

**Food Farming and Rural Affairs Group
Agricultural and Environmental Schemes
Division (AESD)**



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

An Roinn

**Talmhaíochta, Comhshaoil
agus Gnóthaí Tuaithe**

Department of

**Fairmin, Environment
an' Kintra Matthers**

www.daera-ni.gov.uk

Our reference: **DAERA/26-298**

E-mail: [REDACTED]

AESD Information Management Team
Jubilee House
111 Ballykelly Road
Ballykelly
Derry / Londonderry
BT49 9HP
Telephone: 028 7744 2242

E-mail: aesd.foi@daera-ni.gov.uk

Date: 28 May 2026

Dear [REDACTED],

Environmental Information Regulations 2004

Thank you for your e-mail request for information and subsequent clarification received by the Department on 29 April 2026 providing the relevant field information, on behalf of your client Peter McKenna. You clarified in your correspondence that the fields which are the subject of your enquiry are as follows:

Farm Survey Number 6/092/064 Field Number 4 & 6

Farm Survey Number 6/093/060 Field Numbers 1, 2, 3, 4B, 7, 8, 9, 10 and 11

The Department has considered your request and carried out a search of records. I can confirm that it holds some information related to your request. I will respond to your questions in the order they were listed:

1. DAERA farm map and field schedule

The Department has applied Regulation 5(3) as the Environmental Information Regulations 2004 do not apply to your client's own personal data. Information regarding your client has been provided to you/him under his right of access, as a Subject Access Request.

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.

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2. Full copy of his herd book to the date of archive.

The Department has considered this aspect of your request, and, under Regulation 12(4)(a) of the Environmental Information Regulations 2004, the Department is excepted from the duty to disclose the information on the grounds that the information sought is not held. DAERA does not hold a full copy of Mr. Patton's herd book as it is a herd keeper's responsibility to keep/maintain their own records, in accordance with legislative requirements.

3. Confirmation of all or any subsidies paid in respect of the land and any records held of letting and/or conacre agreements in relation to the enclosed folios and maps.

The Department has considered your request and carried out a search of records, and I can confirm that it holds some information related to your request. However, please note that information relating to subsidy payments made to any third party has been withheld as the Department considers this to be personal data of which your client is not the data subject.

The Department considers regulations 12(3) and 13(1) of the EIR to be engaged, which state:

12(3) "To the extent that the information requested includes personal data of which the applicant is not the data subject, the personal data shall not be disclosed other than in accordance with Regulation 13"; and

13(1) "To the extent that the information requested includes personal data of which the applicant is not the data subject."

In regard to any subsidies paid to your client, the Department has applied Regulation 5(3) as the Environmental Information Regulations 2004 do not apply to your client's own personal data. Information regarding your client has been provided to you/him under his right of access, as a Subject Access Request.

As some of the information held constitutes personal data, 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." A lawful, fairness and transparency test has been conducted and is attached.

The Department has considered this element and has determined that no lawful basis for disclosure under EIR exists, bearing in mind, that any such disclosure must be considered in terms of disclosure to the "world at large," and not to just you, the requester. Consequently, the personal data falling within the scope of this request has been withheld.

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If you require any clarification or believe that any part of your request has been overlooked, misunderstood or misinterpreted, please contact the Agricultural and Environmental Schemes Division Information Management Team at the email address or telephone number above 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, 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.

In relation to details of any records held of letting or conacre agreements relating to the lands referenced, DAERA would not hold this information. Land tenure arrangements are not held by DAERA and are considered to be a private arrangement between the relevant landowner and tenant.

Yours sincerely,

[Redacted signature]

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