

# 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 ND62



Freedom of Information Office,  
An Garda Síochána, Athlumney House,  
IDA Business Park,  
Johnstown, Navan,  
Co Meath.  
C15 ND62

Teileafón/Tel: (046) 9036350

Láithreán Gréasain/Website:

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

Bí linn/Join us  

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

## Re: Freedom of Information Request FOI-000319-2023 Request Part-Grant

*Dear*

I refer to your request, dated and received on 18<sup>th</sup> September, 2023 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:

*Under the Freedom of information act I am requesting the following data from An Garda Síochána:*

*In the time period 1<sup>st</sup> Jan 2022 to December 31 2022. Please provide data on the specifics of speeding fines issued by your members in the state to include the following fields:*

1. *Total number of Speeding fines issued in the timeframe outlined*
2. *Total Revenue accrued from speeding fines in the timeframe outlined.*
3. *Number and total euro amount of fines outstanding in the timeframe outlined.*
4. *Number and total euro amount of the fines which were successfully appealed (quashed or reduced) in the timeframe outlined..*
5. *A list of all finance accrued from specific speeding records in the timeframe outlined to include:*
  - a. *For Contextual Detail of the actual offence, include posted speed limit and recorded speed of vehicle.*
  - b. *Euro fine and penalty points issued per recorded offence*
  - c. *Was the fine paid, outstanding, or successfully appealed.*

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I wish to inform you that I have decided to part-grant your request on the 13<sup>th</sup> October, 2023. The purpose of this letter is to explain that decision.

## 1. Findings, particulars and reasons for decision

Upon receipt, your request was forwarded to the relevant section of An Garda Síochána who have provided us with information on fines/fixed charge notices paid.

I wish to advise you that I am refusing to provide records sought in relation to parts 1 and 2 of your request. I am doing so in accordance with Section 15(1)(d) which states

*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.*

These records were released in a previous request FOI-000455-2022 and are available on the Garda website.

<https://www.garda.ie/en/information-centre/freedom-of-information/decision-log/freedom-of-information-office/freedom-of-information-foi-decision-logs-2022.html>

In relation to part 3 of your request for outstanding Fixed Charge Notices issued for speeding offences in 2022, a total of 21,210 incidents reached the status of Summons/Sent to Courts. Based on the base fine amount for speed offences at the time of the incident, the total euro amount for these Fixed Charge Notices would amount to €1,989,040.

Figures are based on incidents which occurred from 01/01/2022 to 31/12/2022, inclusive. All information contained in this report is based upon operational data from the FCPS system as was available on 27/09/2023 and is liable to change.

Part 4 of your request sought the records in respect of fines appealed, quashed or reduced. I can advise the following

Total Number of speeding fines which were terminated	5,314
Total Euro amount of fines terminated	€378,150

It should be noted that a legislative framework in which an appeal can be considered by the Fixed Charge Processing Office does not exist. Individuals who wish to appeal a Fixed Charge Notice have the option to do so at the Court stage of the process. The figures provided are based on individuals who have been successful in their application to have their Fixed Charge Notices cancelled on either procedural or exceptional grounds.

I am refusing part 5 of your request as the records sought fall outside the scope of the FOI Act as it relates to An Garda Síochána. As stated above, An Garda Síochána is a partially included agency for FOI purposes. Only administrative records held by An Garda Síochána in relation to finance, procurement and human resource matters are subject to FOI. Part 5 of your request seeks details of each specific speeding offence. The details sought are in respect of specific criminal offences committed and as such are outside the scope of the FOI Act as set out in Part 1(n) of Schedule 1.

## 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-000319-2023**.

**Freedom of Information Office, An Garda Síochána, Athlumney House, IDA Business Park, Navan, Co. Meath, C15 ND62.**

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:** An Garda Síochána Imprest Account

**Account Number:** 30000302

**Sort Code:** 951599

**IBAN:** IE28DABA95159930000302

**BIC:** DABAIE2D

**You must ensure that your FOI reference number FOI-000319-2023 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 the FOI Office by telephone at (046) 9036350.

Yours sincerely,



**ASSISTANT PRINCIPAL**

**PAUL BASSETT**

**FREEDOM OF INFORMATION OFFICER**

15 **OCTOBER, 2023.**