

Ref: EIR / 6366

18 May 2026

Email:

Dear

**Environmental Information Regulations Request - Planning Enforcement Cases
Relating to Visibility Splays Conditions**

I refer to your EIR request and respond as follows:

1. A list of all relevant planning enforcement case references relating to failure to provide or implement required visibility splays before development commenced, as required by planning condition.
2. The associated planning application numbers for each enforcement case.
3. The dates the enforcement cases were opened.
4. The current status of each case (e.g. ongoing investigation, breach resolved, retrospective approval granted, enforcement notice issued, etc.).
5. Where available, the decision notices or summaries relating to the original planning conditions requiring visibility splays.

Response:

Derry and City Strabane District Council has not taken formal enforcement in relation to a breach of planning condition requiring the provision of visibility splays prior to the commencement of construction works.

Please see list below addressing points 1-4. The information requested in point 5 is publicly available on public planning portal. Please enter the relevant planning reference numbers on the search engine at the following link, <https://planningregister.planningsystemni.gov.uk/simple-search>.

LA11/2025/0130/CA

Derry

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

Strabane

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

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info@derrystrabane.com
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f Derry City & Strabane District Council
@dcsdcouncil

Prior to construction (which began 17th July 2025) visibility splays of 2.4m x 73.0m were not provided as stipulated in the planning conditions.

Adjacent to 50 Upper Galliagh Road Derry BT48 8LW

Case opened 21-8-25

Case ongoing

Linked planning application- LA11/2021/0847/F

LA11/2026/0011/CA

- a) Non creation of approved 2.4 x 70m Visibility Splay to the South (critical direction)
- b) The non removal of both BT and NIE poles within the Visibility Splay in the critical direction.
- c) The insertion of full concrete kerbs - not normally acceptable in rural areas.

Dwelling adjacent to and South of 53 Edenreagh Road, Eglinton, BT47 3NQ

Case opened 29-1-2026

Case ongoing

Linked planning application-LA11/2022/0519/F

LA11/2026/0012/CA

- a) Non creation of approved 2.4 x 110m Visibility Splays
- b) Gradients of driveway not in accordance with the approval.

Dwelling 15m Southwest of 67 Edenreagh Road, Eglinton, BT47 3NQ

Case opened 29-1-2026

Case ongoing

Linked planning application- LA11/2021/0536/RM

LA11/2026/0013/CA

- a) Non creation of approved 2.4x80m Visibility Splays
- b) Dangerously steep driveway - gradients not in accordance with the approval.

Dwelling adjacent to 31 Edenreagh Road, Eglinton, BT47 3NQ

Case opened 29-1-2026

Case ongoing

Linked planning application- LA11/2022/0434/RM

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

I would advise however, the Information Commissioner has indicated that a review will not be undertaken unless the Council has first had an opportunity to re-consider its decision.

Yours sincerely

Suzanne McCracken
Head of Planning