



Derry City & Strabane
District Council
Comhairle
**Chathair Dhoire &
Cheantar an tSraitha Báin**
Derry Cittie & Strabane
Destrick Council

Ref: EIR / 1600

17 January 2018

Mr
21 Clearwater
Waterside
Derry
BT47 6BE

Email: @.com

Dear Mr

Environmental Information Regulations 2004 Request on Retrospective Planning Applications

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

Request:

- **How many retrospective planning applications has planning received since being taken over by Derry and Strabane District Council:**
- **How many of these were denied retrospective planning permission:**
- **How many retrospective planning permissions were received from properties that have already received planning, while in breach of their original Planning:**

Response:

The Council has undertaken a search of its records held by the planning office in relation to the points raised above and can confirm that it holds relevant recorded information. However, the Planning Office have advised this information is held only in individual file hard copy format and therefore to extract the information required would require a manual examination of all planning files held.

Derry

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98 Strand Road
Derry
BT48 7NN

Strabane

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47 Derry Road
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f Derry City & Strabane District Council
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Council deem it manifestly unreasonable to produce this information and therefore claim exemption as outlined in regulation 12(4)(b) of the Environmental Information Regulations:

"Regulation 12(4)(b)

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

Please note we consider this exception to be concerned with the nature of the request and the impact of dealing with it and not any adverse effect that might arise from disclosure of the content of the information requested. The public interest in maintaining this exception lies in protecting us from exposure to disproportionate burden and disruption in handling this information request which to comply with would thereby place a strain on resources and get in the way of Council delivering mainstream services

Request:

- **What is the procedure when applying for retrospective planning permission:**

Response:

The procedure for applying for retrospective planning permission is as per the normal planning application process. This can be found on the planning portal: https://www.planningni.gov.uk/index/advice/fees_forms/notes.htm.

Request:

- **How many of these planning permissions were granted.**

Response:

Since 1st April 2015 Council has approved 53 retrospective planning applications to rectify breaches of planning control investigated by Councils Planning Enforcement Section.

Request:

- **Procedure outlining the scale of the breach of original planning that is acceptable when retrospective planning is applied for:**

Response:

Retrospective planning applications are considered against relevant planning policies and the existing situation on each individual site is considered in preparing the report against the relevant planning policy(ies).

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



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