

## **Case number 00122404 - Commercial investments (Dec 2019)**

Please disclose a list of all commercial investments taken by Eastleigh Council between now and 2010. In addition, please disclose the value of each investment, the future annual income forecast at the time of purchase, and the actual annual income received each year since the purchase.

- **Information relating to purchase price and registered leases.**

The Council considers the information to be exempt under section 21 of the Act. This is because the information is already in the public domain and is reasonably accessible to you by other means such as our website. This information can be found at

<https://www.gov.uk/government/organisations/land-registry>.

- **Information relating to Non-registered leases**

The Council considers the requested information to be exempt under Section 43 (2) of the Act. This is because the disclosure of information relating to non-registered leases would be likely to, prejudice the commercial interests of the Council.

Section 43 of the Freedom of Information Act states that information which is commercially sensitive is exempt from disclosure. This is a qualified exemption.

A qualified exemption means that a decision is made in light of the public interest in maintaining the exemption being weighed against the public interest in disclosure.

### **Public interest in disclosure**

- **As a public body it is Eastleigh Borough Council's duty to be transparent and accountable for its decisions.**
- **It is Eastleigh Borough Council's duty to comply with the principles of the FOIA and relay its benefits of transparency.**

### **Public interest in applying the exemption**

- **Disclosing the information would affect the Council's ability to negotiate with existing or new tenants.**

Therefore, it is considered that the public interest in withholding the information outweighs that of the public interest in the disclosure of the information.