



## City of Westminster

Mr Linus Rees  
Fitzrovia Neighbourhood Association  
Fitzrovia Neighbourhood Centre  
39 Tottenham Street  
London  
LONDON  
W1T4RX

Growth, Planning and Housing  
Westminster City Council  
Westminster City Hall  
10th Floor East  
64 Victoria Street  
London  
SW1E 6QP  
**Telephone** 0207 641 2182  
**Email** iclarke@westminster.gov.uk

**Please ask for** Ian Clarke

**Our ref:** 537433

**Your ref:**

**Date:** 16 February 2015

Dear Mr Rees,

I write in response to your request for information received on 19 January.

I would like to see all correspondence relating to the marketing and sale of the headlease of the site at 87-125 Cleveland Street. I am aware of this brochure produced by Knight Frank for Westminster Council and decisions taken by cllrs Glanz and Astaire (see attached documents). Additionally I would like to see correspondence relating to modification of the lease and contributions to Westminster City Council's affordable housing fund.

Please find attached a redacted report which provides some of the requested information.

The remainder of the information will not be provided as the council believes that disclosure would be likely to prejudice the council's commercial interests, and that the information is therefore exempt from disclosure under section 43(2) of the Freedom of Information Act 2000.

This is because the project is still in progress and as a result the exact payment figure due to the Council is still unconfirmed and subject to the outcome of the planning process. Consequently the disclosure of any correspondence at this time would be likely to prejudice this negotiation, thereby affecting the amount received by the council into the Housing Revenue Account.

While there is an inherent public interest in the decisions and transactions made by the council, it is believed that on this occasion the public interest would be best served in maintaining the exemption in order that the council's commercial and bargaining position is not undermined prior to a decision being made.

Under section 17 of the Act this response constitutes a refusal notice in respect of the requested information.

You have the right of appeal against the decision. If you wish to appeal please set out in writing your grounds of appeal and send it to:

Knowledge & Information Management Team

Westminster City Council

10th Floor, East

City Hall

64 Victoria Street

London

SW1E 6QP

Tel: 0207 641 3921

Email: [FOI@westminster.gov.uk](mailto:FOI@westminster.gov.uk)

Should you still be dissatisfied with the outcome of any such complaint you have the right to make a complaint to the Information Commissioner, pursuant to section 50 of the FOIA. The contact details are:

Information Commissioner's Office

Wycliffe House

Water Lane

Wilmslow

Cheshire

SK9 5AF

Tel: 0303 123 1113 or 01625 54 57 45

Fax: 01625 524510

Web: [www.ico.org.uk](http://www.ico.org.uk)

Yours sincerely,

Ian Clarke  
Policy and Strategy Officer