

ROINN _____

Íd-Roinn _____

P.C.1

nÁ cuirtear éantúairisc ar an sclúdác so.

Tá annro, leir

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E45 DP29303

An Uimhir

An Snó

MOP/34/Referee/
103.

An Uimhir as Roinn
Eile.

1/54

Gallagher, Patrick
Butterfield Ave.,
Rathfarnham
Co. Dublin

Do cuirtear cun

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Report LAQ

21/3/35 ✓



M.S.P./34/1.

Military Service Pensions Act, 1934.

APPLICATION TO THE MINISTER FOR DEFENCE FOR A SERVICE CERTIFICATE.

This form must be filled in by every person who seeks a Service Certificate, and must be signed by him, and signature witnessed, on or before the 31st day of December, 1935. In the event of an applicant being unable to write he should affix his mark, such act being witnessed.

NAME (to be written in block capitals). GALLAGHER - PATRICK
SURNAME. CHRISTIAN NAMES.

PRESENT ADDRESS. BUTTERFIELD AVENUE
(to be written in block capitals). RATHFARNHAM.
CO DUBLIN.

NOTE.—Before answering the questions below, the applicant is requested to note that :

- (a) This form is divided into three parts. Part I. is to be completed where the applicant had, in addition to the required pre-Truce Service, Service in the Forces in the period commencing the 1st July, 1922. Part II. is to be completed where the applicant's qualifying service in the Forces was pre-Truce only. Only one of those two parts is to be completed by any one applicant. Part III. is of general application and should be completed by all applicants.
- (b) Before completing particulars as to rank the applicant should read carefully the First Schedule to the Act and also the definitions of the expressions "first critical date" and "second critical date" which are appended to this form for the information of applicants. He should then complete his replies to the questions in the terms of Rules 1 and 2 of the First Schedule which are applicable to his case, e.g. :—

was "a Divisional Adjutant" or

was "a Battalion Quartermaster whose Battalion was (at the critical date) not less than one hundred in strength," or

was "an officer of Fianna Eireann commanding one hundred members or more."

If applicant's case falls within either Rule 3 or Rule 4 of the First Schedule full particulars of the claim as required by those Rules should be given, if necessary, in a separate statement.

- (c) All statements made in this application will be carefully investigated, and satisfactory evidence must be forthcoming on request to substantiate each and every statement made.
- (d) "If any person with a view to obtaining either for himself or any other person a grant or payment of a pension under this Act, makes, signs, or uses any declaration, application or other written statement knowing the same to be false, such person shall be guilty of an offence under this section and shall be liable on summary conviction thereof to a fine not exceeding £25 (twenty-five pounds) or to imprisonment for a period not exceeding six months or at the discretion of the Court to both such fine and imprisonment." (Sec. 19 (1) of the Military Service Pensions Act, 1934).

- (e) "If any person so convicted as aforesaid is in receipt of a pension obtained by reason of such false declaration, application, or other written statement he shall forfeit such pension as from the date of such conviction." (Sec. 19 (2) of the Military Service Pensions Act, 1934).

If the applicant is unable to read, the above note should be read to him by the witness.

SERVICE IN THE FORCES, THAT IS IN THE FOLLOWING MILITARY BODIES, OGLAIGH NA h-EIREANN (IRISH REPUBLICAN ARMY) OR IN THE IRISH VOLUNTEERS OR IN THE IRISH CITIZEN ARMY OR IN FIANNA EIREANN OR IN THE HIBERNIAN RIFLES OR IN CUMANN NA mBAN.

For each of the periods set out in Parts I. and II. in which you claim to have rendered active service, state the name of the unit or units, name and address of the O/C., the names and addresses of three reputable references who can verify your service.

The following circumstances shall not be deemed to constitute a breach in the continuity of service :—

- (a) Absence from duty following arrest, imprisonment, internment, or deportation under the Defence of the Realm Act, 1914, the Restoration of Order in Ireland Act, 1920, or any regulations made thereunder;
- (b) Absence from duty following arrest, imprisonment, or penal servitude in respect of sedition, treason or treason felony prior to 11th July, 1921;
- (c) Absence from duty by reason of duties necessitating such absence undertaken at the instance of or on behalf of the Cabinet of the First Dail Eireann or of the Second Dail Eireann;
- (d) Absence from duty while under arrest, as a result of activities as a member of the Forces.

If you claim to have been absent from duty under these conditions, give particulars of the circumstances with respect to each such period of absence, and state its duration.

PART I.

TO BE COMPLETED BY APPLICANTS WHO HAD PRE AND POST TRUCE SERVICE IN THE FORCES* AS FOLLOWS:—

- (a) who served in the Forces at any time during the week commencing on the 23rd day of April, 1916,
- or
- (b) who served in the Forces continuously during either of the following periods, the period commencing on the 1st day of April, 1920, and ending on the 31st day of March, 1921,
- or
- (c) the period commencing on the 1st day of April, 1921, and ending on the 11th day of July, 1921,

and in addition

who served in the Forces at any time during the period commencing on the 1st day of July, 1922, and ending on the 30th day of September, 1923.

* The following Military Bodies, and those only, are included in the term "the Forces," viz. :—

Oglaigh na h-Eireann (Irish Republican Army) or
the Irish Volunteers, or
the Irish Citizen Army, or
Fianna Eireann, or
the Hibernian Rifles, or
Cumann na mBan.

(1). ACTIVE SERVICE AT ANY TIME DURING THE WEEK COMMENCING ON THE 23RD DAY OF APRIL, 1916.

(a) Did you render active service in the week commencing 23rd April, 1916. If so,
from what date in that week ?.....

(b) Unit or Units.....

(c) Duration (giving dates) of service.....

(d) District or Districts in which active service was rendered.....

(e) Officer Commanding in each instance.....

(f) In what way do you claim that your service was active service.....

(g) Particulars of any military operations or engagements or services rendered during
the week.....

(h) Absence from duty and cause.....

(i) References who can testify as to your statements above :—

NAME.

ADDRESS.

(2). CONTINUOUS ACTIVE SERVICE DURING PERIOD COMPRISING—

(a) period from 1st April, 1916, to 22nd April, 1916, and

(b) period from 30th April, 1916, to 31st March, 1917.

(a) Unit or Units.....

(b) Duration (giving dates) of service.....

(c) District or Districts in which active service was rendered.....

(d) Officer Commanding in each instance.....

(e) In what way do you claim that your service was active service ?.....

(f) Particulars of any military operations or engagements or services rendered during
the period.....

(g) Absence from duty and cause.....

(h) References who can testify as to your statements above :—

NAME.

ADDRESS.

(3). CONTINUOUS ACTIVE SERVICE DURING PERIOD FROM 1ST APRIL, 1917, TO 31ST MARCH, 1918.

(a) Unit or Units.....

(b) Duration (giving dates) of service.....

(c) District or Districts in which active service was rendered.....

(d) Officer Commanding in each instance.....

(e) In what way do you claim that your service was active service ?.....

(f) Particulars of any military operations or engagements or services rendered during the period.....

(g) Absence from duty and cause.....

(h) References who can testify as to your statements above :—

NAME.

ADDRESS.

(4). CONTINUOUS ACTIVE SERVICE DURING PERIOD FROM 1ST APRIL, 1918, TO 31ST MARCH, 1919.

(a) Unit or Units.....

(b) Duration (giving dates) of service.....

(c) District or Districts in which active service was rendered.....

(d) Officer Commanding in each instance.....

(e) In what way do you claim that your service was active service ?.....

(f) Particulars of any military operations or engagements or services rendered during the period.....

(g) Absence from duty and cause.....

(h) References who can testify as to your statements above:—

NAME.

ADDRESS.

(5). CONTINUOUS ACTIVE SERVICE DURING PERIOD FROM 1ST APRIL, 1919, TO 31ST MARCH, 1920.

(a) Unit or Units.....

(b) Duration (giving dates) of service.....

(c) District or Districts in which active service was rendered.....

(d) Officer Commanding in each instance.....

(e) In what way do you claim that your service was active service?.....

(f) Particulars of any military operations or engagements or services rendered during the period.....

(g) Absence from duty and cause.....

(h) References who can testify as to your statements above:—

NAME.

ADDRESS.

(6). CONTINUOUS ACTIVE SERVICE DURING PERIOD FROM 1ST APRIL, 1920, TO 31ST MARCH, 1921.

(a) Unit or Units.....

(b) Duration (giving dates) of service.....

(c) District or Districts in which active service was rendered.....

.....

(d) Officer Commanding in each instance.....

(e) In what way do you claim that your service was active service?.....

.....

(f) Particulars of any military operations or engagements or services rendered during
the period.....

.....

.....

.....

(g) Absence from duty and cause.....

.....

.....

(h) References who can testify as to your statements above:—

NAME.

ADDRESS.

.....

.....

.....

(7). CONTINUOUS ACTIVE SERVICE DURING PERIOD FROM 1ST APRIL, 1921, TO 11TH JULY, 1921

(a) Unit or Units.....

(b) Duration (giving dates) of service.....

.....

(c) District or Districts in which active service was rendered.....

.....

(d) Officer Commanding in each instance.....

(e) In what way do you claim that your service was active service?.....

.....

(f) Particulars of any military operations or engagements or services rendered during
the period.....

.....

.....

(g) Absence from duty and cause.....

.....

(h) References who can testify as to your statements above:—

NAME.

ADDRESS.

(8). CONTINUOUS ACTIVE SERVICE DURING PERIOD FROM 12TH JULY, 1921, TO 30TH JUNE, 1922.

(a) Unit or Units.....

(b) Duration (giving dates) of service.....

(c) District or Districts in which active service was rendered.....

(d) Officer Commanding in each instance.....

(e) In what way do you claim that your service was active service?.....

(f) Particulars of any military operations or engagements or services rendered during the period.....

(g) Absence from duty and cause.....

(h) References who can testify as to your statements above:—

NAME.

ADDRESS.

(9). CONTINUOUS ACTIVE SERVICE DURING PERIOD FROM 1ST JULY, 1922, TO 31ST MARCH, 1923.

(a) Unit or Units.....

(b) Duration (giving dates) of service.....

(c) District or Districts in which active service was rendered.....

(d) Officer Commanding in each instance.....

(e) In what way do you claim that your service was active service?.....

(f) Particulars of any military operations or engagements or services rendered during the period.....

(g) Absence from duty and cause.....

(h) References who can testify as to your statements above:—

NAME.

ADDRESS.

(10). CONTINUOUS ACTIVE SERVICE DURING PERIOD FROM 1ST APRIL, 1923, TO 30TH SEPTEMBER, 1923.

(a) Unit or Units.....

(b) Duration (giving dates) of service.....

(c) District or Districts in which active service was rendered.....

(d) Officer Commanding in each instance.....

(e) In what way do you claim that your service was active service?.....

(f) Particulars of any military operations or engagements or services rendered during the period.....

(g) Absence from duty and cause.....

(h) References who can testify as to your statements above:—

NAME.

ADDRESS.

PART II.

TO BE COMPLETED BY APPLICANTS WHOSE QUALIFYING SERVICE IN THE FORCES* WAS PRE-TRUCE ONLY, i.e. :—

(a) who served in the Forces at any time during the week commencing on the 23rd day of April, 1916,

or

(b) who served in the Forces continuously during the period commencing on the 1st day of April, 1921, and ending on the 11th day of July, 1921.

Served from 23rd April 1916 to 11th July 1921

(1). ACTIVE SERVICE AT ANY TIME DURING WEEK COMMENCING ON 23RD APRIL, 1916.

(a) Did you render active service in the week commencing 23rd April, 1916? If so, from what date in that week... *Yes from 23rd April 1916*

(b) Unit or Units... *F Company 4th Battalion*

(c) Duration (giving dates) of service... *23rd April to 25th April 1916*

(d) District or Districts in which active service was rendered... *Co. Fermanagh*

and G. P. O. Dublin

(e) Officer Commanding in each instance... *(a) Captain Parke & Captain Pearce*

(f) In what way do you claim that your service was active service?.....

In obeying the Captains' orders

(g) Particulars of any military operations or engagements or services rendered during the week... *blowing up railway at Fermanagh and*

Soldier's duty at G. P. O.

(h) Absence from duty and cause... *Not absent*

* The following Military Bodies, and those only, are included in the term "the Forces," viz. :—

Oglaigh na h-Eireann (Irish Republican Army), or
the Irish Volunteers, or
the Irish Citizen Army, or
Fianna Eireann, or
the Hibernian Rifles, or
Cumann na mBan.

(i) References who can testify as to your statements above:—

NAME.

ADDRESS.

Lieutenant Clarke Annamore Island, Donegal
Lieutenant Boland The Ponds, Rathfriland

(2). CONTINUOUS ACTIVE SERVICE DURING PERIOD COMPRISING:—

(a) period from 1st April, 1916, to 22nd April, 1916;

(b) period from 30th April, 1916, to 31st March, 1917.

(a) Unit or Units. *F. Company 4th Battalion*

(b) Duration (giving dates) of service. *From 1st April 1916 to 22nd April 1916*

From 30 April 1916 to 21 Dec 1916 Prisoner in England
From Dec '16 to 31st March 1917 Reorganising Company Rathfriland

(c) District or Districts in which active service was rendered

From 1st April to 22nd April 1916

(d) Officer Commanding in each instance. *Captain Pearce*

(e) In what way do you claim that your service was active service?

Obedience rendered to Captain's orders

(f) Particulars of any military operations or engagements or services rendered during

the period. *Procuring rifles and ammunition*

for subsequent rebellion

(g) Absence from duty and cause. *No absence*

(h) References who can testify as to your statements above:—

NAME.

ADDRESS.

Lieutenant Clarke Annamore Island, Donegal
Lieutenant Boland The Ponds, Rathfriland

(3). CONTINUOUS ACTIVE SERVICE DURING PERIOD FROM 1ST APRIL, 1917, TO 31ST MARCH, 1918.

(a) Unit or Units. *F. Company 4th Battalion*

(b) Duration (giving dates) of service. *Whole time period from*

1st April 1917 to 31st March 1918

(c) District or Districts in which active service was rendered

Rathfriland & Dublin

- (d) Officer Commanding in each instance. *Captain Fintin Murphy*
- (e) In what way do you claim that your service was active service?.....
By reorganizing Company under Captain's orders
and attending parades
- (f) Particulars of any military operations or engagements or services rendered during the period.....
Services including attendance at military
funerals and procuring rifles and ammunition
- (g) Absence from duty and cause.....
No absence
- (h) References who can testify as to your statements above:—

NAME.

ADDRESS.

Captain Fintin Murphy address unknown

Lieutenant Kenney The Holy Land, Sanderson
Co Dublin

(4). CONTINUOUS ACTIVE SERVICE DURING PERIOD FROM 1ST APRIL, 1918, TO 31ST MARCH, 1919.

- (a) Unit or Units. *E. Company 4th Battalion*
- (b) Duration (giving dates) of service..... *whole time*
- (c) District or Districts in which active service was rendered.....
Rathfriland Dublin
- (d) Officer Commanding in each instance. *Captain Caffrey*
- (e) In what way do you claim that your service was active service?.....
Acting under Captain's orders helping at Elections &c
- (f) Particulars of any military operations or engagements or services rendered during the period.....
parades twice weekly and procuring
rifles & ammunition. Also assisting at
Elections and funerals
- (g) Absence from duty and cause.....
No absence

(h) References who can testify as to your statements above:—

NAME.	ADDRESS.
Captain Coghlan	Taylor Lane Ballyboden Rathfriland
Lieutenant J. J. Kenny	The Holy Lands, Leinster, Co. Dublin

(5). CONTINUOUS ACTIVE SERVICE DURING PERIOD FROM 1ST APRIL, 1919, TO 31ST MARCH, 1920.

- (a) Unit or Units... *I Company 4th Battalion*
- (b) Duration (giving dates) of service... *Whole time*
- (c) District or Districts in which active service was rendered... *Rathfriland & Dublin*
- (d) Officer Commanding in each instance... *Captain Coghlan*
- (e) In what way do you claim that your service was active service?... *Keeping order of Captain*
- (f) Particulars of any military operations or engagements or services rendered during the period... *Raising J. J. Ooms, burning Police barracks, procuring rifles and ammunition*
- (g) Absence from duty and cause... *No absence*

(h) References who can testify as to your statements above:—

NAME.	ADDRESS.
Captain Coghlan	Ballyboden Taylor Lane Rathfriland
Lieutenant J. J. Kenny	The Holy Lands, Leinster, Co. Dublin

(6). CONTINUOUS ACTIVE SERVICE DURING PERIOD FROM 1ST APRIL, 1920, TO 31ST MARCH, 1921.

- (a) Unit or Units... *I Company 4th Battalion*
- (b) Duration (giving dates) of service... *Whole time*
- (c) District or Districts in which active service was rendered... *Dublin's Rathfriland &c*
- (d) Officer Commanding in each instance... *Captain Coghlan*

(e) In what way do you claim that your service was active service?.....

.....Obeying Captain's Orders in Black & Tan War.....

(f) Particulars of any military operations or engagements or services rendered during the period.....

.....Long Bombard at Templeogue Co Dublin
.....Special duty against British Officers & Police
.....and extensive parades.....

(g) Absence from duty and cause.....

.....No absence.....

(h) References who can testify as to your statements above:—

NAME.	ADDRESS.
.....Captain Coghlan.....Taylors Lane Rathfarnham Co Dublin.....
.....Lieutenant James Murray.....The Holly Lands, Dunsany Co Dublin.....

(7). CONTINUOUS ACTIVE SERVICE DURING PERIOD FROM 1ST APRIL, 1921, TO 11TH JULY, 1921.

(a) Unit or Units.....

.....F Company 4th Battalion.....

(b) Duration (giving dates) of service.....

.....1st April '21 to 11 July '21.....

(c) District or Districts in which active service was rendered.....

.....Rathfarnham & Dublin.....

(d) Officer Commanding in each instance.....

.....Captain Coghlan.....

(e) In what way do you claim that your service was active service?.....

.....Obedience to orders of Captain.....

(f) Particulars of any military operations or engagements or services rendered during the period.....

.....Extensive parades and special duty.....

(g) Absence from duty and cause.....

.....No absence.....

(h) References who can testify as to your statements above:—

NAME.	ADDRESS.
.....Captain Coghlan.....Taylors Lane Rathfarnham Co Dublin.....
.....Lieutenant James Murray.....Holly Lands, Dunsany Co Dublin.....

PART III.

GENERAL.

TO BE COMPLETED BY ALL APPLICANTS.

(1). State in terms of the First Schedule to the Act the rank and nature of appointment held on the first and second critical dates, respectively:—

(a) On first critical date.

..... *Private Volunteer*

.....

.....

(b) On second critical date.

..... *Private Volunteer*

.....

.....

References who can testify as to your statements:—

NAME.

ADDRESS.

..... <i>Captain Poplar</i> <i>St. John's Lane, Ballyboden</i>
..... <i>Lieutenant James Kenny</i> <i>114, Leinster Avenue, Dublin</i>
.....
.....

(2). Did you serve in the National Army as well as in the Forces on the 1st July, 1922, or on any subsequent date. If so, did you apply for a certificate of military service under the Military Service Pensions Act, 1924, and, if so, with what result. If you did not so apply, give your reasons for not doing so.

No

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(3). If you did not serve in both the National Army and the Forces on the 1st July, 1922, or on any subsequent date—state whether you applied for a Certificate of Military Service under the Military Service Pensions Act, 1924, and, if so, with what result.

No

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.....

(4). Did you apply for a wound or disability pension under any of the following Acts ? :—

Army Pensions Act, 1923.

Army Pensions Act, 1927.

Army Pensions Act, 1932.

If so, with what result.

No not apply

(5). Have you applied for, or are you in receipt of Unemployment Assistance under the Unemployment Assistance Act, 1933 ? If so, quote the number of your qualification

certificate

No

(6). Were you a member of the Irish Volunteer Executive at any time prior to the 11th July, 1921 ? If so, give the dates between which you served.....

No

(7). Are you now, or were you at any time during the period for which you claim service, in receipt of any remuneration, or allowance payable out of public moneys, whether provided by the Oireachtas or out of the Central Fund, or by means of the poor rate or any other rate imposed by a local authority, state details.....

No

(8). Are you in receipt of any pension in respect of service :—

(a) As a member of the Civil Service.

(b) As a member of the Garda Síochána.

(c) As a member of any other Police Force.

(d) As a member of the Prisons Service.

(e) As a National School Teacher.

(f) As a Secondary School Teacher.

No

(g) As an Officer of any Local Authority. *No*(h) In any other employment. *No*

If so, give details.....

NOTE.—You will subsequently have to furnish any further particulars and to submit any evidence which the Minister for Defence, or the Referee appointed under the Military Service Pensions Act, or any person or persons duly authorised by them may require in connection with this application for a Service certificate. In this connection attention is directed to the fact that Section 8 (4) of the Act prescribes that the onus of proof shall rest on the applicant.

Careful consideration will be given to any documentary evidence which you may wish to submit herewith. You may also at your discretion write hereunder a statement of any additional information which you consider may be of assistance in determining your application.

*had an appointment as inspector under
the Dublin Co. Council work.*

*£60 per annum. which I had to suspend
on going up to war, came back. Had to leave home
from 1920 to 1921 during which I was refused.*

Signature (or Mark) of Applicant.....

Patrick Gallagher
Butler Field Av. Rathfarnham

*Witness to signature or (where
applicant is unable to write)
to mark of applicant.

James Hegarty

Address of Witness.....

Glenflek Rathfarnham & Dublin

Qualification.....

Peace Commissioner

Date.....

7th December 1931

* Witness must be one of the following :—

- A Commissioned Officer serving in the Defence Forces.
- A Permanent Civil Servant (active or retired) whose salary is or was not less than £200 and on a scale rising to not less than £300.
- A District Justice.
- A Peace Commissioner.
- A Barrister-at-Law, a Solicitor, or a Commissioner for Oaths.
- A Minister of Religion (denomination to be stated).
- A Registered Physician or Surgeon.
- Managers, Secretaries, Chief Cashiers and Accountants of Banks, and Officials in charge of Branch Banks.
- A Member of the Garda Síochána.
- A Postmaster or Postmistress in actual charge of a Post Office.
- Head Teachers of Secondary or National Schools.
- A Secretary of a Registered Friendly Society.
- A Notary Public.
- A Consul-General.
- A Consul.
- A Vice-Consul.

APPENDIX.

FIRST SCHEDULE.

RULES FOR DETERMINING NOTIONAL GRADES OF RANK IN THE FORCES HELD BY PERSONS SERVING IN THE FORCES.

1.—(1) Any person who at any date was either Chief of Staff, Deputy Chief of Staff, Adjutant General, a Divisional Officer Commanding, or Quartermaster General shall be deemed to have held at that date Rank A.

(2) Any person who at any date was either—

- (a) a General Headquarters Officer acting as Director of any one of the following services, namely Organisation, Intelligence, Engineering and Munitions, or
- (b) a Brigade Officer Commanding whose brigade was at that date not less than one thousand in strength,

shall be deemed to have held at that date Rank B.

(3) Any person who at any date was either—

- (a) a Brigade Officer Commanding whose brigade at that date was less than one thousand in strength, or
- (b) a Divisional Vice Officer Commanding, or
- (c) a Divisional Adjutant, or
- (d) a Divisional Quartermaster, or
- (e) a Battalion Commandant whose battalion was at that date not less than three hundred in strength, or
- (f) a Brigade Vice Officer Commanding whose brigade was at that date not less than one thousand in strength, or
- (g) a Brigade Adjutant whose brigade was at that date not less than one thousand in strength, or
- (h) a Brigade Quartermaster whose brigade was at that date not less than one thousand in strength, or
- (i) a Column Commander whose column was at that date not less than thirty in strength, or
- (j) a General Headquarters Officer who at that date was acting as Director of Medical Services, or
- (k) a General Headquarters Officer who at that date was acting as Director of any Service, other than that of Medical Services, or one of the Services mentioned in sub-paragraph (a) of the immediately preceding paragraph,

shall be deemed to have held at that date Rank C.

(4) A person who at any date—

- (a) was a Battalion Commandant whose battalion at that date was less than three hundred in strength, or
- (b) was a Company Captain whose company at that date was not less than sixty in strength, or
- (c) was, at that date, a Captain on the General Headquarters Staff or on a Divisional Staff, or
- (d) was, in the case of a company which at that date was not less than one hundred and twenty in strength, where the company had at that date one Lieutenant only, such Lieutenant or, where the company had at that date two Lieutenants only, one or other of such Lieutenants, or, where the company had at that date three or more Lieutenants, one or other of the two Lieutenants who were at that date respectively second and third in command, or
- (e) was, in the case of a company which at that date was less than one hundred and twenty in strength but not less than one hundred in strength, where such company had at that date one Lieutenant only, such Lieutenant or where such company had at that date two or more Lieutenants, the Lieutenant who was at that date second in command, or
- (f) was a Brigade Officer, other than a Brigade Officer who is deemed by virtue of paragraph (2) or (3) of this Rule to have held at that date either Rank B or Rank C, or
- (g) was a Battalion Vice Officer Commanding whose battalion at that date was not less than one hundred in strength, or
- (h) was a Battalion Adjutant whose battalion was at that date not less than one hundred in strength, or
- (i) was a Battalion Quartermaster whose battalion was at that date not less than one hundred in strength, or

- (j) was a General Headquarters Officer other than a General Headquarters Officer who was at that date acting as a Director of any Service, or
- (k) was a Divisional Officer other than a Divisional Officer Commanding, a Divisional Vice Officer Commanding, a Divisional Adjutant or a Divisional Quartermaster, or
- (l) was a Column Commander whose column at that date was less than thirty in strength, or
- (m) was a Medical Officer other than a General Headquarters Officer who at that date was acting as Director of Medical Services,

shall be deemed to have held at that date Rank D.

- (5) Any person who complies with the following conditions, namely:—

- (a) was at any date an officer, and
- (b) is not deemed by virtue of any of the preceding paragraphs of this Rule to have held at that date any grade of rank,

shall be deemed for the purposes of this Act to have held at that date Rank E.

- (6) Any person who at any date held the rank of non-commissioned officer or private shall be deemed to have held at that date Rank E.

- (7) None of the foregoing provisions of this Rule shall apply to any person who at any date was a member of Fianna Eireann or of Cumann na mBan and was not at any date a member of Oglagh na hEireann (Irish Republican Army) or of the Irish Volunteers, and in lieu thereof the following provisions shall have effect in relation to any such person, that is to say:—

- (a) any person who at any date:—

- (i) was a member of the headquarters staff or executive of Fianna Eireann or Cumann na mBan, or
- (ii) was an officer of Fianna Eireann or Cumann na mBan commanding one hundred members or more of either of those bodies, or
- (iii) was an officer of Fianna Eireann or Cumann na mBan senior to an officer of either of those bodies commanding one hundred members or more of either of those bodies,

shall be deemed to have held at that date Rank D, and

- (b) any person who at any date was a member of Fianna Eireann or Cumann na mBan and who is not deemed by virtue of the foregoing sub-paragraph (a) of this paragraph to have held Rank D, shall be deemed to have held at that date Rank E.

2. Where an officer whose grade of rank at any date is, under Rule I of this Schedule, to be determined both by his actual rank in the Forces and the strength of the unit to which he belonged at that date, and such officer is, at that date, absent from duty by reason of imprisonment on account of his activities as a member of the Forces, the following provisions shall, for the purposes of the said Rule I, have effect in relation to such officer, that is to say:—

- (a) such officer shall be deemed to have held at that date the actual rank in the Forces which he held at the date of his arrest, and
- (b) such unit shall be deemed to be at that date at the same strength as it was at the time of his arrest.

3. Where the case of any person does not fall within the provisions of Rule I of this Schedule, the Referee may determine the particular grade of rank which such person is to be deemed to have held on any date, and in so determining the Referee shall have regard to the following matters, that is to say:—

- (a) the appointment held by such person,
- (b) the services performed by such person,
- (c) the principles of grading set forth in the said Rule I.

4. Where any person, whose case at a particular date falls within the provisions of Rule I of this Schedule, was, at that date, engaged in service of a special character, the Referee may, in making his report under this Act in relation to the grade of rank held by such person on such date, report that the grade of rank held by him on such date is a grade of rank higher than the grade which, but for this Rule, would be the grade of rank held by him on that date.

DEFINITION OF THE FIRST AND SECOND CRITICAL DATES.

1. In the case of a person who served in the Forces during the period commencing on the 1st day of July, 1922, and ending on the 30th day of September, 1923,

The expression "the first critical date" means the 11th day of July, 1921; and the expression "the second critical date" means:—

- (a) in the case of a person who served in the Forces on the 1st day of July, 1922, the 1st day of July, 1922 and
- (b) in the case of a person who did not serve in the Forces on the 1st day of July, 1922, but who served in the Forces at any time during the period commencing on the 2nd day of July, 1922, and ending on the 30th day of September, 1923, the date during that period on which such person first served in the Forces.

2. In the case of a person who did not serve in the Forces during the period commencing on the 1st day of July, 1922, and ending on the 30th day of September, 1923, but who has either:—

- (a) served in the Forces at any time during the week commencing on the 23rd day of April, 1916, or
- (b) served in the Forces continuously during the period commencing on the 1st day of April, 1921, and ending on the 11th day of July, 1921,

the expression "the first critical date" shall be construed as meaning the date during the said week, or if he did not serve during the said week, during the said period, on which he first served in the Forces in such week or such period (as the case may be), and

the expression "the second critical date" shall be construed as meaning the earliest date in the period between the first critical date in respect of such person, and the 12th day of July, 1921, on which such person held his highest rank in such last-mentioned period in the Forces.

Military Service
Pensions Collection

R. 1. Applicant. Date 31-12-34. Time. 3.40 p.m.

R. 11 Issued Applicant 15/2/35. D

R. 11^a Applicant - 6/3/35 - 11. a.m. D²⁷/₂/₃₅.

Military Service
Pensions Collection

STATEMENT OF PATRICK GALLAGHER - no 103.

31st December, 1934.

- Q. How did you start into the movement?
A. I joined the Volunteers in 1915.
- Q. 1st April 1916 - tell us what you were doing?
A. I was doing manoeuvres; was at one big parade with Eamon Ceannt in the Pine Forest, route marches, &c. From 1915 to 1916 I was just in the Volunteers.
- Q. Who was your Company Captain?
A. Captain Pearse. There was a Liam Clarke and Lieut. Boland.
- Q. From whom did you receive your orders?
A. I think it was Liam Clarke. We got the Mobilisation Order from Captain Pearse.
- Q. What did that order tell you do?
A. I think it was to parade on Sunday. I think there is one of them at home. We got a second one on Monday morning. I remember we were going out shooting and we got a Mobilisation Order to parade at the Church at Rathfarnham.
- Q. Have you the Order at home?
A. Yes, I think Captain Pearse's name is on it.
- Q. Did you procure any rifles and ammunition previous to 1916?
A. Yes, going for them to different places.
- Q. Where were you sent?
A. You might be sent to some place to bring them to a small 'dump' in St. Enda's.
- Q. It was not raiding for arms?
A. No.
- Q. How did you transport them?
A. You had to bring them at night.
- Q. Where did you join the Volunteers?
A. I was never outside Rathfarnham. I think the old place was somewhere about Willbrook.
- Q. Were you in St. Enda's?
A. No.
- Q. What happened to you during Easter Week. Where were you?
A. We came in the tram to Liberty Hall. We were sent to Fairview - a few of us were picked for that.
- Q. What were you doing in Fairview?
A. We were sent out to blow up the Northern Railway Bridge.
- Q. What did you do?
A. We had to stay out there two days fighting against the soldiers.
- Q. Had you a rifle?
A. Yes.
- Q. Do you remember anybody else that was in Fairview with you?
A. A fellow by the name of Kearney - I think Thomas was his name.

- Q. What happened those who were not picked?
A. I think they went to the G.P.O. after we leaving.
- Q. Did you use your rifle?
A. I suppose I did.
- Q. Can you tell us exactly what happened?
A. Any shooting that had to be done I would be nearly always picked. I was on duty that night I remember. There was no one in control so we said we would get together and put somebody Captain. So a chap named Poole took charge.
- Q. Did you blow up the bridge?
A. Some of it
- Q. Was there any fighting there?
A. Yes, Monday and Tuesday,
- Q. How many of you were there?
A. About 12.
- Q. What was the nature of the fighting?
A. Just firing at them.
- Q. Did you succeed in keeping them off?
A. Tuesday evening we had to leave it.
- Q. Where did you go on Tuesday?
A. We had to get back into the Post Office.
- Q. What happened in the Post Office?
A. Just the usual fighting.
- Q. Who was in charge in the Post Office when you went in?
A. Captain Pearse.
- Q. When did you surrender?
A. I surrendered in Moore Street.
- Q. What Gaol were you in?
A. Stafford and Frongoch.
- Q. You were released in the general release before Christmas?
A. Yes.
- Q. What did you do after coming out of Gaol?
A. I gave a hand to get the Company together.
- Q. You had no active service after you were released?
A. I think it was mostly rejoicing after that.
- Q. From April 1917 to March 1918 - was there any activity during that period?
A. Only the usual drilling. I think Captain Crimmins was O.C. of the Company at that time.
- Q. You dont know his christian name?
A. I think he is now in the Post Office.
- Q. What were your activities during that time?
A. Just keeping the Company together.

- Q. What rifles did you procure?
A. I used to get a few on and off from a man who lived near, a Mr. Hempenstall.
- Q. From April 1918 to March 1919, what were your activities during that period?
A. I think that was the conscription period. I remember we had to go round all the Protestants in the District and get them to keep 5 or 6 Catholics.
- Q. Did you get a job after being released?
A. I always work at my own business.
- Q. April 1919 to March 1920. What about the burning of the Police Barracks in Rathbrook? Was it evacuated?
A. The Police were ^{not} in it that night *as far as I can remember.*
- Q. Did you capture the Barracks?
A. Yes. I drove the pony with the petrol to it. Then I had to get away before it would go up.
- Q. There was no other operations during that period? What about procuring rifles and ammunition?
A. I used to get them from civilians.
- Q. Was that friendly people handing over rifles?
A. Yes. On one occasion I went at 11 o'clock in the day with the pony and trap. Just as I was coming round the corner I met a lorry of 'Tans' so I just took off my hat and gave them a cheer and passed on?
- Q. What about the lorry that was bombed in Templeogue?
A. I want to explain that we held a meeting as to how these forms were to be filled in; they were to tell us how to fill them in but they didn't, so I just filled mine in a careless sort of way. A fellow said that if there was an ambush in the Company and we were in it we would want to put in in the form. I was out that night but I was not exactly on it.
- Q. What were you doing that night?
A. I did Intelligence work. I was never suspected of being in anything. For instance, I could stand in the street and knock about, and if the boys were away drilling I could tell them if a lorry came along. In fact one night they were away drilling and I was only standing at the corner a few minutes when a lorry came along, so I jumped up on my bicycle and I met 4 police. I knew the police well so I went on, but the next morning the Sergeant told me he could have taken me that night.
- Q. What about the threatening letters?
A. It was on account of these letters that Byrne told me not to stay at home.
- Q. Did you leave the area altogether?
A. No, I just stayed different nights with my brother and brother-in-law.

- Q. Could you tell us any military operations you took part in during the period from March to the Truce?
- A. There were not a terrible lot of operations in the area - if would be according to Coughlan.
- Q. Is that Commandant Coughlan.
- A. Yes.
- Q. You dont wish to mention anything to help your case in any way - any special military duty you were on?
- A. No.
- Q. There was a Police Barracks in Rathfarnham - was there any shot fired at a policemen?
- A. We were trying to get them all right.

~~Sworn before me~~

on Pat Gallagher

Sworn before me

on 16th January 1935

Joseph A. O'Leary

Military Service
Pensions Collection

Ref 103

EXTRACT FROM Statement of Frank Henderson, O/C.,
2nd Battalion, Dublin Brigade, made before
Advisory Board on 2nd January, 1935.

Q. Was there a fellow named Gallagher?

A. I know the man alright. I know he was in the
Post Office. He was a pretty good chap.

Q. Gallagher says that when they came in to Beresford
Place from Rathfarnham, some were sent to Fairview
and some to the Post Office?

A. That seems likely enough. A lot of them had
mobilised in Beresford Place, because a column went
up with equipment from there to the Post Office,
so that it is quite possible. My own impression
was that all Pearse's Company went to the Post
Office.

Military Service
Pensions Collection

bf 103

EXTRACT FROM letter dated 2nd January 1935, addressed
by MR. SEAN DOWLING, O/C., 4th BATTALION, DUBLIN
BRIGADE, to Secretary, Court of Referee, Griffith
Barracks, Dublin.

" You asked me to report also on Patrick Gallagher,
Cattle Dealer, Butterfield Lane, Rathfarnham.

This man's account of his movements in Easter Week 1916
is correct. He was a member then of E. Coy. and was, as he
claims, in the G.P.O. He was also active during the Tan War
and Capt. F.X. Coughlan remembers him as being present at
the burning of Rockbrook Police Barracks."

Military Service
Pensions Collection

Ref. No. 103 Applicant's Name Palloper, Palt. Address Buckfield Dr. Wallhampton Unit E Coy 1st Bn. 2nd Div. Brigade

(a)	(b)	(c)	(d)	Remarks	
Period	Service claimed	Active Service allowed	Equivalent for pension purposes.		
(1) 23/4/1916-30/4/1916	$\frac{23}{4} - \frac{29}{16}$	Full Period	4 years	✓	
(2) (a) 1/4/16-22/4/13 (b) 30/4/16-31/3/17.	Full Period	$\frac{239}{358}$ of Full Period	$\frac{239}{358}$ of 1 year.	✓	
(3) 1/4/17 - 31/3/13	Full Period	nil	} not active Active Service not established		
(4) 1/4/18 - 31/3/19	Full Period	nil			
(5) 1/4/19 - 31/3/20	Full Period	nil			
(6) 1/4/20 - 31/3/21	Full Period	nil			
(7) 1/4/21 - 11/7/22	Full Period	nil.			
(8) 12/7/21 - 30/3/22	—	} not active Active Service not established			
(9) 1/7/22 - 31/3/23	—				
(10) 1/4/23 - 30/9/23	—				

comfirmed
19/12/35

confirm 19/12/35

Rank claimed on Private (a) First critical date; (b) Second critical date.
 Rank allowed:- Private
 Signed:- Approved John Mackay Lt. J. A. Mackay Lin. Distances
 Total of column (d) $\frac{239}{358}$ years. ✓
 10/1/35

Ref 103

P. Referee B 11
1934
OIFIC AN RÉITEÓRA
FAIGHTE

22 FBH. 1934

Sir
DÓN UÍ GRIOBHETHA

20th Feb 35
Baller Field Av.

Rathfarnham

You state in your letter of the 15th inst. that you are not satisfied regarding my services before and after the rebellion.

After joining the volunteers in 1915 I bought my rifle and uniform attended all parades rifle practice etc. was chosen to represent E Comp. in a competition for rifle shooting against the four battalions of Dublin on a couple of occasions.

After the rebellion myself and others reorganised the comp. and I can look back with pride on the men I taught to use a rifle. In fact I was held in such esteem by my comrades that in October 1917

They presented me with a marble clock with an inscription

"Presented to Pat Gallagher by his comrades in arms E Comp. IV Battalion" which proves my good work for the Comp.

I carried on with the Comp. during the following years and helped in every way to train our men drilling and rifle practice and procuring rifles and ammunition for same.

In the height of the war was had I being arrested with my brother in laws the three of us would have been shot as I had such a lot of rifles, ammunition and revolvers in my place. However I escaped it therefore I did nothing

(3)

I certainly do not think I have
not being treated with respect
and I would be glad if you
look further into my case
any man in E Comp. can prove
what I have done

Inspector Kinsella, ^{College St. Dublin} ~~can~~ Y. Office
of Comp. Can prove that he came
to the house and told me to
clear out as it had become
known I was storing stuff also
Capt. Goghlan.

yours truly

Pat Gallagher

Military Service
Pensions Collection

Military Service Pensions Act, 1934.

Ref. No. *34 SP/112*Ref. No. *M.S.P./34/Referee - 103*

To:

THE REFEREE.

To:

THE MINISTER FOR DEFENCE.

I am directed by the Minister for Defence to transmit for report in accordance with Section 8 and the Regulations made under the Act the accompanying application of

Gallagher, Patrick
Butterfield Ave. Rathfarnham,
 for a Service Certificate. *Ed. Dublin*

I submit hereunder my report in this case.

Report transmitted to 229 21 46

Registered 23³/₃₅ 1/2
Recorded 25³/₃₅

The report should take the form of replies to the questions set out herewith.

(SIGNED) J. K. O'CONNOR

Referee.

Date. *17th Dec. 1934*

Date.....

1. Is the Applicant a person to whom the Act applies? *Yes.*

2. If so, total actual service in the different service periods, as established.....

(1) **ENTIRE PERIOD**

(2) *239* of *Entire Period* (3) *nil* (4) *nil* (5) *nil*
 (6) *nil* (7) *nil* (8) *nil* (9) *nil* (10) *nil* ✓

3. Total service for pension purposes as defined by Second Schedule of the Act.....

239
358 years. ✓

4. Grade or rank, quoting relevant paragraph of First Schedule under which allowed: —

(a) On first critical date. *Grade E. Para 1(6).* ✓

(b) On second critical date. *Grade E. Para 1(6).* ✓

(c) Was applicant a member of the Irish Volunteer Executive at any time prior to the 11th July, 1921. **NO** ✓

(d) Does applicant's case fall under either of the following sub-paragraphs, and, if so, which, viz., sub-paragraph (j) of paragraph 3 of Rule I. of First Schedule

or under sub-paragraph (m) of paragraph 4 of Rule I. of First Schedule, as a Medical Officer. **NO** ✓

18. Enact

5. Does the applicant state in his application whether he is at present in receipt of any remuneration, pension or allowance payable out of public moneys whether provided by the Oireachtas or out of the Central Fund or by means of the poor rate or any other rate imposed by a local authority ?

NO

6. Does the applicant state in his application whether he applied for or is in receipt of unemployment assistance under the Unemployment Assistance Act, 1933 ? If so, quote the number of his qualification certificate if given by him.....

NO

7. THE WEEK COMMENCING ON THE 23RD DAY OF APRIL, 1916.

(1) Duration of active service during the period as established to your satisfaction

ENTIRE PERIOD

(2) Equivalent of active service for pension purposes as defined in the Second Schedule of the Act.....

2 years

(3) State—

(a) The particular military body of the Forces..... *Irish Volunteers*

(b) Unit or Units and the position held by applicant.....

E' Coy. Batten IV Dublin Brigade

8. THE PERIOD COMPRISING :—

(a) THE PERIOD COMMENCING ON THE 1ST DAY OF APRIL, 1916, AND ENDING ON THE 22ND DAY OF APRIL, 1916, and

(b) THE PERIOD COMMENCING ON THE 30TH DAY OF APRIL, 1916, AND ENDING ON THE 31ST DAY OF MARCH, 1917.

(1) Duration of active service during the period as established to your satisfaction

*239
358 of Entire Period*

(2) Equivalent of active service for pension purposes as defined in the Second Schedule of the Act.....

*239
358 of 1 year*

(3) State—

(a) The particular military body of the Forces..... *Irish Volunteers*

(b) Unit or Units and the position held by applicant.....

E' boy. Battr. IV Dublin Brigade.

9. THE PERIOD COMMENCING ON THE 1ST DAY OF APRIL, 1917, AND ENDING ON THE 31ST DAY OF MARCH, 1918.

(1) Duration of active service during the period as established to your satisfaction

nil(2) Equivalent of active service for pension purposes as defined in the Second Schedule of the Act..... *nil*

(3) State—

(a) The particular military body of the Forces..... *Irish Volunteers*

(b) Unit or Units and the position held by applicant.....

E' boy. Battr. IV Dublin Brigade

10. THE PERIOD COMMENCING ON THE 1ST DAY OF APRIL, 1918, AND ENDING ON THE 31ST DAY OF MARCH, 1919.

(1) Duration of active service during the period as established to your satisfaction

nil(2) Equivalent of active service for pension purposes as defined in the Second Schedule of the Act..... *nil*

(3) State—

(a) The particular military body of the Forces..... *Irish Volunteers*

(b) Unit or Units and the position held by applicant.....

E' boy. Battr. & Dublin Brigade

11. THE PERIOD COMMENCING ON THE 1ST DAY OF APRIL, 1919, AND ENDING ON THE 31ST DAY OF MARCH, 1920.

(1) Duration of active service during the period as established to your satisfaction

nil

(2) Equivalent of active service for pension purposes as defined in the Second Schedule of the Act. *nil*

(3) State—

(a) The particular military body of the Forces.

Oglaigh na h-Eireann,

(b) Unit or Units and the position held by applicant.

"E" Coy. Battalion IV Dublin Brigade

12. THE PERIOD COMMENCING ON THE 1ST DAY OF APRIL, 1920, AND ENDING ON THE 31ST DAY OF MARCH, 1921.

(1) Duration of active service during the period as established to your satisfaction

nil

(2) Equivalent of active service for pension purposes as defined in the Second Schedule of the Act. *nil*

(3) State—

(a) The particular military body of the Forces.

Oglaigh na h-Eireann,

(b) Unit or Units and the position held by applicant.

"E" Coy. Battalion IV Dublin Brigade

13. THE PERIOD COMMENCING ON THE 1ST DAY OF APRIL, 1921, AND ENDING ON THE 11TH DAY OF JULY, 1921.

(1) Duration of active service during the period as established to your satisfaction

nil

(2) Equivalent of active service for pension purposes as defined in the Second Schedule of the Act. *nil*

(3) State—

(a) The particular military body of the Forces.....

Oglaigh na h-Eireann,

(b) Unit or Units and the position held by applicant.....

"E" Coy. Battr. IV Dublin Brigade.

14. THE PERIOD COMMENCING ON THE 12TH DAY OF JULY, 1921, AND ENDING ON THE 30TH DAY OF JUNE, 1922.

(1) Duration of active service during the period as established to your satisfaction

Nil

(2) Equivalent of active service for pension purposes as defined in the Second Schedule of the Act.....

(3) State—

(a) The particular military body of the Forces.....

(b) Unit or Units and the position held by applicant.....

15. THE PERIOD COMMENCING ON THE 1ST DAY OF JULY, 1922, AND ENDING ON THE 31ST DAY OF MARCH, 1923.

(1) Duration of active service during the period as established to your satisfaction

Nil

(2) Equivalent of active service for pension purposes as defined in the Second Schedule of the Act.....

3) State—

(a) The particular military body of the Forces.....

(b) Unit or Units and the position held by applicant.....

16. THE PERIOD COMMENCING ON THE 1ST DAY OF APRIL, 1923, AND ENDING ON THE 30TH DAY OF SEPTEMBER, 1923.

(1) Duration of active service during the period as established to your satisfaction

Nil

(2) Equivalent of active service for pension purposes as defined in the Second Schedule of the Act.....

(3) State—

(a) The particular military body of the Forces.....

(b) Unit or Units and the position held by applicant.....

**Military Service
Pensions Collection**

Ein-fhreagra ar an litir seo ba chóir é
stíradh chun

An Rúnai

fé'n vimhir seo :—

(Any reply to this communication should
be addressed to

The Secretary

(and the following number quoted :—)



SAORSTÁT ÉIREANN

COIMISIÚN TALMHAN NA h-ÉIREANN
(Irish Land Commission),

SRAID UACHTARACH MHUIRBHTHEAN
(Upper Merrion Street),

BAILE ÁTHA CLIATH 27 NOV 1936
(Dublin).

Confidential.

The Secretary,
Military Service Pensions Board,
Griffith Barracks,
Dublin.

I am desired by the Land Commission to enclose a
form containing particulars of Pre-Truce I.R.A. service
claimed by *Patrick Gallagher, Butler Field Avenue*
Rathfarnham, Co. Dublin.
who is an applicant for land and to ask you to be good
enough to state;

- (1) whether the information in the form is in
accordance with your records;
- (2) whether the applicant has been awarded a
pension and if so the amount of such pension;
- (3) whether your Board is satisfied that he
gave first class meritorious I.R.A service
during the Pre-Truce period.

The Land Commission will be much obliged for an
early reply and the return of the form.

wcb

P. J. Evans

Military Service
Pensions Collection

4 December 1936

An Rúnaí,
Coimisiún Talachan na hÉireann.

I am directed by the Referee to refer to Mr. Evans's minute of 27th ultimo, and enclosure, regarding pre-Truce I.R.A. service claimed by Patrick Gallagher Butterfield Ave. Rathfarnham, Co. Dublin and I am to state that the replies to your queries as numbered are as follow :

- (a) Yes.
- (b) Approximately £23.7.0. per annum.
- (c) Applicant's service was only during Easter Week 1916.

The enclosure is returned herewith, as requested.

Military Service
Pensions Collection

LB
RÚNAÍ