

# 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-000251-2016

Dear

I refer to your request, dated 08/07/2016 and received on 11/07/2016 which you have made under the Freedom of Information Act (FOI) 2014 for records held by An Garda Síochána.

Your request sought:

*Under the Freedom of Information Act, I would like to know how many deaths of prisoners in custody you have investigated since 2006, or the longest time period possible to comply with cost and time exemptions. I would like this information provided under the following headings (where possible):*

- *name of prison (please specify full name, e.g. where two prisons may be located on the same site please make clear which institution is concerned);*
- *name of deceased;*
- *sex of deceased;*
- *age of deceased;*
- *country of origin of deceased;*
- *date of death;*
- *cause of death;*
- *summary description of how prisoner was found and subsequent action (for example, was prisoner found dead or died later in hospital),*
- *Status of investigation (including summary/date of outcome if completed).*

I wish to inform you that I have decided to refuse your request on the 11<sup>th</sup> July 2016.

The purpose of this letter is to explain my decision.

## **Findings, particulars and reasons for decision.**

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 is in relation to an operational policing matter which is a core function of An Garda Síochána. Records relating to the core functions of An Garda Síochána are excluded from the ambit of the FOI Act.

I am therefore refusing your request as it falls outside the scope of the FOI Act insofar as it pertains to An Garda Síochána.

### **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 **F01-000251-2016**.

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](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 me by telephone at (046) 9036350.

Yours sincerely,

 \_\_\_\_\_ **SUPERINTENDENT**  
**Helen Deely**  
**Freedom of Information Officer**

**15<sup>th</sup> July 2016**