Re: Freedom of Information Request FOI-000363-2019
Request Refused

Dear

I refer to your request, dated and received on 11th September, 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:

I'm looking for information in relation to the policing of e-scooters on Irish roads. It's my understanding that anyone found to be using an e-scooter on a public road can be fined, receive penalty points, or have their e-scooter seized.

Between the period of 1/01/2019 and 31/08/2019 -

1) How many fines were issued by Gardai to citizens using e-scooters on public roads?
2) How many penalty points were issued to citizens for using e-scooters on public roads?
3) How many e-scooters were seized by Gardai?

I wish to inform you that I have decided to refuse your request on 11th September, 2019.

The purpose of this letter is to explain my decision.
1. Findings, particulars and reasons for decision

Part 1(n) of Schedule 1 of the FOI Act states that An Garda Síochána is listed as a partially included agency “in so far 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.

HR records refer to personal records of staff working within An Garda Síochána. They also relate to statistical information in respect of the organisation, e.g. sick leave, discipline, retirements, etc. Financial records relate to the financial expenditure of the organisation and procurement records relate to the contracting of services and the tendering process associated with same.

Your request does not come within the ambit of this partially included agency as set out in Part 1(n) of Schedule 1 of the FOI Act.

I am therefore refusing your request as it falls outside the scope of the FOI Act in so far 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-000363-2019.


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: BOFIIE2D

You must ensure that your FOI reference number FOI-000363-2019 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 into 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 the FOI Office by telephone at (046) 9036350.

Yours sincerely,

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MARIA BRODIGAN
ACTING ASSISTANT PRINCIPAL
FREEDOM OF INFORMATION OFFICER

11th SEPTEMBER, 2019.