



Derry City & Strabane

District Council

Comhairle

Chathair Dhoire &

Cheantar an tSratha Báin

Derry Cittie & Stràbane

Destrìck Cooncil

Ref: EIR / 481

14 April 2016

Mr
The Detail
Callender House
58-60 Upper Arthur Street
Belfast BT1 4GJ
Email: [REDACTED]@belowtheradar.tv

Dear Mr

Environmental Information Regulations 2004 Request Fly-tipping Legacy Councils

Further to our response yesterday please see information in relation to tonnage that was omitted from the correspondence:

- 2013/2014 former DCC - 2567 former SDC - 654
- 2014/2015 former DCC - 2952 former SDC - 658

Unfortunately we are unable to supply figures for the 2012/2013 year.

In relation to the information for legacy Council Strabane District Council, we are unable to provide you the information in the format you request ie excel spreadsheet.

Regulation 6 of the EI Regulations states:

Form and format of information

6.—(1) Where an applicant requests that the information be made available in a particular form or format, a public authority shall make it so available, unless—
(a) it is reasonable for it to make the information available in another form or format;

Derry

C/o Council Offices
98 Strand Road
Derry
BT48 7NN

Strabane

C/o Council Offices
47 Derry Road
Strabane
BT82 8DY

+44 (0) 2871 253 253
info@derrystrabane.com
www.derrystrabane.com

f Derry City & Strabane District Council
@dcsdcouncil

(2) If the information is not made available in the form or format requested, the public authority shall—

(a) explain the reason for its decision as soon as possible and no later than 20 working days after the date of receipt of the request for the information;

(b) provide the explanation in writing if the applicant so requests; and

(c) inform the applicant of the provisions of regulation 11 (internal review) and of the enforcement and appeal provisions of the Act applied by regulation 18”

As you can appreciate Derry City and Strabane District Council was formed under the Local Government Act (Northern Ireland) 2014, came into legal existence on 1 April 2015 and replaces the former councils of Derry City Council and Strabane District Council. The records for the now extant legal entities are held in different locations and in different formats, electronic and otherwise, and although the legacy Derry City Council information could be presented in the requested format, it would be manifestly unreasonable to produce the information for legacy Strabane District Council in the same format as outlined in regulation 12(4)(b):

“Regulation 12(4)(b)

- dealing with a request would create unreasonable costs or an **unreasonable diversion of resources;**”

I have therefore attached the information in the format in which it was provided. For ease of use the legend to the acronyms are:

H/H - Household

Comm – Commercial

Const – Construction

Green – Garden waste

If you are dissatisfied with our response you have rights of review and appeal; these rights consist of two review processes. Firstly our internal review procedure is available by contacting:

John Kelpie

Chief Executive

Derry City and Strabane District Council

98 Strand Road

Derry BT48 7NN

Tel 028 71253253 or email john.kelpie@derrystrabane.com

Secondly, you can appeal directly by contacting the Information Commissioner at:

Information Commissioner

Wycliffe House

Water Lane

Wilmslow

CHESHIRE SK9 5AF

Tel: 0303 123 1113 (local rate) or email: casework@ico.org.uk

Yours sincerely

Head of Environment

Encs



Derry

C/o Council Offices
98 Strand Road
Derry
BT48 7NN

Strabane

C/o Council Offices
47 Derry Road
Strabane
BT82 8DY

+44 (0) 2871 253 253
info@derrystrabane.com
www.derrystrabane.com

 Derry City & Strabane District Council
 @dcsdcouncil