

[REDACTED]

2nd December 2015

Re: FOI request IE_FOI_021

Dear [REDACTED]

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

Request – All correspondence between Irish Rail Chief Executive David Franks and the following two individuals:

- i) CIE chairwoman Vivienne Jupp
- ii) Irish Rail chairman Phil Gaffney.

The correspondence I am seeking relates to the issue of industrial action by staff.

The timeframe for this request is 01/01/15-today's date.

I, Ms. Heidi Reardon, Decision Maker have now made a final decision in relation to your request on 23rd November 2015. I wish to advise you that following consideration of the provisions of the Act, it has been decided to deny you access to these records.

These records are being withheld as they directly relate to an ongoing industrial relations issue within by Iarnród Éireann. As per Section 30(1)(b), to release these documents would have a significant, adverse effect on the performance of Iarnród Éireann or any of its functions relating to management industrial relations. I enclose the attached schedule of records held by Iarnród Éireann relevant to your request.

In the event that you are not happy with this decision you can make an appeal in relation to this matter, you can do so by writing to the FOI Unit, Corporate Communications, Iarnród Éireann Irish Rail, Connolly Station, Amiens St, Dublin 1 or by e-mail to foI@irishrail.ie. You should make your appeal within 4 weeks (20 working days) 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 the FOI Officer on 01, 7034293.

Yours sincerely,

A handwritten signature in cursive script that reads "Heidi".

Heidi Reardon

PA to Chief Executive, Iarnrod Eireann

Freedom of Information Request:
 Schedule of Records for IE_FOI_011 : Summary for Decision Making

Record No.	Date of Record	From/To	Brief Description	No. of Pages	Decision: Grant/Part Grant/Refuse	Section of Act if applicable	Record Edited/Identify Deletions
	01.05.15	DF to VJ & PG	Rail Services so far today		Refuse	S 30 (1)(b)	
	01.05.15	PG to DF	Rail Services so far today		Refuse	S 30 (1)(b)	
	17.08.15	VJ to DF	Newspaper Reports		Refuse	S 30 (1)(b)	
	20.08.15	DF to VJ	Driver Issues		Refuse	S 30 (1)(b)	
	20.08.15	DF to VJ	Driver Issues		Refuse	S 30 (1)(b)	
	08.09.15	DF to VJ & PG	Claim for payment for past productivity		Refuse	S 30 (1)(b)	
	15.09.15	DF to VJ & PG	Ballot Action		Refuse	S 30 (1)(b)	
	16.09.15	VJ to DF	Minister		Refuse	S 30 (1)(b)	
	17.09.15	DF to VJ	Minister		Refuse	S 30 (1)(b)	
	03.10.15	DF to VJ & PG	SIPTU Result		Refuse	S 30 (1)(b)	
	03.10.15	DF to VJ & PG	NBRU Result		Refuse	S 30 (1)(b)	
	03.10.15	VJ to DF	NBRU Result		Refuse	S 30 (1)(b)	
	03.10.15	DF to PG	NBRU Result		Refuse	S 30 (1)(b)	
	05.10.15	DF to VJ & PG	Ballot Results		Refuse	S 30 (1)(b)	
	09.10.15	DF to VJ & PG	Invite to meet at WRC (formerly LRC)		Refuse	S 30 (1)(b)	
	12.10.15	DF to VJ & PG	WRC (formerly LRC)		Refuse	S 30 (1)(b)	
	17.10.15	DF to VJ & PG	Statement		Refuse	S 30 (1)(b)	
	17.10.15	PG to DF	Statement		Refuse	S 30 (1)(b)	
	17.10.15	VJ to DF	Statement		Refuse	S 30 (1)(b)	
	17.10.15	DF to VJ	Statement		Refuse	S 30 (1)(b)	
	17.10.15	DF to PG	Statement		Refuse	S 30 (1)(b)	
	19.10.15	VJ to DF	Statement		Refuse	S 30 (1)(b)	
	19.10.15	DF to VJ & PG	Statement		Refuse	S 30 (1)(b)	
	19.10.15	DF to VJ & PG	WRC		Refuse	S 30 (1)(b)	
	22.10.15	DF to PG	WRC Discussions		Refuse	S 30 (1)(b)	
	22.10.15	DF to VJ & PG	Driver Dispute		Refuse	S 30 (1)(b)	
	27.10.15	VJ to DF	WRC		Refuse	S 30 (1)(b)	
	17.11.15	DF to VJ & PG	Past Productivity & Hours of Work		Refuse	S 30 (1)(b)	
	20.11.15	DF to VJ & PG	Breach of Labour Relations Settlement Proposals Iarnrod Eireann		Refuse	S 30 (1)(b)	

Signed

IE Decision Maker

S 30 (1)(b) - All records above would have a significant adverse effect on the performance by an FOI body of any of its functions relating to management (incl industrial relations and management of its staff). This is due to the fact that the ongoing industrial relations issues have yet to be resolved.

