

EIR Request (received 28 August 2019) - Reference: DFI/2019-0317

Could you please supply the following information under FOI legislation?

1. A copy of all and any planning permission requests and any approval/rejection notices for a dropped footpath/kerb running along the full length of the trading premises of: Autopoint, with a Trading address at 19 Rashee Rd, Ballyclare, County Antrim, BT39 9HD; and
2. A copy of any planning designs showing any current & approved dropped footpath/kerb location and also documentation including any measurements of this dropped footpath/kerb at Autopoint, with a Trading address at 19 Rashee Rd, Ballyclare, County Antrim. BT39 9HD.

Response (issued 02 September 2019)

Thank you for your email dated 28 August 2019, requesting under the Freedom of Information Act (FOI), the above information.

In considering your request on behalf of the Department I have determined that the information requested falls under the aegis of the Environmental Information Regulations 2004 (EIR), as opposed to Freedom of Information Act 2000. Your request is for information that relates to activities, policies or plans that affect the environment. Section 39 of the Freedom of Information Act specifically excludes from consideration under that Act requests for what is deemed to be environmental information.

A guide explaining the Environmental Information Regulations can be found at:

<https://ico.org.uk/for-organisations/guide-to-the-environmental-information-regulations/what-are-the-eir/>.

In response to your request, the area of footway and kerbs adjacent to number 19 Rashee Road, to which your enquiry relates, were part of an Environmental Improvement Scheme undertaken by Antrim and Newtownabbey Borough Council. These Environmental works which included kerbing, paving of footways and drainage improvements were subject to planning consent. The planning reference for these works being LA03/20161007/F. All details of this planning application including any approval / rejection notices and drawings are available on-line on the Planning Portal at:

<http://epicpublic.planningni.gov.uk/publicaccess>.

Note: To use the search engine in the Planning Portal, insert the planning reference number above and click the search button. The documents you require can be viewed by clicking on the link “*View associated documents*” under the Documents tab.

I hope you found this helpful.

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