

## **FREEDOM OF INFORMATION ACT 2000**

Your request for information has now been considered and the Council's response to your questions is shown below.

**You asked:**

**Please can you provide me with the following documents:**

### **1. Asbestos registers for "The Rowans"**

The Rowans survey falls within the City Council's Asbestos Register for all its properties. An electronic copy of the relevant page is attached.

Please note that minor redactions have been made to this document in order to withhold the names of 2 members of staff, in accordance with section 40 of the Freedom of Information Act. Section 40(2) of the Act provides that personal data about third parties is exempt information if one of the conditions set out in section 40(3) is satisfied. Under the provisions of section 40 of the Act, disclosure of the names of these individuals (as featured in their email addresses) would breach the fair processing principle contained in the Data Protection Act 1998, as it would be unfair to the person(s) concerned and is confidential personal data about them.

### **2. Asbestos surveys for "The Rowans"**

A Type 2 Asbestos Survey (now classed as a Management Survey) was undertaken for The Rowans in 2008. An electronic copy of the document is attached.

Please note that minor redactions have again been made to this document in order to withhold the names of Leicester City Council and AOH Ltd members of staff, in accordance with section 40 of the Freedom of Information Act. Section 40(2) of the Act provides that personal data about third parties is exempt information if one of the conditions set out in section 40(3) is satisfied. Under the provisions of section 40 of the Act, disclosure of the names of these individuals would breach the fair processing principle contained in the Data Protection Act 1998, as it would be unfair to the person(s) concerned and is confidential personal data about them.

### **3. Details of any asbestos removal programmes for "The Rowans"**

As you will note, the survey found relatively little asbestos. The only issue highlighted involved two asbestos lined doors in the external bike store. These were removed later in 2008.

**4. Any renovation/removal programmes that subsequently identified the presence of asbestos at “The Rowans”**

If renovations to Council buildings are planned, it would be normal to carry out a Refurbishment Asbestos survey as part of preliminary investigations. However in the case of The Rowans there has been little renovation activity in recent years, and therefore a Refurbishment survey has not been deemed necessary.

To the extent that we are unable to supply documents detailing renovation/removal programmes that subsequently identified the presence of asbestos at “The Rowans”, this is a Refusal Notice under Section 17.1 of the Freedom of Information Act 2000, because in accordance with Section 1.1 of the Act this information is not held.

**5. Details of any asbestos related cases/claims relating to “The Rowans”**

Leicester City Council has no information on file regarding any asbestos related cases or claims relating to The Rowans.

To the extent that we are unable to supply documents detailing asbestos-related cases/claims relating to “The Rowans”, this is a Refusal Notice under Section 17.1 of the Freedom of Information Act 2000, because in accordance with Section 1.1 of the Act this information is not held.

**It would be particularly appreciated if you could provide digital copies as well as hard copies.**

Please note that under the Freedom of Information Act, we are not obliged to provide the information to requestors in more than one format. On this occasion, given the relatively small number of pages in the documentation being disclosed, we will send hard copies out to you separately after this reply has been despatched electronically.

The legislation allows you to use the information supplied for your own personal use. Please be aware that any commercial or other use, for example publication, sale, or redistribution may be a breach of copyright under the Copyright, Designs and Patents Act 1988 as amended unless you obtain the copyright holder's prior permission.

Not all the information that is supplied which is covered by copyright will be the Council's copyright, for example it may be the copyright of a government department or another Council. You should seek either the Council's consent or their consent as appropriate. The Council is willing to advise you of any such potential issues on request. In order to make a request to re-use the information please contact the Head of Information Governance using the details below.

If you are dissatisfied with the handling of your request please write to:

**Head of Information Governance  
Information and Support  
Leicester City Council  
FREEPOST (LE985/33)  
New Walk Centre  
LEICESTER LE1 6ZG  
e-mail: [foia@leicester.gov.uk](mailto:foia@leicester.gov.uk)**

Your request for internal review should be submitted to the above address within 40 (forty) working days of receipt by you of this response. Any such request received after this time will only be considered at the Council's absolute discretion.

You can also complain to the Information Commissioner at:

**Information Commissioner's Office  
Wycliffe House  
Water Lane  
Wilmslow SK9 5AF  
Telephone: 01625 545 700  
[www.informationcommissioner.gov.uk](http://www.informationcommissioner.gov.uk)**

Please be aware that the Information Commissioner does not normally consider appeals or complaints until the internal appeals and complaints processes of the public authority which is answering the request have been exhausted. You are therefore advised to complain or appeal to Head of Information Governance before contacting the Commissioner.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Lynn Wyeth', with a horizontal line extending to the right.

**Lynn Wyeth**  
**Information Governance Manager**