



19 July 2017

Re: Request for information under the Freedom of Information Act 2014
Reference No: 2017/305



I refer to your application for information under the Freedom of Information Act 2014 for records held by this Body as follows:

Copies of all correspondence in letters and emails over the last three years 2014 to 2017 regarding the John Scottus National School in relation to its having both a "Primary School" with an annual voluntary contribution of €3,525 and a "Primary School B" which has an annual voluntary contribution of nil.

I have made the decision to part grant your request on 19th July 2017. 17 documents were located that in my opinion come under the scope of your request. I have decided to release 4 of those documents. I have decided not to release 13 of those documents.

The purpose of this letter is to explain that decision. This explanation has the following parts:

- A. A schedule of the records covered by your request.
- B. Findings, particulars and reasons for decisions to deny access.
- C. A statement of how you can appeal this decision should you wish to do so.

This letter addresses each of these parts in turn.

A. Schedule of records.

A schedule is enclosed with this letter listing records (3 pages) that are relevant to your request.

The schedule also provides you with a summary and overview of the decision as a whole. It describes the document and indicates that it is granted or refused and refers to the relevant section of the FOI Act which applies to prevent its release.

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

The relevant exemption provisions for the refused records are listed in the enclosed schedule and an explanation of the use of the exemption listed is set out below.

The documents listed on the schedule have been refused (as scheduled) under Sections 30 (1) (c) and 37(1) of The Freedom of Information Act as outlined below.

Section 30 – Functions and Negotiations of FOI Bodies

Section 30 (1) (c) of The Freedom of Information Act, 2014 states;

30 (1) (c). A head may refuse to grant an FOI request if access to the record concerned could, in the opinion of the head, reasonably be expected to disclose positions taken, or to be taken, or plans, procedures, criteria or instructions used or followed, or to be used or followed, for the purpose of any negotiations carried on or being, or to be, carried on by or on behalf of the Government or an FOI body.

Section 37 – Personal Information

Section 37 (1) of The Freedom of Information Act, 2014 states;

37. (1) Subject to this section, a head shall refuse to grant an FOI request if, in the opinion of the head, access to the record concerned would involve the disclosure of personal information (including personal information relating to a deceased individual).

C. Rights of appeal

In the event that you are unhappy with this decision you may appeal the decision. In the event that you need to make such an appeal, you can do so by writing to the Freedom of Information Unit, Department of Education and Skills, Marlborough Street, Dublin 1 or by e-mail to foi@education.gov.ie. The fee for an internal review is €30 and for information on payment methods please email the Department's Freedom of Information Unit.

You should make your appeal within 4 weeks from the date of this notification, where a day is defined as a working day excluding, the weekend and public holidays. However, the making of a late appeal may be permitted in appropriate circumstances. The appeal will involve a complete reconsideration of the matter by a more senior member of the staff of this body.

Should you have any questions or concerns regarding the above, please contact me by telephone on 090 648 3718.

Yours sincerely,



Paul Kelly
Higher Executive Officer/Decision Maker
School Governance Section