

18 September 2018

Dear Sir,

HSENI - Internal Review of FOI/133/2018

I refer to your requests dated 12 and 17 September 2017 in which you asked for a review of the handling of your request under the Freedom of Information Act. Having examined both requests they are materially the same. This review will cover both requests. A report on the review is attached at **Annex A**.

If you are dissatisfied with this response, it is open to you to complain to the Information Commissioner at the following address:

Information Commissioner's Office,
Wycliffe House,
Water Lane, Wilmslow,
Cheshire,
SK9 5AF.

Alternatively, you can email them at casework@ico.org.uk.

Yours faithfully,



LOUIS BURNS

Annex A

Review of FOI Request

Reviewer:	Louis Burns
Date of Review:	18 September 2018
Requester:	P. Steward
Date of Request:	12 September 2018
Date of original FOI Request:	4 August 2018

1. The original FOI request had ten questions. This request was received on 4 August and acknowledged on 6 August 2018.
2. The first request for a review was received on 12 September 2018. A second request for a review was received on 17 September 2017. Having examined both requests they are materially the same. This review will cover both requests.
3. Question 1 asked, "*When is the current corporate plan going to be disclosed?*" The answer given was factually correct. This was an acceptable and reasonable approach to answering this question.
4. Question 2 asked, "*Given that "HOW SAFE IS YOUR AREA" is not operational for Northern Ireland members of the public on the Gas Safe web site can HSENI disclose all the post code danger areas in relation to gas incidences to provide equality for our members of the public*". The answer correctly stated that HSENI did not hold the relevant information. This was an acceptable and reasonable approach to answering this question.
5. Question 3 asked, "*How can HSENI enforce the Northern Ireland Gas Order when the single member of staff who is allocated to gas is not Gas Safe registered but has a diploma in Health and Safety?*" This question was clearly a repetition of a previous FOI question. Care was taken to reference two separate answers to the same question arising from previous FOI requests. This was an acceptable and reasonable approach to answering this question.
6. Question 4 asked, "*When a RIDDOR is received in relation to gas in a commercial property and it is transferred to our local councils in which this commercial premisses is allocated how can HSENI discharge their duty when they are aware that all of our councils in Northern Ireland are lacking in Gas Safety knowledge and none of our councils are Gas Safe registered?*" This question was answered correctly. Although the question asked how HSENI discharged its duty in relation to this particular issue, the answer explained that the HSENI did not have any legal remit and was not the appropriate enforcement authority to direct this question to. This was an acceptable and reasonable approach to answering this question.
7. Question 5 asked, "*In 2014 there were 2 HSENI inspectors and 1 Gas enforcement officer given the steep rise in registration and now in excess of 835 registered Gas Safe businesses in Northern Ireland and the amount of unsafe incidences on the*

increase in relation to gas why in 2018 do we only have 1 allocated inspector?"

This question was answered correctly. This was an acceptable and reasonable approach to answering this question.

8. Question 6 asked, *"At outdoor and indoor events/concerts in all of our councils mobile gas catering wagons are simply not being tested or checked by our council for compliance of the Northern Ireland Gas Order this information was gathered by myself from FOI's to our councils what are HSENI going to do to ensure public safety becomes a prominent perch for hseni and place public safety at the forefront for all"*. This question was answered correctly. It pointed the questioner to the appropriate organisations who can provide the necessary answer. Although the question asked what HSENI were going to do about the particular issue, the answer explained that the HSENI was not the appropriate enforcement authority to direct this question to. This was an acceptable and reasonable approach to answering this question.
9. Question 7 asked, *"Do HSENI consider it a safe method of discharging their duties of responsibility to our councils in relation to commercial gas premisses and mobile catering wagons knowing that all our councils in Northern Ireland have limited gas safety knowledge and are also not Gas Safe registered?"* This question was clearly a repetition of a previous question. The response correctly directed the questioner to that response. This was an acceptable and reasonable approach to answering this question.
10. Question 8 asked, *"Having our hseni gas allocated inspector Gas Safe registered would this not provide at least 1 employee with a coal face understanding of our industry and able to confidently and safely identify issues with some sort of professionalism and to serve the public in a knowledgeable and adequately qualified manor?"* This question touched on the same subject area as a previous question. The response correctly directed the questioner to that response. This was an acceptable and reasonable approach to answering this question.
11. Question 9 asked, *"Why is it not mandatory that all our councils are Gas Safe Registered this will ensure at least 1 member of staff has a clear understanding in each council area this will provide a safer environment for all members of the public rather than the dangerous shambles which is currently operating?"* This question touched on the same subject area as a previous question. The response correctly directed the questioner to that response. This was an acceptable and reasonable approach to answering this question.
12. Question 10 asked, *"when is the next meeting programmed between Gas Engineers and HSENI"* The answer given was factually correct. This was an acceptable and reasonable approach to answering this question.
13. Having reviewed the responses to the original FOI request I am of the opinion that all the answers given were appropriate and correct.
14. A response to the review request will be sent to Mr Steward on 18 September 2018.

Louis Burns.
18 September 2018.