

Level 10
1 Stratford Place
Montfichet Road
London
E20 1EJ



13 February 2017

INFORMATION REQUEST REFERENCE 16136

Dear 

Thank you for your information request, received on 14 December 2016. You asked E20 Stadium LLP (E20) and London Legacy Development Corporation (Legacy Corporation) to provide the following information under the Freedom of Information Act 2000 (FOIA):

“Please can you provide me with the appendix 6 documents (documents to be kept with the general safety certificate) from the London Stadium Ground Safety Certificate version 6 (18/08/2016).

These are:

Statement of Intent

All Risk Assessments for the Sports Ground Safety Officers Job Description

Regulatory Reform Order (Fire Safety) Risk Assessments Copies of any Council

Letters giving permission as required within this document”

E20 and Legacy Corporation confirm that they hold some of the information you have requested.

The Statement of Intent is attached as Annex A. Please note that the signature on this document has been redacted under section 40(2) – personal information.

Section 40(2) – personal information

- (2) Any information to which a request for information relates is also exempt information if—
- (a) it constitutes personal data which do not fall within subsection (1), and
 - (b) either the first or the second condition below is satisfied.

It is the standard practice of the Legacy Corporation to redact personal information unless consent to release the information has been received.

The section 40 exemption is absolute and is not subject to the public interest test. In this instance, the relevant condition that applies is section 40(2) whereby the information is defined as personal data within Section 1(1)(a) of the Data Protection Act 1998. The redacted information is the signatures. As we have not received consent of the data subject, release of the requested information at this time would contravene the first data principle under Schedule 2(1) of the Data Protection Act 1998.

The Safety Officer job description and the Deputy Safety Officer job description are available in the public domain on the Football Safety Officers Association, the link for the specific page is here:

<https://www.fsoa.org.uk/opportunities-at-london-stadium/>

The specific adverts have been attached

Annex B – Safety Officer

Annex C – Deputy Safety Officer

The risk assessments have been withheld under s.31(1)(a) – prevention of crime:

S.31 - Law enforcement.

(1) Information which is not exempt information by virtue of section 30 is exempt information if its disclosure under this Act would, or would be likely to, prejudice—

(a) the prevention or detection of crime

The section 31 exemption is a qualified exemption and subject to the prejudice test and the public interest test. Under the prejudice test we have to consider if disclosure of this information would, or would be likely to, prejudice the prevention of crime.

Consideration is also given to the harm disclosing this information would be likely to cause, combined with other information already in the public domain (mosaic effect) or possibly released at a future date (precedent effect). The public interest test considers and balances the public interest in disclosing this information against the public interest in not disclosing this information and uses this assessment to decide whether there is sufficient justification in withholding this information under this exemption.

Information disclosed under the FOIA is considered to be public information, and while there is a presumption towards disclosure, consideration needs to be given as to who will have access to this information beyond the requestor, and the purposes for which they could use the information.

By their very nature the risk assessments identify risks and points of vulnerability in relation to the Stadium and the events held there. E20 and the Legacy Corporation have assessed the impact of releasing this information and consider that the public interest in this particular information would not benefit from this information being released into the public domain.

Within the risk assessments there are security and safety critical items which will include mitigations measures in relation to current operations which should not be in the public domain. They also contain venue entry information which from a security perspective, should not be in the public domain.

It is the view of E20 and the Legacy Corporation that the security of the Stadium would be jeopardised, and the prevention of crime would be likely to be prejudiced and the public interest in the withholding of the information outweighs the public interest in disclosing it.

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:

Director
E20 Stadium LLP
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 / E20 Stadium LLP