

**Northern Ireland Environment Agency  
(NIEA)**  
Regulatory and Enforcement 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](http://www.daera-ni.gov.uk)

Our reference: **DAERA/26-215**

Via e-mail to:

[\[REDACTED\]@yahoo.co.uk](mailto:[REDACTED]@yahoo.co.uk)

NIEA Waste Management Licensing Team  
Regulation Unit  
17 Antrim Road, Tonagh, Lisburn, BT28 3AL

Tel: 028 9056 9339

Email: [wru.queries@daera-ni.gov.uk](mailto:wru.queries@daera-ni.gov.uk)

24 April 2026

Dear [REDACTED]

## **Environmental Information Regulations 2004**

Regarding your request for information received by the Department on 25 March 2026 which sought the following information:

This request relates to Re-Gen Waste Ltd at Shepherds Drive, Carnbane Business Park, Newry, including the enforcement issues currently under investigation by Newry, Mourne and Down District Council and the joint site visit referred to by the Council as having taken place with NIEA on 7 January 2026.

I request disclosure of the following information held by NIEA:

1. All correspondence, emails, letters, file notes, meeting notes, internal memoranda, and other recorded communications between NIEA and Newry, Mourne and Down District Council from 1 August 2025 to the date of your response concerning:

- o Re-Gen Waste Ltd at Shepherds Drive / Carnbane Business Park.
- o the Council enforcement case LA07/2025/0202/CA.
- o any alleged or suspected breach of planning control at the site.
- o any issue concerning waste management licensing, PPC permitting, exemptions, authorisations, or other regulatory controls applying to the site.

***Sustainability at the heart of a living, working, active landscape valued by everyone.***

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.



2. All records relating to the joint site visit undertaken with the Council on or about 7 January 2026, including:

- o agendas.
- o site inspection notes.
- o handwritten notes.
- o attendance records.
- o photographs.
- o briefing notes.
- o follow-up reports.
- o internal emails discussing the visit before or after it took place.

3. All recorded information held by NIEA regarding whether any matter of planning control at the site has, or may have, a direct bearing on:

- o the validity, scope, or operation of any waste management licence, PPC permit, exemption, or other environmental authorisation.
- o the lawfulness of waste storage, treatment, transfer, sorting, baling, recycling, RDF handling, or any other waste-related activity at the site.
- o compliance with any permit or licence condition.
- o whether any ongoing or proposed activity falls outside the scope of the relevant authorisation.

4. Any correspondence or recorded discussion concerning whether the site is being operated:

- o outside the scope of planning permission.
- o outside the scope of any waste authorisation or permit.
- o in a manner requiring variation, review, suspension, revocation, enforcement action, or other regulatory intervention.

5. Any recorded information discussing whether planning breaches, unauthorised structures, unauthorised storage, unauthorised changes of use, or departures from approved site layout are relevant to NIEA's regulatory assessment of the site.

6. Any records of communication between NIEA and the operator, or NIEA and any third party, which refer to the relevance of planning status or planning enforcement issues to the site's environmental authorisation.

***Sustainability at the heart of a living, working, active landscape valued by everyone.***

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.



7. Any internal NIEA guidance, legal advice summaries, policy notes, or officer notes relied upon in considering how planning control issues at this site interact with waste permitting or licensing controls.

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

The information held which can be disclosed is attached at **Annex 1**.

However, some of the information held constitutes personal data of which you are not the data subject. In these instances, the Department considers Regulations 12(3) 13(1) of the EIR to be engaged and 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 Lawfulness test attached at **Annex 2** and has determined that no lawful basis for disclosure under 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.

The Department has decided not to disclose some of the information you requested as it considers Regulation 12(5)(e) – adversely affect the confidentiality of commercial or industrial information.

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 3.

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](mailto: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,

*Sustainability at the heart of a living, working, active landscape valued by everyone.*

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.





*Sustainability at the heart of a living, working, active landscape valued by everyone.*

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.

