

An Garda Síochána

Oifig Saorála Fáisnéise,
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

Bí linn/Join us  

Láithreán Gréasain/Website:
www.garda.ie

Ríomh-phoist:/Email: foi@garda.ie

Re: Freedom of Information Request FOI-000016-2019 Request Refused

Dear ,

I refer to your request, dated 9th January 2019 and received on 10th January 2019 which you have made under the Freedom of Information Act 2014 (FOI Act) for records held by An Garda Síochána.

Part 1(n) of Schedule 1 of the FOI Act 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 sought:

- 1: Cost of fuel for garda vehicles in 2017 & 2018.*
- 2: The types of vehicles used by gardaí. (Makes and models)*

I wish to inform you that I have decided to refuse your request on the 23rd January 2019.

The purpose of this letter is to explain that decision.

1. Findings, particulars and reasons for decision

Upon receipt of your request, a search was conducted in the Finance Directorate and the Fleet Management Section of An Garda Síochána in respect of same.

The first part of your request is seeking the 'cost of fuel for garda vehicles in 2017 and 2018'.

I am to advise you that I am refusing Part 1 of your request in accordance with Section 15(1)(d) and 15(1)(f) of the FOI Act which states:

Refusal on administrative grounds to grant FOI requests

15(1) *A head to whom an FOI request is made may refuse to grant the request where –*
(d) the information is already in the public domain
(f) the FOI body intends to publish the record and such publication is intended to be effect not later than 6 weeks after the receipt of the request by the head.

The cost of fuel for 2017 was the subject of a previous FOI request in April 2018 and this information was disclosed and published on our decision log. The decision log is available on the Garda website and may be accessed by following the attached link:

<https://www.garda.ie/en/information-centre/freedom-of-information/decision-log/finance-%E2%80%93-general/finance-general-decision-logs-2018.html>

I am therefore refusing the cost of fuel for 2017 in accordance with Section 15(1)(d) as set out above.

Following consultation with the Finance Directorate, I can advise that the cost of fuel is published on the Garda website on a quarterly basis. The cost of fuel for 2018 is published on the website up to 30th September 2018 and may be accessed by following the link below.

<https://www.garda.ie/en/Information-Centre/Freedom-of-Information/Publication-Scheme/Budgets-and-spending/Purchase-of-vehicles.html>

The Finance Directorate have advised that the total cost of fuel for 2018 is due to be updated and published on this page at the end of January and I am therefore refusing to release this information in accordance with Section 15(1)(f) as set out above.

Part 2 of your request is seeking 'the types of vehicles used by Gardaí. (Makes and models)'. As previously outlined above, Part 1(n) of Schedule 1 of the FOI Act 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. The types of vehicles used by An Garda Síochána do not constitute an administrative record relating to human resources, finance or procurement. I am therefore refusing this information as it falls outside the scope of the FOI Act insofar as it pertains to An Garda Síochána.

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-000016-2019**.

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 (FOI-000016-2019) 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.

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,



SUPERINTENDENT

SHARON KENNEDY

FREEDOM OF INFORMATION OFFICER

23 JANUARY 2019