



Llywodraeth Cymru  
Welsh Government

## E-mail request

Our ref: ATISN 14508  
Date: 13 November 2020

Dear

### ATISN 14508

Thank you for your request which I received on 3 November 2020. You asked for the information as listed at Annex 1, in relation to Planning Application 2020/01170/OUT - Land at Upper Cosmeston Farm, Lavernock Road, Penarth.

I have concluded that to answer your request will exceed the appropriate limit set out in the Freedom of Information and Data Protection (Appropriate Limit and Fees) Regulations. Section 12 of the Freedom of Information Act allows a public authority to refuse a request if it calculates that dealing with it would exceed the appropriate limit. The appropriate limit specified for central government is £600. This represents the estimated cost of it taking over 24 hours of time to determine whether we hold the information and to thereafter locate, retrieve and extract it.

A *limited* search of the Welsh Government's records system has been carried out using the following parameters:

- (document) date updated is 1<sup>st</sup> January 2020 onwards;
- results limited to 1000; and
- key word or phrases (Cosmeston; and separately Vale of Glamorgan Local Development Plan).

The *limited* searches identified the following number of documents which includes emails, word & excel documents, PDFs etc:

- Vale of Glamorgan Local Development Plan – 1000 documents found; and
- Cosmeston – 1000 documents found.

In order to establish if any of the information within the *limited* search fell within the scope of your request would require each document to be reviewed. If each document took 5 minutes to review, the limit would be exceeded against *each* key word/phrase (1000\*5/60). The limit would be further exceeded by any exercise to:

- determine whether any documents over the *limited* search i.e. removing the 1000 limit are within the scope of your request (such documents might relate to 2020 but also, previous years); and
- any exercise to locate, extract and retrieve information held which falls within the scope of your request where the title of the document does not contain the key word/phrase used above - therefore requiring further searches to be conducted.

If you are able to refocus your request to a specific piece of information (as opposed to *any* information that might be held and in multiple forms), that may bring any required searches to within the appropriate limit.

Any redefined question will be treated as a new request for information.

### **Next steps**

If you are dissatisfied with the Welsh Government's handling of your request, you can ask for an internal review within 40 working days of the date of this response. Requests for an internal review should be addressed to the Welsh Government's Freedom of Information Officer at:

Information Rights Unit  
Welsh Government  
Cathays Park  
Cardiff  
CF10 3NQ

or e-mail: [Freedom.ofinformation@gov.wales](mailto:Freedom.ofinformation@gov.wales)

Please remember to quote the ATISN reference number above.

You also have the right to complain to the Information Commissioner. The Information Commissioner can be contacted at:

Information Commissioner's Office  
Wycliffe House  
Water Lane  
Wilmslow  
Cheshire  
SK9 5AF

Telephone: 0303 123 1113  
Website: [www.ico.org.uk](http://www.ico.org.uk)

However, please note that the Commissioner will not normally investigate a complaint until it has been through our own internal review process.

Yours sincerely

## **Annex 1**

### **Planning Application 2020/01170/OUT - Land at Upper Cosmeston Farm, Lavernock Road, Penarth.**

This Information should include all items of surface mail and electronic correspondence sent to and from Welsh Government in respect of Planning Application Number 2020/01170/OUT including documents, letters, emails, faxes; records of phone calls; minutes of internal and external meetings including discussion notes in relation to this planning application: This should include all correspondence prior and subsequent to the Planning Application date

Please include both published and unpublished documents. Including all correspondence not deemed to be in the Public Domain relating to the recipients named in paragraphs 1, 2,3,4,5 below.

1. Welsh Government its Elected Representatives and Officers to the Future Generations Commissioner Wales.
2. Welsh Government its Elected Representatives and Officers to those of the Vale of Glamorgan Council.
3. Welsh Government its Elected Representatives and Officers to those of the Penarth Town Council.
4. Welsh Government its Elected Representatives and Officers to those of the Sully and Lavernock Community Council.
5. Welsh Government its Elected Representatives and Officers to those of the Dinas Powys Community Council.
6. Welsh Government its Elected Representatives and Officers to the Owners, Employees and Agents of Asbri Planning Ltd.