

Roinn

DB
8

p.c.1

pó-Roinn

ná cuirtear éantúairisc ar an sclúdaic so.

Tá annro, leir

An Uimhir

An Inó

MSP/34/Referee

457

An Uimhir as Roinn
Eile.

3/84

Kelly Patrick
Fire Station

110 Dorset St
Dublin

10 JAN 1935

Do cuirtear cun

Dáta

Do cuirtear cun

Dáta

Do cuirtear cun

Dáta

Mrs. Swaney

24/7/35

Mr. Dooly

26/2/35

Rumai

2/3/35

Report G.H.D.

5/4/35

Rumai

20/11/35

Mr. Lued

6/7/36

Rumai

9/7/36

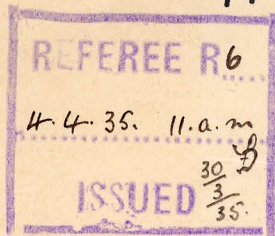
29.4.37

8 SEP 1936

PA

18/1/37

Examined by Committee (Mr Mc Coy) 9/2/35 — D 11/2/35.
R.I. Applicant. 20/2/35 10.30. a.m. 60.



Military Service
Pensions Collection

Ref. No. 454

Applicant's Name

Wally Patrick

Address

Fire Station, Upper Dorset, Smith's Bay, Dublin BayPatrick

(a)	(b)	(c)	(d)	
Period	Service claimed	Active Service allowed	Equivalent for pension purposes	Remarks
(1) 23/4/1916-30/4/1916	Full Period	Full	4 years	
(2) (a) 1/4/16-22/4/15 (b) 30/4/16-31/3/17.	Full Period	$\frac{85}{358}$	$\frac{85}{358}$	<u>Approved. I New Civil Corp's awarded 4 P. Gratuation to be entered & joining 24/36</u>
(3) 1/4/17 - 31/3/13	Full Period	Full		
(4) 1/4/18 - 31/3/19	Full Period	Full		
(5) 1/4/19 - 31/3/20	Full Period	$\frac{1}{12}$	$\frac{1}{12}$ years	<u>Grant allowed subject to reparation by Paddy Houlden</u>
(6) 1/4/20 - 31/3/21	Full Period	$\frac{1}{12}$	$\frac{1}{6}$ years	
(7) 1/4/21 - 11/7/22	Full Period	Full		<u>Grant of pay (86)</u>
(8) 12/7/21 - 30/3/22	Full Period	$\frac{1}{6}$	$\frac{1}{6}$ years	<u>confirms</u>
(9) 1/7/22 - 31/3/23	Full Period	Full	2 years	<u>Grant 24/35</u>
(10) 1/4/23 - 30/9/23	Full Period	Full	1 year	

(a) First critical date:

1st Lieut. M. M. M.

Second critical date:

1st Lieut. M. M. M.

Total of column (d)

4 $\frac{381}{500}$ years

Rank claimed on Rank allowed:-

Signed:-

AdmiralJohn M. M.John M. M.John M. M.

Ref. No. 457 Applicant's name Nelly Patrick Address Five Malin, Dorset St Dublin
 UNIT: 57 Coy I Bn, D.R.B.

REFEREE R.3

(a)	(b)	(c)	(d)	REMARKS
PERIOD	Service claimed	Active Service allowed	Equivalent for Pension purposes	
(1) 23/4/16 - 30/4/16.	Full period	Full	4 yrs.	(7)
(2) (a) 1/4/16 - 22/4/16 (b) 30/4/16 - 31/3/17	Full period	$\frac{85}{858}$	$\frac{85}{858}$ yrs.	(8)
(3) 1/4/17 - 31/3/18.	Full period	nil	—	(9)
(4) 1/4/18 - 31/3/19	Full period	nil	—	(10)
(5) 1/4/19 - 31/3/20.	Full period	$\frac{1}{12}$	$\frac{1}{12}$	(11)
(6) 1/4/20 - 31/3/21	Full period	$\frac{1}{12}$	$\frac{1}{6}$	(12)
(7) 1/4/21 - 11/7/21	Full period	nil	—	(13)
(8) 12/7/21 - 30/6/22	Full period	$\frac{1}{6}$	$\frac{1}{6}$	(14)
(9) 1/7/22 - 31/3/23	Full period	Full	2 yrs.	(15)
(10) 1/4/23 - 30/9/23.	Full period	Full	1 yr.	(16)

(b) Second critical date

(a) first critical date

Rank claimed on -
 Rank allowed -

Total of Column (d) $7 \frac{327}{500}$ yrs.

SIGNED: Samuel Robinson John Mc Coy.

D 8th May

John Jordan

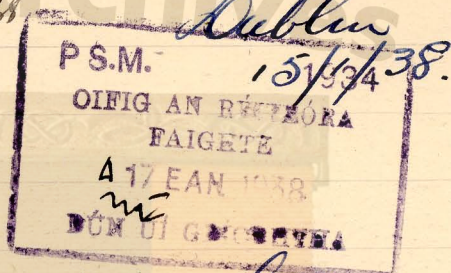
Mr. E. Burke, Sec.
1934 Pensions Board.

Mr. W. W. W. W.

Mr. W. W. W. W.

17/1/38

Fire Station 457
Dorset Street
Dublin



at Cape

During the interview which you so kindly granted me on Monday 10th inst you gave me permission to send Mr. Dunne 95 North King Street (1916-23 man) before your board. I instructed Dunne to report to your office on Friday morning, but owing to a motor accident on Thursday evening in which Dunne was seriously injured he was unable to do so, it may be some weeks before he is able to be about again.

Thanking you for past favours

Yr Mfr

P. Kelly 1st Lieut
of E. Coy
Batt. 1.

Military Service
Pensions Collection

Military Archives

Q.16

Rúnaí,
Roinn Cosanta.

Adverting to your minute of 30th March last regarding appeals under the Military Service Pensions Act, 1934, the additional evidence submitted by the Appellants in each of the cases set out on the attached list is additional evidence as defined by the Attorney General.

E. M. Burke

RÚNAÍ

12 September 1937.

Military Service
Pensions Collection

Ref. No.
MSP/34/Reference.

Dept. of Defence
Ref. 34/3P

178	Butler, James	379
295	Rigney, Patrick J.	689
457	Kelly, Patrick	852
619	Donnelly, Charles	906
80	Boland, Michael	959
851	Kavanagh, Liam	1033
901	O'Connor, Joseph	1082
943	Brennan, James	867
1222	Flaherty, James	1350
1252	Ainsworth, Thomas	1323
1313	Kelly, Michael	1404
1814	O'Sullivan, Mortimer	1959
1818	Keyes, Raphael P.	1963
1822	Cotter, Edward	1967
1892	O'Shea, Augustine	2044
1895	Barry, Standish	2048
1935	Crowley, James J.	2011

Military Service
Pensions Collection

Military Archives

8 September 1936

Secretary,
Department of Defence,
(Pensions Section).

I am directed by the Referee to refer to Mr. Horgan's minute 34.SP/852 of 13th May last, relative to the appeal of Patrick Kelly, Fire Station, Upper Dorset St. Dublin, against the findings of the Referee in his case, and I am to state that the Referee has reviewed his report in the light of the additional evidence.

The revised report is transmitted herewith.

EB
RÚNAÍ

Military Service
Pensions Collection

Revised Report in Review

M.S.P./34/2.

Military Service Pensions Act, 1934.

Ref. No. 34 S.P./852

To:

THE REFEREE.

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

Kelly, Patrick
Fire Station, Upper Dorset St.,
for a Service Certificate. Dublin

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

Ref. No. M.S.P./34/Referee - 457

To:

THE MINISTER FOR DEFENCE.

I submit hereunder my report in this case.

19th. Jan
18 SEPT 1936

(SIGNED) J. K. O'CONNOR

Referee.

Date 10. 1. 35

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 ENTIRE PERIOD

2 ⁸⁵ 358 of ENTIRE PERIOD 3 62 4 62
5 12 of ENTIRE PERIOD 6 12 of ENTIRE PERIOD 7 62
8 6 of ENTIRE PERIOD 9 ENTIRE PERIOD 10 ENTIRE PERIOD

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

327
500 years

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

(a) On first critical date Grade D Para 1(4)(d) & Para 13(6) of Sch. 1

(b) On second critical date Grade D Para 1(4)(e)

(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

to
Amal

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?

In receipt of £4-10-0 per week as employee of the Dublin Corporation (Fire Dept.) ✓✓

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.....

4 years ✓

- (3) State—

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

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

G Coy, Batter. 1, Dublin Bde.

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

.....
85
.....
358 of ENTIRE PERIOD

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

85
.....
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.....

*"G" Coy, Battr. I, Dublin Bde,
and Internment.*

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.....

"G" Coy, Battr. I, Dublin Bde.

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.....

"G" Coy, Battr. I, Dublin Bde.

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

$\frac{1}{12}$ of ENTIRE PERIOD

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

$\frac{1}{12}$ of 1 year

(3) State—

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

Oglaigh na h-Eireann,

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

G Coy, Battr. I, Dublin Bde.

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

$\frac{1}{12}$ of ENTIRE PERIOD

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

$\frac{1}{6}$ of 1 year

(3) State—

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

Oglaigh na h-Eireann,

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

G Coy, Battr. I, Dublin Bde.

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.....

G boy, Battr. T, Dublin Bde.

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

1
6 of ENTIRE PERIOD

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

1
6 of 1 year

(3) State—

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

Oglaigh na h-Eireann,

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

G boy, Battr. T, Dublin Bde.

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

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.....

Oglaigh na h-Eireann,

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

G boy, Battr. T, Dublin Bde,
and Internment.

1st Lieut.

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

.....
 ENTIRE PERIOD

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

.....
1 year ✓

(3) State—

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

Oglaigh na h-Eireann,

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

.....
Interned

**Military Service
 Pensions Collection**

Referee R.15.

Organisation Records supplied by { P. Holohan, O/C 1st Bn. Dublin Bde.
show that applicant was { P. Kelly (applicant)

(a) 1st Lt. G. Boy, 1st Bn. Dublin Bde. 11.7.21

Strength 153 (Certified Correct, P. Holohan)

(b) 1st Lt. G. Boy, 1st Bn. Dublin Bde. 1.7.22.

Strength 107 (Certified Correct, P. Holohan)

N.B. A new roll, certified correct, and showing the above results, has been furnished by P. Holohan (see copy of covering letter appended). The original roll furnished by applicant shows the following results (as on minute dated 5/4/35 on this file) :

1st L. Date : 97 members } 113
16 interned }

2nd L. Date : 74 members

Note. At that time internees were not considered to be members of the Corps. to which they were attached prior to internment.

Signed: 60 $\frac{6}{2}$

Military Service
Pensions Collection

Original on R.O/2.

Military Archives

COPY.

60 Cabra Drive

Dublin.

1st July 1936.

Secretary,
Court of Referee.

Please inform the members of the Advisory Committee that I have examined the enclosed roll of the members of G. Company and compared it with a roll which I was supplied with by the Company Committee some months ago and I am prepared to accept it as a true and genuine list of Company members.

P.H. Holohan

Comdt. 1st Batt.

Military Service
Pensions Collection

MR. PATRICK HOULIHAN GIVING EVIDENCE BEFORE ADVISORY COMMITTEE
ON BEHALF OF PATRICK KELLY (NO. 457) ON 29th JUNE, 1936.

(Mr. Houlihan). It is only a question of rank. He was to supply a list of all his Company, and I have gone through it. I can verify that list.

Q. Appeal statement read from file. There is nothing in it except his grade of rank?

A. I think he would be satisfied with his service, it is just a question of his rank and I thought it was an injustice to the man himself. He has been a Lieutenant of the Company practically since 1917 - 2nd Lieutenant, and raised to 1st Lieutenant.

Q. Was he in the civil war?

A. He was an Easter week and civil war man.

Q. What was his rank at the truce?

A. 1st Lieutenant. He has the names marked out of men in the Company - 1st and 2nd periods.

Q. Had he over 100 men on that list?

A. No, I reckon he had 69 men in his Company at the period for which he is claiming his rank.

Q. He cannot get anything for it. He has more than 69 names on this?

A. 69 names were on the first list he put in and I told him to go back and revise his list that it was not right.

Q. If this is certified by you, and if the number is right we can give him grade 'D'?

A. I think he is justly entitled to grade 'D'.

Q. How many were in his company on the critical date. You would want to check this over in order to certify it. (New list of names given to Mr. Houlihan to check).

LM.

Military Service
Pensions Collection

GUTHAN 21681
(TELEPHONE)

UIMHIR T. GARTNA
(REFERENCE NO.)



ROINN COSANTA,
(DEPT. OF DEFENCE),

GEATA NA PAIRCE,
(PARKGATE),

BAILE ÁTHA CLIATH.
(DUBLIN).

34 SP/852.
M.S.P/34/Referee 457.

13 May 1936.

Rúnaí,
Oifig an Réiteóra.

I am directed by the Minister for Defence
to state that Mr. Patrick Kelly,
Fire Station, Dorset Street, Dublin
has appealed against the findings of the Referee
in his case. He has submitted the attached
evidence, which purports to be additional to
that already tendered. The Minister directs
that the Referee will be good enough to review
his report in the light of this new evidence.

J. Morgan

a.s. Rúnaí.

MD. Military Service
Pensions Collection

E/240

Secretary (Pensions Sec.)
Dept. of Defence

Parkgate Street, Dublin

Fire Station

Dorset Street
Dublin

11/5/36.

Reference No. S.P. 34/852.

Dear Sir

In reply to your communication of 11/3/36. I now send you, as additional evidence in support of my claim for revision of the Military Service pension granted to me, a list of members of "G Coy 1st Batt., Dublin Brigade, in which Coy I held the rank of 1st Lieut.

The list now submitted, which has been compiled by the Coy Adjutant with the assistance of other members of the Coy shows that the strength of the Company on the first Critical date was 153. and on the second Critical date 107.

In view of the evidence now submitted I would request that the Referee be instructed to re-hear my claim with a view to revising the Rank previously allotted to me for pension purposes.

Yours Respectfully

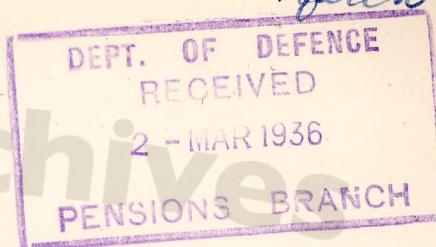
Patrick Kelly, 1st Lieut. G.

34E/240

Fire Station
Morset Street
Dublin

The Secretary,
Minister for Defence,
Parkgate Street,
Dublin.

March 1936.



At Chapel,

Having made application for a military service pension, under the 1934 military service pensions act, I desire to bring the following facts to your notice and ask you to be kind enough to instruct the pensions board to grant me an appeal for the reconsideration of my case.

I have received award certificate N^o 34.S.P/852, the amount being £38:5:5. with Rank E, which I accepted under protest.

I served with the I.R.A. from 1916 to 1923, and held the rank of 2nd Lieut in 1918, and 1st Lieut from 1919 to 1923, therefore I claim to be entitled to 14 years service with rank D.

The reason given by the Board for the non-recognition of my rank was, that I gave them a list of men serving with my Company (G. Coy. Battⁿ 1 Dublin Brigade) on the two critical dates, which was ^(three) below the number required for the granting of rank D. The list of names which I forwarded was not a complete list of men serving with the Company, but was a list compiled from memory on short notice, as I understood the work of the Board was being hampered by the absence of such lists from the various Companies, when forwarding the names and addresses of the men who served with my Company. I stated that the list did not purport to be a complete list as it was derived from memory.

Military Archives

I am prepared to submit a further Company list verified by Commandant P. Houlahan, to shew that my Company was well over the strength required for the granting of Rank D, and any further evidence that may be required by you, and hope you will be kind enough to give me the opportunity to restate my case to the Pensions Board.

Mjipe le mear mór
Patrick Kelly.

Military Service
Pensions Collection

Tagairt

Mr. Sweeney,
G. Coy. 1st. Battn. Dublin Brigade.

Total, 1st critical Date = 97 }
Intermed " " = 16 } 113

Total, 2nd critical Date = 74.

ED. 5/4/35.

The Secy
Above Action for you
information.

Encd

5/4/35

Secy noted figures
furnished
Encd
5/4/35

Military Service Pensions Act, 1934.

Ref. No. 34SP/852Ref. No. M.S.P./34/Referee - 457

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

Kelly, Patrick
Fire Station, upr Dorset St.,
 for a Service Certificate. Dublin.

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

I submit hereunder my report in this case.

Report transmitted to G.O. & 21-1-35

Recorded $\frac{5}{2}$
 Registered $\frac{5}{25}$

Date 10th Jan. 1935.Date.....
 Referee.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) $\frac{85}{358}$ of Entire Period (3) nil (4) nil (5) $\frac{1}{12}$ of Entire Period
(6) $\frac{1}{12}$ of Entire Period (7) nil (8) $\frac{1}{6}$ of Entire Period
(9) Entire Period (10) Entire Period ✓

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

$\frac{4327}{500}$ years ✓

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

(a) On first critical date... Grade E. Para. 1(5) ✓(b) On second critical date... Grade E. Para. 1(5) ✓(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

No ✓

or under sub-paragraph (m) of paragraph 4 of Rule I. of First Schedule, as a

Medical Officer... No ✓

28
Guarant

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? *In receipt of £4-10-0 per week*

as an employee of the Dublin Corporation (Fire Dept.)

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.....

4 years

- (3) State—

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

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

"G" Coy. Batta. I 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

85/358 of Entire Period

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

85/358 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.....

"G" Coy. Batta. I Dublin Brigade
Interned.

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.....

"G" Coy. Batta. I 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.....

"G" Coy. Batta. I 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

12 of Entire Period

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

1/12 of 1 year ✓

- (3) State—

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

Oglaigh na h-Éireann

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

"G" Coy. Bn. I 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

12 of Entire Period ✓

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

1/6 of 1 year ✓

- (3) State—

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

Oglaigh na h-Éireann

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

"G" Coy. Bn. I 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. *1st Lieut.**"G" Coy. Battr. I 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

6 of Entire Period

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

6 of 1 year

(3) State—

(a) The particular military body of the Forces. *Oglaigh na h-Eireann*(b) Unit or Units and the position held by applicant. *1st Lieut.**"G" Coy. Battr. I Dublin Brigade*

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

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. *Oglaigh na h-Eireann*(b) Unit or Units and the position held by applicant. *1st Lieut.**"G" Coy. Battr. I Dublin Brigade*

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

Entire Period

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

1 year

(3) State—

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

Oglaigh na h-Eireann

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

"G" Coy. Battalion 1 Dublin Brigade
Entered

**Military Service
Pensions Collection**

Gen Ref 457.

174 Oramstown Road

Dublin

1st March 1935

A Copy.

In reply to yours of 27/2/35. Patrick Kelley
Fire Station, Dorset St. was 1st Lieutenant of G Company
and the strength of the company on the 7th March 1922
was 86 present on parade. as I have a record of having
been present on that date.

yf Mjse
Patrick H. Holahan
of 1st Batt.



Military Archives

27th February 1935

A Chara.

I am directed by the Referee to refer to the application of Patrick Kelly, Fire Station, Upper Dorset St., Dublin, under the above Act, and to request you to be good enough to state whether the applicant was 1st Lieutenant in his Company ("G" Company, 1st Battalion, Dublin Brigade), and also the strength of the Company on 11th July 1921 and 1st July 1922.

Mise, le meas.

E. de Burke

RÚNAÍ.

Mr. P. Holohan,
174, Oxmantown Road,
DUBLIN.

NMCG

Military Service
Pensions Collection

TAGAIRT

Mr. Sweeney.
Required letter issued
26/2/35

Mr. Sweeney

If "Coy" Roll has been recd. Give usual
particulars, - state if applicant is shown as
1st Lieut. on both critical dates.

E. n. b
26/2/35.

Mr. Dooley

Please state particulars required in above
minute.

Encl.
26/2/35

Mr. Sweeney
Re: P. Hougham asking him can
he confirm that applicant was
1st Lieut. in his Coy. - to state
strength on both critical dates
E. n. b
26/2/35.

Mr. Dooley
Re issue letter
to P. Hougham asking
pts required
Encl.
26/2/35

Mr. Sweeney,

No Roll for this coy. in hand. 26/2/35
~~R.S. issued. 26/2/35~~

SWORN STATEMENT OF PATRICK KELLY (457) MADE BEFORE

ADVISORY COMMITTEE - 20th FEBRUARY, 1935.

1st Period.

- Q. Were you out during Easter Week?
A. Yes, on Easter Sunday I saw a notice in the paper calling off the parade. I went across to Blackhall Street and saw Commandant Daly and he told me to take the notice in the paper as being correct, but told me to stand to at home. I returned home and was called on at 2 o'clock to demobilise part of the Company.
- Q. What rank were you that time?
A. Private.
- Q. When did you surrender?
A. At about 12.30 the Sunday after Easter at North King Street.
- Q. Who was in charge of you?
A. Captain ^{from} W. Laffan. He was promoted ^{& Captain} Lieutenant and I got the rank of Sergeant.
- Q. What date in July 1916 were you released?
A. I think it was the last week.
- Q. What did you do when you came out?
A. I was about a week at home when the Q.M., Paddy McGuirk, came and told me the Company was being reformed. I rejoined the Company with the rank of Sergeant.

3rd Period.

- Q. You mention an incident at the City Hall?
A. That was Tom Ashe's funeral. I went up on my own to the Mater Hospital and I happened to see George Plunkett there. He put me on duty at the Hospital and later I reported with the Company at Parnell Square. From there we went over to the City Hall. I was carrying a gun and was put on the front door of the City Hall. There was a British sentry walking around outside - there was always a Guard there from 1916 on - and one of the British General Staff came along and tried to get in. I stopped him and the sentry intervened. I pointed my gun at him. Later I was told that the British had agreed to vacate the front of the City Hall and to go down to the basement.
- Q. What about the Baggot Street incident?
A. We had supplied the rifles for part of the firing party at the funeral. After the funeral these rifles were conveyed to a place in Baggot Street and we had to collect them.
At the time we collected the above the house was surrounded by police

4th Period.

- Q. You mention raids on mails.
A. We held up a Mail Van in Dominick Street. We took it into Dominick Lane and took the correspondence for the military from it.

6th Period (Continued).

- Q. Did you arrange these ambushes?
A. Yes, I was a 1st Lieutenant at that time. I arranged that particular one and another one at Merchant's Quay. That did not come off ^{and} there were a lot of children about, so I decided to call it off. There was another ambush patrol at the Oval Bar. I got a report that it was being raided by Black & Tans. I went along and the Tans were already there when I arrived, but Commandant Tom Byrne told us not to have it as there were too many civilians knocking about.

7th Period.

- Q. You had boycott patrols and armed patrols - had you any fighting in these?
A. On one night there was to be a general 'hit-up' all over the city. It was supposed to take place at 7 o'clock but at three minutes to 7 it was called off.
Q. What opinion were you forming about the efficacy of armed patrols at that time?
A. I thought it was sill y calling off the jobs.
Q. Were you working at this time?
A. I was in the Corporation and I finished at 3 o'clock in the afternoon.

There is another incident I forgot to mention - a raid on a British Officer's house on the North Circular Road. There was a large number of rifles there - he had a collection. There was Curfew on at the time and as we did not raid until a quarter to 12, the men had great difficulty in getting home.

- Q. How often were you out on these armed patrols?
A. I suppose I was out a dozen times in 1920. It would, I suppose, average about one a month. There were other activities carried out by the Company that I was not in. I was a Lieutenant in charge of the first half of the Company, and I suppose the Lieutenant in charge of the second half would have the same number of activities. There was only one case in which another Company operated in our area. That was the Kevin Barry episode. We had planned it but on instructions from the Battalion "H" Company carried it out. There was only one man of "G" Company on that job. He got special permission.

8th Period.

- Q. Were you still working in your job?
A. Yes.
Q. Were you long in the Camp at Mulhuddard?
A. I think it ran for about 2 months.
Q. What were these bank robbers?
A. There was a gang called McNally's gang. They robbed a builder of a large sum of money. It was reported to us. We arrested a fellow named Collins and got some information out of him. We arrested another fellow in the Globe Hotel named Marie and he gave us the 'dope' on the whole lot.

8th Period (Continued).

We broke up the whole gang and handed some of them over to the British Authorities, who were deserters. We only succeeded in getting £50 of the whole sum of money back.

9th Period.

Q. You were arrested 4th July, 1922?
A. Yes.

Q. Where were you?
A. I took charge of "G" and "L" Companies - that was on the 28th June before the attack on the Four Courts. I got instructions to take the men to Blackhall Street and not to fire a shot unless we were fired on. On the morning of the 29th at about 4 o'clock the Four Courts was attacked, and the next order we got was to proceed to Parnell Square. We took the arms from the men and loaded them into a Butcher's Van and we went on foot. We next got orders to evacuate Parnell Square. We got as far as Jenkinsons's, Capel Street. I surrendered there under Commandant Irvine.

Q. When were you released?
A. November 1923.

Q. Were you in Mountjoy all the time?
A. I spent 7 or 8 weeks in Tintown.

Q. What rank did you hold before the Truce?
A. 1st Lieutenant.

Q. When were you made 1st Lieutenant?
A. In 1919.

Q. Who was your Company Captain in 1921?
A. Captain Oman.

Q. What was the strength of the Company at the Truce?
A. About 160.

Q. You were the same rank at the start of the Civil War?
A. Yes.

Q. Who was the 2nd Lieutenant at the Truce?
A. Sean Brunswick.

(Signed)

Patrick Kelly

Sworn before me on

4/4/35

Referee
R E F E R E E.



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).

KELLY
SURNAME.

PATRICK
CHRISTIAN NAMES.

PRESENT ADDRESS.....

(to be written in
block capitals).

FIRE STATION

UPR DORSET ST 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? *From 23rd to 30th April 1916*
- (b) Unit or Units. *G. Company 1st Battⁿ Dublin Brigade Óglaigh na h-Eirann*
- (c) Duration (giving dates) of service. *23rd to 30th April 1916*
- (d) District or Districts in which active service was rendered. *North East Dublin area Church Street, North King Street, and North Brunswick Street*
- (e) Officer Commanding in each instance. *Capt. W. Laffan, P. Houlahan, G. Houlahan*
- (f) In what way do you claim that your service was active service. *under Arms in defence of Irish Republic, proclaimed Easter 1916*
- (g) Particulars of any military operations or engagements or services rendered during the week. *participated in general street fighting & Raid on Linenhall Barracks.*
- (h) Absence from duty and cause. *nil*
- (i) References who can testify as to your statements above:—

NAME.	ADDRESS.
<i>W. Laffan</i>	<i>8 Hussey Crescent, Cork St. Dublin</i>
<i>P. Houlahan P.C.</i>	<i>174 Osmanstown Road Dublin</i>
<i>G. Houlahan</i>	<i>55 Botanic Road Dublin</i>

(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. *G. Coy 1st Battⁿ Dublin Brigade Óglaigh na h-Eirann*
- (b) Duration (giving dates) of service. *from 1st April, 1916, to 22nd April, 1916, and 30th April, 1916, to 31st March 1917.*
- (c) District or Districts in which active service was rendered. *Ushers Quay Dublin, and Company area N.E. Dublin*
- (d) Officer Commanding in each instance. *Lieut. W. Laffan and C/M P. W. Quirk*
- (e) In what way do you claim that your service was active service? *Armed guard and general training and drilling of Volunteers.*
- (f) Particulars of any military operations or engagements or services rendered during the period. *Formed one of Armed guard on Munitions dump, in D.D. Healey, 40 Ushers Quay, on 22nd April 1916*
- (g) Absence from duty and cause. *Arrested and deported on General Surrender, 30th April 1916, interned in Stafford Detention Barracks, Wormwood Scrubbs and North Camp, Frongoch. Released July 1916 and rejoined G. Company same month.*

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

NAME.	ADDRESS.
Senator S.D. Healy J.C.	40 Ushers Quay Dublin
M. Laffan	8 Hurley Crescent Cork Street
L. McEvoy	46 Parkfield Gardens, Kimmage Dublin

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

(a) Unit or Units *G. Coy 1st Batt Dublin Brigade. O'Connell's*

(b) Duration (giving dates) of service *1st April 1917 to 31st March 1918*

(c) District or Districts in which active service was rendered *Dublin Brigade Area.*

(d) Officer Commanding in each instance *Capt M. Laffan & Acting Capt P. McQuirk*

(e) In what way do you claim that your service was active service? *Training of Volunteers, and at the disposal of Company officers at all times.*

(f) Particulars of any military operations or engagements or services rendered during the period *On duty at Mater Hospital after Thos Ashe's death. Participated in taking of City Hall, under command of Dermot Lynch, and J. McMahon, later Chief of Staff for State and recovery of firing Party rifles from Baggott's Lane.*

(g) Absence from duty and cause *Was not absent.*

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

NAME.	ADDRESS.
M. Laffan	8 Hurley Crescent Cork St Dublin
J. Dodd	3 Connolly Gardens Inchicore
Thos O'Reilly	2 Litric Place, Arbour Hill Dublin

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

(a) Unit or Units *G. Coy 1st Batt Dublin Brigade, O'Connell's*

(b) Duration (giving dates) of service *1st April 1918 to 31st March 1919*

(c) District or Districts in which active service was rendered *Dublin Brigade Area.*

(d) Officer Commanding in each instance *Capt M. Laffan, Acting Capt P. McQuirk*

(e) In what way do you claim that your service was active service? *Arming and General Training of Volunteers.*

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

Protection of booths + Ballot boxes during general election. Raid on Mail van in Dominick Street Dublin. In charge of Armed guard on Mansion House 11th November 1918

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

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

NAME.	ADDRESS.
<i>Capt. Robert Oman</i>	<i>South Dublin Union, James St.</i>
<i>J. O'Reilly</i>	<i>2 Litric Place, Arbour Hill D.</i>
<i>L. McEvatt</i>	<i>46 Parkfield Gardens, Kimmage</i>

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

(a) Unit or Units. *G. Coy 1st Batt Dublin Brigade I. R. A*

(b) Duration (giving dates) of service. *1st April 1919 to 31st March 1920*

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

Brigade area

(d) Officer Commanding in each instance. *Capt P. Clancy & Capt R. Oman*

(e) In what way do you claim that your service was active service? *By virtue of declaration of Dail Eireann to conduct active warfare against the British forces in Ireland.*

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

the period. *Participated in escape of R.C. Barton from Mt Joy 16/3/19 acted as armed escort to General R. O'Connor, and R.C. Barton from Mt Joy to Donnybrook. Participated in general escape of Prisoners from Mt Joy, 29th March 1919.*

(g) Absence from duty and cause.

Was not Absent.

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

NAME.	ADDRESS.
<i>R.C. Barton</i>	<i>Annamoe House, Annamoe Co. Wicklow</i>
<i>J. Coad</i>	<i>3 Connolly Gardens, Inchicore</i>
<i>Capt. R. Oman</i>	<i>South Dublin Union, James St.</i>

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

(a) Unit or Units. *G. Coy Dublin Brigade (Batt 1) I. R. A*

(b) Duration (giving dates) of service. *1st April 1920 to 31st March 1921*

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

Dublin Brigade area

(d) Officer Commanding in each instance..... *Capt R. Oman, Lieut P. Kelly*

(e) In what way do you claim that your service was active service? *By virtue of Declaration of Oath Eireann to conduct active warfare against the British forces in Ireland.*

(f) Particulars of any military operations or engagements or services rendered during the period..... *Purchase of Arms. Raid on Mail vans Feb. 1920. General Street Ambushing December 1920, and general activities of Company.*

(g) Absence from duty and cause..... *was not absent*

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

NAME.

ADDRESS.

Capt R. Oman

South Dublin Union, James's Street

Patrick Dalton

St. Brigids, Ashdale, Av. Terenure

James Conroy

12 James's Street Dublin

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

(a) Unit or Units..... *G. Coy. 1st Batt. Dublin Brigade I.R.A.*

(b) Duration (giving dates) of service..... *1st April 1921 to 11th July 1921.*

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

Dublin Brigade Area.

(d) Officer Commanding in each instance..... *Capt R. Oman*

(e) In what way do you claim that your service was active service? *By virtue of Declaration of Oath Eireann to conduct active warfare against the British forces in Ireland.*

(f) Particulars of any military operations or engagements or services rendered during the period..... *Protection duty during General elections May 1921. Armed patrols in Coy area and Boycott Patrols.*

(g) Absence from duty and cause..... *was not absent.*

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

NAME.	ADDRESS.
R. Oman	South Dublin Union, James St.
P. Dalton	St Brigids Ashdale, W. Grenure
J. Dodd	3 Connolly Gardens Inchicore

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

(a) Unit or Units *G. Coy 1st Battⁿ Dublin Brigade I. R. A*

(b) Duration (giving dates) of service *12th July 1921 to 30th June 1922*

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

Dublin Brigade Area.

(d) Officer Commanding in each instance *Capt R. Oman, Commandant*
P. Houlahan

(e) In what way do you claim that your service was active service? *By virtue of the declaration of Béal Eireann to conduct active warfare against the British forces in Ireland*

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

the period *General organization, Camps, Armed protection Patrols, Arrest of Armed Bank robbers, armed guard on Place of detention participated in taking of Fowler Hall, and Four Courts.*

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

was not absent.

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

NAME.	ADDRESS.
R. Oman	South Dublin Union James Street.
J. Conroy	12 James's Street, W. Dublin.
P. Houlahan	174 Osmanstown Road Dublin

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

(a) Unit or Units *G. Coy Battⁿ 1. Dublin Brigade I. R. A*

(b) Duration (giving dates) of service *1st July 1922 to 31st March 1923*

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

Dublin Brigade Area.

(d) Officer Commanding in each instance *Capt P. Houlahan, Capt R. Oman*
Lieut P. Kelly

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

Armed opposition to Free State forces.

(f) Particulars of any military operations or engagements or services rendered during the period *General street fighting in Dublin*

Brigade Area

(g) Absence from duty and cause *Arrested by Free State troops about 14th July 1922 and interned in Mountjoy Prison and Camp 1103 Tintown, Curragh*

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

NAME.	ADDRESS.
<i>Com P. Houlihan</i>	<i>174 Omanstown Road Dublin</i>
<i>R. Oman</i>	<i>South Dublin Union, James's St</i>
<i>J. Conroy</i>	<i>12 James's Street W. Dublin</i>

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

(a) Unit or Units *G. Coy 1st Batt Dublin Brigade. I.R.A*

(b) Duration (giving dates) of service *1st April 1923 to 30th Sept 1923*

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

(d) Officer Commanding in each instance *Vice Com Geo Irvine & J. Mc Gushin*

(e) In what way do you claim that your service was active service? *By reason of internment by Free State Forces.*

(f) Particulars of any military operations or engagements or services rendered during the period *Look part in attempted escape from Mountjoy Prison in 1923.*

in Command of Prisoners in Mt Joy Prison (Bwing) in 1923 + 1924.

(g) Absence from duty and cause *internment*

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

NAME.	ADDRESS.
<i>G. Houlihan</i>	<i>55 Botanic Road Dublin</i>
<i>A. Dowling</i>	<i>Blanchardstown, Co Dublin</i>
<i>J. Kelly</i>	<i>19 Mc Cafferys Estate, Mt Brown Dublin</i>

main Road Castleknock Co Dublin

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.

(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.

.....

.....

.....

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.

1st Lieutenant

(Rank D)

(b) On second critical date.

1st Lieutenant

(Rank D)

References who can testify as to your statements :—

NAME.	ADDRESS.
<i>P. Dalton</i>	<i>St Brigid's Ashdale Av. Terenure</i>
<i>W. F. Judge</i>	<i>7 Fairview Terrace Dublin N.E.5</i>
<i>R. O'Han</i>	<i>South Dublin Union James's St Dublin</i>
<i>J. Kelly</i>	<i>79 McCafferys Estate, Mt. Brown 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

- (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. *I am employed by the Dublin Corporation Fire Dept. and am in receipt of a weekly wage of £4.10.0*

(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.
 (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..... *Davrick Kelly*

*Witness to signature or (where applicant is unable to write) to mark of applicant. } *Joseph F. Ennis*

Address of Witness..... *Dublin Castle*

Qualification..... *Garda Lochana D.G.*

Date..... *7-1-26*

* 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