

18 August 2023

**Re: Appeal on Decision on AIE Request - National Enforcement Priorities (NEP) Progress Reports
Council Reference 2023 (10)(A)**

Dear Madam,

I refer to your request which you made under the European Communities (Access to Information on the Environment) Regulations 2007 to 2018 (the “**AIE Regulations**”) for an internal review of the decision to refuse access to records requested by you.

As you will be aware from the acknowledgement of your request issued to you by email on August for an internal review, I was assigned to review your request.

I can confirm I am a more senior employee of the Council than the original decision maker and my decision on review is an entirely new and separate decision on the request made by you under the Access to Information on the Environment) Regulations.

Result of the internal review of this decision

In arriving at my decision on internal review I have had regard to your original request, the original decision, reasoning for decision provided to you, the records and grounds for appeal as cited in your letter of appeal.

Your initial request under the AIE Regs sought **24-02-2023 Longford County Council 2022 NEP Progress Reports**

The Council’s first-instance decision was based on the fact that at the time of making your request the 2022 NEP Progress Report was in draft format and access was refused in accordance with Article 9(2)c of the AIE regulations.

You request for internal review advised that it was in fact the draft report you were seeking access to and not the final report

RTKs request is for the report as at 24-02-2023 (date submitted to EPA), not the final report as amended by EPA or the CoCo

My decision on review therefore is to vary the original decision on your request and I attach herewith a copy of the requested draft report.

Right of Appeal

In accordance with Article 12(3) of the AIE Regulations you may appeal this decision to the Commissioner for Environmental Information. If you wish to appeal, you must do so within one month of receipt of this notification, to:

The Office of the Commissioner for Environmental Information,
6 Earlsfort Terrace, Dublin 2, D02 W773.

Phone: +353-1-639 5689

Email: info@ocei.ie

It is also possible to appeal online, see the website of the Commissioner for further details <https://www.ocei.ie/>

The fee for such an appeal is €50 or €15 if you are the holder of a medical card or the dependent of the holder of a medical card.

Contact details

Please contact me at nofarrell@longfordcoco.ie if you have any queries in relation to my decision on internal review.

Yours Sincerely

Nora O'Farrell

Nora O'Farrell
Senior Executive Officer

