

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 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-000202-2021 Decision Refused

Dear

I refer to your request, dated 1st June, 2021 and received on 2nd June, 2021 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:

Information sought:

Records created between 1 January 2019 to the date of this request, relating to the disposal by An Garda Síochána or its agents, of bicycles recovered as stolen but unclaimed, in financial year 2019, including written procedures, means of sale, gross disposal proceeds, costs deducted and the distribution by AGS of the net proceeds

Format in which information is sought

By email, either directly in the body of the email or as an attachment in any standard format eg xls,xlsx,doc, docx, pdf, rtf, txt

Any other information

(a) I am trying to establish how many bicycles were sold by or on behalf of AGS in 2019, the range of individual gross sales, eg €50-5,000, the gross sales value, any costs deducted and how AGS distributed the net proceeds.

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(b) I am trying to find out how the bicycles were sold, eg auction, classified ad.

(c) I assert that records relating to the disposal of assets by CAB are administrative records within the meaning of the FOI legislation as it relates to AGS.

1. Findings, particulars and reasons for decision

Details of your request were provided to the Finance Section within An Garda Síochána who conducted a search for records relating to your request.

I wish to advise that I have made a decision to refuse your request on the 30th June, 2021.

There is no specific financial item code in existence on the Financial Management System (FMS) within the Finance Section of An Garda Síochána specifically relating to receipts for items sold at Garda Auctions. In addition, there is no central recording mechanism outlining the breakdown of items sold at garda auctions. These breakdowns are held manually in each garda district. In order to obtain this information, would require contacting each district which would create a significant amount of additional work and cause a disproportionate disruption of the workload. It is therefore not possible to identify the amount of money received from the auctions of bicycle's sold by or on behalf of An Garda Síochána.

To provide the analysis and breakdown requested in you FOI request would prove voluminous by reason of the nature and volume of the records involved.

Therefore, I am refusing your request under Section 15(1)(c) of the FOI Act wherein it states:

"Refusal on administrative grounds to grant FOI requests

15. (1) A head to whom an FOI request is made may refuse to grant the request where—

(c) *in the opinion of the head, granting the request would, by reason of the number or nature of the records concerned or the nature of the information concerned, require the retrieval and examination of such number of records*

or an examination of such kind of the records concerned as to cause a substantial and unreasonable interference with or disruption of work (including disruption of work in a particular functional area) of the FOI body concerned,"

However, in order to assist you with your request, the table below details the amounts received for sale of forfeited and unclaimed property for the years 2019, 2020 & 2021.

The income received from the proceeds of these sales is returned to the Exchequer each year.

2019	2020	2021*
€86,033	€79,587	€85,563

*Amounts received January 2021 to May 2021

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-000202-2021**.

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: An Garda Síochána Imprest Account

Account Number: 30000302

Sort Code: 951599

IBAN: IE28DABA95159930000302

BIC: DABAIE2D

You must ensure that your FOI reference number FOI-000202-2021 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,



ASSISTANT PRINCIPAL

PAUL BASSETT

FREEDOM OF INFORMATION OFFICER

30th JUNE, 2021.