

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 advise whether: –

- 1. The council has permitted the development any new sites in the last 5 years, where a barrier has not been required to be erected on higher layer to prevent anyone falling to the area below.**

ANSWER

All applications are on our database, and there is a link with each application to scanned images of the plans. The link is:
<http://rcweb.leicester.gov.uk/planning/onlinequery/mainsearch.aspx>

For your information this part of the letter constitutes a refusal notice under Section 17.1 of the Freedom of Information Act 2000 because an exemption under Section 21 of the Act is being applied, namely the information is accessible by other means, e.g. the Council website and it is already in the public domain.

- 2. If so, please provide details.**

[See above](#)

- 3. If not, please state if such an architectural structural development is: –**
 - a. Now not permitted.**
 - b. Considered dangerous.**
 - c. There are building regulations which would not permit such a development, and if so which regulations these are**

[We would only be able to consider the difference in ground level as dangerous if the retaining wall supporting the ground was in danger of collapse and we have the appropriate enforcement legislation for such occurrences.](#)

[The Building Regulations in respect of protection from falling only apply to any stair, ramp, floors, balconies and roofs forming part of buildings where people have access too. In the situation shown on the pictures provided being remote from the building and the buildings access, the Building Regulations \(Approved Document K\) would not be applicable in these cases.](#)

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 Information Governance Manager using the details below.

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

Information Governance Manager
Information and Support
Leicester City Council
FREEPOST (LE985/33)
New Walk Centre
LEICESTER LE1 6ZG

e-mail: info.requests@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

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 the Information Governance Manager before contacting the Commissioner.

Yours sincerely

Lynn Wyeth
Information Governance Manager