



Our ref: EN00252
Your ref: Mr N Hood

Mr Hood

E-mail sent to: request-7515-0194d3da@whatdotheyknow.com

25 February 2009

Dear Mr Hood



REQUEST FOR INFORMATION

We refer to your request for information under the Freedom of Information Act 2000 (FOIA) received by the Olympic Delivery Authority (ODA) on 2 February 2009 requesting the following information:

Under the Freedom of Information Act 2000, please supply the PM10 data from each of these monitoring points for the month of January 2009 and present them in:

- a) Tabular format; to facilitate ease of comprehension of the data.*
- b) Graphical format, to facilitate identification of anomalies.*

We confirm that we hold information of the description specified in your request.

Due to the nature of the information which you have requested, we have interpreted your request in terms of the Environmental Information Regulations 2004 (EIR). Under regulation 12(4)(d) of the EIR, we may refuse to disclose information to a requestor where the request relates to material which is still in



MAYOR OF LONDON

the course of completion, unfinished or incomplete. The ODA compiles monthly reports in relation to the PM10 and dust information collected on the Olympic Park (OP) and is currently in the process of compiling the report for the January 2009 information which you have requested. Accordingly, the ODA considers that the regulation 12(4)(d) exception is engaged in relation to the January 2009 PM10 data, as we are still in the process of analysing this data and preparing a report which is in an unfinished and incomplete state. The exception is qualified and the public interest test must be applied to determine whether the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

We consider that it would be reasonable and appropriate not to disclose this information before it has been finalised and ratified. We believe that, in all the circumstances of the case, the public interest in maintaining the exception outweighs the public interest in disclosure of the information at this point in time because the data is still required to go through a ratification process to ensure it meets the stringent quality assurance requirements. However, we can advise you that the January 2009 report should be completed in late March. The ODA considers that the reasonably short delay before the completion of the January 2009 report will cause minimal harm to the public interest and will, in fact, facilitate and ensure accurate interpretation of the data by the public. We will be sure to forward a copy of the finalised report to you in late March once it has been completed.

However, in the mean while, we have provided you with a copy of the most recent finalised report for November 2008 (**Annex A**) which will give you an indication of the information which you will receive once the January 2009 report has been completed. For your information, we can inform you that the December 2008 report should be finalised in early March 2009.

We trust that the information provided will be of assistance to you. However, if you are not satisfied with the response to your request and wish to make a complaint, you should write to The Information Officer, Olympic Delivery Authority, One Churchill Place, Canary Wharf, London, E14 5LN. Please state detailed grounds for your complaint.

If you are not satisfied with the outcome of your complaint, you may apply directly to the Information Commissioner for a decision. Generally, the Information Commissioner will not make a decision unless you have

exhausted the complaint procedure provided by the ODA. The Information Commissioner can be contacted at: The Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire SK9 5AF.

Yours sincerely

A handwritten signature in black ink, appearing to read 'A. Jani', is positioned above a thin vertical line that extends downwards.

Information Officer
Olympic Delivery Authority

