



Derry City & Strabane
District Council

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

Derry Cittie & Stràbane
Destrict Cooncil

Ref: EIR / 1068

07 February 2017

Dear

**Environmental Information Regulations 2004 Request Objection details
LA11/2016/0211/CA**

I refer to your letter received 04 January 2017 requesting the name of the complainant as above and respond as follows:

As you are aware, your request relates to an ongoing Enforcement case. The nature of the complaint was alleged unauthorised access, which was referred to in Council's closure letter issued to you on 29 December 2017.

Having considered your request for the name of the complainant, I would inform you that under the terms of the Environmental Information Regulations 2004 (EIR) this has been exempt under Regulation 13(1) of the EIR which prohibits disclosure of information which would breach any of the principles contained in the Data Protection Act 1998. These include the requirements for personal data to be processed fairly and lawfully. The Council considers that complainants' have a reasonable expectation that their personal details will not be disclosed. In this case the names of the complainants cannot be released because it falls within the definition of personal data under the Data Protection Act 1998.

If you are dissatisfied with our response you have rights of review and appeal; these rights consist of two review processes.

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Derry

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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