

25<sup>th</sup> September 2015

[REDACTED]

**Re: FOI request 2015/276**

Dear [REDACTED]

I refer to the request which you have made under the Freedom of Information Act 2014 for records held by this body:

1. Copies of any privacy impact assessment carried out in respect of the Primary Online Database
2. Copies of any privacy impact assessment or other records assessing potential impacts on privacy of the implementation of SI 317/2015
3. All records concerning the assessment of the Primary Online Database as regards its necessity and proportionality under European law.

A final decision was made on your request by myself on the 25<sup>th</sup> September 2015. I may be contacted by telephone on 01 889 2404 in order to answer any questions you may have, and to assist you generally in this matter.

I regret to inform you that the records requested do not exist and that I must therefore refuse your request. As is explained below, this decision is made under section 15(1)(a) of the Act.

Section 15(1)(a) of the Act states that an FOI request may be refused if:

'the record concerned does not exist or cannot be found after all reasonable steps to ascertain its whereabouts have been taken,'

To ascertain whether the records existed, and if so what records there were, I spoke to the staff in the Statistics Section who have responsibility for the Primary Online Database.

In relation to point 1, it was confirmed that while privacy and data protection issues were considered as part of the development, there was no formal privacy impact assessment undertaken for POD and therefore the records requested do not exist.

In relation to point 2, it was confirmed that there was no privacy impact assessment undertaken in relation to SI 317/2015. In addition there was no specific consideration of the potential impacts on privacy of the SI, as the privacy and data protection implications of the collection of the information in question had already been

