

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

Láithreán Gréasain/Website: www.garda.ie

Bí linn/Join us  

Ríomh-phoist/Email: foi@garda.ie

Re: Freedom of Information Request FOI-000195-2016 Request Out of Scope

Dear

I refer to your request under the Freedom of Information Act 2014, dated 13th March 2016 to the Department of Justice and Equality which was transferred to this body on the 17th May 2016 in which you have sought 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 initial request sought:

I request a copy of all records concerning the operation of the fixed charge notice system for driving offences and Tico Mail Works.

Which you have subsequently clarified as follows:

The difficulties I refer to would include difficulties and complications in or complaints about the service of FCP notices and the resulting difficulties which arise in prosecution of FCPS cases, along with any other difficulties in the FCPS which have arisen in court prosecutions

I advise that as your request relates to operational policing matters and not to administrative records for human resources, finance or procurement your request is out of scope as far as it pertains to An Garda Síochána.

However, I advise that the Garda Professional Standards Unit carried out a report on the Fixed Charge cancellation process which you may find useful. The report is available on the Garda Website at

<http://www.garda.ie/Documents/User/GPSU%20Report%20on%20Fixed%20Charge%20Processing%20System%20For%20Publication%2026.1.2015.pdf> .

A further report was carried out by the Garda Inspectorate in 2014 which is available on their website at

<http://www.gsinsp.ie/en/GSINSP/The%20Fixed%20Charge%20Processing%20System%20-%20A%2021s%20Century%20Strategy.pdf/Files/The%20Fixed%20Charge%20Processing%20System%20-%20A%2021s%20Century%20Strategy.pdf>

1. Rights 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-000195-2016**.

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: BOFIE2D

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.

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,

 SUPERINTENDENT
HELEN DEELY
FREEDOM OF INFORMATION OFFICER

 **May 2016**