

Level 10  
1 Stratford Place  
Montfichet Road  
London  
E20 1EJ

[REDACTED]

17 December 2018

**INFORMATION REQUEST REFERENCE 18-082**

Dear [REDACTED]

Thank you for your information request, received on 19 November 2018. You asked the London Legacy Development Corporation (Legacy Corporation) to provide the following information under the Freedom of Information Act 2000 (FOIA):

*“In respect of the agreement announced today between the LLDC and West Ham concerning the increased seating capacity at the London Stadium, please provide me with the details of the agreement, making clear specifically:*

- How exactly E20 receives additional revenue as a result of this agreement (per the press release issued by the two parties).*
- if the agreement includes a fixed annual fee from West Ham, please state the total amount per year that West Ham will now pay.*
- if the agreement results in any changes to other financial conditions in the Concession Agreement*
- what are the expected capital costs, and additional operating costs resulting from the increase in capacity to 60,000, and who will bear those costs.”*

I can confirm that the Legacy Corporation holds information which falls within the scope of your request.

On 12 December 2018 the Legacy Corporation appeared before the London Assembly Budget and Performance Committee. After the meeting, a letter was submitted to the Committee in relation to the Seating Capacity Agreement and this information was added to

the Greater London Authority website and is now publicly available. A link is provided below to the relevant pages on their website:

<https://www.london.gov.uk/press-releases/assembly/statement-peace-breaks-out-over-london-stadium>

[https://www.london.gov.uk/sites/default/files/lldc\\_westham.pdf](https://www.london.gov.uk/sites/default/files/lldc_westham.pdf)

As the information you requested in your first three questions is now publicly available we are refusing this part of your request under FOIA section 21 as the information is reasonably accessible by other means.

s.21 - Information accessible to applicant by other means.

(1) Information which is reasonably accessible to the applicant otherwise than under section 1 is exempt information.

(2) For the purposes of subsection (1)—

(a) information may be reasonably accessible to the applicant even though it is accessible only on payment, and

(b) information is to be taken to be reasonably accessible to the applicant if it is information which the public authority or any other person is obliged by or under any enactment to communicate (otherwise than by making the information available for inspection) to members of the public on request, whether free of charge or on payment.

Q4 What are the expected capital costs, and additional operating costs resulting from the increase in capacity to 60,000, and who will bear those costs.

Any increase in operating costs will be met by E20 and are anticipated to be covered by the incremental increase in usage fee. The costs will vary game to game and depend on circumstances and licencing conditions.

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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](mailto: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](http://www.ico.gov.uk)

Yours sincerely

FOI / EIR Co-ordinator  
London Legacy Development Corporation