



London Borough of Barnet,
2 Bristol Avenue,
Colindale,
London NW9 4EW
4 February 2020
Our ref: 5947664

Thank you for your request received on 7 January 2020, for the following information:

As required by the Millbrook Park Phase 2 Landscape Management and Maintenance Plan Section 2.7 Co-ordination and Implementation, Management of the public realm and streetscape within Phase 2 will be undertaken by specialist landscape contractors appointed by Linden Homes or the Inglis Consortium ' works undertaken by the consortium will be to public areas and undertaken in line with this specification and the overriding site wide Landscape Management Strategy. Co-ordination in relation to other management activities across the site is essential, particularly in respect of timing and issues relating to the health and safety of the general public.

Annual schedules of work should be agreed in advance, with notice being given to the public to inform them of such activities. No additional activities should occur without the prior approval of the overall site manager. A record of each visit must be prepared and issued to the site manager.

This Freedom of Information Act information request is filed to obtain all of the Barnet's communication related to the Millbrook Park Phase 2 Landscape Management Plan. The requested information includes but is not limited to:

- All Millbrook Park Phase 2 Site Maintenance Reports (filed annually).**
- All internal and external communication related to Millbrook Park Phase 2 management.**
- All communication related to Millbrook Park Phase 2 received from or sent to the Inglis Consortium and/or the Site Manager.**
- All communication related to Millbrook Park Phase 2 Management received from or sent to Linden Homes or Allen Pyke Associates.**
- All communication related to Millbrook Park Phase 2 Management received from or sent to the Site Manager, Mainstay, or any its consultants.**
- All communication related to Millbrook Park Management sent to or received from any members of the community.**

- Notice of any approved revisions to the approved Five Year Maintenance Plan and specifications for the replacement of plants.

We have processed this request under the Environmental Information Regulations 2004.

Response

The council holds the information requested and it is attached/ the answers to your questions are below

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Searches of information holdings have been carried out. Please find attached correspondence with developer and the planning enforcement team.

Both reserved matters applications for Phases 2 & 3 Linden Homes, had a landscaping condition requiring implementation with the approved landscaping plan

rather than submission of details.

We consider that Regulation 6(1)(b) applies to the information requested because the information requested is already publicly available and easily accessible.

The relevant applications can be found on our website using the following link <https://publicaccess.barnet.gov.uk/online-applications/>

- ref: H/03904/12 (Phase 2)
- ref: H/03860/13 (Phase 3)
- ref: H/03057/12

If you do not have access to the internet at home, you may be able to use facilities at your local library.

We consider that regulation 13 (Personal information) applies to the information requested.

Therefore, we have decided to withhold the information.

Refusal Notice

[Part 1 of Schedule 19](#) of the Data Protection Act 2018 amends the personal data exception Regulation 13 of the Environmental Information Regulations 2004. These are consequential amendments designed to ensure that the correct provisions of the GDPR and the new Act are referenced instead of the now repealed DPA 1998. They will not fundamentally impact when personal data can, and cannot, be disclosed in response to an EIR request.

We consider the information is subject to Regulation 13 because to release it would be a breach of the Data Protection Act 2018.

Personal Information is governed by the Data Protection legislation and is defined as any information relating to an identified or identifiable natural person ('data subject')". It adds that: an identifiable natural person is one who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an identification number, location number, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person.

The withheld information is exempt because disclosure would contravene the first data protection principle which requires that personal data is processed fairly and lawfully. Disclosure of the requested information would breach this principle and in particular the requirement of fairness.

Further information

If you are interested in the data that the council holds you may wish to visit Open Barnet, the council's data portal. This brings together all our published datasets and other information of interest on one searchable database for anyone, anywhere to access. <http://open.barnet.gov.uk/>

Advice and Assistance : Direct Marketing

If you are a company that intends to use the names and contact details of council officers (or other officers) provided in this response for direct marketing, you need to be registered with the Information Commissioner to process personal data for this purpose. You must also check that the individual (whom you wish to contact for direct marketing purposes) is not registered with one of the Preference Services to prevent Direct Marketing. If they are you must adhere to this preference.

You must also ensure you comply with the Privacy Electronic and Communications Regulations (PECR). For more information follow this Link www.ico.org.uk

For the avoidance of doubt the provision of council (and other) officer names and contact details under FOI does not give consent to receive direct marketing via any media and expressly does not constitute a 'soft opt-in' under PECR.

Your rights

If you are unhappy with the way your request for information has been handled, you can request a review within the next 40 working days by writing to the Information Management Team at: foi@barnet.gov.uk. Or by post to Information Management Team (FOI) London Borough of Barnet, 2 Bristol Avenue, Colindale, NW9 4EW

If, having exhausted our review procedure, you remain dissatisfied with the handling of your request or complaint, you will have a right to appeal to the Information Commissioner at: The Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF (telephone: 0303 123 1113; website www.ico.org.uk). There is no charge for making an appeal.