use by the public after the Olympics.*
- 2. What were the original projections for profit or loss from the operation of the Copper Box? I cannot be certain when the first projections for profit and loss were drawn up but I am referring to the time when the contract with Greenwich Leisure was under consideration.*
- 3. What are the projections for the future profit or loss from the operations of the Copper Box for whatever periods the LLDC is making projections?*
- 4. Please provide a breakdown of the profit or loss for the different facilities/services within the Copper Box since it opened after the Olympics. I am not sure what facilities the LLDC considers are part of the Copper Box. I am aware of the Arena, which is used for a variety of different purposes and the Gym and that there is a cafe. However, I do not know how the LLDC accounts for the different services as plainly the Arena has many different uses, so would ask for the breakdown as the LLDC keeps such figures.*
- 5. Please provide information regarding the numbers using the different facilities/services within the Copper Box. As with question 4 above I do not know how the LLDC records information for the different services/events provided in the Copper Box."*

I can confirm that the Legacy Corporation holds information in relation to your request. Our response follows your order:

Q1. *Please provide information regarding the annual profit or loss in the running of the Copper Box since it opened for use by the public after the Olympics.*

The Copper Box Arena reopened on 27 July 2013. Three years have therefore been completed, and the Legacy Corporation Annual Report published on our website has the overall figures: <http://queenelizabetholympicpark.co.uk/our-story/the-legacy-corporation/good-governance/accounts>.

Additional information is provided to the Board on a quarterly basis and published on our website: <http://queenelizabetholympicpark.co.uk/our-story/the-legacy-corporation/business-plan>

Please note: the published figures reflect the income received by the Legacy Corporation and the costs paid by the Legacy Corporation for the operation of the venue (including an apportionment of the maintenance and cleaning costs from 2015/16 onwards).

The contract awarded to Greenwich Leisure Ltd (GLL) for the operating of the two venues (Copper Box Arena and London Aquatics Centre) is a Services Agreement, requiring the operator to take the majority of the risk of operating the facility. Therefore the Legacy Corporation does not receive the income generated by GLL, nor does it pay the majority of the costs of GLL, which are the responsibility of GLL. However, when a surplus is generated, the Legacy Corporation receives a share of the surplus.

The opportunities for direct income to the Legacy Corporation are therefore limited and the income relates to the rent that the Legacy Corporation receives for leasing the café, vending and office facilities within the buildings.

The costs met by the Legacy Corporation are the excess of utilities above business case baseline and non-domestic rates (NDR), building insurances and the general cleaning and maintenance of the building. An appeal against the current NDR assessment was lodged two years ago and we anticipate a conclusion to this shortly. An ongoing programme of utility consumption reduction is having a positive impact on these costs.

Q2. *What were the original projections for profit or loss from the operation of the Copper Box? I cannot be certain when the first projections for profit and loss were drawn up but I am referring to the time when the contract with Greenwich Leisure was under consideration.*

The contract for operating the Copper Box Arena was awarded following a comprehensive and detailed procurement process. The operator has a range of obligations, including pricing the facilities at affordable rates to maximise use, providing opportunities for schools and local groups to use the venue at community rates, and a local health outreach programme with GP surgeries. All venues owned by the Legacy Corporation pay London Living Wage as standard.

The baseline for the original bidding process was established through a Business Case that was written by Grant Thornton on behalf of the Olympic Park Legacy Company in 2011. This

estimated that the Multi Use Arena (as the Copper Box Arena was then called) would run at an estimated annual operating surplus of £16k initially, increasing to £65k by 2016. Please note: these figures did not include any apportionment of the maintenance and cleaning costs, or the excess of utilities and non-domestic rates (NDR) above business case baseline.

Q3. *What are the projections for the future profit or loss from the operations of the Copper Box for whatever periods the LLDC is making projections?*

For 2016/17 we are budgeting for a net surplus of £7k. This figure excludes apportionment of maintenance and cleaning costs.

Q4. *Please provide a breakdown of the profit or loss for the different facilities/services within the Copper Box since it opened after the Olympics. I am not sure what facilities the LLDC considers are part of the Copper Box. I am aware of the Arena, which is used for a variety of different purposes and the Gym and that there is a cafe. However, I do not know how the LLDC accounts for the different services as plainly the Arena has many different uses, so would ask for the breakdown as the LLDC keeps such figures.*

As outlined in the response to question 1 above, GLL are responsible for all income and the majority of expenditure, we do not hold information on each facility/service.

Q5 *Please provide information regarding the numbers using the different facilities/services within the Copper Box. As with question 4 above I do not know how the LLDC records information for the different services/events provided in the Copper Box.*

The total visitors to the Copper Box Arena in its first three years of operation were as follows:

Reporting Year	Total attendance (thousands)
2013/14 (eight months)	164
2014/15	423
2015/16	428

GLL do provide a breakdown of the visits to the venue, however these figures are within monthly reports. The Legacy Corporation do not maintain their own record of this information.

Section 12 of the Freedom of Information Act 2000 makes provision for public authorities to refuse requests for information where the cost of dealing with them would exceed the appropriate limit.

FOIA Section 12 Exemption where cost of compliance exceeds appropriate limit.

(1) *Section 1(1) does not oblige a public authority to comply with a request for information if the authority estimates that the cost of complying with the request would exceed the appropriate limit.*

- (2) *Subsection (1) does not exempt the public authority from its obligation to comply with paragraph (a) of section 1(1) unless the estimated cost of complying with that paragraph alone would exceed the appropriate limit.*
- (3) *In subsections (1) and (2) “the appropriate limit” means such amount as may be prescribed, and different amounts may be prescribed in relation to different cases.*
- (4) *The Secretary of State may by regulations provide that, in such circumstances as may be prescribed, where two or more requests for information are made to a public authority—*
 - (a) *by one person, or*
 - (b) *by different persons who appear to the public authority to be acting in concert or in pursuance of a campaign,*
the estimated cost of complying with any of the requests is to be taken to be the estimated total cost of complying with all of them.
- (5) *The Secretary of State may by regulations make provision for the purposes of this section as to the costs to be estimated and as to the manner in which they are to be estimated.*

The appropriate limit for the Legacy Corporation is £450, calculated as 18 hours at the rate of £25 per hour, however, only the time taken to:

- a. establishing if the information is held;
- b. locating the information;
- c. retrieving the information; and
- d. extracting the information,

can be taken into consideration when calculating the estimated costs of answering the request.

The Legacy Corporation estimates that it would take over 18 hours to locate, extract and compile the information requested from within the monthly reports received to date.

While the Legacy Corporation takes their responsibilities to both FOIA and public safety seriously, we have estimated that the cost of complying with the request as it stands and to identify and extract all of the possible information would exceed the appropriate limit as provided by section 12 of the Freedom of Information Act 2000. Consequently, under section 12 of the FOIA, the Legacy Corporation is not replying to this part of your request.

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 response 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 / EIR Co-ordinator
London Legacy Development Corporation