



Monday, 16 April 2007

Mr. Daithí Mac Síthigh,
51.2.1
Trinity College
Dublin 2

FOI/06/2007

Dear Mr. Mac Síthigh,

I refer to the request you have made under the Freedom of Information Acts, 1997 and 2003 for access to records held by this Department in connection with;

1)
All responses received by the Department for the consultation process on the Electronic Communications (Miscellaneous Provisions) Bill, that closed on 26 January 2006.

Your request has been *part-granted* and I attach all relevant information with this letter. Please note that the response from ComReg is available on their website as ComReg document 06/06 and as such is not included in the material provided by the Department in reply to your request.

2)
Any and all correspondence between the Department and the body known as the IE Domain Registry (IEDR) during the period 1 January 2006 to 21 January 2007 (inclusive) relating to its functions in respect of internet domain names (excluding ENUM matters)

Your request has been *granted* and I attach all relevant information with this letter.

3)
Any and all correspondence between the Department and the Commission for Communications Regulation (ComReg) regarding the administration, regulation and supervision of the "ie domain names" (as dealt with in s 31 of the Electronic Commerce Act 2000 and ss 20-21 of the Communications Regulation (Amendment) Bill 2007.

Your request has been *granted* and I attach all relevant information with this letter.

4)
Any and all correspondence between the Department and the body known as the Internet Corporation for Assigned Names and Numbers (ICANN) regarding the "ie



domain name" as referred to in 3 above, during the period 1 January 2005 to 21 February 2007 (inclusive).

Your request has been *refused* as, in so far as I am able to determine, no such record exists.

5)
Internal memoranda, briefing notes, discussion papers and emails to, from or within the Department regarding the preparation of ss 20-21 of the Communications Regulation (Amendment) Bill 2007.

Your request has been *refused* as those records which I am able to determine exist are legally privileged in accordance with Section 22 of the FOI Act.

Please find included a Schedule of all records associated with your request, detailing the order in which they are filed here.

I wish to advise you that, if for any reason you are not satisfied with the outcome of your request, you are entitled to seek a review of the case by appealing the decision to this Department's FOI Internal Review Board. To appeal, you need to write to Mr. Frank O'Brien, FOI Unit, Department of Communications, Marine and Natural Resources, Elm House, Earlsvale Road, Co. Cavan. You must make your appeal within 4 weeks of the date of this letter, but 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 Department.

Please note that an application fee for an appeal is currently €75 and a reduced fee of €25 applies if you are covered by a Medical Card.

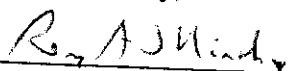
If claiming a reduced application fee, the request must also be accompanied by

- The Medical Card registration number
- The name of the issuing Health Board
- Your consent to the verification of these details with that Health Board.

Payment should be made by way of bank draft, money postal order, or personal cheque made payable to "The Department of Communications, Marine & Natural Resources".

On receipt of the fee, an acknowledgement letter will be sent to you outlining details of when you can expect a decision on your appeal, and the contact details of the person handling the appeal.

Yours sincerely,


Rory Hinchy

Communications (Business and Technology) Division

51.2.1,
Trinity College,
Dublin 2.

8th March 2007

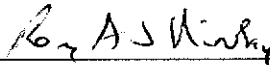
Dear Mr. Mac Sithigh,

I refer to the request you have made under the Freedom of Information Act for records held by this Department.

This Department has decided to extend the time limit for the decision on your request by 15 working days. The reason for this extension is that a requirement for Third Party Consultation has arisen under Section 29 the Acts.

This extension means that you can now expect to receive your decision by the 16th of April.

Yours sincerely



Rory Hinchy
01 678 2260

copy 2



Department of Communications, Marine and Natural Resources
Roinn Cumarsáide, Mara agus Acmhainní Náúúrtha

Monday, 05 March 2007

Mr Daithí Mac Síthigh,
51.2.1,
Trinity College,
Dublin 2

Dear Mr Mac Síthigh,

I refer to the Freedom of Information request received in this office on 23/02/07 along with the associated fee.

The officer handling your request will be Mr Rory Hinchy, Communications (Business and Technology) Division, Department of Communications, Marine & Natural Resources, Leeson Lane, Dublin 2. He can be contacted at 01 678 2260.

A final decision on your request will normally be sent to you within 4 weeks of receipt of your request. This means that you can expect to receive your decision by the 26/03/07.

If you have not heard from us when the time allocated has expired, you are automatically entitled to appeal to the Department for a review of the matter. This review proceeds on the legal basis that the initial request is considered to be refused once the specified time for responding to it has expired.

You should also be aware that you are entitled to a review of the decision if your request is refused, or if you are for any reason dissatisfied with the outcome of your request. The review is a full and new examination of the matter carried out by a more senior member of staff of this Department. In the event that you need to make an appeal, you can do so by writing to Mr Frank O'Brien, FOI Unit, Department of Communications, Marine & Natural Resources, Elm House, Earlsvale Road, Co. Cavan. Please note that there is a charge for all appeals of FOI requests. This charge is currently €75.00. A reduced fee of €25.00 applies if you are the holder of a Medical Card.

Please note that the Department of Communications, Marine & Natural Resources has a policy of posting a summary of your request, your name and address and the subsequent reply on the Department's website for reference purposes.

Yours sincerely,

Seána McGearty
FOI Unit
PH: 01 678 2902

Request for Access to Records under the Freedom of Information Acts, 1997
and 2003

Please address this request to relevant FOI Contact

Please use **BLOCK** letters

Details of Applicant

Surname : Mac Sithigh

First Name: Daithí

Postal Address:

51 2.1

Trinity College

Dublin 2

Email: macsithd@ted.ie

Telephone Number(s)

Office Use Only

Home: 086 8196881

Date FOI Request Received _____

Business: _____

Identify Verified _____

Consent Confirmed _____

Personal Information

Before you are given access to personal information relating to yourself, you may be asked to provide proof of your identity.

Form of Access

My preferred form of access is: *(please tick as appropriate)*

- to receive copies of the records by post
- other - please specify
 - Electronic preferred (email/attachment) but post OK**

Details of Request

In accordance with section 7 of the FOI Act, I request access to records which are: *(Please tick as appropriate)*

- Personal
- Non-personal

In the space provided below please describe the records as fully as you can. If you are requesting personal information, please state precisely in whose name those records are held. You will not normally be given access to personal information of another person unless you have obtained the written consent of that person.

I request the following records:

1. All responses received by the Department for the consultation process on the Electronic Communications (Miscellaneous Provisions) Bill, that closed on 26 January 2006, and was notified on the Department's website at <http://www.dcmnr.gov.ie/Communications/Regulation+and+Postal+Division/Public+Consultations/Public+Consultation+Process+on+draft+Electronic+Communications+Miscellaneous+Provisions+Bill.htm>
2. Any and all correspondence between the Department and the body known as the IE Domain Registry (IEDR) during the period 1 January 2006 to 21 February 2007 (inclusive) relating to its functions in respect of Internet domain names (i.e. excluding any material on other matters such as ENUM).
3. Any and all correspondence between the Department and the Commission for Communications Regulation (ComReg) regarding the administration, regulation and supervision of the 'ie domain name' (as dealt with in s 31 of the Electronic Commerce Act 2000 and ss 20-21 of the Communications Regulation (Amendment) Bill 2007).
4. Any and all correspondence between the Department and the body known as the Internet Corporation for Assigned Names and Numbers (ICANN) regarding the 'ie domain name' as referred to in point 3 above, during the period 1 January 2005 to 21 February 2007 (inclusive)
5. Internal memoranda, briefing notes, discussion papers, and emails to, from or within the Department regarding the preparation of ss. 20-21 of the Communications Regulation (Amendment) Bill 2007.

PLEASE SIGN HERE



DATE 21-Feb-2007