2083

Harvey. James.

Legan

Louisburgh

Co. Mayo

Military Archives

Military Service
Pensions Collection

F.C.1

Roinn _____

_____

Nó cuirtear éantuairisc ar an sclúdaċ so.

w. 10 4

Po-Roinn

_____

Tá anpo, leir

Yes

An Uimir	An Sno
W.P./34 Reference 2083	Harney. James Legan Lonsburgh Co Mayo
An Uimir as Roinn eile. 7/66	

Do cuireadh cun	Data	Do cuireadh cun	Data	Do cuireadh cun	Data
Mr. Sweeney	20/7				
Mr Dooley	22/7/35				
Mr Sweeney	22/7/35				
Guard	22/7/35				
Mr. Sweeney	27/7/35				
Mr Sweeney	17/9/35				
Report G.H.Q.	18/9/35				
Mr. Sweeney	7.4.41				

Military Archives
Military Service Pensions Collection

(2753).L.3897.Wt.2 34—2118.20,000.9/ T.&Co.,Ltd. (Sch.21). G.37.*

REFEREE R.6
5.H.35. 10.30
ISSUED 30/3/35

Military Archives



Military Service
Pensions Collection

Military Archives

(1) Louisburgh Coy.
(2) 4th Batln. West Mayo Brigade
(3) A.S.U " " "
(4) 4th Batln. & A.S.U. 4th Western Div.

Ref. No. 2083 Applicant's Name Harney, James Address Legan, Louisburgh, Co. Mayo. Unit

(a) Period	(b) Service claimed	(c) Active Service allowed	(d) Equivalent for pension purposes.	Remarks
(1) 23/4/1916-30/4/1916	Nil	—	—	
(2) (a) 1/4/'16-22/4/'16 (b) 30/4/16-31/3/17.	Nil	—	—	Finished - check Rank. 16/7/35.
(3) 1/4/'17 - 31/3/'18	Nil	—	—	
(4) 1/4/'18 - 31/3/'19	Full Period	—	—	Ask D/Defence to refer certificates here in proper form, if they wish the question of "additional evidence" to be considered. 25/11/38
(5) 1/4/'19 - 31/3/'20	Full Period	—	—	
(6) 1/4/'20 - 31/3/'21	Full Period	—	—	
(7) 1/4/'21 - 11/7/'21	Full Period	Full	1 yr	Defer for Moane. 9.16 period.
(8) 12/7/'21 - 30/6/'22	Full Period	½	½ yr	ref. to award or release
(9) 1/7/'22 - 31/3/'23	Full Period	⅙	⅓ yr.	Check Rank with list. Compare JKD 30/7/35
(10) 1/4/'23 - 30/9/'23	Full Period	nil	—	

(a) First critical date; (b) Second critical date.

Rank claimed on — Batln. Q.M. — Batln. Q.M.
Rank allowed:- — D. — D.

Total of column (d) 1 5/6 years

Signed:- Adm. Cadra — John McEvoy — J. Fahy — Lieut. Fitzgerald

Military Service Pensions Collection

34/SP/-2259. D618. 18-6-8
2083

DEPT. OF DEFENCE
RECEIVED
27 NOV 1937
Military Archives
PENSIONS BRANCH

Bridge Street,
Westport.
23rd. November, 1937.

This is to certify that James Harney of Louisbourgh was on the hills whole-time during the early part of March, 1921 when I was back in that area and from that time onwards until the 11th. July 1921 he was on active service.

Early in March, 1921 I was sent back to organise men for a flying column in the Louisbourgh area by Michael Kilroy, then Brigade O.C. and when I arrived in that area James Harney was already on the "run" with rifle and ammunition and he immediately joined me with other members from the area. Shortly afterwards we proceeded to join the Brigade flying column main Body.

Signed — Joseph L. Baker 23-11-37.

Military Service
Pensions Collection

Military Archives

Louisburgh Co Mayo

20/11/37

The Secretary Military
Service Pensions Board.

DEPT. OF DEFENCE
RECEIVED
27 NOV 1937.
PENSIONS BRANCH

I certify that James Harney of Legan Louisburgh, joined Louisburgh Company Volunteers in 1918 and took part in all operations carried out by that Company until I left the area in 1919.

I am aware that he was a member of West Mayo Brigade A.S.U during the Black and tan period and served in Barracks during the truce period

I further certify that he served with the Divisional A.S.U from the outbreak of the Civil war, until the End of December 1922. He was afterwards put on Special Coast duty along Clew bay until the dump Arms order.

Signed Thomas Harney
Deputy O/C Bn. Transport 1922-23

1st Lieut Louisburgh Co 1917-19

Military Service Pensions Collection

Military Archives

Chapel Street
Lowtherstown

To Lec army pensions Board

I Certify that I have known James Harney Lowtherstown to be an active member of the I R A in the 4th Battalion of which I was Vice Ole. from early the March 1920 He took part in all local activities and served with the A. S.D. until the Truce During Truce period He had Continuous Service in Barracks He served with the Devisional a S U until the end of December 1922.

Signed Andrew Harney

Military Service Pensions Collection

Military Archives

Castlebar Road,

Westport, Co.Mayo.

9th Novr. '37.

To the Secretary,

Army pension Board.

I certify that I have known James Harney, Louisburgh, to be an active member of the I. R. A. in my battalion from the time I went to that area early in 1920. He took part in all local activities and served with the Brigade A.S.U, until the truce. During the truce period he had continuous service in barracks. He served with the Divisional A.S.M. from the out break of hostilities until end of December 1922. He afterwards served on important home work, in charege of men and munitions across the bay, making dug-outs, storing and care of arms.

Signed .....P. J. Kelly.....

Military Service Pensions Collection

Military Archives

Carrabawn,

Westport,

1st November, 1937.

The Referee,
Military Pensions Board,
Griffith Barracks,
DUBLIN.

Sir,

This is to certify that James Kearney was a member of West Mayo Brigade I.R.A. from its formation in 1920 and took part in at least one major operation namely Carrowkennedy.

He was on continuous active service until his capture in Jan. 1923. Acting on my instructions he signed a release form as I required his services for the purpose of making dug-outs. He was in charge of the secret despatch service from Louisburgh to Newport across the bay. As the work was of the utmost importance to our I.R.A. units at the time it was most important that the most reliable officer possible should be on this particular work.

James Kearney was a most reliable, efficient and trustworthy officer for this work and carried out all the duties called upon. I have no hesitation in stating that he was on full time active service.

Signed. Emo Ane Ó D

LATE O.C. WEST MAYO BRIGADE.

Michael Kilroy
Late O.C. Western Command.

Military Service Pensions Collection

Ref. No. 2083 APPLICANT'S NAME Harney James

For Discussion with Messrs Kilroy Moane Date 1/2/38

PERIOD	OBSERVATIONS ON SERVICE	PROVISIONAL ASSESSMENT
(1)	Memo The record in this case was issued to Y.H.& on the 18/9/35. On the 24 Nov., 1937 the Dept of Defence sent over some certificates from the former officers of this applicant	
(2)	but so far we have not been requested to re-open this case Enquiries are being made from Y.H.&. File is B.F. on request	
(3)	of Messrs Kilroy Moane on 1/2/38. File again brought forward as requested on 24/11/38	Nil
(4)		
(5)		
(6)		
(7)		
(8)		
(9)		
(10)		

OBSERVATIONS ON RANK—

(a) First Critical Date..... (b) Second Critical Date.....

RESULT OF DISCUSSION.

SP 3964 10000 5-37 RC 2/40321

Date.....

Military Archives
Military Service Pensions Collection

Military Archives

2063

...ension.

With reference to the annexed it would appear from our records that Messrs Eugene Moriarty, James Harvey & Sean Glennon appealed against the findings of the Referee but did not pursue same.

With regard to the other applicants mentioned there is no record of any appeals being received in the Dept.

J. Kinsella
Sec.
4/6/41.

2 copies please
17/6/41

Military Service Pensions Collection

~~For Despatch please.~~

~~Lost Ref. 44~~

UIMHIR THAGARTHA
(Reference No.)

OIFIG AN RÉITEÓRA,
COLAISTE CAOIMHIN,
GLAS NAOIDHEAN,
BAILE ÁTHA CLIATH.

29 May, 1941.

ACHT NA bPINSEAN SEIRBHÍSE MÍLEATA, 1934.

(Military Service Pensions Act, 1934.)

CMTP O'Connor

F.3. Pensions.

Please confirm whether or not the under-mentioned applications are the subjects of Appeals to the Minister for Defence referred for consideration in this Office: -

34/S.P./Ref.	Name	M.S.P./34/Ref.
B.2 710	Robinson, Joseph	298 A.15
C.29 1097	Hayes, Seán	867 D.1138
E.238 1288	O'Brien, Denis	1157 E.2273
D.68 2072	Sullivan, Michael	1917 E.1285
D.323 2215	Daly, Joseph	2208 E.618
D.355 6367	McEllistrim, T.J.	5780 D.439
D.153 7174	Moriarty, Eugene	6370 E.4020
D.618 2259	Harney, James	2083 D.17
D.452 15120	Glennon, Sean	13371 E.4817
D.834 18560	Sullivan, Patrick	~~354~~ 17161
E.1109 29405	Calnan, Cornelius	26429
E.3088 27769	Doherty, Daniel	26680
E.2844 38540	Gribben, Neal James	36444

The information is required for check of our office records.

E R Benson

RÚNAIDHE.

ER/FS.

Military Archives
Military Service Pensions Collection

Military Archives

I James Harney do Solemnly Swear that; I joined the Volunteers in 1918 and Served until 1923 I took part in ~~Training~~ & Collection of Arms & Raids for Arms fotom 1919 until 1921
I served with 4th Batt, West Mayo Flying Column 1920 – 1921 & with Brigade Flying Column upto 11th July 1921, I Served continuos in Barracks during Truce period & with 4th Western Divisional ~~Col~~ A.S.U from outbreak of Hostilities until Dec 1922 when I was arrested by Free State Troops. I was ~~ordered~~ ordered by my Superior Officers to sign Release Form, as my Services outside were very much required. I signed a Release Form & was released on Feb 1st 1923. From then on I attended to; Construction of Dug Outs; and arranging for ~~Transport~~ of men & Arms & other War material from Louisburgh to Newport accross the Bay. I also attended to Communications & such matters as I was required to.

Signed James Harney

John Morrison P.C.
Louisburgh

Military Service Pensions Collection

Military Archives

23rd Oct 1937

To the Sec Dept of Defence Parkgate Dublin.

A. Capa.

In reply to your Communication of Nov 1st Ref 345P/2259 / D618 I enclose Sworn Statement covering my Activities 1918 – 1923. I also enclose Certificates from Eamon Moane I.R. Carrabawn Westport Co Mayo

Michael Kilroy Carrabawn Newport "
patrick J Kelly Castlebar Rd Westport "
Andrew Harney Chapel St Louisburgh "
Joseph L Baker Bridge St Westport "
Thomas Harney Chapel St Louisburgh "

who are prepared to testify.

This additional evidence was available when I was before the Board on april 6th 1935. but I thought my case such a genuine one that it was not necessary to produce all this Evidence. Trusting that this will will suffice.

Yours, &c
James Harney
Legan Louisburgh
Co Mayo

Military Service Pensions Collection

Military Archives

leaṫán mionṫuairisce. m.s.c

Tagairt .....

Particulars Outstanding:

All rolls of the Louisburgh Battn.

R.L. 9 issued.
2/8/35
ED.

Boy rolls recd.

Report may issue
ED
11/9/35

(4162).M1173.Wt.240—2320.150,000.5/35.A.T.&Co.,Ltd. (Sch.27). G.37.*

Military Service Pensions Collection

M.S.P./34/2.

Military Service Pensions Act, 1934.

Ref. No. 345/1/12459

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

Harney, James
Legan, Lavallagh, Co. Mayo.
for a Service Certificate.

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

J. J. Morgan

.....

Date 26 FEB 1935

Ref. No. M.S.P./34/Referee — 2083

To:

THE MINISTER FOR DEFENCE.

I submit hereunder my report in this case.

Report transmitted to GHQ and I. — 18/9/35.

Recorded 18/9/35.

Registered 19/9/35

(SIGNED) J. K. O'CONNOR

.....
Referee.

Date.....

---

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

2. If so, total actual service in the different service periods, as established (1) Nil (2) Nil (3) Nil (4) Nil (5) Nil (6) Nil (7) Entire Period (8) ½ of Entire Period (9) ⅙ of Entire Period (10) Nil

3. Total service for pension purposes as defined by Second Schedule of the Act 1 5/6 years

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

   (*a*) On first critical date Grade D. Para 1(4)(i) —

   (*b*) On second critical date Grade D. Para 1(4)(i) —

   (*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 —

B

Cert

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

.....no.....

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

.....no.....

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

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

.....nil.....

.....

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

.....

(3) State—

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

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

.....

.....

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

.....nil.....

.....

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

.....

Military Archives
Military Service Pensions Collection

(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

.....Nil.....

.....

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

.....

(3) State—

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

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

.....

.....

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.....

.....Louisburgh Coy. Batt. IV, West Mayo Bde.....

.....

Military Archives
Military Service Pensions Collection

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

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

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

(3) State—

(*a*) The particular military body of the Forces. Oglaigh na h-Eireann

(*b*) Unit or Units and the position held by applicant.
Louisburgh Coy. Batt'n. IV, West Mayo Brigade

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

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

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

(3) State—

(*a*) The particular military body of the Forces. Oglaigh na h-Eireann

(*b*) Unit or Units and the position held by applicant.
Batt'n. IV, West Mayo 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
Entire Period

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

Military Archives
Military Service Pensions Collection

(3) State—

(*a*) The particular military body of the Forces. Oglaigh na h-Eireann

(*b*) Unit or Units and the position held by applicant. Batt^n. Q.M.
Batt^n. IV, West Mayo Brigade.
Attached to West Mayo Brigade A.S.U.

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
1/2 of Entire Period

(2) Equivalent of active service for pension purposes as defined in the Second Schedule of the Act.....
1/2 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.....
Batt^n. IV, West Mayo 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
1/6 of Entire Period

(2) Equivalent of active service for pension purposes as defined in the Second Schedule of the Act.....
1/3 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. Batt^n. Q.M.
Batt^n. IV, West Mayo Brigade,
and A.S.U., 4th Western Division. Imprisoned

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

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

.....

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

..... Battn. IV, West Mayo Brigade .....

.....

Military Archives
Military Service Pensions Collection

(3238).L6222.Wt.3347—3715.6.20,000.11/34.A.T.&Co.Ltd. G.28.

Military Archives

leaṫán mionṫuairisce. m.s.c.

Tagairt.....

The Secy.

Submitted
Cousins
22/7.

Mr. Sweeney.

E. Moane, T.D., in his Brigade records shows Thos. Dammon as 4th. Battn. O.M. on 11th. July 1921. Battn. lists furnished by the 4th. Battn. O/C and Adjt. respectively show that Thos. Dammin was interned on that date and that applicant had been appointed O.M. Rank on 1/7/22 is correct according to all records

22/7

Mr. Sweeney

Prepare Report down showing applicant Battn. O.M. on both critical dates

E. ob
27/7/35

N.B. No coy. rolls in hand to date
22/7/35

(2654).L.3527.Wt.1886—2091. C &E 150,000.9/34.A.T.&Co.,Ltd. S. 37. Sch. 27.*

Military Service Pensions Collection

Military Archives

leaċán mionṫuairisce. m.s.c

Ṫagairt .....

Mr. Sweeny

If applicant's ranks is correct, notate this accordly. & prepare report forms.

E. de h
20/7.

Mr Dooley Date ranks according to R.O. Are all records to hand for this Battn?

Cussack.
22/7.

Military Service Pensions Collection

(4162).M1173.Wt.340—2320.150,000.5/35.A.T.&Co.,Ltd. (Sch.27). G.37.*

Military Archives

15th May 1935

A Chara,

I am directed by the Referee to refer to my letter of 1st instant regarding the application of Messrs. James Flaherty and James Harney, and to state that in addition to these, the Advisory Committee desires to discuss with you the applications of :-

2441 Michael Butler Sraheen, Aghagower, Westport.
624 Owen Sweeney Cornanool, Castlebar.

and I am accordingly to request you to be good enough to attend at the above address on Saturday next, 18th instant at 11.30 a.m.

In case you are unable to attend on Saturday, perhaps you will 'phone me (51028) in order that a mutually convenient appointment may be arranged.

Mise, le meas,

E. a Burke
RÚNAÍ.

M. Moane, T.D.,
LEINSTER HOUSE.

MMcG

Military Service Pensions Collection

Military Archives

1222 & 2083.

1st May 1935.

A Chara,

I am directed by the Referee to refer to the following applications :-

(1222) James Flaherty, Fairgreen, Westport, Co. Mayo.
(2083) James Harney, Legan, Louisburgh, do.

and to state that the Advisory Committee wish to discuss these with you at your earliest convenience.

Perhaps you will be good enough to 'phone me (51028) so that we may arrange a mutually convenient date and hour.

Mise, le meas,

E. de Roiste

RÚNAÍ.

E. Moane, Esq., T.D.,
Leinster House,
DUBLIN.

NMcG

Military Service Pensions Collection

SWORN STATEMENT MADE BEFORE ADVISORY COMMITTEE BY EDWARD MOANE

ON THE 18TH MAY, 1935, ON BEHALF OF JAMES HARNEY - NO.

Q. No actual ambush in the 6th period. In Carrowkennedy in the 7th period?
A. That is correct.

Q. He joined the A.S.U. in March '21?
A. Yes.

Q. He was with Mick Kilroy?
A. He was up to the Truce.

Q. He was in training camps for a period during the Truce. He went home and he went into barracks then?
A, That's correct.

Q. What about his civil war service?
A. He was not asked to go on active duty during the civil war because 5 or 6 men in that area were left off active service. Harney was one of them. John Duffey is another we transferred from active service and put him on to other work.

Q. He signed the form in February '23. He was arrested in December. What would he be doing in his own area?
A. He was practically in charge of the area. We left him there and we did not want anything out of the ordinary to happen and his influence was beneficial; he kept things going.

Q. If you wanted to use the area what did he do?
A. We did use the area extensively. He provided us with a dug-out which we had to use and we used him for other things.

Q. What else would he be doing?
A. He did despatch work.

Q. Would you be in that area for half of that period?
A. I would not say I was all the time. At least once a fortnight. We used the seacoast extensively from Newport across the bay.

Q. On the whole what fraction of the time would he be really exclusively engaged on this military work?
A. I am certain he would not be able to spend any of his time at home because he was too well known. He might get home an odd day.

Q. He was active up to the time of his arrest?
A. He was.

Sworn before me on.....

.....
REFEREE.

TM.

Military Archives
Military Service Pensions Collection

SWORN STATEMENT made before THE ADVISORY COMMITTEE by JAMES HARNEY, on 5th APRIL, 1935 - FILE NO.2083.

4th PERIOD:
Q. When did you join?
A. April, 1918.

Q. You assisted in manufacture of munitions, etc.?
A. Yes.

Q. You had a clash with the R.I.C., in attempting to rescue a prisoner?
A. The company was "on the run" from June, 1919. In December, 1919, the captain was in the town marching with his company. The R.I.C., attempted to arrest him. There was another man with him, a Lieutenant. The Lieutenant got him. Eventually the captain was arrested.

Q. Were you armed?
A. We had hurleys, etc. A police sergeant was wounded with a blow on the head.

5th PERIOD:
Q. You had the usual routine duties, etc.?
A. Yes.

6th PERIOD:
Q. You assisted the Republican Courts in dealing with prisoners, etc. Did any ambush actually come off in that period?
A. No.

7th PERIOD:
Q. You were at Carrowkennedy in June?
A. Yes.

Q. When did you join the A.S.U.?
A. In March, 1921.

Q. Who was in charge of the A.S.U. in your area?
A. Michael Kilroy.

Q. Had you any other engagement but Carrowkennedy?
A. No. When I joined the column it was a battalion column; we then joined with the Brigade A.S.U.

8th PERIOD:
Q. Were you working during the Truce?
A. I was in Training Camps for a period - September, 1921.

Q. For how long?
A. A week, or a fortnight.

Q. After that, what did you do?
A. We went back to our homes - were ready when called on.

Q. You went into barracks?
A. Yes, in the winter of that period.

Military Archives
Military Service Pensions Collection

9th PERIOD: Q. Were you in any fighting that time? - Civil War?
A. No.

Q. You were arrested on 22nd December, 1922?
A. Yes.

Q. You were detained till ∉ 1st February, 1923?
A. Yes.

Q. You were a member of A.S.U. at this time?
A. Yes, taking despatches, and on duty in barracks.

Q. Up to December, 1922, had the A.S.U. any fighting in your Area?
A. There would have been. I was not mobilised for it.

Q. What barracks were you in?
A. In the summer of 1922, I was in Castlebar Barracks. A number sere sent on to Collooney in Sligo.

Q. How did you get out as early as 1st February, 1923?
A. I was offered my release if I signed the form. I refused on different occasions, so in the end I signed it.

10th PERIOD: Q. After you signed the form, did you go back to your Volunteer duty?
A. I went back home. There was practically no fighting. They were living under a cloud.

Q. When were you appointed Battalion Quartermaster?
A. May, 1921, when the other man was arrested.

Q. You were Battalion Quartermaster first and second critical dates?
A. Yes.

Q. Were your duties as Battalion Q.M., heavy?
A. Only while in barracks was it heavy.

SWORN BEFORE ME ON : _____

_____

R E F E R E E.

GH.

Military Archives
Military Service Pensions Collection

M.S.P./34/1.

DEPT. OF DEFENCE
RECEIVED
14 FEB 1935
PENSIONS BRANCH

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*). HARNEY (SURNAME.) JAMES (CHRISTIAN NAMES.)

PRESENT ADDRESS (*to be written in block capitals*). LEGAN, LOUISBURGH, CO. MAYO

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.

Military Archives
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.....

Military Archives
Military Service Pensions Collection

(*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.....Louisburgh Coy

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

.....

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

.....

(*d*) Officer Commanding in each instance.....Austin Mc Donald (Capt.)

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

.....Assisting at manufacture of Munitions

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(*f*) Particulars of any military operations or engagements or services rendered during the period Collecting of Arms care of same. Training, Clash with R. I. C. in attempt to rescue prisoner.

(*g*) Absence from duty and cause None

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

NAME.	ADDRESS.
Austin Mc Donald	Fire Station Rathmines Dublin
Thomas Harney	Chapel St Louisburgh Co Mayo
James Saunnin (John)	Carramore Louisburgh Co Mayo

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

(*a*) Unit or Units Louisburgh Coy

(*b*) Duration (giving dates) of service Continuous

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

(*d*) Officer Commanding in each instance James Saunnin (John) (Capt)

(*e*) In what way do you claim that your service was active service ? Carrying out of Military Operations

(*f*) Particulars of any military operations or engagements or services rendered during the period Care of Arms + Munitions, Organising and Training

(*g*) Absence from duty and cause None

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

NAME.	ADDRESS.
James Saunnin (John)	Carramore Louisburgh Co Mayo
Andrew Harney	Chapel St Louisburgh Co Mayo
John O Dowd	Falduff Killsalagh Westport Co Mayo

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

(*a*) Unit or Units 4th Batt West Mayo Brigade

(*b*) Duration (giving dates) of service Continuous

Military Archives
Military Service Pensions Collection

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

.....

(d) Officer Commanding in each instance....Patrick J. Kelly (Comdt)....

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

(f) Particulars of any military operations or engagements or services rendered during the period..Assisting Republican Courts in dealing with prisioners, Raiding and Censoring Mails, Raiding for Arms, Attempts to Ambush Enemy patrols.....

.....

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

.....

.....

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

NAME.	ADDRESS.
Patrick J. Kelly	Castlebar Road Westport Co Mayo
Andrew Harney	Chapel St Louisburgh Co Mayo
Joseph L Baker	Bridge St Westport Co Mayo

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

(a) Unit or Units..A. S. U. West Mayo Brigade.....

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

.....

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

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

(e) In what way do you claim that your service was active service ?..As a.....
member of the A. S. U West Mayo Brigade.....

(f) Particulars of any military operations or engagements or services rendered during the period..Engagement with Enemy Forces at.....
Carrowkennedy, in June 1921. Laying Ambushes.....
on other Occasions.....

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

.....

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

NAME.	ADDRESS.
Patrick J Kelly	Castlebar Rd Westport Co Mayo
Michael Kilroy J.P.	Carrabaun Newport Co Mayo
Eamon Moane T.D.	Carrabaun Westport Co Mayo

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

(*a*) Unit or Units 4th Batt

(*b*) Duration (giving dates) of service Continuous

(*c*) District or Districts in which active service was rendered Louisburgh Westport Castlebar

(*d*) Officer Commanding in each instance Patrick J. Kelly (Comdt.)

(*e*) In what way do you claim that your service was active service? Continuous Duty in Barracks

(*f*) Particulars of any military operations or engagements or services rendered during the period Training police Duty & General Barrack Routine

(*g*) Absence from duty and cause None

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

NAME.	ADDRESS.
Patrick J. Kelly	Castlebar Rd Westport Co Mayo
Thomas Kitterick	Peter St Westport "
Eamon Moane T.D.	Carrabaun Westport "

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

(*a*) Unit or Units 4th Batt and A.S.U. 4th Western Division

(*b*) Duration (giving dates) of service From 1st July 1922 to 22nd Dec 1922 and from Feb 1st 1923 to 31st Mar 1923

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

(*d*) Officer Commanding in each instance Patrick J. Kelly (Comdt.)

(*e*) In what way do you claim that your service was active service? Duty in Barracks and as a member of the A.S.U. 4th Western Div.

C

(*f*) Particulars of any military operations or engagements or services rendered during the period... Blowing up of Bridges, Blocking of Roads to impede Enemy Transport procuring Supplies for the A. S. U.

(*g*) Absence from duty and cause... Arrested by Enemy Forces on 22nd Dec 1922 and detained until 1st Feb 1923

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

NAME.	ADDRESS.
Patrick J. Kelly	Castlebar Rd Westport Co Mayo
Eamon Moane T.D.	Carrabaun Westport Co Mayo
John R Gibbons	Cloonagh Westport Co Mayo

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

(*a*) Unit or Units... 4th Batt West Mayo Brigade

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

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

(*d*) Officer Commanding in each instance... Patrick J. Kelly (Comdt)

(*e*) In what way do you claim that your service was active service ?... Carrying out Military Operations

(*f*) Particulars of any military operations or engagements or services rendered during the period... Outpost Duty; making Arms Dumps and care of same

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

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

NAME.	ADDRESS.
Eamon Moane T.D.	Carrabaun Westport Co Mayo
John R Gibbons	Cloonagh Westport Co Mayo
Thomas Harney	Chapel St Louisburgh Co Mayo

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.....

.....

.....

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* 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 Archives
Military Service Pensions Collection

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

NAME. ADDRESS.

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(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.....

.....

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(*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.....

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.....

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Military Service Pensions Collection

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

NAME. ADDRESS.

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(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.

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.....

.....

(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.....

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(*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.

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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.

Quarter Master 4th Battalion
West Mayo Brigade

(*b*) On second critical date.

Quarter Master 4th Battalion
West Mayo Brigade

References who can testify as to your statements :—

NAME.	ADDRESS.
Patrick J. Kelly	Castlebar Rd Westport Co. Mayo
Thomas Kitterick	Peter St Westport Co. Mayo
Eamon Moane T.D.	Carrabaun Westport Co. Mayo
Andrew Harney	Chapel St Louisburgh Co Mayo

(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

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

Army Pensions Act, 1923.
Army Pensions Act, 1927.
Army Pensions Act, 1932.

If so, with what result.

No

(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.

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

If so, give details..... No .....

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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.

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Signature (or Mark) of Applicant..... James Harney .....
Legan Louisburgh Co Mayo .....

**Witness to signature or (where applicant is unable to write) to mark of applicant.*..... John Mulvey J.P. a.s.273. .....

Address of Witness..... Louisburgh, Westport .....
Co. Mayo. .....

Qualification..... Farmer .....

Date..... 3rd February 1935 .....

* 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.

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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

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(*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 Oglaigh 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,

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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.

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(F.S.165). Wt.2983—3692. L.5521. 6. 50,000. 11/34. Falconer. G.9.