

Data Protection Officer
Freedom of Information
NW Leicestershire District Council
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FREEDOM OF INFORMATION REQUEST 1098

I write further to your email dated 31 January 2020.

Your request has been dealt with under the terms of the Freedom of Information Act 2000 (FOIA), explained on our [freedom of information](#) page.

Your request:

1. How much is [the sale of the car parks in Coalville to the equity group Gylo] going to generate for N.W.L.D.C and what is this money going to be spent on?

also

2. How are the charges to park going to be implemented? Automatic Number Plate Recognition? ANPR? And will disabled drivers be exempt from charges as is the case now!

Our response:

Question 1.

I can confirm that North West Leicestershire District Council holds this information. However, the information you have requested is exempt from disclosure under section 43 of the Freedom of Information Act.

Section 43(2) exempts information whose disclosure would, or would be likely to, prejudice the commercial interests of any person (an individual, a company, the public authority itself or any other legal entity).

The public interest test was used and in consideration of the arguments for disclosing or withholding the information, the finding was that public interest in withholding the information outweighed the public interest in releasing the information.

Public Interest Test S43 (2) – Commercial Sensitivity

Factors in favour of disclosure:

- Disclosing the information requested would enhance transparency and accountability.
- As a publicly funded organisation, the public has a legitimate interest in the sale of the council's three car parks located in Coalville and disclosure would increase public awareness about how the money will be reinvested.

Factors against disclosure:

- It is not in the interest of the third party to release information regarding the process as it is a confidential process and the publishing of information could weaken future negotiations.
- It is not in the interest of the local authority and any third parties involved in the project to release information provided to as this could compromise the delivery of the project and undermine the relationships of trust between all parties.
- It is not in the interest of the public authority to release information regarding current negotiations as this could inhibit best value for money and this may not be a true representation of how the funds will be reinvested.

Question 2.

In response to question two, we do not hold this information as the management of the three car parks and operations will not be the responsibility of the Council upon completion of the transfer.

The supply of information in response to a freedom of information request does not confer the right to re-use the information. UK copyright law allows information supplied for the purposes of private study and non-commercial research to be used without permission. Information supplied can also be re-used for the purposes of news reporting except for in the case of photographs.

GOING FORWARD

If you are dissatisfied with the information supplied please feel free to contact me on the number above for any queries in relation to this response. Please note that in responding to further enquiries I can only comment on the information contained within this correspondence and cannot provide any further information that may pertain to an additional FOIA request.

Please remember to quote the Authority's four digit reference number given at the top of this email in any future communications.

If you remain dissatisfied following the conclusion of the above informal review, you have the right to ask for an internal review. A request for a review whether formal or informal should be submitted within two calendar months of the date of receipt of the response to your original letter and should be sent to DPO@NWLeicestershire.gov.uk or the address above.

Further details on our appeals and complaints procedure can be found on our website [here](#).

If you remain dissatisfied following the conclusion of the internal review, you have the right to apply directly to the Information Commissioner for a decision. The Information Commissioner can be contacted at accessicoinformation@ico.org.uk.