



15 May 2020

**INFORMATION REQUEST REFERENCE 20-015**

Dear 

Thank you for your information request, received on 16 April 2020. You asked the London Legacy Development Corporation (Legacy Corporation) to provide the following information under the Freedom of Information Act 2000 (FOIA):

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

*We are aware of the planning application submitted by Stratford Garden Development Limited for a multi-use entertainment venue on land to the west of Angel Lane, Stratford (application ref: 19/00097/FUL) (the Sphere Application).*

*We are also aware that the applicant's solicitors have prepared a draft section 106 agreement which has been uploaded to the online planning register (the Draft Section 106 Agreement). The Draft Section 106 Agreement was referred to in an article published by Newham Recorder on 11 April 2020 (see: <https://www.newhamrecorder.co.uk/news/stratford-station-new-entrance-plans-1-6601738>)*

*The Draft Section 106 Agreement includes reference to the delivery of a new entrance to Stratford Station from the eastern footway of Montfichet Road which is termed the "New Stratford Station Entrance Works". The definition of New Stratford Station Entrance Works refers to them being "as described in the outline scope of works and shown for illustrative purposes only on the drawings appended to this Agreement at Appendix 8".*

*The Draft Section 106 Agreement includes an obligation on the applicant, LLDC and the Transport for London to use reasonable endeavours to agree the detailed design of the New Stratford Station Entrance Works with each other and with Network Rail.*

*We request:*

- (a) Copies of all correspondence regarding the design of the new entrance to Stratford station;*
- (b) Copies of all correspondence regarding the approach to securing consent for the new entrance to Stratford station;*

- (c) Copies of all correspondence regarding the timing of delivery of the new entrance to Stratford station;*
- (d) Copies of all comments on the outline scope of works and drawings which are appended at Appendix 8 of the Draft Section 106 Agreement; and*
- (e) Copies of all correspondence relating to the New Stratford Station Entrance Works provisions in the Draft Section 106 Agreement.*

I can confirm that the Legacy Corporation holds information relevant to your requests, however, in relation to requests A, B, C & E please be advised that FOIA Section 12 allows for the refusal of requests where gathering the information will exceed the “appropriate limit” as set out in the Fees Regulations.

*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.*

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

- 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.

Preliminary searches were conducted on the email archive for any emails sent or received by the Legacy Corporation up to the date of this request that contained the terms “stratford station”, “new entrance” and the terms “design”, “consent”, “delivery” or “timing”.

The Legacy Corporation search results contained 12,309 emails.

The Legacy Corporation estimate that it would take over 102 hours to export, download, extract and review the Legacy Corporation search results. This is including the time that would be required to extract and download all of the search results and the time required to search all of the resulting email bundle in order to identify and extract those emails relevant to the request. This is based on an estimate of 1 email reviewed every 30 seconds. Based on a 7.5 hour working day, it would take over 43 days just to complete this aspect of the information gathering required in order to answer your request.

Further searches were not undertaken using search criteria focussed on “Montfichet entrance” due to the location of the Legacy Corporation offices and the standard use of the full address in email signatures.

To be clear, the estimates of time above do not include the review of the remaining relevant emails that would then be required in order to identify information that would need to be redacted, consider the public interest in relation to any possible exemptions or any third-party consultation that would be required as these factors are not considered as part of the calculation of the costs when refusing a request under FOIA section 12.

The Legacy Corporation cannot justify the cost or the use of resources that would be required to answer your requests A, B C & E, consequently, the Legacy Corporation are not obliged under Section 12 of the FOIA to respond to your request and we will not be processing your request further.

You may wish to refine your request by narrowing its scope by being more specific about what information you particularly wish to obtain, including smaller date ranges, or more specific search terms relevant to the information you are interested in, however, please note the search constraints in relation to the term Montfichet. We will then be able to ascertain whether we would be able to respond within the appropriate limit. Any reformulated request will be treated as a new information request.

In relation to your request referenced D: "*Copies of all comments on the outline scope of works and drawings which are appended at Appendix 8 of the Draft Section 106 Agreement*", please be advised that the Legacy Corporation does not hold this information as, at this time, the Legacy Corporation has not issued written comments on the Outline scope of works. Any submissions made by Network Rail or Transport for London to the application, which may include comment on design of the new entrance to Stratford Station or scope of works and drawings, will be made available on the Legacy Corporation website.

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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