

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

Láithreán Gréasain/Website:

www.garda.ie

Bí linn/Join us  

Ríomh-phoist:/Email: foi@garda.ie

Re: Freedom of Information Request FOI-000477-2018 Request Part Granted

Dear

I refer to your request, dated and received on 3rd December, 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:

- 1. The cost of on duty and off duty policing in and outside the venue on the three dates of matches in the Guinness rugby series 2018 (Ireland v Argentina 10/11/18, Ireland v New Zealand 17/11/18, Ireland v USA 24/11/18)*
- 2. The cost of on duty and off duty policing in and outside the venue on the three dates of matches in the Guinness rugby series 2017 (Ireland v South Africa 11/11/17, Ireland v Fiji 18/11/17, Ireland v Argentina 25/11/17)*

In this regard, I have decided to part grant your request on the 14th December 2018.

The purpose of this letter is to explain that decision.

1. Findings, particulars and reasons for decision

In general, the cost of policing duties performed by Gardaí outside an event are not paid for by the organisation hosting the event and are paid from the Garda Vote as regular policing duties. However, at some specific larger events An Garda Síochána may seek a contribution to overall policing costs from the promoters of the event. The amount of the contribution to be made to overall policing costs is agreed by the local District Officer with the organisers, taking into account the nature and size of the event.

Under Section 30 of the Garda Síochána Act 2005, An Garda Síochána may provide and charge for police services for events on private property or in areas open to the public if:

- (a) It is in the public interest and consistent with the functions of An Garda Síochána to provide the services, and*
- (b) The Commissioner is satisfied that the person has paid or will pay to the Commissioner the charges for the services.*

It is generally the practice to charge organisations for the costs of duties performed by Garda members inside the event, known as Non-Public duty. Non-public duty is performed by members of An Garda Síochána under arrangements made with organisers of events such as football matches, concerts and race meetings, etc. Members of An Garda Síochána are made available for the performance of such duties and the State charges for their services. This work is normally performed by members who would otherwise be off duty.

At all times, it is the policy of An Garda Síochána that the safety of the public must be the ultimate concern.

I am refusing the first part of your request, shown below, under Section 15 (1)(a) of the FOI Act as the record does not exist.

“The cost of on duty and off duty policing in and outside the venue on the three dates of matches in the Guinness rugby series 2018 (Ireland v Argentina 10/11/18, Ireland v New Zealand 17/11/18, Ireland v USA 24/11/18)

The Finance Section of An Garda Síochána have not received financial returns regarding the cost of the policing inside the Aviva for the three matches you have requested. Therefore, the records do not exist.

Section 15(1)(a) of the FOI Act is a refusal on administrative grounds as follows.

Refusal on administrative grounds to grant FOI requests

- 15(1)(a) the record concerned does not exist or cannot be found after all reasonable steps to ascertain its whereabouts have been taken*

Details of the second part of your request, shown below, were provided to the Garda Finance Section.

2. *The cost of on duty and off duty policing in and outside the venue on the three dates of matches in the Guinness rugby series 2017 (Ireland v South Africa 11/11/17, Ireland v Fiji 18/11/17, Ireland v Argentina 25/11/17)*

Table A below shows the costs for policing duties conducted inside the venue only on the dates provided in your request. Policing duties conducted outside the venue are considered regular policing duties and not included in the costs below.

Table A

Date	Applicant	Place of Duty	Amount Paid
11/11/2017	IRFU	Aviva Stadium	€ 23,702.17
18/11/2017	IRFU	Aviva Stadium	€ 22,277.16
25/11/2017	IRFU	Aviva Stadium	€ 23,057.18

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-000477-2018**.

*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-000477-2018) 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 Freedom of Information Office by telephone at (046) 9036350.

Yours sincerely,



SHARON KENNEDY
FREEDOM OF INFORMATION OFFICER

SUPERINTENDENT

14 DECEMBER, 2018