



15 March 2023

INFORMATION REQUEST REFERENCE 23-002

Thank you for your information request, received on 18 January 2023. You asked the London Legacy Development Corporation (Legacy Corporation) to provide the following information under the Freedom of Information Act 2000 (FOIA):

"I am a resident of Lantana Heights, Glasshouse Gardens, E20 1HR.

Please can I have all information regarding Lantana Heights, including:

- 1 - planning permission*
- 2 - noise and vibration testing/sign off.*
- 3 - All external and internal email correspondence with Network Rail and Lendlease regarding noise and vibrations from the adjacent train line.*
- 4 - Specifically, the presentation/material provided by Lendlease regarding the noise and vibration tests done at 1 Lantana Heights.*
- 5 - All internal and external email correspondence regarding Netanya Clixby."*

I can confirm that the Legacy Corporation holds information which falls within the scope of your request. The information relevant to your request is below and our response follows your order:

Q1 - planning permission

Information in relation to the planning permission is publicly available on the planning register on the Legacy Corporation website which is found at: [Legacy Corporation Planning Register](#)

Q2 - noise and vibration testing/sign off.

Please see the report attached in **Annex A**.

Q3 - All external and internal email correspondence with Network Rail and Lendlease regarding noise and vibrations from the adjacent train line.

I can confirm that the Legacy Corporation holds information relevant to your request, however, given the broad nature of the request we are refusing to respond as the cost of compliance would exceed the appropriate limit as defined by FOIA section 12.

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 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 email correspondence with either Network Rail or Lendlease, received or sent up to 18 January 2023 and using the following terms:

- Lantana AND
 - Overground
 - Train
 - Noise
 - Vibration
- Glasshouse AND
 - Overground
 - Train
 - Noise
 - Vibration

The Legacy Corporation search results contained 70,948 items (emails) and were over 154GB in size. Based on past exercises it would take over 44 days 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 bundles in order to locate and extract those emails relevant to the request.

There are over 70,000 emails that will 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 over 591 hours to complete.

The estimates of time above do not include the review of the remaining emails that would then be required 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.

The Legacy Corporation cannot justify the cost or the use of resources that would be required to answer your request, 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 any dates or period 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.

Q4 - Specifically, the presentation/material provided by Lendlease regarding the noise and vibration tests done at 1 Lantana Heights.

The noise and vibration tests are attached in **Annex B**.

Q5 - All internal and external email correspondence regarding Netanya Clixby.

Please be advised that this aspect of your request is being dealt with as a subject access request (SAR) under the data protection legislation. The response will be sent to you separately.

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

Deputy Chief Executive
London Legacy Development Corporation
Level 9
5 Endeavour Square
Stratford
E20 1JN

Email: FOI@londonlegacy.co.uk

Please note: requests for internal reviews received more than forty working days 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