

ROINN

P.C.I.

Pó-Roinn

NÁ CUIRTEAR ÉANTUAIRISC AR AN SCLÚDÁC SO.

TÁ ANN SO, LEIS

9B 64

An Uimhir

An Snó

MS. P/34/Refere

59339

An Uimhir 45 Roinn
Eile.

Aiken, Frank,

"Dun Gaville",

Co. Dublin. Sandyford,

Do cuireadh cun

Dáta

Do cuireadh cun

Dáta

Do cuireadh cun

Dáta

Call

Rennadh

Rennadh

Certificat
(General) J. Bar

Rennadh

Rennadh

Rennadh

Rennadh

23/5/40

19/12/41

23/9/42

27/1/43

11/12/43

7/1/43

13/1/43

5/2/43



42992

M.S.P./34/1.

29 DEC 1936

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 his signature witnessed. The completed form must reach the Minister for Defence on or before the 31st December, 1936. 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). *Aiken* *Frank*
SURNAME. CHRISTIAN NAMES.

PRESENT ADDRESS. *"Dun Gaoithe"* *Sandyford*
(to be written in block capitals). *G. 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).

Pensions Collection

- (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.

Military Service
Pensions Collection

(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... *Cam. lough Coy*

(b) Duration (giving dates) of service... *Jan. 1918 to end of period*

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

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

(e) In what way do you claim that your service was active service? *Organised and trained Cam. lough Coy and Organised Vol. protection in South Armagh during election in Jan and Feb.*

(f) Particulars of any military operations or engagements or services rendered during the period... *none*

(g) Absence from duty and cause... *none*

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

NAME.

ADDRESS.

John McCoy

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

(a) Unit or Units... *Cam. lough Coy - Cam. lough Battⁿ & Newry Bde.*

(b) Duration (giving dates) of service... *full period*

(c) District or Districts in which active service was rendered... *Co. Armagh & Str. Down*

(d) Officer Commanding in each instance... *P. Rankin O/c*

(e) In what way do you claim that your service was active service? *Sentenced to imprisonment for drilling Cam. lough Coy. When released organised Cam. lough Battⁿ & was elected O/c Battⁿ. Helped organise Newry Bde and was elected Bde vice O/c*

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

(g) Absence from duty and cause.....*none*.....

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

NAME.

ADDRESS.

John McCoy

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

(a) Unit or Units.....*Newry Bde*.....

(b) Duration (giving dates) of service.....*Full period*.....

(c) District or Districts in which active service was rendered.....*Co Armagh and South Down*.....

(d) Officer Commanding in each instance.....*P. Rankin Bde etc*.....

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

of raid on Ballyedmond Castle - 4 May 1919. Was in command of attempted capture of Newtownhamilton Bks. Feb 1920. In command of raid on Cope's

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

the period.....*Castle, Loughgall and other smaller raids for arms. Also*

organised entire Comfy Armagh and South Down.....

(g) Absence from duty and cause.....*None*.....

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

NAME.

ADDRESS.

John McCoy

Comd^t Gen Gearoid O'Sullivan A. G

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

(a) Unit or Units.....*Newry Bde*.....*4th Northern Divⁿ*.....

(b) Duration (giving dates) of service.....*Full period*.....

- (c) District or Districts in which active service was rendered... *Co. Armagh*
South and West Down... North Down... Small portions of Antrim & Tyrone
- (d) Officer Commanding in each instance... *P. Rankin and myself*
- (e) In what way do you claim that your service was active service? *Bde. Vice O/c*
Until Oct.: Bde. O/c. — Until Jan.: From Jan to March appointed Inspection Officer
by G.H.Q. In March appointed Div. O/c.
- (f) Particulars of any military operations or engagements or services rendered during the period... *Commanded attack on Newtownhamilton Bks. 9 May 1920.*
Commanded destruction Newry Custom House - 4th April. Commanded attack
on Camlough Bks. 12 Dec^r 1920. Commanded ambush at Curickbracken
700 yds. Commanded Ambush at Cregganauft 13 Jan. Full time service organising
and training. Attending lectures
 (g) Absence from duty and cause... *None* *at G.H.Q. numerous minor*
raids and attempted ambushes.

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

NAME.

ADDRESS.

John McCoy

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

- (a) Unit or Units... *4th Northern Divⁿ*
- (b) Duration (giving dates) of service... *Full period*
- (c) District or Districts in which active service was rendered...
4th Northern Div area
- (d) Officer Commanding in each instance... *Myself*
- (e) In what way do you claim that your service was active service? *Full time*
Divⁿ O/c.
- (f) Particulars of any military operations or engagements or services rendered during the period... *Commanded Ambush at Plaster April 1921*
Commanded Ambush at Corragh. Commanded destruction
of 10th Hussars' train at Ardara Adavoyla and minor operations
- (g) Absence from duty and cause... *None*

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

NAME.

ADDRESS.

John McCoy
Comd' Gen G. O'Sullivan A.G.

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

- (a) Unit or Units... *4th Northern Divⁿ*
 (b) Duration (giving dates) of service... *Full period*
 (c) District or Districts in which active service was rendered... *4th Northern Divⁿ*
 (d) Officer Commanding in each instance... *Myself*
 (e) In what way do you claim that your service was active service? *Div o/c in charge training camps. Chairman Div. officers to co-ordinate operations in Six Counties and equipment of Volunteers in Six Counties*
 (f) Particulars of any military operations or engagements or services rendered during the period... *Commanded Ambush at Dromintee*
 (g) Absence from duty and cause... *None*

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

NAME.

ADDRESS.

John McCoy
Comd' Gen G O'Sullivan

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

- (a) Unit or Units... *4th Northern Divⁿ - Northern Command & G.H.Q.*
 (b) Duration (giving dates) of service... *Full period except from 1st July to 27th July*
 (c) District or Districts in which active service was rendered... *4th Northern Divⁿ area and Tipperary, Waterford and Dublin*
 (d) Officer Commanding in each instance... *Myself*
 (e) In what way do you claim that your service was active service? *Command of all important operations in 4th Northern Divⁿ*

(f) Particulars of any military operations or engagements or services rendered during the period... *Commanded in Capture of Dundalk and other operations*

(g) Absence from duty and cause... *None*

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

NAME.

ADDRESS.

John McCoy

Michael O'Hanlon

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

(a) Unit or Units... *G.S.T. Q.*

(b) Duration (giving dates) of service... *Full time*

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

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

(e) In what way do you claim that your service was active service? *Full time service as Chief of Staff*

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

(g) Absence from duty and cause... *None*

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

NAME.

ADDRESS.

John McCoy

Michael O'Hanlon

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.

(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.....

(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.....

* 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.

(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.....

(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.

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.....

(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.....

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.....

(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.

.....

.....

.....

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.

O/c 4th Northern Division

(b) On second critical date.

O/c 4th Northern Division

References who can testify as to your statements:—

NAME.

ADDRESS.

JOHN McCoy

Garrod O'Sullivan

- (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

- (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

(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

(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.

- (g) As an Officer of any Local Authority.
 (h) In any other employment.

If so, give details.....

No

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.

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

Frank Aiken

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

[Signature]

Address of Witness.....

Dep. of Defence

Qualification

Civil Servant

Date.....

23rd December 1936

* 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

Military Service Pensions Act, 1934.

Ref. No. *34SP/42992*

Ref. No.....

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

I submit hereunder my report in this case.

Aiken Frank
"Sun Zaoze", Sandymount, Co. Dublin
for a Service Certificate.

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

J. J. Morgan

.....
Referee.

Date *29. 12. 36*

Date.....

1. Is the Applicant a person to whom the Act applies ?.....
2. If so, total actual service in the different service periods, as established.....
.....
.....
3. Total service for pension purposes as defined by Second Schedule of the Act.....
4. Grade or rank, quoting relevant paragraph of First Schedule under which allowed : —
 - (a) On first critical date.....
 - (b) On second critical date.....
 - (c) Was applicant a member of the Irish Volunteer Executive at any time prior to the 11th July, 1921.....
 - (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.....

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 ?.....

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.....

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

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

(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.....

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

(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.....

.....

.....

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

.....

.....

(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.....

.....

.....

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

.....

.....

(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.....

.....

.....

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

.....

(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.....

.....

.....

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

.....

(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.....

.....

.....

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

.....

(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.....

.....

.....

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

.....

.....

(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

.....

.....

(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

.....

(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**

Mr. Hooper

as arranged

M. P.

Military Service
Pensions Collection

59339

Referee R.15.

Organisation Records supplied by Applicant
show that applicant was

(a) Div. of 4th. Northern Div. 11.7.1921.

Strength —

(b) do. 1.7.1922

Strength —

SIGNED

¹⁴/₁₀
Duo.

Military Service
Pensions Collection

Military Archives

leacáin miontuairisce.

m.s.



absent.

WAS. 18/10/40.

CASAIRC.....

Remairidhe

Submitted for further instruction please

VB. 18/12/40

Military Service
Pensions Collection

R.7343.Wt.3841.3636.S.O.200,000.12/39.Ed.Co.Ltd.(Sch.187).G.37.

Military Archives

18th September, 1942.

Encl.

Dear Maurice,

I have been working here on the Pensions since the beginning of September and shall continue to work until the end of October when I leave on Circuit.

There are some Ministers applications for Military Service Pensions which I have not yet dealt with and in respect of which evidence has not been given. Before I leave I should like to deal with these and should be very glad to arrange, for the convenience of Ministers, to take evidence anywhere and any time that suits them.

I should be very thankful if you would bring the matter before the Ministers concerned and let me know.

I shall be here during the next fortnight.

Kind regards,

Sincerely yours,

(signed) JOB

Maurice Moynihan, Esq.,
Secretary to the Executive Council,
Upper Merrion Street,
Dublin.

TOD/GH.

Military Service Pensions Collection

Copy.

Military Archives

To
The Referee
Military Service Pension Board.

A Chara

I wish to withdraw my application
of the 23rd December 1936 for a
Military Service Pension and to
substitute therefor an application for
a service medal.

Is mise

(Sd.) Frank Aiken.
23 - 9 - 42.

Military Service
Pensions Collection

16539.

59339.

19 November, 1942.

The Secretary,
Department of Defence (F.5).

I am to enclose herewith applications for medals from Ministers - Mr. Frank Aiken and Mr. Seán T. O'Ceallaigh received in this office in connection with their withdrawal of applications for Military Service Pensions, and to state that investigations thereon will be conducted by the Referee.

hrl

RÚNAIDHE.

MC/TS.

Military Service
Pensions Collection

U. THAGARTHA
(reference No.)

59339.

OIFIG AN RÉITEÓRA,

COLAISTE CAOIMHIN,

GLAS NAOIDHEAN,

BAILE ÁTHA CLIATH.

15 December, 1942.

ACHT NA bPINSEAN SEIRBHÍSE MÍLEATA, 1934.

(Military Service Pensions Act, 1934.)

I certify that Mr. Frank Aiken, T.D.,
"Dun Gaoithe", Sandyford, Co. Dublin,
rendered such service in the period
30/4/16 - 11/7/21 as would warrant my
recommendation of the issue of a Service
Certificate to him had he been an
applicant under the Military Service
Pensions Act, ~~1934~~ 1934.

Conor H. Finnerty

REFEREE.

ER/FS.

G.S.M/3.

Military Archives

8 January, 1943.

Rúnaidhe,
Roinn Chosanta,
(F.S. Medals).

Further to my minute dated 19th
November last, I am to forward herewith
certificate of the Referee (favourable)
on application made by Mr. Frank Aiken, T.D.
for Service Medal - 30/4/1916 - 11/7/1921.

(signed) M. C. C.

RÚNAIDHE.

ER/FS. **Military Service
Pensions Collection**

9339.

Military Archives

(3 January, 1943.

Rúnaidhe,
Roinn Chosanta, F.3 (a).

I am to forward herewith copy of withdrawal by Mr. F. Aiken, T.D., of his application under the above Act, (34/SP/42992). (The original has been transmitted to F.5. for action as to application for Medal).

Please instruct before 31st instant as to further disposal of the application under above Act.

me

RÚNAIDHE.

ER/FS.

Military Service Pensions Collection

UIMHÍR AGATHA
(Ref. No.)

OIFIG AN RÉITEÓRA,
(OFFICE OF THE REFEREE).



BAILE ÁTHA CLIATH.
(DUBLIN).

ACHT NA bPINSEAN SEIRBHÍSE MÍLEATA, 1934.
(Military Service Pensions Act, 1934.)

To
The Referee
Military Service Pension Board.
a case

I wish to withdraw my
application of the 23rd December
1936 for a military Service Pension
and to substitute therefor an
application for a service medal.
Ys maise

Frank Arken.
22-9-42.

GUTHAN 76764.
(Telephone)

UIMHIR THAGARTA.
(Referen. No.)

34SP42992

Roinn Cosanta,
Brainnse Airgeadais,
Colaiste Caoimhin,
Glasnaoidhean,
Baile Atha Cliath.

3 January, 1943

Rúnaidhe,
Oifig an Réiteóra.

I am to refer to your minute
of the 13th instant relative to the
application by Mr. F. Aiken, T.D.,
and to state that in view of Mr.
Aiken's letter of the 23rd September
last the application may be returned
to this Department.

Rgan
p RÚNAIDHE.

Military Service
Pensions Collection

59339.

Military Archives

5 February, 1943.

Rúnaidhe,
Roinn Chosanta, F.3. A.

Further to Mr. F. Egan's minute of
30th ultimo, I am to return herewith form
M.S.P./34/1 and 2 as submitted by

34/S.P/42992 - Aiken, F., (T.D.)

Please acknowledge receipt on
duplicate herewith.

Recd.

W. Egan

RÚNAIDHE.

ER/FS.

Donnch. 15
F3A. 2
43.

CLARENCE
ANTHONY

59339.

Military Archives

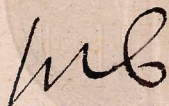
5 February, 1943.

Rónaldhe,
Roinn Chosanta, F.3. A.

Further to Mr. F. Egan's minute of
30th ultimo, I am to return herewith form
M.S.P./34/1 and 2 as submitted by

34/S.P/42992 - Aiken, F., (T.D.)

Please acknowledge receipt on
duplicate herewith.



RÓNALDHE.

Military Service
Pensions Collection
ER/VS.

59339

CASAIRT.....34/SP/42992



Referee.

Original application made by Mr. F. Aiken was withdrawn by him in September, 1942, but he has now requested that it should be proceeded with. The application is, accordingly, re-transmitted for report in accordance with Section 8 of the Military Service Pensions Act, 1934. A copy of a certificate furnished by the Referee on 15th December, 1942, (ref. 59339) in connection with the award of a Service Medal with Bar is attached, together with a copy of letter of withdrawal dated 23rd September, 1942.

2nd.

December, 1955.

T. S. Corcoran

Proceed with the original application of
Applicant - dated 23 December 1936

Approved by
Referee

5 Dec 1955

m.S.C.



leatán miontuairisce.

CASAIRT.....59339.



Referee.

Please see Mr. Collins' minute of 2nd instant beneath.

I attach for your information the file 15471 Gerald Boland in which there is a copy of the opinion of the Attorney-General dated 26th May, 1954, in regard to withdrawn applications.

James F. Lloyd

RÚNAÍ.

Nollaig, 1955.

Military Service
Pensions Collection

Military Archives

59339.

Mr. T. O Coilean.

With reference to your minute of 2nd instant 34/SP/42992, please note the following direction by the Referee.

"Proceed with the original application of applicant - dated 23rd December, 1936."

(Sgd.) Eugene Sheehy. REFEREE.

5th December, 1955.

James Sheehy
5/12/55 *Amari*

Military Service Pensions Collection

Military Archives

Ref.No. 5933 9.

Having examined the application beneath we, the members of the Advisory Committee/Board of Assessors, grade it as indicated below:-

J. Shannon = 5 DEC 1958

Rumai

Arrange to call Mr. Picken at an early date.
Say Wednesday 14th inst. Attach file of J.N. Coy. I try ss.

Military Service
Pensions Collection

Military Archives

59339

Nollaig, 1955.

ACHTA NA bPINSEAN SEIRBHÍSE MÍLEATA,
1924 - 1949.

A Chara,

With reference to your application for a Service Certificate in accordance with the terms of the above mentioned Acts, I am directed by the Referee to request you to attend at the Office of the Referee, Coláiste Caoimhin, Glasnevin, at 11 a.m. on Wednesday the 14th December, 1955, for examination on oath before the Referee in connection therewith.

I am also to request you to arrange for the attendance, on the same date, of any witnesses whose evidence you may wish to adduce in support of your application. Your attendance and that of your witnesses is very desirable so that all the evidence regarding your application will be available to the Referee and Advisory Committee at this sitting.

A claim in respect of travelling or any other expenses incurred by you, or by any witnesses cannot be entertained.

I am to add that Section 8(4) of the Military Service Pensions Act, 1934, prescribes that the onus of proof shall rest on the applicant.

Mise, le meas,

RÚNAÍ.

Frank Aiken, Esq. T.D.,
Dun Gaoithe,
Sandyford,
CO. DUBLIN.

Military Service
Pensions Collection

REF. No. 59339

APPLICANT'S NAME

Siken Frank

ADDRESS "Dun Gaioille", Sandycroft, Co. Dublin.
REFEREE R.3

UNIT

(i) 2nd Bde 4th N. Div.
(ii) G.H.Q.

(a) PERIOD	(b) Service claimed	(c) Active service allowed	(d) Equivalent for Pension purposes	REMARKS
(1) 23/4/16 — 30/4/16				(7)
(2) (a) 1/4/16 — 22/4/16 (b) 30/4/16 — 31/3/17 }				(8)
(3) 1/4/17 — 31/3/18	Jan 1918-31/3/18			(9)
(4) 1/4/18 — 31/3/19	Full Period			(10)
(5) 1/4/19 — 31/3/20	do.			(11)
(6) 1/4/20 — 31/3/21	do.			(12)
(7) 1/4/21 — 11/7/21	do.			(13)
(8) 12/7/21 — 30/6/22	do.			(14)
(9) 1/7/22 — 31/3/23	do.			(15)
(10) 1/4/23 — 30/9/23	do.			(16)

(a) First critical date.

(b) Second critical date.

Rank claimed on

Div. Ofc.

Div. Ofc.

Rank allowed

Total of Column (d)

SIGNED

Military Service
Pensions Collection

SCHEDULE

M.S.P. 34/2A

Military Service Pensions Act, 1934.

34SP/42992

Reference No. 59339

Applicant's Name O'Keefe Frank

Address Dun Gaioile Sandyford Co. Dubl.

PERIOD	Particular military body or bodies in which active service was rendered.	Duration of active service established to the satisfaction of the Referee.	Equivalent for pension purposes as defined in the Second Schedule of the Act.
(1) 23/4/16 – 29/4/16	/	period	year(s)
(2) (a) 1/4/16 – 22/4/16 (b) 30/4/16 – 31/3/17	/	period	year
(3) 1/4/17 – 31/3/18	IRISH VOLUNTEERS	$\frac{1}{6}$ period	$\frac{1}{12}$ year
(4) 1/4/18 – 31/3/19	/	Entire period	$\frac{1}{2}$ year
(5) 1/4/19 – 31/3/20	Ogláigh na h-Eireann	Entire period	1 year
(6) 1/4/20 – 31/3/21	"	Entire period	2 year(s)
(7) 1/4/21 – 11/7/21	"	Entire period	1 year
(8) 12/7/21 – 30/6/22	"	Entire period	1 year
(9) 1/7/22 – 31/3/23	"	Entire period	2 year(s)
(10) 1/4/23 – 30/9/23	"	Entire period	1 year
TOTAL			8 $\frac{7}{12}$ year(s)

Is the applicant a person to whom the Act applies? ☒ Yes. Rank or Grade allowed. Relevant paragraph of First Schedule.

1st critical date..... A 1 (1)

2nd critical date..... A 1 (1)

Was the applicant a member of the Irish Volunteer Executive at any time prior to 11th July, 1921? ☒ No

Does applicant's case fall under—
(a) sub-para. (j) of para. 3 of Rule I of the First Schedule? ☒ No

(b) sub-para. (m) of para. 4 of Rule I of the First Schedule? ☒ No

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 ☒ Yes. ☒ Not ☒ X

TO THE MINISTER FOR DEFENCE.

I submit hereon my report in this case.

Date. 15 DEC 1955

Referee. E.S.

Does the applicant state in his application whether he applied for or is in receipt of unemployment Assistance under the Unemployment Assistance Act, 1923? if so, quote the number of his qualification certificate if given by him ... ☒ Yes. ☒ Not in receipt

Applicant is a T & and is believed to be in receipt of Minister's Pension

Military Archives

Ref. No.

59329

MILITARY SERVICE PENSIONS ACTS, 1934-1949.

REVERSE R.3.

Applicant's Name

Aiken Frank

Address

Unit

L. N. Div.

(a) PERIOD.	(b) Service claimed	(c) Active Service allowed.	(d) Equivalent for Pension Purposes.	REMARKS.
(1) 23/4/16 - 29/4/16				
(2) (a) 1/4/16 - 22/4/16 (b) 30/4/16 - 31/3/17)				
(3) 1/4/17 - 31/3/18		$\frac{1}{6}$		
(4) 1/4/18 - 31/3/19		Full		
(5) 1/4/19 - 31/3/20		Full		
(6) 1/4/20 - 31/3/21		Full		
(7) 1/4/21 - 11/7/21		Full		
(8) 12/7/21 - 30/6/22		Full		
(9) 1/7/22 - 31/3/23		Full		
(10) 1/4/23 - 30/9/23		Full		

(a) First critical date.

(b) Second critical date.

Rank claimed on

Rank allowed

A (Assessment of c.)

A (Assessment of c.)

Total of Column (d).

Signed:

Arthur Brennan

W. H. W. H.

Stannum

14. 12. 5-5

14 DEC 1955