

# An Garda Síochána

Oifig Saoráil Faisnéise  
An Garda Síochána  
Teach áth Luimnigh  
Lárionad Gnó Udáras Forbartha Tionscail  
Baile Sheáin  
An Uaimh  
Contae na Mí  
C15 DR90



Freedom of Information Office  
An Garda Síochána  
Athlumney House  
IDA Business Park  
Johnstown  
Navan  
Co Meath  
C15 DR90

Teileafón/Tel: (046) 9036350



Láithreán Gréasain/Website: [www.garda.ie](http://www.garda.ie)

Ríomh-phoist:/Email: [foi@garda.ie](mailto:foi@garda.ie)

## Re: Freedom of Information Request FOI-000027-2015 Request Refusal

Dear

I refer to the Freedom of Information Act 2014 and to your submissions to this Body, dated and received on the 15<sup>th</sup> of October 2015.

Part 1 Schedule 1 of the Freedom of Information Act 2014 states that An Garda Síochána is listed as a partially included Agency *"insofar as it relates to administrative records relating to human resources, or finance or procurement matters"*. Therefore, only administrative records that relate to human resources, finance or procurement shall be considered.

Your request is show below:

*'Records outlining the number of gardai who have been disciplined, either internally or externally, under Section 62 of the Garda Síochána Act 2005, in addition to the 1963 Official Secrets Act, in 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014 and the first nine months of 2015.'*

I, \_\_\_\_\_ have now made a final decision to refuse your request on 12<sup>th</sup> November 2015

The purpose of this letter is to explain that decision.

### 1. Findings, particulars and reasons for decisions to deny access

Section 62(5) and (6) of the Garda Síochána Act, 2005 states that anyone *"who contravenes subsection (1) is guilty of an offence"* and therefore is liable for prosecution. As An Garda Síochána is listed as a partially included Agency under the Freedom of Information Act, 2014 *"insofar as it relates to administrative records relating to human resources, or finance or procurement matters"*

and the information you have sought falls outside these areas I am precluded by the Act in releasing this information.

## **2. Right of appeal**

In the event that you are not happy with this decision you may seek an Internal Review of the matter by writing to the address below and quoting reference number **FOI-000027-2015**.

Freedom of Information Office,  
An Garda Síochána,  
Athlumney House,  
IDA Business Park,  
Johnstown,  
Navan,  
Co. Meath  
C15 DR90

Please note that a fee applies. This fee has been set at €30 (€10 for a Medical Card holder). Payment should be made by way of bank draft, money order, postal order or personal cheque, and made payable to Accountant, Garda Finance Directorate, Garda Headquarters, Phoenix Park, Dublin 8.

Payment can be made by electronic means, using the following details:

**Account Name:** Garda Síochána Finance Section Public Bank Account  
**Account Number:** 10026896  
**Sort Code:** 900017  
**IBAN:** IE86BOFI90001710026896  
**BIC:** BOFIE2D

**You must ensure that your FOI reference number is included in the payment details.**

You should submit your request for an Internal Review within 4 weeks from the date of this notification. The review will involve a complete reconsideration of the matter by a more senior member of An Garda Síochána and the decision will be communicated to you within 3 weeks. The making of a late appeal may be permitted in appropriate circumstances.

Please be advised that An Garda Síochána replies under Freedom of Information may be released in to the public domain via our website at [www.garda.ie](http://www.garda.ie).

Personal details in respect of your request have, where applicable, been removed to protect confidentiality.

Should you have any questions or concerns regarding the above, please contact me by telephone at (046) 9036350.

Yours sincerely

**Freedom of Information Office**

**12<sup>th</sup> November 2015**