

**FREEDOM OF INFORMATION ACT 2000 (SECTION 50)
ENVIRONMENTAL INFORMATION REGULATIONS 2004**

DECISION NOTICE

Dated 2nd November 2005

Name of Public Authority: London Borough of Bromley

**Address of Public Authority: Civic Centre
Stockwell Close
Bromley
BR1 3UH**

Nature of Complaint

The Information Commissioner (the "Commissioner") has received a complaint from the complainant which states that on 24th January 2005 the following information was requested from the London Borough of Bromley:

" Following the making and publication on the 1st February 2001 of the Definitive Map Modification Order 2001 would you please provide this Association with copies of the duly made representations / objections and correspondence thereafter conducted by officers of the Council with the following:

- 1. Representors and Objectors*
- 2. The Planning Inspectorate*
- 3. Rights of Way Sub- Committee*
- 4. Government Office for London"*

[Two firms of solicitors and one private company have been redacted from the above list.]

The complainant alleges that it has not been provided with all the requested information to which it believes it is entitled.

The Commissioner's Decision

Under section 50(1) of the Freedom of Information Act and Regulation 18 of the Environmental Information Regulations 2004 (the Regulations), except where a complainant has failed to exhaust a local complaints procedure, or where the complaint is frivolous or vexatious, subject to undue delay, or has been withdrawn, the Commissioner is under a duty to consider whether the request for information has been dealt with in accordance with the requirements of Part 2 and 3 of the Regulations and to issue a Decision Notice to both the complainant and the public authority.

The Complainant has acknowledged that the information it requested from the Council was received on the 11th April 2005. However, the Complainant has

indicated in correspondence with the Commissioner that information is being withheld which falls within its request.

Although the Complainant believes it has not been provided with all the information falling within the scope of his request, in the absence of any evidence to support this belief, and having been provided with a copy of the information supplied to the complainant, the Commissioner is satisfied it has been provided with all the information to which it is entitled. The Council has therefore dealt with the Complainant's request in accordance with the requirements of Regulation 5(1) of the Regulations 2004.

Action Required

In view of these matters the Commissioner hereby gives notice that in exercise of his powers under section 50 of the Act he does not require any remedial steps to be taken by the London Borough of Bromley.

Right of appeal

Either party has the right to appeal against this Decision Notice to the Information Tribunal (the "Tribunal"). Information about the appeals process can be obtained from:

Information Tribunal	Tel: 0845 6000 877
Arnhem House Support Centre	Fax: 0116 249 4253
PO Box 6987	Email: informationtribunal@dca.gsi.gov.uk
Leicester	
LE1 6ZX	

Any Notice of Appeal should be served on the Tribunal within 28 days of the date on which this Decision Notice is served.

Dated the 2nd day of November 2005

Signed:

Richard Thomas

Information Commissioner
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF