

21st August 2018



Re: FOI Request Response [IE_FOI_143]

Dear 

I refer to your request dated 31st January 2018 made under the Freedom of Information Act 2014, which was received on that date for records held by Iarnród Éireann your request sought:

All relevant documentation relating to:

All records held on considerations of the impact of the UK's decision to leave the EU (Brexit) on Irish Rail services.

I, Barry Kenny have now made a final decision to part grant your request on 21st August 2018.

You have sought access to the records as listed above and I consider this an appropriate form of access in this case. Accordingly, a copy of the records is now attached including a copy of the schedule to these records.

Rights of appeal

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,



Mr Barry Kenny

Decision maker

Freedom of Information Request:
Schedule of Records for **IE_FOI_143** : Summary for Decision Making

Record No.	Date of Record	Brief Description	No. of Pages	Decision: Grant/Part Grant/Refuse	Section of Act if applicable	Record Edited/Identify Deletions
1	11.05.17	1705 Seanad Select Committee Brexit - https://data.oireachtas.ie/ie/oireachtas/committee/dail/32/seanad_special_committee_on_the_withdrawal_of_the_united_kingdom_from_the_european_union/submissions/2017/2017-05-11_opening-statement-irish-rail_en.pdf		Not Eligible		In public Domain
2	~	Emails relating to Brexit Page 1-7	7	Part Grant	S29	Deliberative processes of an FOI body
3	11.05.18	Emails relating to Brexit Page 9	1	Part Grant	S29	Deliberative processes of an FOI body
4	04.05.18	Maev Nic Lochlainn - DTTAS - Brexit - 04.05.18		Refuse	S29	Deliberative processes of an FOI body
5	12.06.18	Maev Nic Lochlainn - DTTAS - Preparation for Brexit - 12.06.18		Refuse	S29	Deliberative processes of an FOI body
6	12.02.18	20180504 ltr to Irish Rail - Brexit letter		Refuse	S29	Deliberative processes of an FOI body

Signed

IE Decision Maker

Brendan Howlin TD
Dáil Éireann,
Leinster House,
Kildare Street,
Dublin 2

12th February 2018

Dear Minister Howlin,

I refer to your recent Parliamentary Questions **PQ 6330 /18** below to Mr. Shane Ross, T.D., Minister for Transport Tourism and Sport which has been passed to me to respond directly.

To ask the Minister for Transport; Tourism and Sport the additional budget for 2018 or other years, provided to his department and all agencies and bodies within his remit to plan or prepare for Brexit; the number of additional staff that have been recruited to work on this policy area in each body, agency and his department; the number of dedicated staff planning and working on Brexit matters in each; and if he will make a statement on the matter.

Iarnród Éireann has not recruited any additional staff in relation to Brexit and our response is being managed within existing resources.

Yours sincerely



David Franks
Chief Executive

[REDACTED]

From: [REDACTED]
Sent: 28 August 2017 14:21
To: [REDACTED]
Subject: RE: CER WG on Brexit

Hi [REDACTED]

I hope you are well.

I am just getting back to you on the latest document as circulated on 14th July.

I think all issues we discussed are covered: there is a typo in Hard Brexit Box 4 which I'm sure you've been alerted to: "rail fright" instead of "rail freight". As a reminder, there is currently no cross-border rail freight between Ireland and Northern Ireland, but it is a good idea to include reference to Irl/NI in that context to cover the possibility.

Finally, do you know if the meeting of 5th September is going ahead as planned at 10.00hrs?

Many thanks,

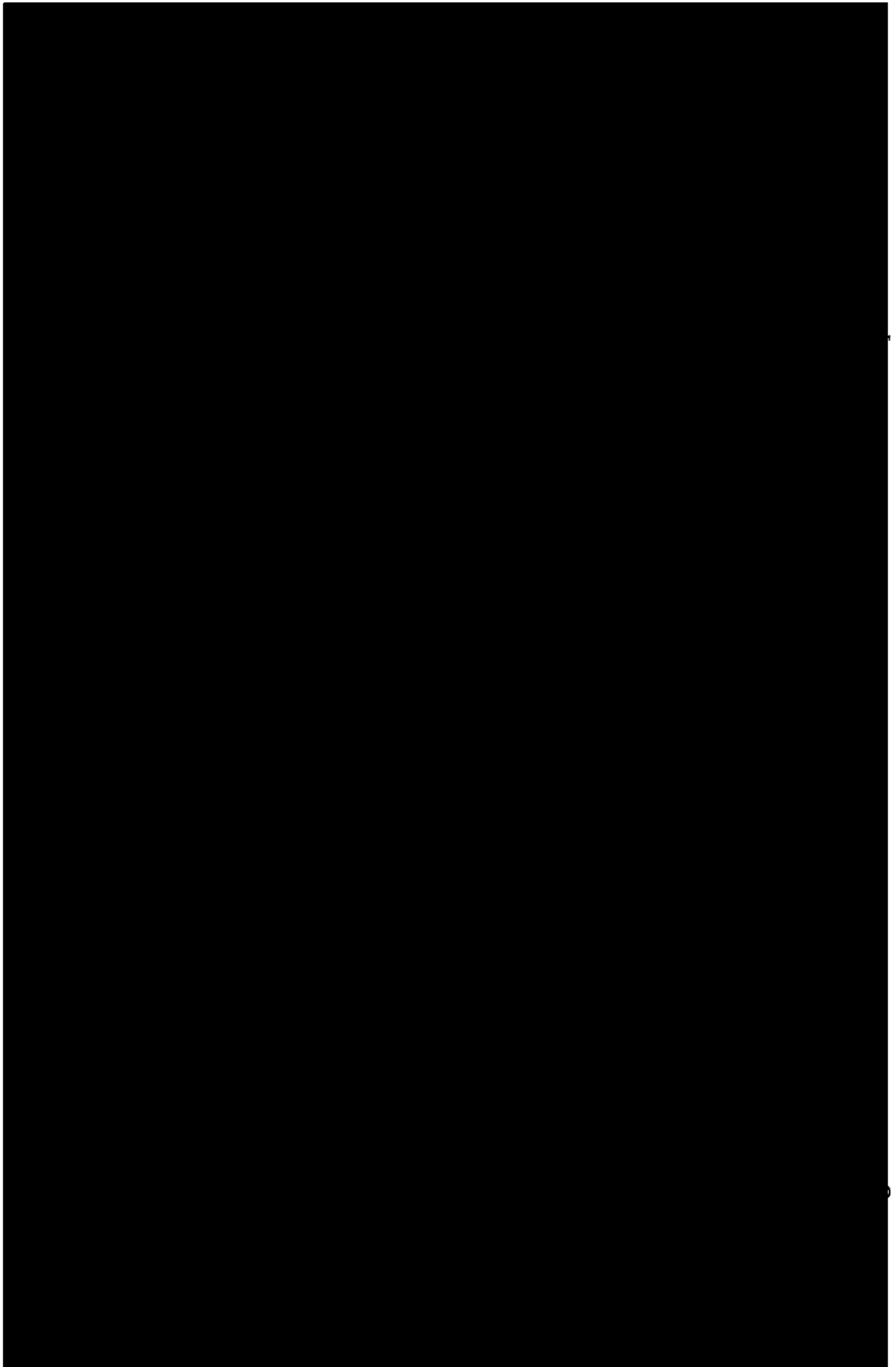
[REDACTED]

From: [REDACTED]
Sent: 16 July 2017 20:48
To: [REDACTED]
Subject: Fwd: CER WG on Brexit
[REDACTED]

Begin forwarded message:

From: [REDACTED]
Subject: CER WG on Brexit
Date: 14 July 2017 at 11:05:50 GMT+2

[REDACTED]



Dear colleagues,

1) Timeline

First of all, let me give you an update on the recent past milestones as well as the ones ahead of us:

03/07/2017, CER meets Mr Arbault (EC Taskforce Art 50)

06/07/2017, CER meets Mark Watts from UKTiE

11/07/2017, TRAN hearing Brexit & aviation

13/07/2017, UK government publishes the European Union (Withdrawal) Bill (to be discussed by Commons and Lords before the end of the year)

17/07/2017, 2nd negotiation round

28/08/2017, 3rd negotiation round

18/09/2017, 4th negotiation round

25/09/2017, GGAA Council Art 50

09/10/2017, 5th negotiation round

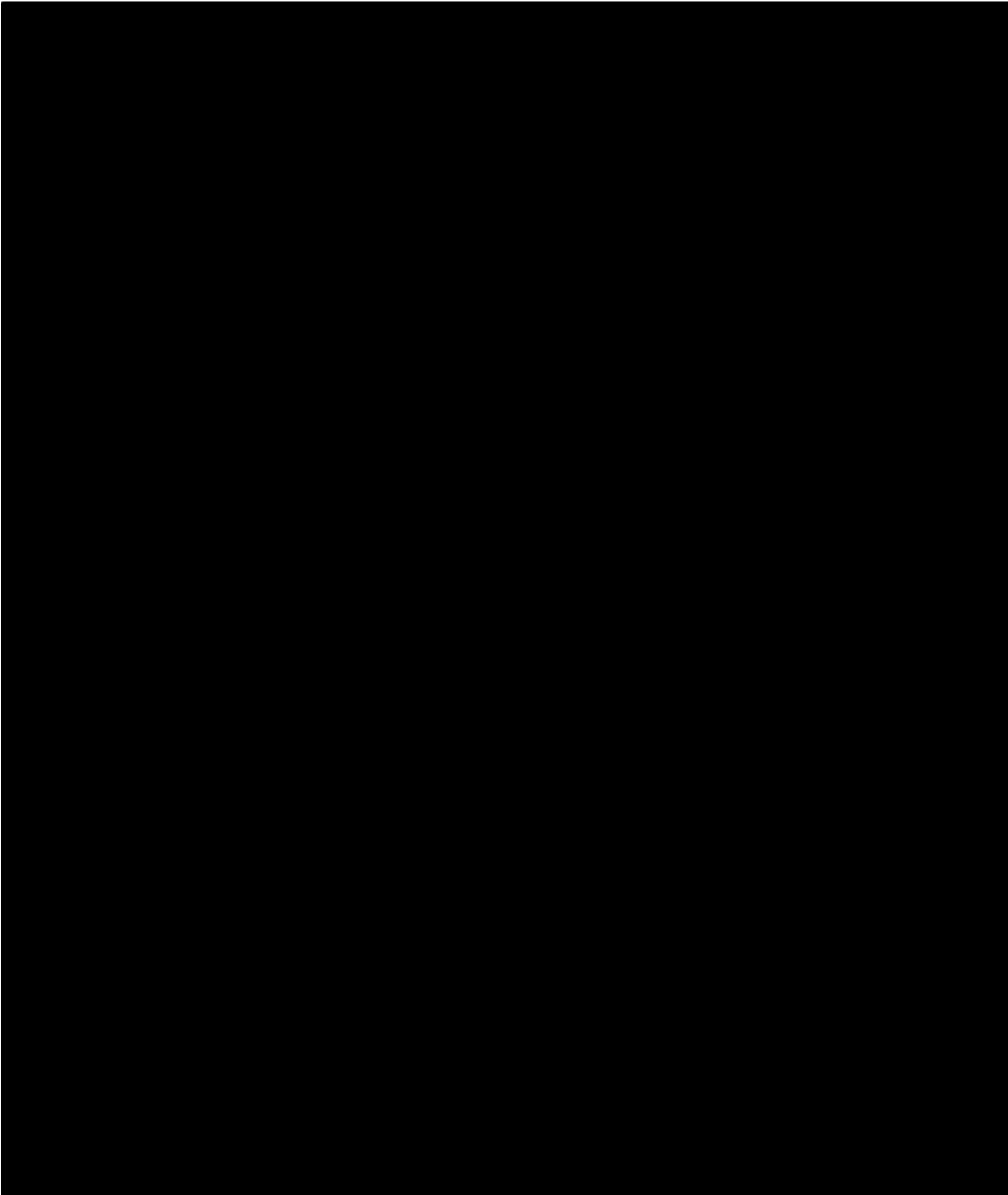
17/10/2017, GGAA Council Art 50

20/11/2017, GGAA Council Art 50

12/12/2017, GGAA Council Art 50

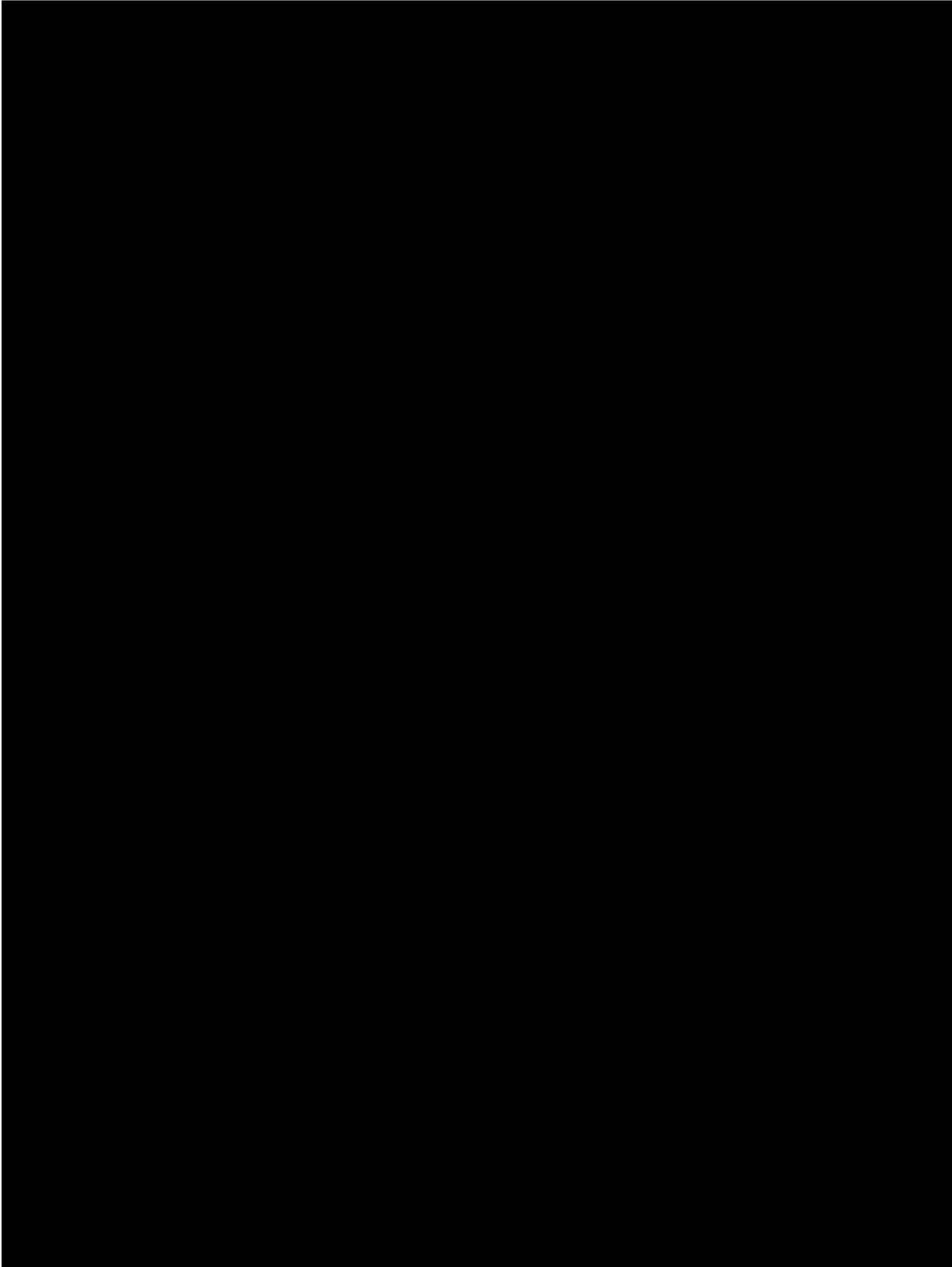
20/09/2018, end of Brexit talks

20/03/2019, Brexit



From:
Sent:
To:

[REDACTED]
13 October 2017 15:26



Cc:

Subject:
Attachments:

Brexit - Final version of CER Statement
Mimecast Attachment Protection Instructions; 20170613 Draft CER statement on
Brexit v20.pdf; ATT00001.htm

Dear colleagues,

Please find attached to this email the **final version of the CER Statement on Brexit**. Now the paper can be used and distributed publicly, in view of promoting the point of view of the rail sector towards all players that are relevant within the process of Brexit negotiations. As said before already, we will keep on monitoring the situation and inform you on all developments. We will also consider the opportunity of producing new informative material once there will be more clarity as of when (or even 'if') transport and rail relevant matters will be discussed.


And to give you an update on the last progress made:

On October 12, Michel Barnier, European Commission Chief Negotiator for Article 50 Negotiations with the UK and David Davis, UK Secretary of State for Exiting the European Union, held a joint conference at the conclusion of the fifth round of Brexit talks. **Michel Barnier explicitly pointed out that "as things stand at present, I am not able to recommend to the European Council next week to open discussions on the future relationship"**. Mr Barnier stated that there is a deadlock on the financial settlement. He was however more positive on the progress made on the questions of citizens' rights and a solution for the question of the preservation of peace in Northern Ireland. However, even on these issues, there remain areas of divergences between the sides notably on the possibility of family reunification and on the portability of social benefits after Brexit.

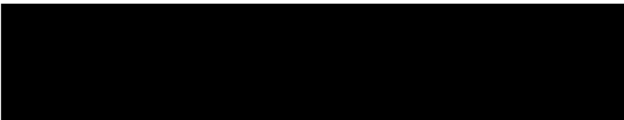
Meanwhile, **the UK Secretary of State for Exiting the European Union, David Davis, painted a more positive picture of the talks**, arguing that "while there is still work to be done, much work to be done, we have come a long way". He agreed with Barnier on where there are divergences, but repeatedly called on the European Council of October 19-20 to "recognise the progress we have made".

On the 17 October the General Affairs Council, in an EU 27 format, will discuss the state of play of Brexit negotiations. Michel Barnier, the EU Chief Negotiator, will brief the ministers on the progress made so far.

This discussion will serve as preparation for the **meeting of the EU27 heads of state or government at the European Council (Article 50) on 20 October 2017**. This means that on the 20 October we should be able to find out whether phase 2 talks will start early 2018 or if everything will be postponed.



I remain at your disposal should have any question,
With my best regards,



[REDACTED]

From: [REDACTED]
Sent: 04 March 2018 13:09
To: [REDACTED]
Cc: [REDACTED]
Subject: For info: European Commission Brexit notices

[REDACTED]

The links below to Brexit preparedness notices issued by the European Commission will be of interest to you and your colleagues (when finished dealing with the snow!). [REDACTED]

It is important to note that these notices, along with many others issued for other sectors, are intended to facilitate preparation by EU-27 Member States and by wider stakeholders for the contingency that on 30 March 2019 the UK leaves the EU without a deal on a transitional period having been agreed (i.e. the no deal, disorderly Brexit scenario). If, as part of the withdrawal process, the legal text as published last week is agreed and approved by Member States and the European Parliament, many of the elements reflected in these notices will only become relevant at the end of the transition period.

- **EU rules in the field of rail transport** – notice deals with issues such as; the management and use of railway infrastructure; railway safety; railway interoperability; and driver certification.
- **Consumer protection and passenger rights** – notice addresses EU protections for travellers in consumer law, insolvency law and passenger rights law.
- **EU rules in the field of maritime transport** – notice focuses on both market access and maritime safety. It provides details on handling in a preparedness context of Intra-Union shipping services and third-country traffic; cabotage; recognition of organisations, Port State Control; operations of passenger ships; and the safety of fishing vessels.

[REDACTED]

Tá eolas sa teachtaireacht leictreonach seo a d'fhéadfadh bheith príobháideach nó faoi rún agus b'fhéidir go mbeadh ábhar rúnda nó pribhléideach ann. Is le h-aghaidh an duine/na ndaoine nó le h-aghaidh an aonáin atá ainmnithe thuas agus le haghaidh an duine/na ndaoine sin amháin atá an t-eolas. Tá cosc ar rochtain don teachtaireacht leictreonach seo do aon duine eile. Murab ionann tusa agus an té a bhfuil an teachtaireacht ceaptha dó bíodh a fhios agat nach gceadaítear nochtadh, cóipeáil, scaipeadh nó úsáid an eolais agus/nó an chomhaid seo agus b'fhéidir d'fhéadfadh bheith mídhleathach.

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[REDACTED]

From: [REDACTED]
Sent: 15 March 2018 11:00
To: [REDACTED]
Subject: Meeting on Brexit discussions

Dear [REDACTED]

I think we met briefly at the CER Brexit working group back in September last year. I was trying to get hold of you on the phone – one of your colleagues took a message. With the recent developments here in Brussels, would it be possible to arrange a phone call/meeting to discuss Irish Rail's positioning on the border connections and how CER could help?

Looking forward to your reply,

Best,

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

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EU Transparency Register nr. 7574621118-27. Read our [disclaimer](#)

[REDACTED]

From: [REDACTED]
Sent: 11 May 2018 11:47
To: [REDACTED]
Subject: FW: Brexit - Audit of Actions to be undertaken
Attachments: Mimecast Attachment Protection Instructions; 20180504 ltr to Irish Rail - Brexit letter.pdf

Categories: Action required

From: [REDACTED]
Sent: 04 May 2018 17:08
To: [REDACTED]
Subject: Brexit - Audit of Actions to be undertaken

Mimecast Attachment Protection has deemed this file to be safe, but always exercise caution when opening files.

[REDACTED]

Please see letter attached regarding an Audit of Actions that is being conducted across all sectors of the Department in relation to Actions that may be required to prepare for Brexit. I apologise for the short time-line but the Management Board is eager to discuss the matter very shortly. In relation to the Ball Park Figure we have requested, it may be prudent to adopt an estimate that will include the full costs of all possible contingencies.

I am available to discuss if needed.

Thank you v much and best Regards
[REDACTED]

[REDACTED]

Tá eolas sa teachtaireacht leictreonach seo a d'fhéadfadh bheith príobháideach nó faoi rún agus b'fhéidir go mbeadh ábhar rúnda nó pribhléideach ann. Is le h-aghaidh an duine/na ndaoine nó le h-aghaidh an aonáin atá ainmnithe thuas agus le h-aghaidh an duine/na ndaoine sin amháin atá an t-eolas. Tá cosc ar rochtain don teachtaireacht leictreonach seo do aon duine eile. Murab ionann tusa agus an té a bhfuil an teachtaireacht ceaptha dó bíodh a fhios agat nach gceadaítear nochtadh, cóipeáil, scaipeadh nó úsáid an eolais agus/nó an chomhaid seo agus b'fhéidir d'fhéadfadh bheith mídhleathach.

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