



Derry City & Strabane
District Council

Comhairle
**Chathair Dhoire &
Cheantar an tSratha Báin**

Derry Cittie & Stràbane
Destrict Cooncil

Ref: EIR / 1061

03 February 2017

Ms
Accu-Right Engineering Limited,
Unit 5 Strand View
Regent Road
Liverpool
L20 1HB

Email: @accu-right.co.uk

Dear Ms

Environmental Information Regulations 2004 Request Cooling Towers register

I refer to your FOI request as above. Please note that Derry City and Strabane District Council was formed under the Local Government Act (Northern Ireland) 2014 effective 1 April 2015 following a Review of Public Administration and replaces the former councils of Derry City Council and Strabane District Council. Requests made to the legacy councils since 1 April 2015 are being handled by Derry City and Strabane District Council and duplicate requests made to the legacy councils are being treated as one request.

Council, in reviewing your request, consider it appropriate that your request is dealt with under The Environmental Information Regulations 2004. These Regulations deal with right of access to environmental information held by UK public authorities.

Council has now completed a search of its records and can confirm that it holds relevant recorded information, however, The Notification of Cooling Towers and Evaporative Condensers Regulations (NI) 1994 indicates that this is not a public register and therefore not available to view upon request.

Derry

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98 Strand Road
Derry
BT48 7NN

Strabane

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47 Derry Road
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03 February 2017

Ms

Council does hold details relating to the status of the applicant ie business or an individual but this detail does not specify if the business was a sole trader or partnership etc. Data relating to sole traders, partnerships and individuals is considered under the legislation as personal data.

The Data Protection Act (DPA) 1998 requires Council as a public authority to ensure that personal data would be held in association with the principles of the DPA 1998. Principle 1 requires Council to process personal data fairly and lawfully; and Council can confirm that those who have submitted details in accordance with the legislation, have not been informed that their details could be used disclosed in this way. Further, Council is of the opinion that users of Council services have a reasonable expectation that the information has been provided to Council only for the purposes provided. Council has therefore engaged Regulation 13 of the Environmental Information Regulations 2004 which relates to personal data.

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 Health & Community Wellbeing