

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-000445-2018 Request Part-Granted

Dear ,

I refer to your request, dated and received on 12th November, 2018 which you have made under the Freedom of Information Act 2014 (FOI Act) for records held by An Garda Síochána. We sought clarification on the 14th November 2018 to which you replied on the 7th December, 2018.

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. A breakdown of the number of disciplinary actions taken internally against Garda members in the Laois-Offaly Garda Division for 2017*
- 2. The disciplinary actions broken down by 'offence type' or reason for action taken against Garda members in the Laois-Offaly Garda Division in 2017*
- 3. The cost to An Garda Síochána of processing the above actions in the Laois-Offaly Garda Division in 2017*

I wish to inform you that I have decided to part-grant your request on the 14th December, 2018.

1. Findings, particulars and reasons for decision.

On receipt of your request it was forwarded to the Internal Affairs section of Human Resource Management and the Finance Section within An Garda Síochána to seek the requested records. The following information was provided in answer to your request.

Part 1 of your request sought,

1. *A breakdown of the number of disciplinary actions taken internally against Garda members in the Laois-Offaly Garda Division for 2017*

Internal Affairs stated that there were 7 disciplinary actions invoked in the Laois-Offaly Garda Division in 2017.

Part 2 of your request sought,

2. *'The disciplinary actions broken down by 'offence type' or reason for action taken against Garda members in the Laois-Offaly Garda Division in 2017'.*

Internal Affairs stated that the 7 disciplinary actions invoked in the Laois-Offaly Garda Division in 2017 all related to Neglect of Duty.

Part 3 of your request sought,

3. *'The cost to An Garda Síochána of processing the above actions in the Laois-Offaly Garda Division in 2017'.*

The investigation of these breaches under the Garda Síochána (Discipline) Regulations are conducted as part of the duties of the investigator (Garda member). Therefore, the costs that are involved relate to wages and in some instances there may be additional travel and subsistence costs incurred. Therefore, It is not possible to identify the cost of each investigation as it is not recorded as a separate event within the investigating members duties.

Consequently, I am refusing part 3 of your request under Section 15(1)(a) of the FOI Act wherein it 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—*
 - (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 **F01-000445 2018**.

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

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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-000445-2018 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.

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,


SUPERINTENDENT
SHARON KENNEDY
FREEDOM OF INFORMATION OFFICER.

14 **DECEMBER, 2018.**