Public Interest Test – EIR

Reference Number – DAERA/26-718

Requested Information

Whether DAERA have received any complaints in relation to the site at Lands at Number 79 Drumenny Road, Cookstown.

Exemption / Exception under consideration

Regulation 12(5)(e) – Confidentiality of commercial or industrial information

Reasons why the public interest would favour disclosure:

- The right of the public to have access to information
- Release of the information would demonstrate openness and transparency regarding the NIEA Cost recovery process.

Reasons why the public interest would favour withholding:

- to protect any legitimate economic interests underlying commercial confidentiality in relation to environmental remediation cost recovery.
- to permit fair tender/bids for future contracts, by third party companies, with the department.
- Maintaining confidentiality can support effective environmental regulation by ensuring regulators continue to receive detailed information from regulated entities.

Conclusion

Following consideration under the Public Interest Test, the Department has decided to withhold the requested information in relation to Lands at Number 79 Drumenny Road, Cookstown in order that any legitimate economic interests or underlying commercial confidentiality in relation to the business are protected. Therefore, the public interest in non-disclosure of the information outweighs the public interest in disclosure.

[redacted]

[redacted]

Water Pollution Response and Enforcement Team