

Northern Ireland Environment Agency
Resource Efficiency Division



Department of
**Agriculture, Environment
and Rural Affairs**

An Roinn

**Talmhaíochta, Comhshaoil
agus Gnóthaí Tuaithe**

Department o'

**Fairmin, Environment
an' Kintra Matthers**

www.daera-ni.gov.uk

Your reference: [REDACTED]

Our reference: DAERA 24-235

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Water Regulation
NIEA Lisburn
17 Antrim Road
Lisburn
BT28 1JA

Email:
waterregulationcorrespondence@daera-ni.gov.uk

18 June 2024

Dear [REDACTED]

Environmental Information Regulations 2004

I refer to your request for information received by the Department on 14th May 2024 that sought the following information:

Photographs, reports, findings and other documentation relevant to issues with untreated sewage at Mulnafye Road, Omagh Co. Down

We contacted you to clarify and you have confirmed that this relates to an address at no. 22 Mulnafye Road.

I can advise that the Department has completed its search and can confirm that it holds some of the information you requested.

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If you are deaf or have a hearing difficulty you can contact the Department via the Next Generation Text Relay Service by dialling 18001 + telephone number.



The information held which can be disclosed is attached.

The Department has decided not to disclose some of the information you requested as it considers EIR Regulation 12 4 (f) and 12 5 (b) to be engaged. In these instances, the Department is legislatively required to consider the public interest in disclosure. An associated Public Interest Test has been conducted and is attached for your information at **Annex B**.

Some of the information held constitutes personal data of which you are not the data subject. In these instances, the Department is required to consider if disclosure would breach the first Data Protection Principle, which states that processing must be lawful, fair and transparent.

The Department has considered this element within the test attached at **Annex C** and has determined that no lawful basis for disclosure under FOI / EIR exists. Please bear in mind that any disclosure must be considered in terms of disclosure to the “world at large” and not just to you, the requester. Consequently, third party personal data falling within the scope of this request has been withheld.

If you require any clarification, believe that any part of your request has been overlooked, misunderstood or misinterpreted, please contact me in the first instance to see if it is a matter that can be resolved.

If you are unhappy with the manner in which your request for information has been handled or the decision to release/withhold information, you have the right to request a formal review by the Department. If you wish to do so, please contact The Review Section either by e-mailing daera.informationmanager@daera-ni.gov.uk or by post at The Department of Agriculture, Environment and Rural Affairs, Data Protection & Information Management Branch, Floor 2, Jubilee House, 111 Ballykelly Road, Ballykelly, Limavady BT49 9HP, within two months from the date of this letter.

If after such an internal review you are still unhappy with the response, you have the right to appeal to the Information Commissioner at Wycliffe House, Water Lane, Wilmslow, CHESHIRE SK9 5AF, who will undertake an independent review of the Department’s decision.

Yours sincerely,

Water Regulation Team

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