

DAERA/26-387

Request Details:

NIEA policies, guidance, procedures, operational instructions, or decision-making frameworks governing enforcement action under the Waste and Contaminated Land (Northern Ireland) Order 1997



Department of

**Agriculture, Environment
and Rural Affairs**

An Roinn

**Talmhaíochta, Comhshaoil
agus Gnóthaí Tuaithe**

Depairtment o'

**Fairmin, Environment
an' Kintra Matthers**

www.daera-ni.gov.uk

Northern Ireland Environment Agency
Waste & Industrial Pollution Regulation
and Enforcement Division

██████████ via Email

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17 Antrim Road
LISBURN
BT28 3AL

Telephone: 02890569453

E-mail: environmentalcrime@daera-ni.gov.uk

30 June 2026

Dear ██████████

Freedom of Information Act 2000

I refer to your request for information received by the Department on 06 June 2026 that sought the following information:

Copies of any NIEA policies, guidance, procedures, operational instructions, or decision-making frameworks governing enforcement action under the Waste and Contaminated Land (Northern Ireland) Order 1997.

In particular, I am seeking information relating to:

- 1.) The escalation of enforcement action following non-compliance with an abatement notice or remediation notice.*
- 2.) The enforcement options available to NIEA following a successful prosecution for offences under the Waste and Contaminated Land (Northern Ireland) Order 1997.*

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3.) Any guidance relating to further enforcement action, monitoring, site inspections, remediation requirements, or case closure where waste remains present following prosecution.

4.) Any enforcement hierarchy, workflow, or decision-making process used by NIEA officers when determining what action should be taken after non-compliance with a notice or following prosecution.

I can advise that the Department has completed its search and can confirm that it holds some of the information you requested (attached as **ANNEX A**).

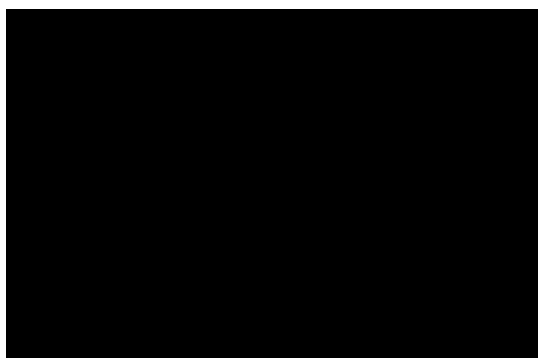
The Department has decided not to disclose all of the information you requested as it considers Exemption 31(1) (a) & (b) to be engaged. In these instances, the Department is legislatively required to consider the public interest in disclosure. An associated Public Interest Test has been conducted and is attached for your information at **Annex B**.

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,



Environmental Crime Unit

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