

# An Garda Síochána

Oifig Saoráil Faisnéise  
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-000171-2016 Request Out of Scope

Dear

I refer to your request, dated and received on 6<sup>th</sup> May 2016 which you have made under the Freedom of Information Act (FOI Act) 2014 for records held by An Garda Síochána.

Your request sought:

*Can I please request under FOI –*

- 1. The total number of preliminary breath tests conducted in Republic of Ireland for 2010 – 2014 (a figure for each year please)*
- 2. The total number of preliminary breath tests that resulted in a positive result or those who failed or refused to provide for 2010 – 2014 (a figure for each year please)*

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.

I wish to inform you that as the records you have sought do not relate to either human resources, finance or procurement your request is outside the scope of the FOI Act insofar as it pertains to An Garda Síochána.

However I advise that An Garda Síochána’s Traffic Corps publishes statistics on breath testing and prosecutions for driving while intoxicated on the Garda Website at <http://www.garda.ie/Controller.aspx?Page=1368> which may be of assistance to you.

## 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-000171-2016**.

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:** IE86B0F190001710026896  
**BIC:** BOFIIIE2D

**You must ensure that your FOI reference number 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.

Should you have any questions or concerns regarding the above, please contact me by telephone at (046) 9036350.

Yours sincerely,



**SUPERINTENDENT**

**Helen Deely**  
**Freedom of Information Office**

10<sup>th</sup> May 2016