



Ref: EIR / 1356

01 August 2017

Mr

Email: [@NIHE.GOV.UK](mailto:@NIHE.GOV.UK)

Dear Mr

**Environmental Information Regulations 2004 Request Repair Grants**

I refer to your EIR request as above and respond as follows:

1. The number of enquiries you[sic] in the year April 2016 to March 2017 for an "Abatement Notice in respect of Statutory Nuisance" for Repair Grant  
Response: 8
2. The number of "Abatement Notices in respect of Statutory Nuisance" that you issued in the year April 2016 to March 2017  
Response: 45. It should be noted that Abatement Notices may be served in respect of a range of Statutory Nuisances and not all works specified in Abatement Notices would be relevant to a Repair Grant.
3. Confirmation as to whether or not you are able to issue a copy of "Abatement Notices in respect of Statutory Nuisance" to the NIHE Grants Office when you are actually issuing this to the landlord. These can be forwarded directly to Derry Grants Office 3 Horace Street Derry BT48 6JS.  
Response: When information is the personal data of someone other than the applicant, regulation 12(3) of the EIR requires us not to disclose that personal data, except in accordance with regulation 13. Regulation 13 prohibits us from disclosing third party personal data if this would breach any principles of the Data Protection Act 1998. Council deem the information held in an abatement notice would constitute personal data under the Data Protection Act 1998. Regulation 13 is not subject to the public interest test.

**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](mailto:info@derrystrabane.com)  
[www.derrystrabane.com](http://www.derrystrabane.com)

Derry City & Strabane District Council  
 @dcsdcouncil

NIHE currently have an Information Sharing Protocol with Derry City and Strabane District Council and should you wish Abatement Notices in respect of Statutory Nuisance to be forwarded to NIHE when issued by Council, you may wish to seek an amendment to the Protocol to reflect this. As appropriate, Environmental Health will however continue to advise in writing those who Abatement Notices are served on, that they may contact NIHE concerning Grant Aid and we will also now include your Repair Grant Information Leaflet.

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](mailto: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](mailto:casework@ico.org.uk)

Yours sincerely

**Head of Health & Community Wellbeing**