

## **RFI Decision Notice**

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**Reference No.** ELDC2223/10/374

**Date Request Received:** 10/10/2022

**Date of Decision:** 07/11/2022

### **Request:**

Freedom of Information request: Please provide all documents and materials related to communication between Alan French and Neil Cooper and officers, members or consultants of ELDC concerning planning application # S/002/01844/21.

### **Decision:**

In accordance with Section 1(1)(a) of the Freedom of Information Act 2000, you are advised that East Lindsey District Council does not hold information that falls within the description specified in your request.

It is the considered opinion of this Council that the information you are requesting is exempt from disclosure under this Act by virtue of the exemption found at Section 39(1):

#### **Section 39 Environmental Information**

- (1) Information is exempt information if the public authority holding it –*
- (a) is obliged by [environmental information regulations] to make the information available to the public in accordance with the regulations, or*
  - (b) would be so obliged but for any exemption contained in the regulations*

For this reason, the Council has considered your request under the terms of the Environmental Information Regulations 2004.

In accordance with Section 5(1) of the Environmental Regulations 2004 East Lindsey District Council is required to make available, on request, environmental information it holds.

Please see the attached documents.

You will note that some information has been omitted.

That is because this is personal information and therefore exempt from disclosure in accordance with Regulation 12 (3) – Personal data which includes data about third parties. It is the considered opinion of this Council that the individuals concerned would have no expectation of their personal data being released into the public domain and any legitimate interest in disclosure is outweighed by the prejudice to their rights and freedoms because disclosure would breach the First Data Protection Principle in Article 5 of the General Data Protection Regulation.

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### **Your right of appeal:**

If you have any queries regarding this decision, please contact the Council's Information Governance Officer. Please remember to quote the reference number above in any future communications.

If you are unhappy with the service you have received in relation to your request and wish to make a complaint or request an internal review of our decision (within 40 days of this decision notice) you should write to:

Information Management  
East Lindsey District Council  
Tedder Hall  
Manby Park  
Louth  
Lincolnshire  
LN11 8UP

If you are not content with the outcome of your complaint / the Internal Review you may apply directly to the Information Commissioner for a decision. The Information Commissioner can be contacted at: The Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF

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