

# 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](http://www.garda.ie)

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

## Re: Freedom of Information Request FOI-000435-2018 Request Refused

*Dear*

I refer to your request, dated and received on 24<sup>th</sup> October, 2018 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:

*For the years 2013, 2014, 2015, 2016 and 2017, I would like to know:*

*1. In the course of criminal investigations, how many requests for subscriber identity information were made to any organisation holding such information, most probably (but not limited to) national and international ISPs (Internet Service Providers)?*

*2. Of the applications made for subscriber identity, how many related to:*

- a. Identity of the holder of a telephone number.*
- b. Identity of the holder of an IP address.*
- c. Other.*

*3. In the course of criminal investigations, how many applications were made to the courts for measures to gain access to content of communication (e.g. wiretapping),*

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*most probably (but not limited to) national and international ISPs (Internet Service Providers)?*

*4. Of the applications made to gain access to content of communication, how many orders were granted?*

*5. Of the granted applications made for access to content of communication, how many related to real-time access to content of communication?*

*6. Of the granted applications made for access to content of communication, how many related to:*

*a. Content of telephone communication.*

*b. Content of Internet communication.*

*c. Other.*

I wish to inform you that I have decided to refuse your request on 25<sup>th</sup> October, 2018.

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 "*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 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 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-000435-2018**.

**Freedom of Information Office, An Garda Síochána, Athlumney House, IDA Business Park, 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-000435-2018 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,

 **SUPERINTENDENT**  
**SHARON KENNEDY**  
**FREEDOM OF INFORMATION OFFICER**

25 **October, 2018.**