Re: Freedom of Information Request FOI-000097-2018
Request Part Granted

Dear

I refer to your request, received on 23rd February, 2018 which you have made under the Freedom of Information Act 2014 (FOI Act) for records held by An Garda Síochána.

Part I(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:

Can you tell me how many gardai were disciplined in 2016 and 2017 and provide a breakdown of the offences they were disciplined for?

I wish to inform you that I have decided to part grant your request on the 23rd March, 2018.

1. Findings, particulars and reasons for decision.

The Internal Affairs Section within Governance and Accountability were contacted to identify the information requested in your FOI Request.

I advise that An Garda Síochána have been the subject to similar requests under the FOI Act. An Garda Síochána, in keeping with section 8 of the FOI Act, maintains a list of decisions made on all non-personal requests, including the full decision letter on the Garda website (www.garda.ie), in the Human Resources Section.
The following request relates to your request:

<table>
<thead>
<tr>
<th>Request Number</th>
<th>Section</th>
<th>Year</th>
</tr>
</thead>
<tbody>
<tr>
<td>FOI-000179-2017</td>
<td>Human Resources</td>
<td>2017</td>
</tr>
</tbody>
</table>

I advise that I am refusing your request for “how many gardai were disciplined in 2016” pursuant to section 15(1)(d) and (i) of the FOI Act, which 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

(d) the information is already in the public domain,

(i) the request relates to records already released, either to the same or previous requester where –

However, I am granting your request for “how many gardai were disciplined in 2017 and provide a breakdown of the offences they were disciplined for” In 2017 there were 145 members of An Garda Síochána disciplined under Part 2 & Part 3 of the Garda Síochána (Discipline) regulations 2007 the table below shows the breakdown of the breaches they were disciplined for.

<table>
<thead>
<tr>
<th>Breach Type</th>
<th>Part 1</th>
<th>Part 2</th>
</tr>
</thead>
<tbody>
<tr>
<td>Discreditable Conduct</td>
<td>39</td>
<td>20</td>
</tr>
<tr>
<td>Discourtesy</td>
<td>9</td>
<td>1</td>
</tr>
<tr>
<td>Misconduct towards a member</td>
<td>5</td>
<td>0</td>
</tr>
<tr>
<td>Neglect of Duty</td>
<td>235</td>
<td>60</td>
</tr>
<tr>
<td>Disobedience of Orders</td>
<td>6</td>
<td>0</td>
</tr>
<tr>
<td>Falsehood/Prevarication</td>
<td>16</td>
<td>0</td>
</tr>
<tr>
<td>Breach of Confidence</td>
<td>1</td>
<td>0</td>
</tr>
<tr>
<td>Corrupt/Improper Practice</td>
<td>5</td>
<td>0</td>
</tr>
<tr>
<td>Abuse of Authority</td>
<td>2</td>
<td>0</td>
</tr>
<tr>
<td>Neglect of Health</td>
<td>1</td>
<td>0</td>
</tr>
<tr>
<td>Intoxication</td>
<td>1</td>
<td>0</td>
</tr>
<tr>
<td>Prohibited Spare Time Activity</td>
<td>1</td>
<td>0</td>
</tr>
<tr>
<td>Criminal Conduct</td>
<td>2</td>
<td>0</td>
</tr>
</tbody>
</table>

These figures will differ from the number of breaches of discipline recorded as a single member may have been found in breach a more than one discipline regulation in any given year. Therefore, there is not a one to one relationship between the number of members found in breach of discipline and the number of breaches of discipline.

Members of An Garda Síochana are subject to the Garda Síochana (Discipline) Regulations, 2007 as amended. As per the Regulations, minor disciplinary matters are locally addressed by way of Regulation 10. Such records are retained locally and are not held centrally. Matters of a more serious nature (Part 3) and less serious nature (Part 2) are progressed centrally through the Discipline Section, Garda Headquarters.

Seirbhísi gairmiúlta póiliticeachta agus slándála a sholáthar le híontaoibh, muintir agus tacaíochta na ndaoine ar an bhfeirstealaimid
To deliver professional policing and security services with the trust, confidence and support of the people we serve
1. 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 F01-000097-2018.


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: IE86BOFI190001710026896
BIC: BOFIEIE2D

You must ensure that your FOI reference number FOI-000097-2018 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 me by telephone at (046) 9036350.

Yours sincerely,

[Signature]
SHARON KENNEDY
SUPERINTENDENT
FREEDOM OF INFORMATION OFFICER.

23rd MARCH, 2018.