



Submission

FROM: (SO or above)	██████████
BRANCH:	Environmental Crime Unit
CONTACT:	ext. ██████████
DATE	16 th September 2022
TO:	Edwin Poots MLA Minister of Agriculture, Environment and Rural Affairs
SUB/2310/2022 – LATEST DEVELOPMENTS IN MOBUOY CRIMINAL CASE	
SUMMARY	
Issue:	Mobuoy criminal case – for information only
Timing:	<input checked="" type="checkbox"/> Routine <input type="checkbox"/> Urgent <input type="checkbox"/> Desk Immediate
Financial Implications:*	None
Section 46 (UK Internal Market Act 2020) Implications:	None
Employment of External Consultants Implications:*	None
Legislation Implications:	None
Equality Implications:	None
FOI Implications:	None
Rural Needs Implications:	None
Executive Referral:	None
Presentation Issues:	Due to possible ramifications on the sentencing of the defendants who have pled guilty, we will not be making public comment on this plea at this stage.
Recommendation:	To note the contents of this submission.
BACKGROUND	
1. Further to SUB 2291 submitted on the 9 th September 2022, I can now advise: <ul style="list-style-type: none">On 16th September 2022, two of the co-accused, Gerry Farmer and City Industrial Waste Ltd, entered pleas on three charges each in relation to the disposal, treatment	



and deposit of waste contrary to Article 4 of the Waste and Contaminated Land (Northern Ireland) Order 1997 on his lands at Mobuoy Road, Londonderry.

- All charges levelled against co-defendant Gerry O'Malley, have been left on the books.
- As noted in SUB 2291, co-defendant Mr Doherty pleaded guilty to all charges on 9th September and charges relating to his company, Campsie Sand and Gravel, were left on the books.
- Subject to any appeal, this concludes the criminal prosecution of all five defendants associated with this case.

2. Sentencing has not yet taken place. A further hearing has been scheduled for Thursday 22nd September 2022 at Belfast Crown Court before His Honour Judge Rafferty KC to commence Proceeds of Crime proceedings and set a date for sentencing.

3. No Press Release has been issued due to the potential impact such a release might have on the legal proceedings, perceived or otherwise.

RECOMMENDATION

4. To note the contents of this submission.

Name:

██████████

Branch:

Environmental Crime Unit

Contact:

ext. ██████

ATTACHMENTS

None

CC List:

Katrina Godfrey

Paul Donnelly

██████████

Perm Sec mailbox (perm.sec@daera-ni.gov.uk)

G_DAERA PressOffice.Group

Richard Crowe

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