

PART 2 – CONFIDENTIAL FACTS AND ADVICE

MD2270

Title: World Skate / Street League Skateboarding World Tour & World Championship

Information may have to be disclosed in the event of a request under the Freedom of Information Act 2000. In the event of a request for confidential facts and advice, please consult the Information Governance team for advice.

This information is not for publication until the stated date, because:

The GLA is providing a package of financial support towards delivery of the 2018 and 2019 World Skate/Street League Skateboarding World Tour and 2020 World Championship, including a grant contribution from the Major Sports Events Budget and, via LLDC, free of charge use of the Copper Box Arena.

LLDC will secure the venue at a discounted rate, which the GLA will reimburse. Consequently, Street League Skateboarding will enter into a Venue Hire Agreement with the Copper Box at no charge. Street League Skateboarding has been informed that the value of the venue hire is £98k per year (the full commercial rate), whereas the GLA will be reimbursing LLDC £64k per year, due to the discount secured.

As this forms part of the GLA's negotiating position to secure the events, disclosure of the discounted cash commitment from the GLA risks undermining our financial offer to them.

Date at which Part 2 will cease to be confidential or when confidentiality should be reviewed:
31/08/2020

Legal recommendation on the grounds of keeping the information confidential:

In the event of any request for access to the information contained in this document under section 1 of the Freedom of Information Act 2000 ("the Act"), it is considered that access can be denied on the basis that the disclosure of such information would prejudice the GLA's commercial interests and therefore, is covered by the exemption under section 43 of the Act.

Section 1 of the Act creates the general right of access, which provides that any person making a request for information to a public authority is entitled:

- to be informed in writing by the public authority whether it holds information of the description specified in the request; and
- if that is the case, to have that information communicated to him/her.

Part II of the Act contains a number of exemptions from disclosure for certain classes of information. In particular, section 43 of the Act provides that information is exempt information if disclosure under the Act would, or would be likely to prejudice the commercial interests of any person (including the public authority holding it). The paragraph above states that the information is considered commercially sensitive as its release could affect the GLA's ability to negotiate the grant funding with the potential grant recipients, Street League Skateboarding.

The section 43 exemptions are qualified exemptions and its use is therefore, subject to a public interest assessment.

Public Interest Assessment

At present, on balance, it is considered that the public interest is best served if the information is not disclosed at this point. Disclosure by the GLA would be likely to have a detrimental effect on the:

- GLA's commercial interests and the delivery of the proposed project as further set out below.

The eligibility of these exemptions should be reassessed in the event of an FOI request for this information as the level of sensitivity will change over time and different circumstances may alter the arguments in favour of non-disclosure.

Legal Adviser - I make the above recommendations that this information should be considered confidential at this time

Title: Legal Management & Business Support, General Counsel **Date:** 28 March 2018

Once this form is fully authorised, it should be circulated with Part 1.

Confidential decision and/or advice:

In order to balance the event's budget, and in recognition of the benefits accrued by host cities, World Skate/SLS require host cities to pay a fixed contribution towards their events, as follows:

World Tour – £305k per year
World Championships – £360k

For the three-year package of events identified, the total financial contribution requested is £970k.

Following negotiations with World Skate/SLS, we have reached in principle agreement (confirmation of which is sought through this decision) for the GLA to make a much-reduced contribution made up of both cash and value in kind provision of the Copper Box Arena (we will secure the Copper Box at a discounted rate via LLDC, with the GLA contributing £64k per year to secure the venue, compared to the £98k per year fee that SLS has been quoted by the venue). The total cost to the GLA of this package is £342k, with a value of £444k to World Skate / SLS.

This offer - including both the £150k grant contribution and VIK use of the Copper Box - has been presented to World Skate/SLS as having a value of £444,000. Should the value of the GLA's total cash commitment to the events be revealed as £102,000 less than the value of the package put forward, it risks undermining our negotiating position.

Financial Comments

The proposed expenditure is broken down as follows:

| Year | GLA Contribution to World Skate / SLS | GLA Contribution to LLDC | Total Value to World Skate/SLS |
|--------------|---------------------------------------|--------------------------|--------------------------------|
| 2018/19 | £0 | £64,000 | £98,000 |
| 2019/20 | £50,000 | £64,000 | £148,000 |
| 2020/21 | £100,000 | £64,000 | £198,000 |
| Total | £150,000 | £192,000 | £444,000 |

The expenditure of £342,000 will be funded from the Major Sports Events programme budget for the financial years 2018-19, 2019-20 and 2020-21.