

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-000252-2016 Request Refusal

Dear

I refer to your request, dated 9th July 2016 and received on 11th July 2016 which you have made under the Freedom of Information Act (FOI) 2014 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:

Please can you tell me how many Garda officers have been disciplined in the last two years broken down by rank and station and provide the reasons for the disciplinary and details on how each officer was disciplined.

I advise that the FOI Act does not confer a general right of access to information; rather it confers a right of access to records. Therefore, your request for information has been treated as a request for access to records containing the information you seek.

I advise that I have decided to refuse your request on today’s date.

The purpose of this letter is to explain my decision.

1. Findings, particulars and reasons for decisions to deny access

I advise that I am refusing your request under 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,*

I advise the An Garda Síochána's Freedom of Information Office have already responded to a number of requests relating to discipline. All responses to non-personal requests are published in a Decision Log on An Garda Síochána's Website at the following link <http://garda.ie/Controller.aspx?Page=15037>. The following decisions relate to your request and may be found in the Human Resources section.

2015 Decisions	2016 Decisions
FOI-000004-2015	FOI-000134-2016
FOI-000028-2015	FOI-000142-2016
FOI-000031-2015	FOI-000168-2016
FOI-000035-2015	
FOI-000059-2015	
FOI-000078-2015	

Furthermore, An Garda Síochána Annual Reports provides statistics on discipline and are published on the Garda website at <http://garda.ie/Controller.aspx?Page=16448>. The 2014 report is available and the 2015 report is due to be published shortly.

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-000252-2016**.

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.

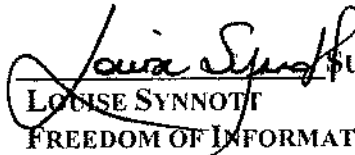
You should submit your request for an Internal Review within 4 weeks from the date of this notification. The review will involve a complete reconsideration of the matter by a more senior member of An Garda Síochána and the decision will be communicated to you within 3 weeks. The making of a late appeal may be permitted in appropriate circumstances.

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
LOUISE SYNNOTT
FREEDOM OF INFORMATION

4th AUGUST, 2016 .