

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-000361-2019 Request Part Grant

Dear

I refer to your request, dated and received on 29th August, 2019 which you have made under the Freedom of Information Act 2014 (FOI Act) for records held by An Garda Síochána. I further refer to the clarification of your request received on 10th September, 2019 accordingly your request has been amended and will commence from this date.

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:

Original request:

Could you please provide me with all records of the number of racially or religiously aggravated complaints and offences recorded by An Garda Síochána where the victim is a member of An Garda Síochána and any additional records to the incidences by month, from August 29, 2014 up until August 29, 2019 please.

I am not seeking any identifying characteristics for victims, perpetrators or Garda members, but if the perpetrator in any of these cases was a Garda member could you please provide any relevant details on same.

Clarified request:

Yes, I can confirm that I am now seeking records re: racial complaints from one Garda to another.

I wish to advise that your FOI request will be processed as follows:

I am seeking records re: racial/religious complaints from one Garda to another.

I wish to inform you that I have decided to part grant your request on the 30th September, 2019.

The purpose of this letter is to explain that decision.

1. Findings, particulars and reasons for decision

Upon receipt, your request was forwarded to the HR Section of An Garda Síochána to determine if the records that you are seeking exist. This office has been informed that in 2017 there was one racial complaint received. In respect of 2014, 2015, 2016, 2018 and 2019 I am refusing your request in accordance with the requirements of Section 15(1)(a) of the Freedom of Information Act 2014 as the records concerned do not exist.

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 –

- (a) The record concerned does not exist or cannot be found after all reasonable steps to ascertain its whereabouts have been taken,*

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-000361-2019**.

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-000361-2019) 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 wish to discuss the above, please contact the FOI Office by telephone at (046) 9036350.

Yours sincerely,

Maria Brodigan ACTING ASSISTANT PRINCIPAL
MARIA BRODIGAN
FREEDOM OF INFORMATION OFFICER

30th SEPTEMBER, 2019.