

**Environment, Marine and Fisheries  
Group**  
Business Support Team



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/26-260



Planning Response Team  
NIEA Lisburn  
17 Antrim Road  
Tonagh  
Lisburn  
BT28 3AL

[Tel:028 9056 9604](tel:02890569604)

Email: [planningresponse.team@daera-ni.gov.uk](mailto:planningresponse.team@daera-ni.gov.uk)

04 June 2026

Dear ,

### **Environmental Information Regulations 2004**

My apologies for the delay responding.

With regard to your request for information received by the Department on 13 April 2026 which sought the following:

*Information/documents held by NIEA in relation to planning application  
LA07/2022/0885/F at 88 Greencastle Road, Kilkeel.*

- 1. All documents, records, correspondence, emails, notes, internal memoranda, assessments, briefings and attachments considered, created or relied upon in issuing DAERA / NIEA's consultation response in relation to planning application LA07/2022/0885/F.*
- 2. All records showing what documents, plans, reports, portal material, supporting information, or other material were provided to DAERA / NIEA by Newry, Mourne and Down District Council for the purpose of that consultation.*
- 3. Any record showing the date on which the consultation request was received by DAERA / NIEA and the date on which it was allocated, reviewed, or considered by any officer, team, or specialist unit.*

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4. Any internal routing record, case allocation record, note, email, or tracking record showing which officers, teams, or specialist units were asked to consider or contribute to the consultation response.
5. Any internal notes, briefing material, emails, comments, draft responses, or assessments produced in the course of preparing the consultation response.
6. Any records showing whether DAERA / NIEA reviewed or considered any comments, objections, representations, or uploaded correspondence on the planning portal relating to LA07/2022/0885/F before issuing its consultation response.
7. Any records showing whether DAERA / NIEA considered concerns raised in relation to environmental risk, contamination, made ground, drainage uncertainty, site history, the reliability of the environmental or drainage reports, or the consent to discharge position.
8. Any records showing whether DAERA / NIEA received, logged, reviewed, circulated internally, or considered any further information, clarification correspondence, objections, representations, or technical submissions received after its initial consultation response.
9. Any records showing whether DAERA / NIEA received the Applicants' clarification email and/or additional information sent after the consultation response, and if so what was done with that material.
10. Any correspondence, note, email, internal record, or communication between DAERA / NIEA and Newry, Mourne and Down District Council relating to:
  - the adequacy of the information submitted with LA07/2022/0885/F;
  - whether further information was required;
  - whether further material had been uploaded to the planning portal;
  - whether the Council intended to seek re-consultation; or
  - whether DAERA / NIEA should reconsider, review, or update its response.
11. Any record showing whether DAERA / NIEA has received any request from Newry, Mourne and Down District Council to re-consult, reconsider, review, or provide any updated response in relation to LA07/2022/0885/F following the initial consultation response.
12. If no such request has been received, any record noting that no re-consultation request was made despite further information, objections, uploaded documents, or clarification correspondence arising after the initial response.
13. Any records showing whether Planning indicated to DAERA / NIEA that further information had been uploaded to the planning portal after DAERA / NIEA's initial response, and whether DAERA / NIEA was asked to consider any such material.
14. Any internal guidance, policy, procedure, or standard operating material relied upon by DAERA / NIEA when handling planning consultation responses where additional material is submitted after an initial response has issued.
15. Any records sufficient to show the scope of the consultation response issued by DAERA / NIEA, including what issues it was intended to address and what issues, if any, it did not address.

I can advise that the Department has completed its search and can confirm that it holds the information you requested which is attached as **Annex A, B, D & E**.

Some of the information held constitutes personal data of which you are not the data Subject; this information is being withheld under Regulations 12(3) and (13(1) of the Environmental Information Regulations 2004 (EIR). In these instances, the Department is required to consider if disclosure would breach the first Data

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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 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](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,

[Redacted signature]

[Redacted name and contact information]

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