



July 2020

INFORMATION REQUEST REFERENCE 20-020

Dear 

Thank you for your information request, received on 17 June 2020. You asked the London Legacy Development Corporation (Legacy Corporation) to provide the following information under the Freedom of Information Act 2000 (FOIA):

“Please supply all data: emails, correspondence, reports, memos, documents, minutes, notes of management meetings, appraisals, pay reviews, contracts, tenders and any other documents whether held electronically or on paper, both sent and received, where [withheld] CWOATA LTD and CWOATA TRADE UNION are discussed or mentioned by the LLDC or by the following entities:

Mace Ltd, Expanded Ltd, Clipfine Ltd, Duprez Consulting Ltd, Women in Construction CIC, London Borough Of Barking and Dagenham, London Borough of Waltham Forest, London Borough of Hackney, London Borough of Tower Hamlets, London Borough of Newham, CITB, Construction Skills Fund, The London Borough of Southwark, Peabody, MIT SKILLS Ltd, Mayors Construction Academy, The Southwark Construction Skills Centre, Greater London Authority

and by others in and outside the LLDC including but not limited to the following individuals:

[Names withheld]

I also want disclosure of copies of all handwritten and printed notes taken at any other hearings or meetings where I was not present but my work, company, future and other personal data for the purposes of the act were discussed or influenced and informed decisions that affect me.

The LLDC departments include but are not limited to:

Regeneration and Community; Employment and Skills

The date range for the search is from March 1st 2018 to June 16th 2020“

Please be advised that the first part of your request in relation to your personal information is being dealt with separately under the Data Protection Act 2018. Further correspondence on this will be via the dataprotection@londonlegacy.co.uk email address.

In relation to the second part of your request as detailed above, I can confirm that the Legacy Corporation holds information relevant to your request, however, given the broad and extensive nature of your request, we are refusing the response as the cost of compliance would exceed the appropriate limit as defined by FOIA section 12.

s.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 Legacy Corporation has estimated that the resources that would be required to identify, locate, retrieve and extract this information would far exceed the appropriate limit.

The appropriate limit 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.

Preliminary searches were conducted on the Legacy Corporation email archives for any emails containing the term "CWOATA" anywhere within the message, received or sent between 1 March 2018 and 16 June 2020.

The Legacy Corporation search results were for 1,014 emails and these totalled over 762GB in size.

Based on past exercises it would take well over 18 hours to export, download and extract the Legacy Corporation search results. This estimate does not include the time that would be required to search all of the resulting email bundle in order to locate and extract those emails relevant to the request.

These 1,014 emails would need to be reviewed in order to establish if they hold relevant information. Based on an estimate of 1 email reviewed every 30 seconds this exercise would take just under 9 hours to complete.

The estimates of time do not include the review of the emails that would then be required in order to identify information that would need to be redacted 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.

A search was conducted on the fileserver for any records that contained the term "CWOATA" within the file or folder name. No results were found, however, please note that this simply means that the term was not used in the file or folder name. The search ran for approximately 1 hour.

A second search was conducted on the fileserver for any records that contained the term "CWOATA" within the content. Please note that the search criteria was not case sensitive, and that this search would find those records that used the term "CWOATA", or in the case of scanned documents, where the document had been scanned with OCR capability. This second search ran for over 16 hours before it was aborted.

Based on the above, it is estimated that it would take over 44 hours to retrieve and extract the records within the electronic systems that are currently accessible to us. Further system searches were not undertaken. No assessment was undertaken for the time it would take to establish what paper records are held, identify the location where this information is held, and then retrieve it from that location.

As stated previously, this figure does not include the time that would be required to review the relevant documents in order to identify and consider the public interest in regard to any redactions or any third-party consultations as these factors are not considered as part of the calculations of the cost when refusing a request under FOIA section 12.

In assessing the cost or burden of dealing with a request, public authorities need to consider the proportionality of the costs involved and decide whether they are clearly or obviously unreasonable. The Legacy Corporation is not a large organisation and the time and resources taken to answer the questions as above would have a considerable impact on those resources. The Legacy Corporation cannot justify the cost or the use of resources that would be required to answer your request, consequently, the Legacy Corporation is 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 any dates or period of time relevant to the information required. 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.

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