Freedom of Information Unit
Department of Communications, Energy and Natural Resources
29-31 Adelaide Road
Dublin 2

10th June 2015

Dear FOI officer,

This is a request pursuant to Section 12 of the Freedom of Information Act 2014.

I should like to request the following information:

Copies of all correspondence between the Department of Communications, Energy and Natural Resources and Mark Kenneally relating to the appointment of individuals to the board of all state bodies to which the Minister for Communications, Energy and Natural Resources has the statutory capacity to make board appointments.

I should prefer to receive these in electronic format at this email address, however, I am happy to receive them by post if that is more convenient.

It would be helpful if you were to provide any brief notes which might be necessary to understand the context of the information provided, although I recognise that you are not obliged to do this.

If for any reason you feel this request is unclear, please do not hesitate to contact me. If you are not the appropriate authority for this request, or for part of it, please let me know as soon as is convenient.

If the information requested contains sections of confidential information, please blank out or remove these sections, and mark clearly that they have been removed.

Sincerely,
06 July 2015

Re: FOI request FOI/2015/60

Dear,

I refer to the request which you made under the Freedom of Information Act 2014 for all correspondence during the period 2011-present between the Department and Mr. Mark Kenneally relating to the appointment of individuals to the board of all State bodies under the aegis of the Department.

A final decision was made on your request by myself on the 30th June. I may be contacted at 01 678 3187 or robert.mcguinness@dcenr.gov.ie in order to answer any questions you may have and to assist you generally in this matter.

Having conducted a search of records held by the Department, I can confirm that no such records exist. Accordingly, I must refuse your request under section 15(1)(a) of the Act, which states that a 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,’

Searches were undertaken by officials responsible for both policy and corporate governance of each of the State bodies under the aegis of the Department. Variations on the spelling of Mr. Kenneally’s name were also included in the search, specifically ‘Keneally’ and ‘Kennelly’. No records were found.

In the event that you are not happy with this decision you may seek a review of this decision by writing to the Freedom of Information Unit, Department of Communications, Energy and Natural Resources, Elm House, Earlsvale Road, Cavan, Co Cavan seeking an internal review of the matter. In doing so please refer to or enclose a copy of this letter. Please note that a fee applies for such a review. The level of this has been set at €30 and payment should be made by way of bank draft, money order, postal order or personal cheque, and made payable to the Department of Communications, Energy and Natural Resources. Should you wish to make payment...
by electronic means please contact carmel.conaty@dcenr.gov.ie. You should submit this within 4 weeks from the date of this notification, where a day is defined as a working day excluding the weekend and public holidays. The making of a late appeal may be permitted in appropriate circumstances. The review will involve a complete reconsideration of the matter by a more senior member of the staff of this Department and the decision will be communicated to you within 3 weeks.

Yours sincerely

Robert McGuinness
Administrative Officer
Corporate Governance Division