



Llywodraeth Cymru
Welsh Government

Our ref ATISN 14840

1 April 2021

Dear

Request for Information – ATISN 14840

I wrote to you on 11 February and 24 March regarding your request for information. Please accept my apologies for the delay in providing you with this response.

Your request

Copies of all correspondence, emails, notes of telephone calls and attendance notes (“Documents”) in relation to the Builth Wells MX Track, Rhyd Blawd, Dissert, Powys, LD2 3TL site, or the Planning Application (9/0643/FUL) including documents that relate to Kirsty Williams MS and any comments or statements made about the site to residents or any communications about the site with representatives of Powys County Council.

Our response

I can confirm the Welsh Government holds some information caught by your request. The information we hold and which is being released to you is at Annex 1 to this letter. Some of this information is withheld from disclosure under Section 40, personal information, of the Freedom of Information Act 2000. Our reasoning for applying this exemption is at Annex 2 to this letter.

The Welsh Government does not hold any Documents relating to Kirsty Williams MS, or any residents, regarding the planning application for Builth Wells MX Track.

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:



BUDDSODDWYR | **INVESTORS**
MEWN POBL | **IN PEOPLE**

Llywodraeth Cymru /
Welsh Government
Parc Cathays / Cathays Park
CF10 3NQ

Rydym yn croesawu derbyn gohebiaeth yn Gymraeg. Byddwn yn ateb gohebiaeth a dderbynnir yn Gymraeg yn Gymraeg ac ni fydd gohebu yn Gymraeg yn arwain at oedi.

We welcome receiving correspondence in Welsh. Any correspondence received in Welsh will be answered in Welsh and corresponding in Welsh will not lead to a delay in responding .

Information Rights Unit, Welsh Government, Cathays Park, Cardiff, CF10 3NQ
or Email: 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. However, please note that the
Commissioner will not normally investigate a complaint until it has been through our
own internal review process.

Yours sincerely

CORRESPONDENCE WITH POWYS COUNTY COUNCIL	
1.	<p>From: Planning Consultations Powys CC Sent: 26 July 2019 14:48 To: WG Transport Subject: New Planning Application Notification 19/0643/FUL</p> <p>Please see attached a letter regarding consultation on the above application.</p>
2.	<p>Pennaeth Eiddo, Cynllunio a Gwarchod y Cyhoedd Head of Property, Planning and Public Protection WG - Highways Directorate North & Mid Wales Trunk Road Network Manager Local Government And Communities, Y Bont, Sarn Mynach, Llandudno Junction, Conwy, LL31 9RZ</p> <p>County Hall, Spa Road East, Llandrindod Wells, LD1 5LG</p> <p>Our Ref: 19/0643/FUL Date: 26 July 2019 Direct Line: XXX Email: planning.consultations@powys.gov.uk</p> <p>Dear Sir/Madam,</p> <p style="text-align: center;">Town and Country Planning Act 1990 Town and Country Planning (Development Management Procedure) (Wales) Order 2012 (as amended) Consultation</p> <p>Application Ref: 19/0643/FUL Grid Ref: E: 305789 N: 255966</p> <p>Proposal: Formation of motorcycle scramble track; Erection of a building for use as Motor-Cross Experience Centre with associated parking area; Use of land as overspill car parking area; Siting of 6 no. holiday lodges and associated works; Erection of a building for use as a yoga studio; Installation of 3 no. foul water drainage receptacles and soakaways; Alterations to existing roadways and improvements to 2 no. highway entrances Location: Land At Rhydblwd Farm, Disserth, Builth Wells Powys LD2 3TL</p> <p>The above application is now available to view on the Council's website (http://pa.powys.gov.uk/online-applications/). After accepting the terms and conditions please follow the online instructions to view the case.</p> <p>Notice is hereby given that any observations you may wish to make must be returned to me within 21 days of date of this letter. If this is not done it will be assumed that you do not wish to comment and the application will proceed to determination.</p>

	<p>Please note that comments must be made in writing and that such comments will be held on a file that will become open to public inspection.</p> <p>Please direct all consultation responses for Powys County Council's Planning Department to planning.consultations@powys.gov.uk rather than to named individuals, including the planning reference, 19/0643/FUL, within the email subject.</p>
3.	<p>From: WG Transport Sent: 30 July 2019 08:38 To: WG Transport Subject: FW: New Planning Application Notification 19/0643/FUL</p> <p>Please see attached planning application from Powys CC. Please can you provide operational advice by 14 August 2019</p>
4.	<p>From: Planning Consultations Powys CC Sent: 26 July 2019 14:48 To: WG Transport Subject: New Planning Application Notification 19/0643/FUL</p> <p>Please see attached a letter regarding consultation on the above application.</p>
5.	<p>Pennaeth Eiddo, Cynllunio a Gwarchod y Cyhoedd Head of Property, Planning and Public Protection WG - Highways Directorate North & Mid Wales Trunk Road Network Manager Local Government And Communities Y Bont, Sarn Mynach, Llandudno Junction, Conwy, LL31 9RZ</p> <p>County Hall, Spa Road East, Llandrindod Wells, LD1 5LG</p> <p>Our Ref: 19/0643/FUL Date: 26 July 2019 Direct Line: XXX Email: planning.consultations@powys.gov.uk</p> <p>Dear Sir/Madam,</p> <p style="text-align: center;">Town and Country Planning Act 1990 Town and Country Planning (Development Management Procedure) (Wales) Order 2012 (as amended) Consultation</p> <p>Application Ref: 19/0643/FUL Grid Ref: E: 305789 N: 255966 Proposal: Formation of motorcycle scramble track; Erection of a building for use as Motor-Cross Experience Centre with associated parking area; Use of land as overspill car parking area; Siting of 6 no. holiday lodges and associated works; Erection of a building for use as a yoga studio; Installation of 3 no. foul water drainage receptacles and soakaways; Alterations to existing roadways and improvements to 2 no. highway entrances Location: Land At Rhydblwd Farm, Disserth, Builth Wells Powys LD2 3TL</p> <p>The above application is now available to view on the Council's website</p>

(<http://pa.powys.gov.uk/online-applications/>). After accepting the terms and conditions please follow the online instructions to view the case.

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Please note that comments must be made in writing and that such comments will be held on a file that will become open to public inspection.

Please direct all consultation responses for Powys County Council's Planning Department to planning.consultations@powys.gov.uk rather than to named individuals, including the planning reference, 19/0643/FUL, within the email subject.

6. Development Control, Powys County Council, The Gwalia, Ithon Road, Llandrindod Wells, LD1 6AA

Eich cyf / Your ref 19/0643/FUL

Ein cyf / Our ref 19/NM-2319

30 October 2019

Dear Sir/Madam,

TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) (WALES) ORDER 2012:

Land At Rhydblwd Farm, Disserseth, Builth Wells Powys LD2 3TL
Formation of motorcycle scramble track; Erection of a building for use as Motor-Cross Experience Centre with associated parking area; Use of land as overspill car parking area; Siting of 6 no. holiday lodges and associated works; Erection of a building

I refer to your consultation of 26th July 2019 regarding the above application, and advise that the Welsh Government as highway authority for the A483 trunk road directs that planning permission is not granted at this time as the applicant has provided insufficient information to determine the application.

The applicant must provide the following information to support this application or resubmit the application with the following details;

1) The proposed operational activity would create a concentration of turning movements from the A483 where queuing would occur increasing the risk of collisions at the junction.

2) The visibility provided at the existing junction does not meet the design standard required in the Design Manual for Roads and Bridges GG123.

If you have any further queries, please forward to the following Welsh Government Mailbox
NorthandMidWalesDevelopmentControlMailbox@gov.wales

7.	<p>From: Planning Consultations Powys CC Sent: 03 February 2020 10:44 To: WG Transport Subject: Hysbysiad Gwybodaeth Diwygiedig 19/0643/FUL / Amended Information Notification 19/0643/FUL</p> <p>Gweler llythyr yn amgaaedig o ran ail-ymgyngori ar y cais uchod. Please find attached a letter regarding re-consultation on the above application.</p>
8.	<p>Name - Pennaeth Eiddo, Cynllunio a Gwarchod y Cyhoedd Head of Property, Planning and Public Protection WG - Highways Directorate North & Mid Wales Trunk Road Network Manager Local Government And Communities Y Bont Sarn Mynach Llandudno Junction Conwy, LL31 9RZ</p> <p>Neuadd y Sir/County Hall Spa Road East Llandrindod Wells, LD1 5LG</p> <p>Ein Cyf/Our Ref: 19/0643/FUL 3 February 2020 Line: XXX</p> <p>E-bost/Email: planning.consultations@powys.gov.uk</p> <p>Annwyl Syr/Madam,</p> <p>YMGYNGHORIAD AR GYNIGION DIWYGIEDIG</p> <p>Cyfeirnod: 19/0643/FUL Cyfeirnod Grid: E: 305789 N: 255966 Cynnig: Formation of motorcycle scramble track; Erection of a building for use as Motor-Cross Experience Centre with associated parking area; Use of land as overspill car parking area; Siting of 6 no. holiday lodges and associated works; Erection of a building for use as a yoga studio; Installation of 3 no. foul water drainage receptacles and soakaways; Alterations to existing roadways and improvements to 2 no. highway entrances Cyfeiriad y Safle: Land At Rhydblauw Farm, Disserth, Builth Wells, Powys LD2 3TL</p> <p>Rydym yn eich cyngori fod y manylion diwygiedig wedi cael eu cyflwyno ac y gellir eu gweld yn awr ar wefan y Cyngor (http://pa.powys.gov.uk/online-applications/). Wedi derbyn yr amodau a thelerau, dilynwch y cyfarwyddiadau ar-lein i weld yr achos.</p> <p>AMENDED PROPOSALS CONSULTATION</p> <p>Reference: 19/0643/FUL Grid Reference: E: 305789 N: 255966 Proposal: Formation of motorcycle scramble track; Erection of a building for use as Motor-Cross Experience Centre with associated parking area; Use of land as overspill car parking area; Siting of 6 no. holiday lodges and associated works; Erection of a building for use as a yoga studio; Installation of 3 no. foul water drainage</p>

receptacles and soakaways; Alterations to existing roadways and improvements to 2 no. highway entrances Site Address: Land At Rhydblauw Farm, Disserseth, Builth Wells, Powys LD2 3TL

Please be advised that amended particulars have been submitted which can now be viewed on the Council's website (<http://pa.powys.gov.uk/online-applications/>). After accepting the terms and conditions please follow the online instructions to view the case.

Petaech yn dymuno gwneud unrhyw sylwadau ar y cynigion diwygiedig, yna mae'n rhaid i chi wneud y rhain yn ysgrifenedig i'r cyfeiriad uchod o fewn 14 diwrnod o ddyddiad y llythyr hwn ac y bydd sylwadau o'r fath yn cael eu cadw ar ffeil a fydd yn dod yn agored i arolwg cyhoeddus ac ar gael i'w gweld ar y wefan gyhoeddus.

Croesewir gohebiaeth yn y Gymraeg a'r Saesneg.

Cyfeiriwch yr holl ymatebion ymgynghori i Adran Gynllunio Cyngor Sir Powys at planning.consultations@powys.gov.uk yn hytrach nag at unigolion a enwir gan gynnwys y cyfeirnod cynllunio 19/0643/FUL, o fewn testun yr e-bost.

Yn gywir,
Principal Planning Officer

If you wish to make any comments on the amended proposals then these must be made in writing to the above address within 14 days of the date of this letter and that such comments will be held on a file that will become open to public inspection and available to view on the public website.

Correspondence welcomed in Welsh and English

Please direct all consultation responses for Powys County Council's Planning Department to planning.consultations@powys.gov.uk rather than to named individuals, including the planning reference, 19/0643/FUL, within the email subject.

9. From: WG Transport
Sent: 04 June 2020 11:35
To: Planning Consultations Powys CC
Subject: Welsh Government responses to planning applications

Please see the attached Welsh Government responses to the following planning applications:

- 1) Your Ref: 20/18308/FUL - Underpass And Footpath, Adjacent To A470, From Layby West Of Storey Arms Brecon Powys Improvements to an existing footpath to include installing culverts for drainage where needed, steps up a steep section of bank, a kissing gate instead of a stile, bank stabilisation and stone pitching on both sides of a crossing over a water course, improved surfacing, drainage and stock gates at both ends of the underpass and a compacted dust surfaced path over boggy ground - No directions letter

	<p>2) Your Ref: 19/0643/FUL - Land At Rhydblwd Farm, Disserth, Builth Wells Powys LD2 3TL - Formation of motorcycle scramble track; Erection of a building for use as Motor-Cross Experience Centre with associated parking area; Use of land as overspill car parking area; Siting of 6 no. holiday lodges and associated works; Erection of a building – further holding direction letter</p>
10.	<p>Development Control, Powys County Council, The Gwalia, Ithon Road, Llandrindod Wells, LD1 6AA</p> <p>Eich cyf / Your ref 19/NM 2319 Ein cyf / Our ref 19/0643/FUL 03 June 2020</p> <p>Dear Sir/Madam,</p> <p>TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) (WALES) ORDER 2012: Land At Rhydblwd Farm, Disserth, Builth Wells Powys LD2 3TL</p> <p>Formation of motorcycle scramble track; Erection of a building for use as Motor Cross Experience Centre with associated parking area; Use of land as overspill car parking area; Siting of 6 no. holiday lodges and associated works; Erection of a building</p> <p>I refer to your consultation of 12th May 2020 regarding the above application, and advise that the Welsh Government as highway authority for the ? trunk road directs that planning permission is not granted at this time as the applicant has provided insufficient information to determine the application.</p> <p>The applicant must provide the following information to support this application or resubmit the application with the following details;</p> <ol style="list-style-type: none"> 1) It is not clear how the amended layout of the unclassified road junction with the A483 complies with the DMRB CD 123 with regards to providing 15metres of visibility to the give way sign. 2) There existing A483 'Cwmbach' direction sign restricts the visibility sight line on the southern side of the unclassified road junction. There is insufficient clearance indicated between the edge of the Unclassified road and this road sign. 3) The visibility sight lines are required to be indicated on the Drawing No. SK01 B inserts. The scale of the insets on the drawing should be indicated 4) The proposed extent of road pavement construction and confirmation of surfacing materials are required at the A483 junction with the unclassified road. <p>If you have any further queries, please forward to the following Welsh Government Mailbox NorthandMidWalesDevelopmentControlMailbox@gov.wales</p>
11.	<p>Development Control, Powys County Council, The Gwalia, Ithon Road, Llandrindod Wells, LD1 6AA</p>

	<p>Eich cyf / Your ref 19/NM-2319 04 March 2020 Ein cyf / Our ref 19/0643/FUL</p> <p>Dear Sir/Madam, TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) (WALES) ORDER 2012:</p> <p>Land At Rhydblwd Farm, Disserseth, Builth Wells Powys LD2 3TL Formation of motorcycle scramble track; Erection of a building for use as Motor-Cross Experience Centre with associated parking area; Use of land as overspill car parking area; Siting of 6 no. holiday lodges and associated works; Erection of a building</p> <p>I refer to your consultation of 3rd February 2020 regarding the above application, and advise that the Welsh Government as highway authority for the ? trunk road directs that planning permission is not granted at this time as the applicant has provided insufficient information to determine the application. The applicant must provide the following information to support this application or resubmit the application with the following details;</p> <p>1) The submitted Transport Statement does not clearly identify the impact of traffic movements at the A483/ C1357 junction. The concentration of vehicles would be focused to attend the commencement of events suggesting 120 peak hour movements from the A4883 with little or no consideration being given to traffic generated from the additional proposed facilities. It can be envisaged that the actual traffic flow could readily exceed that predicted and generate significant right-turn queuing on the A483. This would result in a significant risk to road safety on the A483.</p> <p>2) The visibility available at the C1357 junction with the A483 is stated, in the submitted Transport Statement, to remain as existing however this is not indicated in the figure at Appendix C. The actual dimensions of the proposed visibility sight distance must be confirmed and clearly shown on the drawing. Confirmation is required with regards to the visibility requirement stated in CD123 and what is being provided at the junction improvement.</p> <p>If you have any further queries, please forward to the following Welsh Government Mailbox NorthandMidWalesDevelopmentControlMailbox@gov.wales</p>
12.	<p>From: Planning Consultations Powys CC Sent: 12 May 2020 12:47 To: WG Transport Subject: Additional Information Notification 19/0643/FUL</p> <p>Please find attached a letter regarding re-consultation on the above application.</p>
13.	<p>Pennaeth Eiddo, Cynllunio a Gwarchod y Cyhoedd Head of Property, Planning and Public Protection WG - Highways Directorate, North & Mid Wales Trunk Road Network</p>

Manager, Local Government And Communities, Y Bont, Sarn Mynach,
Llandudno Junction, Conwy, LL31 9RZ

Neuadd y Sir/County Hall Spa Road East Llandrindod Wells, LD1 5LG

Ein Cyf/Our Ref: 19/0643/FUL

Dyddiad/Date: 12 May 2020

Linell Uniongyrchol/Direct Line: XXX

E-bost/Email: planning.consultations@powys.gov.uk

Annwyl Syr / Madam,

Gorchymyn Cynllunio Gwlad a Thref (Gweithdrefn Rheoli Datblygu) (Cymru)
2012

Deddf Cynllunio Gwlad a Thref 1990

HYSBYSIAD GWYBODAETH YCHWANEGOL

Cyfeirnod: 19/0643/FUL

Cyfeirnod Grid: E:305789 N:255966 Cynnig: Formation of motorcycle
scramble track; Erection of a building for use as Motor-Cross Experience
Centre with associated parking area; Use of land as overspill car parking
area; Siting of 6 no. holiday lodges and associated works; Erection of a
building for use as a yoga studio; Installation of 3 no. foul water drainage
receptacles and soakaways; Alterations to existing roadways and
improvements to 2 no. highway entrances Cyfeiriad y Safle: Land At
Rhydblwd Farm, Disserth, Builth Wells, Powys LD2 3TL

Dear Sir / Madam,

Town and Country Planning Act 1990 Town and Country Planning
(Development Management Procedure) (Wales) Order 2012 (as amended)

ADDITIONAL INFORMATION NOTIFICATION

Reference: 19/0643/FUL

Grid Reference: E: 305789 N: 255966 Proposal: Formation of motorcycle
scramble track; Erection of a building for use as Motor-Cross Experience
Centre with associated parking area; Use of land as overspill car parking
area; Siting of 6 no. holiday lodges and associated works; Erection of a
building for use as a yoga studio; Installation of 3 no. foul water drainage
receptacles and soakaways; Alterations to existing roadways and
improvements to 2 no. highway entrances Site Address: Land At Rhydblwd
Farm, Disserth, Builth Wells, Powys LD2 3TL

Rydym yn eich cynghori fod y manylion diwygiedig wedi cael eu cyflwyno ac
y gellir eu gweld yn awr ar wefan y Cyngor (<http://pa.powys.gov.uk/online-applications/>). Wedi derbyn yr amodau a thelerau, dilynwch y
cyfarwyddiadau ar-lein i weld yr achos.

Rhoddir rhybudd drwy hyn fod rhaid dychwelyd unrhyw sylwadau yr ydych o
bosibl yn dymuno eu gwneud ar y wybodaeth ychwanegol o fewn 21 diwrnod

	<p>o ddyddiad y llythyr hwn. Os na wneir hyn, fe fyddwn yn tybio nad ydych yn dymuno gwneud sylwadau a bydd y cais yn symud ymlaen at y cam penderfynu.</p> <p>Noder fod rhaid gwneud y sylwadau hynny'n ysgrifenedig ac y bydd sylwadau o'r fath yn cael eu cadw ar ffeil a fydd yn dod yn agored i arolwg cyhoeddus ac ar gael i'w gweld ar y wefan gyhoeddus.</p> <p>Croesewir gohebiaeth yn y Gymraeg a'r Saesneg.</p> <p>Cyfeiriwch yr holl ymatebion ymgynghori i Adran Gynllunio Cyngor Sir Powys at planning.consultations@powys.gov.uk yn hytrach nag at unigolion a enwir gan gynnwys y cyfeirnod cynllunio 19/0643/FUL, o fewn testun yr e-bost.</p> <p>Yn gywir, Principal Planning Officer</p> <p>Please be advised that additional information has been submitted and is available to view on the Council's website (http://pa.powys.gov.uk/online-applications/). After accepting the terms and conditions please follow the online instructions to view the case.</p> <p>Notice is hereby given that any observations you may wish to make on this additional information must be returned within 21 days of the date of this letter. If this is not done it will be assumed that you do not wish to comment and the application will proceed to determination.</p> <p>Please note that comments must be made in writing and that such comments will be held on a file that will become open to public inspection and available to view on the public website.</p> <p>Correspondence welcomed in Welsh and English</p> <p>Please direct all consultation responses for Powys County Council's Planning Department to planning.consultations@powys.gov.uk rather than to named individuals, including the planning reference, 19/0643/FUL, within the email subject.</p>
14.	<p>From: Planning Consultations Powys CC Sent: 14 July 2020 16:31 To: WG Transport Subject: Additional Information Notification 19/0643/FUL</p> <p>Please find attached a letter regarding re-consultation on the above application.</p>
15.	<p>Pennaeth Eiddo, Cynllunio a Gwarchod y Cyhoedd Head of Property, Planning and Public Protection WG - Highways Directorate North & Mid Wales Trunk Road Network Manager, Local Government And Communities, Y Bont, Sarn Mynach, Llandudno Junction, Conwy, LL31 9RZ</p>

Neuadd y Sir/County Hall Spa Road East Llandrindod Wells, LD1 5LG

Ein Cyf/Our Ref: 19/0643/FUL

Dyddiad/Date: 14 July 2020

Linell Uniongyrchol/Direct Line: XXX

E-bost/Email: planning.consultations@powys.gov.uk

Annwyl Syr / Madam,

Gorchymyn Cynllunio Gwlad a Thref (Gweithdrefn Rheoli Datblygu) (Cymru) 2012

Deddf Cynllunio Gwlad a Thref 1990

HYSBYSIAD GWYBODAETH YCHWANEGOL

Cyfeirnod: 19/0643/FUL

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Dear Sir / Madam,

Town and Country Planning Act 1990 Town and Country Planning (Development Management Procedure) (Wales) Order 2012 (as amended)
ADDITIONAL INFORMATION NOTIFICATION

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Rydym yn eich cyngori fod y manylion diwygiedig wedi cael eu cyflwyno ac y gellir eu gweld yn awr ar wefan y Cyngor (<http://pa.powys.gov.uk/online-applications/>). Wedi derbyn yr amodau a thelerau, dilynwch y cyfarwyddiadau ar-lein i weld yr achos.

Rhoddir rhybudd drwy hyn fod rhaid dychwelyd unrhyw sylwadau yr ydych o bosibl yn dymuno eu gwneud ar y wybodaeth ychwanegol o fewn 21 diwrnod o ddyddiad y llythyr hwn. Os na wneir hyn, fe fyddwn yn tybio nad ydych yn dymuno gwneud sylwadau a bydd y cais yn symud ymlaen at y cam penderfynu.

	<p>Noder fod rhaid gwneud y sylwadau hynny'n ysgrifenedig ac y bydd sylwadau o'r fath yn cael eu cadw ar ffeil a fydd yn dod yn agored i arolwg cyhoeddus ac ar gael i'w gweld ar y wefan gyhoeddus.</p> <p>Croesewir gohebiaeth yn y Gymraeg a'r Saesneg.</p> <p>Cyfeiriwch yr holl ymatebion ymgynghori i Adran Gynllunio Cyngor Sir Powys at planning.consultations@powys.gov.uk yn hytrach nag at unigolion a enwir gan gynnwys y cyfeirnod cynllunio 19/0643/FUL, o fewn testun yr e-bost.</p> <p>Principal Planning Officer</p> <p>Please be advised that additional information has been submitted and is available to view on the Council's website (http://pa.powys.gov.uk/online-applications/). After accepting the terms and conditions please follow the online instructions to view the case.</p> <p>Notice is hereby given that any observations you may wish to make on this additional information must be returned within 21 days of the date of this letter. If this is not done it will be assumed that you do not wish to comment and the application will proceed to determination.</p> <p>Please note that comments must be made in writing and that such comments will be held on a file that will become open to public inspection and available to view on the public website.</p> <p>Please direct all consultation responses for Powys County Council's Planning Department to planning.consultations@powys.gov.uk rather than to named individuals, including the planning reference, 19/0643/FUL, within the email subject.</p>
16.	<p>From: WG - Transport Sent: 16 October 2020 11:07 To: Planning Consultations Powys CC Subject: Land At Rhydblwd Farm, Disserserth, Builth Wells Powys LD2 3TL</p> <p>Please see attached Welsh Government's response for the following planning application;</p> <p>19/0643/FUL - Land At Rhydblwd Farm, Disserserth, Builth Wells Powys LD2 3TL</p>
17.	<p>Development Control, Powys County Council, The Gwalia, Ithon Road Llandrindod Wells, LD1 6AA</p> <p>Eich cyf / Your ref 19/0643/FUL Ein cyf / Our ref 19/NM-2319 16 October 2020</p> <p>Dear Sir/Madam,</p> <p>TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) (WALES)</p>

	<p>ORDER 2012: Land At Rhydblwd Farm, Disserserth, Builth Wells, Powys, LD2 3TL Formation of motorcycle scramble track; Erection of a building for use as Motor-Cross Experience Centre with associated parking area; Use of land as overspill car parking area; Siting of 6 no. holiday lodges and associated works; Erection of a building</p> <p>I refer to your consultation of 14/07/2020 regarding the above planning application and advise that the Welsh Government as highway authority for the A483 trunk road directs that any permission granted by your authority shall include the following conditions:</p> <p>1) The minimum visibility distances available for vehicles emerging from the existing junction of the C1357 shall be 215 metres to the right of the junction and 174m to the left at a height of 1.05 metres, measured to a point 0.26 metres above the nearer running edge of the trunk road carriageway.</p> <p>These visibility distances shall be available at a point 2.4m from the nearer running edge of the trunk road, measured along the centreline of the access road. The visibility splay so formed shall be free of any growth or obstruction, which would interfere with the minimum visibility requirements.</p> <p>2) The proposed development shall operate in line with the submitted proposed hours of business, and to the stated capacity. The above conditions are included to maintain the safety and free flow of trunk road traffic.</p> <p>If you have any further queries, please forward to the following Welsh Government Mailbox NorthandMidWalesDevelopmentControlMailbox@gov.wales</p>
18.	<p>From: WG Transport Sent: 16 October 2020 12:41 To: Planning Consultations Powys CC Subject: Powys planning application -Welsh Government response - 19/0643/FUL</p> <p>Further to my previous email issuing a conditioned approval for the above application, please find attached an updated Welsh Government response. The required visibility splay to the left of the county road junction has been corrected from 2.4m x 174m to 2.4m x 172m.</p> <p>I would be grateful if you could please disregard the previously issued response.</p>
19.	<p>Development Control, Powys County Council</p> <p>Eich cyf / Your ref 16 October 2020</p>

	<p>Ein cyf / Our ref 19/NM-2319</p> <p>Dear Sir/Madam,</p> <p>TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) (WALES) ORDER 2012: Land At Rhydblawd Farm, Disserseth, Builth Wells, Powys, LD2 3TL Formation of motorcycle scramble track; Erection of a building for use as Motor-Cross Experience Centre with associated parking area; Use of land as overspill car parking area; Siting of 6 no. holiday lodges and associated works; Erection of a building</p> <p>I refer to your consultation of 14/07/2020 regarding the above planning application and advise that the Welsh Government as highway authority for the A483 trunk road directs that any permission granted by your authority shall include the following conditions:</p> <p>1) The minimum visibility distances available for vehicles emerging from the existing junction of the C1357 shall be 215 metres to the right of the junction and 172m to the left at a height of 1.05 metres, measured to a point 0.26 metres above the nearer running edge of the trunk road carriageway.</p> <p>These visibility distances shall be available at a point 2.4m from the nearer running edge of the trunk road, measured along the centreline of the access road. The visibility splay so formed shall be free of any growth or obstruction, which would interfere with the minimum visibility requirements.</p> <p>2)The proposed development shall operate in line with the submitted proposed hours of business, and to the stated capacity.</p> <p>The above conditions are included to maintain the safety and free flow of trunk road traffic.</p> <p>If you have any further queries, please forward to the following Welsh Government Mailbox NorthandMidWalesDevelopmentControlMailbox@gov.wales</p>
20.	<p>From: Planning Consultations Powys CC Sent: 16 December 2020 11:44 To: WG Transport Subject: Additional Information Notification 19/0643/FUL</p> <p>Please find attached a letter regarding re-consultation on the above application.</p>
21.	<p>Pennaeth Eiddo, Cynllunio a Gwarchod y Cyhoedd Head of Property, Planning and Public Protection Neuadd y Sir/County Hall Spa Road East Llandrindod Wells, LLD1 5LG</p> <p>Ein Cyf/Our Ref: 19/0643/FUL</p>

Dyddiad/Date: 16 December 2020
Llinell Uniongyrchol/Direct Line: XXX
E-bost/Email: planning.consultations@powys.gov.uk

WG - Highways Directorate
North & Mid Wales Trunk Road Network Manager
Local Government And Communities Y Bont
Sarn Mynach Llandudno Junction Conwy, LL31 9RZ

Annwyl Syr / Madam,
Gorchymyn Cynllunio Gwlad a Thref (Gweithdrefn Rheoli Datblygu) (Cymru)
2012 Deddf Cynllunio Gwlad a Thref 1990

HYSBYSIAD GWYBODAETH YCHWANEGOL

Cyfeirnod: 19/0643/FUL
Cyfeirnod Grid: E:305789 N:255966
Cynnig: Formation of motorcycle scramble track; Erection of a building for use as Motor-Cross Experience Centre with associated parking area; Use of land as overspill car parking area; Siting of 6 no. holiday lodges and associated works; Erection of a building for use as a yoga studio; Installation of 3 no. foul water drainage receptacles and soakaways; Alterations to existing roadways and improvements to 2 no. highway entrances

Cyfeiriad y Safle: Land At Rhydblwd Farm, Disserth, Builth Wells, Powys LD2 3TL

Rydym yn eich cynghori fod y manylion diwygiedig wedi cael eu cyflwyno ac y gellir eu gweld yn awr ar wefan y Cyngor (<http://pa.powys.gov.uk/online-applications/>). Wedi derbyn yr amodau a thelerau, dilynwch y cyfarwyddiadau ar-lein i weld yr achos.

Rhoddir rhybudd drwy hyn fod rhaid dychwelyd unrhyw sylwadau yr ydych o bosibl yn dymuno eu gwneud ar y wybodaeth ychwanegol o fewn 21 diwrnod o ddyddiad y llythyr hwn. Os na wneir hyn, fe fyddwn yn tybio nad ydych yn dymuno gwneud sylwadau a bydd y cais yn symud ymlaen at y cam penderfynu.

Noder fod rhaid gwneud y sylwadau hynny'n ysgrifenedig ac y bydd sylwadau o'r fath yn cael eu cadw ar ffeil a fydd yn dod yn agored i arolwg cyhoeddus ac ar gael i'w gweld ar y wefan gyhoeddus.

Croesewir gohebiaeth yn y Gymraeg a'r Saesneg.

Cyfeiriwch yr holl ymatebion ymgynghori i Adran Gynllunio Cyngor Sir Powys at planning.consultations@powys.gov.uk yn hytrach nag at unigolion a enwir gan gynnwys y cyfeirnod cynllunio 19/0643/FUL, o fewn testun yr e-bost.

22. Dear Sir / Madam,

Town and Country Planning Act 1990
Town and Country Planning

(Development Management
Procedure) (Wales) Order
2012 (as amended)

ADDITIONAL INFORMATION NOTIFICATION

Reference: 19/0643/FUL

Grid Reference: E: 305789 N: 255966

Proposal: Formation of motorcycle scramble track; Erection of a building for use as Motor-Cross Experience Centre with associated parking area; Use of land as overspill car parking area; Siting of 6 no. holiday lodges and associated works; Erection of a building for use as a yoga studio; Installation of 3 no. foul water drainage receptacles and soakaways; Alterations to existing roadways and improvements to 2 no. highway entrances

Site Address: Land At Rhydblwd Farm, Disserth, Builth Wells, Powys LD2 3TL

Please be advised that additional information has been submitted and is available to view on the Council's website (<http://pa.powys.gov.uk/online-applications/>). After accepting the terms and conditions please follow the online instructions to view the case.

Notice is hereby given that any observations you may wish to make on this additional information must be returned within 21 days of the date of this letter. If this is not done it will be assumed that you do not wish to comment and the application will proceed to determination.

Please note that comments must be made in writing and that such comments will be held on a file that will become open to public inspection and available to view on the public website.

Correspondence welcomed in Welsh and English

Please direct all consultation responses for Powys County Council's Planning Department to planning.consultations@powys.gov.uk rather than to named individuals, including the planning reference, 19/0643/FUL, within the email subject.

23. From: WG - Transport
Sent: 22 December 2020 16:26
To: planning.consultations@powys.gov.uk
Subject: Planning Application Extension Requests

Please can the Welsh Government request a deadline extension to 15th January 2021 for the applications below

20/1846/ADV - Bronllys Garage, Bronllys, Brecon, LD3 0LG
19/0643/FUL - Land At Rhydblwd Farm, Disserth, Builth Wells Powys LD2 3TL

24. From: WG Transport
Sent: 08 January 2021 11:44
To: Planning Consultations Powys CC

	<p>Subject: Powys planning application, Welsh Government response</p> <p>Please see attached Welsh Government's response for the following planning application(s);</p>
25.	<p>Development Control, Powys County Council</p> <p>Eich cyf / Your ref 19/0643/FUL Ein cyf / Our ref 19/NM-2319</p> <p>07 January 2021</p> <p>Dear Sir/Madam,</p> <p>TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) (WALES) ORDER 2012: Land at Rhydblwd Farm, Dissert, Builth Wells, Powys, LD2 3TL Formation of motorcycle scramble track; Erection of a building for use as Motor-Cross Experience Centre with associated parking area; Use of land as overspill car parking area; Siting of 6 no. holiday lodges and associated works; Erection of a building.</p> <p>I refer to your consultation of 16/12/2020 regarding the above planning application and advise that the Welsh Government as highway authority for the A483 trunk road directs that, further to Welsh Government's previous conditioned approval dated 16/10/2020, any permission granted by your authority shall include the following conditions:</p> <ol style="list-style-type: none"> 1) The minimum visibility distances available for vehicles emerging from the existing junction of the C1357 shall be 215 metres to the right of the junction and 172m to the left at a height of 1.05 metres, measured to a point 0.26 metres above the nearer running edge of the trunk road carriageway. <p>These visibility distances shall be available at a point 2.4m from the nearer running edge of the trunk road, measured along the centreline of the access road. The visibility splay so formed shall be free of any growth or obstruction, which would interfere with the minimum visibility requirements.</p> <ol style="list-style-type: none"> 2) The existing destination sign that is sited within the verge to the left of the existing junction, and which impedes visibility within the required visibility splay shall be assessed and re-sited at the Developer's expense. 3) The proposed development shall operate in line with the submitted proposed hours of business, and to the stated capacity. <p>The above conditions are included to maintain the safety and free flow of trunk road traffic.</p>

	<p>If you have any further queries, please forward to the following Welsh Government Mailbox NorthandMidWalesDevelopmentControlMailbox@gov.wales</p>
CORRESPONDENCE WITH HUGHES ARCHITECTS	
26.	<p>From: WG Transport Sent: 16 June 2020 09:56 To: Hughes Architects Cc: Hughes Architects; WG Transport</p> <p>Subject: RE: Rhydblwd Farm, Dissersh- our ref T046</p> <p>Just a note to ask you to send any new proposals via Powys CC and if you need any other information please email the Development control email for a response.</p> <p>Is-adran Rheoli'r Rhwydwaith - Network Management Division</p>
27.	<p>From: Hughes Architects Sent: 09 June 2020 16:42 To: WG Transport Cc: WG Transport; Hughes Architects Subject: Re: Rhydblwd Farm, Dissersh- our ref T046</p> <p>Hello XXX (and XXXX) and thanks for the email, sorry for not coming back to you straight away as I have been on site most of the day. Do you have any time tomorrow for us to catch up?</p> <p>Best call on XXX.</p>
28.	<p>From: WG Transport Date: Monday, 8 June 2020 at 16:04 To: Hughes Architects Cc: WG Transport Subject: Rhydblwd Farm, Dissersh- our ref T046</p> <p>XXX [WG Transport] has asked me to give you a call, I have tried your office who informed you were not available, I have also tried your mobile. It is easier for me to contact you so please let me know when and on what number I can contact on.</p>
29.	<p>From: WG Transport Sent: 08 June 2020 15:43 To: WG Transport Subject: FW: Rhydblwd Farm, Dissersh- our ref T046</p> <p>Is this one of your applications? If so grateful if you could give XXX a call to discuss the application</p>
30.	<p>From: Hughes Architects Sent: 08 June 2020 15:40 To: WG Transport Cc: Hughes Architects Subject: Rhydblwd Farm, Dissersh- our ref T046</p> <p>Good afternoon XXX, your colleague XXX has forwarded me your email</p>

address and thanks for offering it. It just saves a bit of time communicating with you direct.

I understand you are the officer dealing with the case and I would be grateful if we could have 5 minutes to discuss the application so I can take you through some of the salient detail. If you agree then please let me know when is good for me to call.

By way of background I enclose some further information relating to this low scale tourism venture.

CORRESPONDENCE WITH ENTRAN LTD.

31. From: Entran Ltd.
Sent: 23 September 2020 20:40
To: WG Transport
Cc: Hughes Architects; Entran Ltd; Hughes Architects
Subject: FW: REF: 19/NM-2319, Rhydblwd Farm, Disserth - FAO Jason Ingram

Can you please contact me to discuss at your earliest convenience?

32. From: Entran Ltd.
Sent: 20 September 2020 21:04
To: WG Transport
Cc: Entran Ltd.; Hughes Architects; Hughes Architects; Hughes
Subject: REF: 19/NM-2319, Rhydblwd Farm, Disserth

Please see attached WG response to a proposed development at Rhydblwd Farm, Disserth, Powys. In this regard, please see our response below with the revised drawings attached for your review and for which we seek a recommendation of approval that you are happy with what is proposed and how it will use the junction of the A487/C1357 in future.

WELSH GOVERNMENT

Comment 1
1) It is not clear how the amended layout of the unclassified road junction with the A483 complies with the DMRB CD 123 with regards to providing 15metres of visibility to the give way sign.

Entran Response 1
See attached plan SK01_RevC. The local widening works to be carried out to the C1357 on the approach to the A483 will provide betterment to the forward visibility from 15m of the give way line when compared to the current situation. In this regard, no further action is required, and Comment 1 now addressed.

Comment 2
2) There existing A483 'Cwmbach' direction sign restricts the visibility sight line on the southern side of the unclassified road junction. There is insufficient clearance indicated between the

edge of the Unclassified road and this road sign.

Entran Response 2

This sign is existing and has not changed through the improvement works on this section of road with regard visibility from the C1357 to the south. Furthermore, the sign just falls outside that of the visibility measured at approximately 2.4m x 174m.

Comment 2 now addressed, and no further action required.

Comment 3

3) The visibility sight lines are required to be indicated on the Drawing No. SK01-B inserts. The scale of the insets on the drawing should be indicated

Entran Response 3

Scales added to insets. Please see attached SK01_RevC

Comment 3 now addressed, and no further action required.

Comment 4

4) The proposed extent of road pavement construction and confirmation of surfacing materials are required at the A483 junction with the unclassified road.

Entran Response 4

Pavement construction will be in accordance with DMRB and PCC specification. It is proposed that a core sample be taken of the existing road make up to the C1357 so that an appropriate tie-in detail can be provided for the S278 technical approval prior to construction.

A S278/Street Works licence will be required for any off-site highway works and details to be submitted to and approved by PCC prior to any works being carried out.

Comment 4 now addressed, and no further action required.

We trust the above and the attached has now addressed your comments and we look forward to your response and recommendation of approval. If you do require any further clarification please do not hesitate to contact me on my mobile.

33. From: Entran Ltd.
Sent: 01 October 2020 20:37
To: WG Transport
Cc: Hughes Architects; Entran Ltd.
Subject: Moto X, Rhydblauw Farm, Dissertth

Further to our telephone conversation please see attached the latest SK01_RevD which illustrates that the existing junction will now remain unchanged in geometry on the minor arm of the C1357. This is due to the constraints regarding the existing culverts positions and no road widening is

	<p>possible as first thought at feasibility stage. Please also see the attached photos.</p> <p>Please bear in mind that the C1357 carries very little existing traffic, we are talking approx. 1 or 2 vehicles within either the AM or PM peak hour.</p> <p>The proposed development traffic numbers are:</p> <ul style="list-style-type: none"> • 0800-0900hrs – 2 vehicle trips (Staff) • 0900-1000hrs – 7 arrival vehicle trips (75% from the A483) <ul style="list-style-type: none"> ○ 1000-1200 will be the allotted experience time so no traffic • 1200-1300 – maximum 7 departures trips (75% to the A483) • 1300-1400 – 7 arrival trips (75% from the A483) <ul style="list-style-type: none"> ○ 1400-1600 will be the allotted experience PM time so no traffic • 1600-1700hrs – maximum 7 departure trips (75% to the A483) • 1700-1800hrs – 2 departure trips (Staff) <p>*NOTE: Each allotted time slot has a maximum of 10 spaces available.</p> <p>In this regard, the existing junction will remain operational within its current existing threshold when considering the turning movements for a simple priority junction. Therefore, it is of our professional opinion that there is NO highway capacity nor safety issue with regards to the impact on the existing simple priority junction and furthermore, the proposed traffic within the highway peak hours will amount to that of less than daily variation for the A438 in this location. It can therefore be concluded that, no further analysis is required and that all of the comments raised by NMWTRA have now been satisfactorily addressed on highway grounds.</p> <p>We look forward to hearing from you shortly with your recommendation of approval.</p>
34.	<p>From: WG Transport Sent: 15 October 2020 07:51 To: WG Transport Subject: RE: Land At Rhydblwd Farm, Disserserth, Builth Wells Powys LD2 3TL</p> <p>The form is 'read only' – I can't sign it.</p> <p>I'm content with the recommendation. I'm not sure about conditioning the sign as arguably that is a highway's issue and should not block visibility either with or without a development.</p>
35.	<p>From: WG Transport Sent: 14 October 2020 16:43 To: WG Transport Subject: Land At Rhydblwd Farm, Disserserth, Builth Wells Powys LD2 3TL</p> <p>Please see the attached mini-departure form for review and conditioned</p>

	<p>approval in respect of the above application.</p> <p>I have attached my application summary email to XXX for additional information.</p>
36.	<p>From: Hughes Architects Sent: 16 October 2020 12:50 To: WG Transport; Entran Ltd. Cc: Hughes Architects Subject: Re: Land At Rhydblwd Farm, Disserserth, Builth Wells Powys LD2 3TL- T046</p> <p>Thank you XXX, that's great.</p>
37.	<p>From: WG Transport Sent: 16 October 2020 12:44 To: Entran Ltd. Cc: Hughes Architects Subject: Land At Rhydblwd Farm, Disserserth, Builth Wells Powys LD2 3TL</p> <p>Further to previous correspondence in respect of the above application, please see the attached email that has been sent to Powys County Council containing Welsh Government's formal response.</p>
INTERNAL WELSH GOVERNMENT CORRESPONDENCE	
38.	<p>From: WG Transport Sent: 16 October 2020 10:23 To: WG Transport Subject: RE: Land At Rhydblwd Farm, Disserserth, Builth Wells Powys LD2 3TL</p> <p>I think XXX is right – lets remove the sign condition from the letter – otherwise please issue.</p> <p>Mini Departure approved.</p> <p>With the sign could you pass on the photo to the route manager explaining that we advise that the TRA should relocate or remove this sign.</p>
39.	<p>From: WG Transport Sent: 16 October 2020 10:16 To: WG Transport Subject: FW: Land At Rhydblwd Farm, Disserserth, Builth Wells Powys LD2 3TL</p> <p>Apologies it me at fault here. XXX has approved the mini-departure, but has queried who's responsibility it is to relocate the sign. Please see the attached documents for review.</p>
40.	<p>From: WG Transport Sent: 15 October 2020 09:01 To: WG Transport Subject: RE: Land At Rhydblwd Farm, Disserserth, Builth Wells Powys LD2 3TL</p> <p>Thanks. I'll add your signature from a previous review if you're okay with that? I'll discuss the sign issue with XXX now, would you be free this morning to join in a teams chat if necessary?</p>

41.	<p>From: WG Transport Sent: 16 October 2020 13:25 To: WG Transport Subject: FW: Powys planning application -Welsh Government response - 19/0643/FUL</p> <p>I have just issued the attached conditioned approval to Powys CC in respect of the above application.</p> <p>As can be seen, the conditioned visibility to the left of the existing county road/trunk road junction (C1357/A483) is sub-standard at 2.4m x 172m. However, there is also an existing destination flag type sign within the verge that partially obstructs visibility about 4-5m into the splay. As such, this will need to be relocated.</p> <p>Would you be able to arrange this with NMWTRA please?</p>
42.	<p>From: WG Transport Sent: 07 January 2021 17:04 To: WG Transport Subject: Land At Rhydblauw Farm, Disserserth, Builth Wells Powys LD2 3TL</p> <p>Please see the attached response in respect of the above application, as summarised below;</p> <p><u>Land At Rhydblauw Farm, Disserserth, Builth Wells, Powys, LD2 3TL</u></p> <p>Formation of motorcycle scramble track; Erection of a building for use as Motor-Cross Experience Centre with associated parking area; Use of land as overspill car parking area; Siting of 6 no. holiday lodges and associated works; Erection of a building.</p> <p>The attached conditioned approval was issued in respect of the above in October last year, with, as can be seen, conditions relating to the required visibility splay at the county road junction with the trunk road, and also that the business operates in line with the business model provided.</p> <p>Not long after this, additional information was submitted and we were re-consulted. Having reviewed this information, it references the previous issued conditions and states that hedges at the trunk road junction will be cut back to achieve this visibility, and also provides the proposed business model, which I am content with.</p> <p>As such, having spoken to XXX, I attach a conditioned approval that references the previous one, thus reiterating the need for these conditions to be met.</p>

Freedom of Information Act 2000: Section 40(2) – Personal Data

Section 40(2) of the Freedom of Information Act 2000 (FOIA), together with the conditions in section 40(3)(a)(i) or 40(3)(b) provides an absolute exemption if disclosure of the personal data would breach any of the data protection principles.

‘Personal data’ is defined in sections 3(2) and (3) of the Data Protection Act 1998 (‘the DPA 2018’) and means any information relating to an identified or identifiable living individual. An identifiable living individual is one who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an identification number, location data, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of the individual.

We have concluded that, in this instance, the information requested contains third party personal data. Specifically, this relates to the names and email addresses of officials and other individuals.

Under Section 40(2) of the FOIA, personal data is exempt from release if disclosure would breach one of the data protection principles set out in Article 5 of the GDPR. We consider the principle being most relevant in this instance as being the first. This states that personal data must be:

“processed lawfully, fairly and in a transparent manner in relation to the data subject”

The lawful basis that is most relevant in relation to a request for information under the FOIA is Article 6(1)(f). This states:

“processing is necessary for the purposes of the legitimate interests pursued by the controller or by a third party except where such interests are overridden by the interests or fundamental rights and freedoms of the data subject which require protection of personal data, in particular where the data subject is a child”.

In considering the application of Article 6(1)(f) in the context of a request for information under FOIA it is necessary to consider the following three-part test:-

- **The Legitimate interest test:** Whether a legitimate interest is being pursued in the request for information;
- **The Necessity test:** Whether disclosure of the information/confirmation or denial that it is held is necessary to meet the legitimate interest in question;
- **The Balancing test:** Whether the above interests override the interests, fundamental rights and freedoms of the data subject.

Our consideration of these tests is set out below:

1. The Legitimate Interest Test

The Welsh Government cannot identify any legitimate interest in you or the public receiving the personal data captured by your request. The personal data includes the

names, direct telephone numbers and email addresses of officials and other individuals.

2. The Necessity Test

The Welsh Government is of the view that it is not necessary to disclose the personal information caught by your request. The individuals concerned are not senior staff members and would therefore not expect their names, direct telephone numbers and email addresses to be released into the public domain. Withholding this information does not impact on the ability to read and understand the content of the emails.

3. The Balancing Test

As it has been concluded it is not necessary to disclose the names and email addresses of the correspondents, there is no requirement to balance the rights and interests of those individuals against the rights, under FOIA, of the requester.

To conclude, as release of the information would not be legitimate under Article 6(1)(f), and as no other condition of Article 6 is deemed to apply, release of the information would not be lawful within the meaning of the first data protection principle. It has therefore been withheld under section 40 of the Freedom of Information Act. Section 40 is an absolute exemption and not subject to the public interest test.