



17 October 2018

INFORMATION REQUEST REFERENCE 18-068

Dear 

Thank you for your information request, received on 5 October 2018. You asked the London Legacy Development Corporation (Legacy Corporation) to provide the following information under the Environmental Information Regulations 2004 (EIR):

"We write to request information pursuant to the Freedom of Information Act 2000 and/or the Environmental Information Regulations 2004.

From November 2017 to January 2018 the London Legacy Development Corporation (LLDC) conducted a call for sites process which provided an opportunity to submit potential sites for allocation or protection in the emerging LLDC Local Plan or inclusion in the LLDC Brownfield Register (the Call for Sites Process).

The 'Guidance and Additional Information' on the Call for Sites Process states: 'Submitted sites will be compiled and subject to detailed assessment, including sustainability appraisal, to evaluate whether they should be taken forward through the local plan.' It then details the 'site selection process', including the criteria which each submitted site must pass in order 'to be allocated within the review of the Local Plan' There is no guidance on the assessment process, if any, for inclusion on the Brownfield Register.

We have not seen any reports or other documents assessing the sites which were submitted in the Call for Sites Process or detailing the how the site selection process was applied to those submitted sites.

Please therefore provide any reports, documents or other records:

- 1. identifying the sites submitted in the Call for Sites Process;*
- 2. detailing the assessment of, and conclusions reached on, each submitted site in relation to the emerging Local Plan; and*

3. detailing the assessment of, and conclusions reached on, each submitted site in relation to the Brownfield Register.”

I can confirm that the Legacy Corporation holds information which falls within the scope of your request however this information is being withheld under EIR 12(4)(d) – the request relates to material which is still in the course of completion, to unfinished documents or to incomplete data

EIR Regulation 12(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;

Under EIR reg.12(4)(d) If a request relates to material that is still being completed, unfinished documents including drafts, or incomplete data, the Legacy Corporation can refuse to provide the information if it is unfinished at the time of the request.

There is, of course, the Legacy Corporations commitment to openness and transparency, as well as the inherent presumption in favour of disclosure of information requested under the EIR, however, the following factors have been considered in favour of maintaining the exception:

The Call for Sites is part of the Local Plan review and the Legacy Corporation are still in the process of preparing a “Sites Report” which will provide the information on which sites have been submitted and our assessment of those submissions.

The Local Plan is currently due to go to the Board meeting on 23rd October 2018 and then, if agreed, the consultation period is planned to start a couple of weeks after approval. A final version of the Site Report will become available publicly on that consultation start date.

The public interest in releasing this information in its current incomplete format is small especially with consideration that the information will be publicly available once it has been approved and the consultation starts, which is expected to be in early November 2018.

The Legacy Corporation consider that the public interest is in delaying disclosure until the final report is completed and approved and the public consultation process begins, allowing the Legacy Corporation to finish the ongoing work without interruption or interference.

The Legacy Corporation can confirm that, in this instance, it believes that the factors in favour of withholding the information requested outweigh those in favour of disclosure.

If you wish to be notified of the start of this and any other future Planning Policy consultations, you can request to be added to the Planning Policy consultation list. A request form is available on the Legacy Corporation website:

<http://www.queenelizabetholympicpark.co.uk/planning-authority/planning-policy/current-planning-policy-consultations>

If you are unhappy with our response to your request and wish to make a complaint or request an internal review of our decision, you should write to:

Deputy Chief Executive
London Legacy Development Corporation
Level 10, 1 Stratford Place
Montfichet Road
London, E20 1EJ

Email: FOI@londonlegacy.co.uk

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