

ROINN

List 366

nÁ cuirtear éantúairisc ar an sclúdaic so.

Sh 90.
44/215

f.c.1

ro-Roinn

West Mayo

B 2nd Ballin

Tá annro, leir

An Uimhir

An Snó

36052

An Uimhir as Roinn
Eile.

B34 9731

Gallagher, Anthony
Anghagowla, *Blogher*,
Westport
Co Mayo

N 471

Do cuirtear cun

Dáta

Do cuirtear cun

Dáta

Do cuirtear cun

Dáta

D/S.

6/1/37

D/S

11.1.38

N A (b)

8/2/40

Renaith
PA

15/3/41

Ch. Ryan
PA

16/4/45

28/1/46

Ballinacorney

22.1.46

Military Archives



Military Service
Pensions Collection

*Applicant
1/1/47*

REF. No. 36052

APPLICANT'S NAME

Gallagher, Anthony

ADDRESS

UNIT

W. Mayo Bds.

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

ACT DOES NOT
APPEAR TO APPLY

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

Rank claimed on

Rank allowed

Total of Column (d)

SIGNED—

J. McBoyle[Signature]

Ref. No. 36052Applicant's Name Gallagher Anthony

Address: -

MD / APPEAL

UNIT: -

W. Mays Bde.

(a) PERIOD	(b) Service claimed	(c) Active service allowed	(d) Equivalent for pension purposes	REMARKS
(1) 23/4/16 - 29/4/16				
(2) (a) 1/4/16 - 22/4/16 (b) 30/4/16 - 31/3/17				
(3) 1/4/17 - 31/3/18	<u>free</u>			
(4) 1/4/18 - 31/3/19	"			
(5) 1/4/19 - 31/3/20	"			
(6) 1/4/20 - 31/3/21	"			
(7) 1/4/21 - 11/7/21	"		<u>No change recommended</u>	
(8) 12/7/21 - 30/6/22	"			
(9) 1/7/22 - 31/3/23	"			
(10) 1/4/23 - 30/9/23	"			

(a) First critical date.

(b) Second critical date.

Rank claimed or

Rank allowed

SIGNED:

Total of column (d)

W. MaysRobinsonat meeting 2 HaddingcommissionBillDon Eingham
W. Mays
3-1-47

134/9731 Gallagher, Anthony

DATE

INITIALS

Application Received

Registered

Index Searched

Entered in Index

File to Secretary

Action Required:

31-1-52

AB

File to Referee and
Advisory Committee

Action required by Referee and Advisory Committee:-

Date of Decision

Decision Recorded

Report to Minister

Military Archives

Uimh. Thag.

3451 / 37674

P.34 / 7731

OIFIG AN RÉITEÓRA,
COLAISTE CAOIMHÍN,
GLASNAOIDHEAN,
BAILE ATHA CLIATH.

Gallagher Anthony
Angela
Westport

Achta na bPinsean Seirbhíse Míleata 1934-1949.

Aire Cosanta,

Iar bhreithniú achainí an iarratasóra thuas-luaite do réir forála Ailt 11(1) de Acht na bPinsean Seirbhíse Míleata (Leasú), 1949, ní h-é mo thuairim go bhfuil cás prima facie ann gur duine é a mbaineann Acht 1934 leis.

Dá bhrí sin, diúltuim an t-iarratas d'athscrúdú.

An _____ lá de _____ 18 FEB 1953

Lady Mac Finlay

RÉITEÓIR.

Military Service
Pensions Collection

Ref. B4/9731

Petition submitted by Anthony Gallaghe

under Section 11 of the Military Service Pensions Act, 1949.

REFEREE.

I, the undersigned, being a member of the Advisory Committee duly appointed under Section 6 of the Military Service Pensions Act, 1934, as amended and extended by the Military Service Pensions Act, 1945 (11 of 1945) and Military Service Pensions Act, 1949 (29 of 1949) having been requested by the Referee to assist him in forming an opinion as to whether there is a *prima facie* case that the applicant (petitioner) is a person to whom the Act of 1934 applies, report to the Referee as follows:—

That there is a *prima facie* case that the petitioner is a person to whom the Act of 1934 applies.

.....
.....
.....
.....

That there is not a *prima facie* case that the petitioner is a person to whom the Act of 1934 applies.

M MacQuill
W. H. 11. 49
concluded

P./50A.

Military Service
Pensions Collection

Military Service Pensions Acts, 1924 to 1949.

PETITION UNDER SECTION 6 (I) OR UNDER SECTION II (I) OF THE
MILITARY SERVICE PENSIONS ACT, 1949.

34.SP. 37674.

Anthony Gallagher.

Minister for Defence,
Coláiste Caoimhín,
Glasnevin,
Dublin.



I made application for a Certificate under the Military Service Pensions Acts but my application was refused.

My application was made from the following address :—

.....
Aughagowla, Blogher, Westport,
Co. Mayo.
.....

I now request that you will forward this, my petition, to the Board of Assessors or to the Referee, as the case may be, for a re-investigation of my application, on the ground that I am in a position to prove facts sufficient to establish that I am a person to whom the Acts apply.

The following is a statement of the said facts :—

*Dueing to illness this application has
been overlooked but my statement is
already sent to the Minister of Defence
when making an application previous
to this.*

I remain,

Yours faithfully,

Anthony Gallagher.

Military Archives



Signature.....*Anthony Gallagher*.....

Present Address.....*Aughagowla, Clegher,*.....

Westport, Co. Mayo.....

Date.....

NOTE :— Should the space allotted in this form be insufficient for the purpose, the statement of facts may be continued on a separate sheet which should, however, be attached to this form.

SWORN EVIDENCE GIVEN BEFORE THE REFEREE AND
ADVISORY COMMITTEE BY MR. ANTHONY GALLAGHER
(REF.NO.36052) ON 1st JANUARY, 1947.

REFEREE:

- Q. You made application for a Service Certificate in Dec. 1935.
A. Yes.
- Q. Were you prevented by illness from giving evidence in support of your claim?
A. I was.
- Q. Why did you not claim that ambush in Kilmeena on your application form?
A. I was on outpost duty and we thought - we were misled by those people that nobody would get a pension unless they had some - that they were Captains.
- Q. You thought it worth while mentioning that you had knocked bridges at Gurteen and Kilmeena and that you had done guard for the A.S.U.
A. Yes.
- Q. Isn't it surprising if you mentioned those things that you did not mention the fact that you took part in an ambush?
A. I have Dr. Madden to prove it.
- Q. I am asking isn't it surprising you thought it worth while mentioning knocking bridges and doing guard duty that you did not think it worth while mentioning being in an ambush?
A. It wasn't I that filled the form, I wasn't able to fill it and they must have left it out, but I have Dr. Madden to prove that I was there.
- Q. What part did you take in it? Were you on outpost or in the actual ambush?
A. I was on outpost duty within 500 yds. of where the ambush was.
- Q. With whom were you?
A. With Dominick Mulchrone.
- Q. Anybody else?
A. Dominick Mulchrone and John Gallagher; only the three of us. Ned Moane was the very man that placed me in that position.
- Q. 400 or 500 yds. from where the ambush occurred?
A. Yes, at the tope of the Commons Hill.
- Q. Did any one of you three men come into conflict with the British forces?
A. No, we didn't.
- Q. Were the three of you armed?
A. Yes.
- Q. How were you armed?

A. With a shotgun.

Q. You had no occasion to use it?

A. No occasion to use it. There were four cross-roads and they were along the Westport-Newport road.

Q. You had been a member of Brocka Coy. from April '17?

A. Yes.

Q. You had taken part in the parades of the Coy. during the years between the time you joined and the Truce?

A. Yes.

Q. Were you associated with any other fight besides the one you have mentioned?

A. Newport.

Q. What connection had you with that?

A. We were mobilised and the Forces would be coming down the Westport road. Doherty was about a quarter of a mile up at Kilbride(?) and he was to flash the lamp when coming along and he flashed the lamp and gave a wrong signal and that time Willie Burke(?) had a shotgun in his hand and it went off and ~~sher~~ shot Petie Hopkins and he was wounded and we were told to retreat. I carried Hopkins from Kilbride back to James Kilroys.

Q. I noticed you limping as you came in. When ~~were~~ was your leg injured?

A. My leg wasn't ~~injur~~ injured in the fight at all. I am suffering from rheumatism.

Q. That is of recent occurrence?

A. Yes, for the last 12 or 14 years.

Q. Were you associated with any other ambush or fight besides what you have told us?

A. At Dromola.

Q. What happened there?

A. We were at the little bridge between(?) and Dromola, cutting that, and Willie Melia was our officer.

Q. Were you surprised by the British while doing that?

A. Before we had it half cut they came along and he gave us the signal to escape and we got down the little river.

Q. Did they fire shots after you?

A. They did.

Q. Was fire returned?

A. No, it wasn't. We were too far away.

Q. You had no ~~poss~~ opportunity of doing it?

A. We were too far away.

Q. Was/

Q. Was there any other occasion when you had anything to do with shooting in the British time?

A. We were at the railway bridge at Westport.

Q. What happened there?

A. We were there; we were mobilised and went there and when we went they had passed down from Ballinrobe, when we got there they had passed and we were late and we returned back again.

Q. Any other planned ambush?

A. That is all I think.

Q. Did you have any carrying of arms to do?

Q. Yes, I was looking after the arms dump.

Q. Where?

A. At Aughagowla.

Q. Where?

A. Pat Joyce's, at the bog at Gurteen Lake(?).

Q. What had you to do?

A. I had to keep them cleaned and look after them.

Q. Used the other members of the Coy. help in that?

A. Dominick Milchrone and John Gallagher and Brendan Murray.

Q. How often did you clean them?

A. We cleaned them once a week and looked after them.

Q. Did you have any dispatch work to do?

A. We held a dispatch station all during the Tan and F.S. time.

Q. How regularly did you carry dispatches?

A. Our house was a dispatch station and there were dispatches coming there every day. It was the only house in "B" Coy. that held dispatches and I saw in the form that was filled by another man that he held a dispatch station but I am going to prove that is wrong.

Q. You say that is not so?

A. Yes, and that man has to prove it himself.

Q. Who brought dispatches to your house? Different Vols.?

A. Vols. from Srahmore and that.

Q. Who used take them away from your house?

A. I wasn't able to take them away but I was sorting them for the fellows.

Q. Who used take them away?

A. Different men every day sent from the Coy.

Q. Did you do any carrying of dispatches yourself?

A. I would when they wouldn't turn up. Some of them were very good Vols and some of them were bad and when they didn't turn up I had to go myself.

Q. About how often did that happen?

A. That happened 3 times a week anyway. You would get 3 fellows to come and maybe 3 or 4 that wouldn't come.

Q. Who was it that arranged with you that these dispatches would be left at your place?

A. Sonny Gallagher and Joseph Doherty and Michael Kilroy and Ned Moane.

Q. When did they make this arrangement with you?

A. They made that in '18 at the starting of the drilling first.

Q. Is there any other special service you rendered besides what you have told us?

A. I joined the Col. in 1918.

Q. There was no Col. in '18.

A. I am forget-ful. I was in Srahmore with the fellows..... I was the eldest of the family; my brother was 15 years and he wasn't fit to get the dispatches going in circulation and I was sent back again to try and get them going.

Q. How long were you in Srahmore?

A. I was 3 weeks with the Col.

Q. How long before the Truce was that?

A. That was just before the ambush at Kilmeena.

Q. Just before Kilmeena?

A. Yes. That would be about a year.

Q. Is there anything else that you did in the pre-Truce period?

A. I think that would be all now.

Q. Another approach to your case might be this: You may say - "So-and-so got a pension and he had no better service than I had".

A. That is a fact.

Q. Would you mention some such person?

A. Willie Burke ~~is~~ is one man I never saw any place in Newport.

Q. You say you had as good service as he had.

A. Yes.

Q. Anybody else?

A. Dominick Mulchrone.

Q. Anybody else?

A. I wouldn't like to mention any more, I don't

want,

want to harm those people.

Q. You cannot harm those men.

A. If that is the case - Ned Murray.

Q. What did you mean by that suggestion of harm?
Is it that you think that they made claims
that they could not substantiate?

A. No, but I don't want to dock them out of their
claim for anybody. I wouldn't like to do
them harm.

Q. Willie Burke, Newport. Dominick Mulchrone,
where is he from?

A. Aughagowla.

Q. Mulchrone/

AMcD

(CONTG.)

Military Service
Pensions Collection

(Anthony Gallagher)

A/ house, November day, or one days. He was shot in the house.

Q. You didn't do any shooting that day?

A. Yes, I was under arms that day.

Q. Did you use your arms?

A. I did - myself and Ned Murray.

Q. You didn't mention that in your claim form?

A. Myself and Ned Murray and Michael Gibbons and Anthony Walsh(?).

Q. I will read over to you what was claimed in your application form: blowing up bridges at Kilmeena and blocking roads -

A. Yes.

Q. Nearby, it was stated you were arrested on 22nd July, 1922, by Free State troops, held for a fortnight and released?

A. Yes. Dr. Moran got me released.

Q. Were you in bad health?

A. I was. He attended me for pneumonia.

Q. If you were in bad health, you were hardly fit to fight?

A. I wasn't fit to fight.

Q. I take it you did not fight?

A. I fought that day, November Day, at our house when the Free State Army came down to surround us. We got out anyway.

Q. Did you fight on any other occasion?

A. I don't think I did. We had to fight that day.

Q. Had you any activity after that - after Mulchrone was shot?

A. No, I had not.

Q. Is there anything else you want to say?

A. I don't think there is anyway.

(DOCUMENT HANDED BACK TO APPLICANT).

BH.

Military Service
Pensions Collection

Referee:

- Q. Mulchrone in a reference you have handed in says you were responsible for the safety of wounded soldiers and their arms from day to day, and the day of the Kilmeena ambush he remembers he accompanied you there, armed, on outpost duty. You did not make any reference to anybody being wounded?
- A. Jim Swift..... - he is driving an ambulance(?) in Castlebar - I cannot remember names. Jim Swift got wounded in the toes that day and I had to take him back along with Dr. Madden. I called at Dr. Madden's last night and he has not been at home but I will get a certificate to the effect that I helped to carry Jim Hughes from within 100-yds. from where the ambush was to O'Donnell's, about three miles, on the day of the Kilmeena ambush, and Dr. Madden dressed him there. They were in our house that morning, 13 (?) of them, the Captain (?) and those, and we all left together. He will send in a certificate.
- Q. Is there anything else you have not mentioned in connection with your pre-Truce service, the Black-and-Tan time?
- A. I think that is about all now. My brother did not put in for a pension. He is in America.
- Q. The difficulty is you do not appear to have taken part in any fight?
- A. Well - I took part in Kilmeena.
- Q. Only as an outpost, you see, and it has never been the practice to give the same credit for work as an outpost as would be given for an actual part taken in an ambush.
- A. At Carrick (?), first time they came out to my father and they had me there on duty. They were expecting fellows to come from Castlebar to arrest three men The first time the Black-and-Tans came out, within a mile of Newport, and I was with Petey Corcoran and he said to go stop the car to arrest the fellows going down to Glassh.....(?). Gallagher, Cusack, Doherty and went to arrest them, and I went back to Derry(?). and I went back with a shotgun and next we heard was Kane's sister roaring and heard them shouting for mercy and that was about 2 o'clock that morning.
- Q. Wm. Burke was in gaol for most of the qualifying period (Reading from Records.)
- A. He was surely.
- Q. That would make a difference between his case and yours.
- A. He was in gaol not for long in the Tan period.



Military Archives

Q. For two months out of three. Also, : Referee
before that, he had been in an attempt
on Inspector Fuge(?)

A. He was along with me the night at
Kilbride - that was the only place I
ever saw him.

Q. He was also in the burning of R.I.C.
transport owned by a man named Cahill(?)
who used drive the police.

A. That could be correct. I was not there.

Q. And was actually going for ammunition when
he was arrested by the British.

A. There is one thing anyhow, he always kept
quiet. He was supposed to give himself
up that time all right.

Q. That would distinguish his case from yours.
Murray(?) was a member of Kilroy's column?

A. He was.

Q. And one of the first to join it?

A. We joined it the same day.

Q. But he was full-time with the column and
it was certified for him that he took part
in two of the three big fights in which
the column was engaged and took a major
part in those. You were only on outpost,
but it was certified for Edward Murray,
that he was actually in the Kilmeena en-
gagement, not as an outpost.

A. And how was it I was beside Dan(?) Murray.

Q. The sworn evidence given in support of
his ~~xxxx~~ application was that he took a
major part in Skirdagh and Kilmeena and
also took part in an attack on Newport Bks.

A. From the top of Mt. Kilroy's hill - I was
along with himself and Jeff Doherty and
Petey Corcoran and Wm. Rice the day they
fired.

Q. But his case as presented to us was very
different from the case you made for your-
self. Do you realise that?

A. I do that. Ours were not filled right.

Q. You say truthfully that you were an out-
post for Kilmeena?

A. Yes.

Q. It was proven for this man that he took
part in the actual ambush.

A. He did.

Not/

Referee:

Q. Not as outpost?

A. No. They were along the Westport road, and if anything came along the other road, we were supposed to fire.

Q. I am endeavouring to explain the difference between your case and his. Mulchrone was Coy. Capt. of the Coy.?

A. Yes, that is right.

Q. In the case of Mulchrone it was proven that his house was hardly ever (I quote the exact words) - it was certified for him that, "his house was scarcely ever, during the fighting periods, with less than six officers and men, and very often 10 or 12," and it was very strange that the Black-and-Tans never visited it. I am not saying any more than that. That is the sort of thing that induces the Referee to regard that man as a qualifying case.

A./

Ned/

Continuing/

A. Ned Moane, Michael Kilroy and McGovern can prove they were in our house - if not oftener than Mulchrone (McGowan(?)). The Black and Tans knew well.

GH. Referee;

Q. It was proven that this man, Mulchrone, had custody of 20 shotguns for 9 months during 1920?

A. He had.

Q. Also, that he carried despatches as often as four or five times a week during the six months before the Truce?

A. Them shotguns that he is speaking about were below. They were the guns that I was looking after - and what did he do with them in the Civil War?

Q. I am only telling you now the service with which he was credited during the pre-Truce period?

A. Yes. They were the shotguns that -

Q. He was quite candid about Kilmeena. He said he wasn't armed at the time and that he was a half-mile away from -

A. Well, he wasn't a half-mile away.

Q. That was his own account. So he could not be said to have tried to exaggerate his fighting

record/

- Q/ record. You have been given credit of being armed, but he said he was not?
- A. I am not saying he was armed, because he wasn't armed at all. I was armed that day, always carried arms because I joined the Column, and Mulchrone was not joined the Column. That is right now. McGovern has records of the names, and he knows well and can prove it. We were on the run all the time.
- Q. That is not the evidence that was given in his case, by the way. The evidence given in his case was that he was on the run three or four months before the Truce on account of raids on his home?
- A. There was no raid on his home.
- Q. I am not now discussing the truth or otherwise -
- A. I am telling the truth.
- Q. ~~I am not now discussing~~ I am only explaining to you the evidence on which the Referee seems to have acted in that particular case.
- A. I am telling the truth about it anyway. I am telling the truth. I don't want to get anything wrong for him.
- Q. What about the Truce period? Were you in any camp or barracks?
- A. I was.
- Q. For how long?
- A. For the whole period.
- Q. How long were you in camp during the Truce?
- A. I was 3 months.
- Q. Surely the camp was not in existence for three months?
- A. No.
- Q. How long were you in Camp during the Truce?
- A. About a month.
- Q. Were you stationed in any Barracks during the Truce?
- A. Newport.
- Q. How long in Newport?
- A. Three weeks, and we were in Bragode.
- Q. For how long in Bragode?
- A. About a fortnight, I think - two weeks.
- Q. Did you have any fighting during the Civil War?
- A. I had.
- Q. In what fights were you during the Civil War?
- A. Well, the day that Mulchrone was shot in our house/

copy

OIFIG AN RÉITEÓRA,

MSF/34/Ref. 36052.

6 Jan. 1947.

Military service Pensions Act, 1934.

Rúnaí,
Roinn Cosanta, F.3 A.

Further to your minute 34/S.P. 37674 of the 26. 11. 45.

I am directed by the Referee to state that he has accordingly reviewed the Report on the application made under the above Act by - Anthony Gallagher. Augnagowla. 66 Mt. Westport. and, on review, has confirmed the finding as set out in the said Report.

please acknowledge.

7

RÚNAÍ.

Military Archives

Dec. 30 / 46

This is to Certify

That Anthony Gallagher was an
Member of The I. R. A from 1917 to
Dec 1923 and during all that time
he was a good Reliable man.
and during The Black and Tan
war he was always on the go
for Ever thing that was wanted and
in 1921 he was engaged at The
Kilmeena ambush and at The ambush
of The newport D.I. as he was going
to Westport and at another Place
called Chaugher.
So I Think this man is entitled to a
Service Pension and any other information
you want to know about him I will
be to Glad to Give it to you

yours faithfully

James Flaherty, x Capt West Mayo
Bridgeway

Military Archives

Rosslare

Newport

22-12-46

A Cápá,

I am prepared to give evidence if necessary to prove that Antony Gallagher was on active service in 1921 & 22 and gave ^{his} services which were much needed at those times with his usual good soldierly spirits. I remember seeing him on Active Service and at Kilmaena and the Attack at Newport.

Yr Wife,

Edward Murray

Military Service
Pensions Collection

Aughagowla
Westport
29th Dec 1946

Dear Sir

Just a note to
certify that I remember
the day of the Kilmeung
ambush and accompanied
Anthony Gallagher there
Armed on outpost duty
And Anthony Gallagher
with others was responsible
for the safety of wounded
Soldiers and there Arms
from there that day

Signed
Dominick Mulchrone

Military Archives

C E R T I F I C A T E

Linenhall Street,
Castlebar,
Co. Mayo.

23/12/'46.

This is to certify that I visited the house of Anthony Gallagher, Aughagowla, Westport on the night of November 2nd 1922. I went there to ascertain what had happened on the previous day. On arrival there I learned that the house was attacked by Free State troops. They used bombs, machine guns and rifles in the attack and Volunteer P. Mulchrone was fatally shot.

The interior of the house was badly damaged as a result of the bombs having exploded in the second storey of the building over the kitchen. It was a miracle how the people in the house escaped and particularly two young children who were in bed in the room where the bomb exploded.

As it was dark when I visited the place I could not examine the front portion of the house.

Signed

L. J. Skeridan

Ex I/O.,

No. 1 Brigade, 4th Western Division.

Military Service
Pensions Collection

Look Part in Ambush at Drumulree
Cut Bridge at Gurteen May 1921 also on
outpost duty on 19th May 1921

Pat Kelly

Pat Gallagher

Michael O'Malley

Joe Kelly

Thomas Goran

J. O'Malley

P. Concoran

M. Gallagher

Anthony Gallagher

Wm O'Malley

John Kelly

Pat Kelly

James Kelly

W. Rice

M. O'Malley

Domich Mulekron

Anthony Gallagher

Pat Gallagher

Tom Goudar

Ambush at Drumulree
on outpost duty
under arms on 19th May 1921

Service
Pensions Collection

Record of Men in an Engagement With Crown
Forces at Kilmara on 19th May 1921
2nd Battalion

A. Coy } James Broome Kilmara
James Broome (Red) do
Patt Stanton do. Killed in action
Mell McHale do.
Michael Joyce do

B. Coy } Patrick Kelly
Michael Gallagher
Michael O'Malley
Thos Goraghty
Patt Gallagher
Peter Connon
James Kelly

C. Coy } Michael Kibron
Joseph O'Herby
Patt O'Malley
Edward Murray

7. Coy } John J. Connelley
James Minnan Patrick Mallon
Larry Minnan Patrick McFayhlin
Michael Brown

Newport
Mayo

30.12.46

To
The Referee
Military Pensions Board
Griffith Barracks
Dublin.

Dear Sir,

I am given to understand
that Anthony Gallagher of Aughagowla,
Clogher, Westport, is called before your
Board about his Pension claim.

I am prepared to appear before the
Board in evidence on his behalf
& beg to state that he & all the
members of the family including
his Parents rendered most valuable
assistance throughout the whole active
service period at great personal
risks to themselves.

Yours truly

Wm. Kilroy
(Late O.C. Western Command)

Military Archives

Ref. No.

36052

OIFIG AN RÉITEÓRA,
Bearrú Uí Ghriobhtha,
Baile Tíle Clí. Th.

13 Dec 1941

ACT NA BFINSEAL SEIRBHÍSL MÍLE-TH., 1934.

A Chara,

With reference to your appeal for revision of the Report upon your application for a Service Certificate under the above Act, I am directed by the Referee to request you to attend at this Office at 10.30 AM o'clock, on Wednesday the 15th day of January 1942, FOR FURTHER EXAMINATION ON OATH BEFORE THE REFEREE, in connection therewith.

If you fail to attend, the Referee may proceed with the investigation in your absence.

I am to point out that no claim in respect of your travelling expenses or any other expenses incurred by you can be entertained, and that Section 8(4) of the Act prescribes that the onus of proof shall rest on the applicant.

Mise, le meas,

Y

RÚN.Í.

Ys Anthony Gallagher
Anglo-Spanish
Refugee
Westport.

Military Service
Pensions Collection

36052

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28/11/65



Military Service
Pensions Collection

Roinn Cosanta,
Brainnse Airgeadais,
34/SP/37674 Colaiste Caoimhin,
Glasnaoidhean,
MSP/34/ Baile Atha Cliath.
Ref: 36052

26 Nov. 1945

Rúnaidhe do'n Réiteoir,

26/11/45

I am directed by the
Minister for Defence to state
that Mr. Anthony Gallagher

has appealed against the find-
ings of the Referee in his case.
The Minister directs that the
Referee will be good enough to
review his report in the light
of the additional evidence
furnished by the applicant.

S. A. Macdonnell

a/s RÚNAIDHE.

Military Service
Pensions Collection

Military Archives

34/SP/ 37674

A.F.O. (Mr. Horgan).
Finance Officer.
Secretary.

Mr. Anthony Gallagher

made application for a Service Certificate under the terms of the Military Service Pensions Act, 1934, as a result of which the Referee issued a report on 5-7-40 that the applicant was not a person to whom the Act applied. An appeal against the finding of the Referee was considered before he forwarded his report to the Minister.

Applicant now seeks to have his case re-opened. The evidence now produced (tab 'A') is declared by the Secretary, Office of the Referee, to be additional evidence as defined by the Attorney General.

The matter is submitted accordingly for a direction from the Minister as to whether the case should be referred back to the Referee for review.

Signo S A macloctainy

F.3

16th Nov. 1945

Refr. back

mla. D.T. 21st Nov 1945

Military Service
Pensions Collection

I Anthony Gallagher, of Aughagowla
Bogher Westport, Do hereby most
Solemnly and Sincerely Declare
as follows. 3/18/37674

I applied for a Pension
under the Military Service Pensions
Act and I was called to the
Military Service Pensions Board to
give evidence in support of my
application. At that time I was
very ill and I wrote so informing
the Board. I received no reply
to this letter and I was never
since summoned before the Board.

I believe I have service which
would enable me to get a pension.

I can now call evidence to
prove

(a) That I took part in Melmeena
Ambush; That I assisted in carrying
two wounded men - Messers Singh
and Hughes from the ambush
to Pat Cawley's house where they
were treated by Dr J. A. Madden.
That I was with the Active Service
unit and was sent back by
Michael Gallagher to my area to
look after Communications and Dispatch
work Land Station; That my brother
Patrick was with the A.S.U. at
this time and as a result of my
own activities and his the Black
& Tans were continually raiding our
home and gave my father such
a beating that he is in ill health
ever since; That I had to stay
away from my home at this time

That I was responsible to Michael Gallagher and Michael Kibbey for all the Kilmacrossbegh area, and that I carried out all the different duties entrusted to me for the area.

(B) After the 11th July 1921. That I was in Camp & Barracks during the truce period and that I was again sent back to my own area during the Civil War. During this period Patsy Mulchrone one of my comrades was shot dead in the kitchen of my house by Free State troops in a raid for me. I was captured at Craighpatrick Road coming in from Craighpatrick Mountain in July 1923 and was subsequently interned.

Evidence of foregoing can now be given by Michael Kibbey Newport Michael Gallagher James St. Westport Edward Moore Westport, Dr J. A. Madden Baggot Street Dublin, John Connolly Ballymore, Edward Murray Newport.

Mr Murray was interned at the time my case was formerly before the Board but is now prepared to give evidence for me.

My own evidence was not available when my case was being heard owing to my illness.

I am now able to give evidence and Mr Murray will also give evidence. I do not think that the evidence of any of the foregoing

were taken in my case

I therefore ask that my case be
reopened and I make this
Declaration conscientiously believing
same to be true and by virtue
of the Statutory Declarations Act 1938

Anthony Gallagher

Sworn at Castlebar this
19th day of May 1945
Before me a Peace
Commissioner in and for
the County of Mayo and
I know the Declarant.

M. J. Macneely. P. C.

Military Service
Pensions Collection

Military Archives

M.S.P/34/Referee - Ref.

36052

OIFIG AN RÉITEÓRA.

34/S.P/

37674

9 Nov 1945.

ACHT NA bPINSÉAN SEIRBHÍSE MÍLEATA, 1934.

Rúnaidhe,
Roinn Cosanta.

with reference to your minute of the 6th July last
and enclosure thereto (returned herewith) regarding the appeal
made to the Minister by Anthony Gallagher Aughagown

Westport Co Mayo the evidence now produced is/ ~~is~~
in my opinion, additional evidence as defined by the Attorney
General.

Military Service
Pensions Collection

7
RÚNAIDHE.

34/SP/ 37674
MSP/34/
Ref: 36052

Roinn Cosanta,
Brainnse Airgeadais,
Coláiste Caoimhín,
Glasnaoidhean,
Baile Átha Cliath.

Military Archives 6 July 1945.

Anthony Gallagher
Aughagawla, Blythen, Westport.

MR. CREMEN. Egan.

The above-named has appealed against the findings of the Referee in respect of his/her application under the Military Service Pensions Act, 1934, and in support of his/her appeal has forwarded the enclosed documents purporting to contain additional evidence not previously available.

Will you please state for the Minister's information whether the evidence now produced is, in your opinion, additional evidence as defined by the Attorney General. Please return evidence with your reply.

Yrs. S. A. W. MacDiamann
[8/11
RÚNAIDHE.

Military Archives

36052

16 May, 1941.

A Chara,

I am directed by the Referee to refer to your letter dated 30th ultimo and enclosures thereto and previous correspondence relative to application made under the above Act by Mr. Anthony Gallagher, Aughagowla, Westport, and I am to state that in the absence of any appeal by applicant, within the period specified for lodgment of appeal for revision of the finding of the Referee, as communicated to him on 14th May, 1940, the Referee has completed his Report to the Minister for Defence and now has no further functions in the matter.

I am to add that the correspondence has been transmitted to the Secretary, Department of Defence (Pensions), address as above - to whom any further representations in the matter should be addressed.

Mise, le mess,

mb
RÚNAIDHE.

Mr. Micheel Moran, T.D.,
An Dáil,
Leinster House,
Dublin.

Rúnaidhe,
Roinn Cosanta.

Transmitted.

mb
RÚNAIDHE.

ER/KC

Military Service
Pensions Collection

618m
M.S.P./34/2.

Military Service Pensions Act, 1934.

Ref. No. 34SP/37644

Ref. No. MS/34/Ref: 36052

To:

THE REFEREE.

To:

THE MINISTER FOR DEFENCE.

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

Gallagher, Anthony.
Aughagowla, Westport,
for a Service Certificate. do Mayo.

I submit hereunder my report in this case.

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

J. J. Morgan

(SIGNED) T. J. M. DOMINAILL

Referee.

Date 27 NOV 1936

Date

1. Is the Applicant a person to whom the Act applies ?..... NO
2. If so, total actual service in the different service periods, as established.....
-
-
-
3. Total service for pension purposes as defined by Second Schedule of the Act.....
-
4. Grade or rank, quoting relevant paragraph of First Schedule under which allowed: —
- (a) On first critical date.....
- (b) On second critical date.....
- (c) Was applicant a member of the Irish Volunteer Executive at any time prior to the 11th July, 1921.....
- (d) Does applicant's case fall under either of the following sub-paragraphs, and, if so, which, viz., sub-paragraph (j) of paragraph 3 of Rule I. of First Schedule.....
-
- or under sub-paragraph (m) of paragraph 4 of Rule I. of First Schedule, as a Medical Officer.....

Deinim an tuarascabháil seo do dhaingniú
data: 3/1/47
RÉITEÓIR.

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

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

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

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

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

(3) State—

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

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

8. THE PERIOD COMPRISING :—

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

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

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

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

(3) State—

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

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

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

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

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

(3) State—

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

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

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

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

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

(3) State—

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

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

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

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

.....

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

.....

(3) State—

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

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

.....

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

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

.....

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

.....

(3) State—

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

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

.....

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

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

.....

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

.....

(3) State—

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

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

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

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

.....

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

.....

(3) State—

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

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

.....

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

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

.....

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

.....

(3) State—

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

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

.....

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

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

.....

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

.....

(3) State—

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

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

.....

.....

Military Archives



19

Referee R.	
Issued	14 MAY 1940
Expires	5 JUN 1940
Initials	<i>[Signature]</i>

Military Service
Pensions Collection

37674



M.S.P./34/1.

 DEPT. OF DEFENCE,
RECEIVED

1 JAN 1936

Military Service Pensions Act, 1934.

APPLICATION TO THE MINISTER FOR DEFENCE FOR A SERVICE CERTIFICATE.

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

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

PRESENT ADDRESS. AUGHAGOWLA
(to be written in block capitals). WESTPORT 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.

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

- (a) Did you render active service in the week commencing 23rd April, 1916. If so, from what date in that week ?.....
- (b) Unit or Units.....
- (c) Duration (giving dates) of service.....
- (d) District or Districts in which active service was rendered.....
-
- (e) Officer Commanding in each instance.....
- (f) In what way do you claim that your service was active service?
-
- (g) Particulars of any military operations or engagements or services rendered during the week.....
- (h) Absence from duty and cause.....
- (i) References who can testify as to your statements above :—

NAME.

ADDRESS.

.....

.....

.....

(2). CONTINUOUS ACTIVE SERVICE DURING PERIOD COMPRISING—

- (a) period from 1st April, 1916, to 22nd April, 1916, and
- (b) period from 30th April, 1916, to 31st March, 1917.

- (a) Unit or Units.....
- (b) Duration (giving dates) of service.....
-
- (c) District or Districts in which active service was rendered.....
-
- (d) Officer Commanding in each instance.....
- (e) In what way do you claim that your service was active service ?.....
-
- (f) Particulars of any military operations or engagements or services rendered during the period.....
-
- (g) Absence from duty and cause.....

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

NAME.

ADDRESS.

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

(a) Unit or Units..... *B rockagh boy*

(b) Duration (giving dates) of service..... *W hole period*

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

B rockagh boy area

(d) Officer Commanding in each instance..... *W. O. Malley*

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

Drilling & M an ouers

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

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

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

NAME.

ADDRESS.

John G. Gallagher 7 why Westport

John Kelly G. Gallagher Westport

D. M. Mullachrone Aughagowla Westport

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

(a) Unit or Units..... *B rockagh boy*

(b) Duration (giving dates) of service..... *W hole period*

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

B rockagh boy area

(d) Officer Commanding in each instance..... *P. Kelly*

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

*Drilling & assisting at police court during
General Election*

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

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

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

NAME.	ADDRESS.
<i>J. Kelly</i>	<i>Gortnallasser Westport</i>
<i>J. Gallagher</i>	<i>Fahy Westport</i>
<i>D. Mulchrone</i>	<i>Aughagowla Westport</i>

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

(a) Unit or Units..... *Brookagh boy*

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

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

..... *Brookagh boy area*

(d) Officer Commanding in each instance..... *P. Kelly*

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

..... *Drilling with boy & assisting in army manœuvres*

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

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

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

NAME.	ADDRESS.
<i>J. Kelly</i>	<i>Gortnallasser Westport</i>
<i>J. Gallagher</i>	<i>Belagher Westport</i>
<i>D. Mulchrone</i>	<i>Aughagowla Westport</i>

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

(a) Unit or Units..... *Brookagh boy*

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

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

.....Brookagh bog area

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

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

.....Communication office in bog area

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

.....Kept Communications going continuously guarding area

.....6 column West Mayo

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

.....None

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

NAME.

ADDRESS.

.....John Gallagher Westport

.....D. Mulchrone Westport

.....John Kelly Westport

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

(a) Unit or Units.....Brookagh bog

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

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

.....Brookagh bog area

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

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

.....Kept Despatch Station for bog

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

.....Knocked bridges at Guntan

.....+ Kilmeena Guard on a su

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

.....None

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

NAME.

ADDRESS.

Tom Busack Ballinlough Westport
 M Busack Bultinain Westport
 A Walsh Bultinain Westport

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

(a) Unit or Units..... B Coy

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

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

Brookhugh Killmuna

(d) Officer Commanding in each instance..... W. Rice J. Kelly

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

Digging dogouts attended camps mobilisation

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

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

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

NAME.

ADDRESS.

John Kelly Westport
 John Gallagher Westport
 Don Muldoon Westport

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

(a) Unit or Units..... B Coy

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

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

Brookhugh & Killmuna

(d) Officer Commanding in each instance..... W. Rice & J. Kelly

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

Blue up bridges in Killmuna & blocking roads

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

None

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

Arrested on 29 July 1922 by 7th State troops & detained in Westport for a fortnight. Dr Moran got me out owing to my bad back

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

NAME.

ADDRESS.

*Dr. Ryan Ballinacorney & Hughes Westport
Anthony Walsh ballinacorney Westport
Tom Mc Hugh ballinacorney Westport*

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

(a) Unit or Units.....

B Coy

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

Whole period

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

Brockagh & Kilmonee

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

J. D. O'Leary

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

No. 4. Unit of ambush in Newport & other places & blowing up of bridges

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

In Newport & Brockagh

P. O. Mulchrone Aughagorla was shot dead

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

in my house on one occasion

None

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

NAME.

ADDRESS.

*Anthony Walsh ballinacorney Westport
Michael Kearney Aughagorla Westport
P. O. Kearney Kilmonee Newport*

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.....

(a) Unit or Units.....

(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.

.....
 Volunteer B. Coy

(b) On second critical date.

.....
 1st Lieut B. Coy

References who can testify as to your statements:—

NAME.

ADDRESS.

..... Willis O. Malley Newport
 Larry MacGovern Newfield Rostock Newport
 Michael Gallagher Key road Westport
 Anthony Walsh Bullfinch Westport

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

.....

 No

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

.....
 No

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

Army Pensions Act, 1923.

Army Pensions Act, 1927.

Army Pensions Act, 1932.

If so, with what result.

.....

 No

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

.....
 No

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

.....
 No

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

.....

 No

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

- (a) As a member of the Civil Service.
- (b) As a member of the Garda Síochána.
- (c) As a member of any other Police Force.
- (d) As a member of the Prisons Service.
- (e) As a National School Teacher.
- (f) As a Secondary School Teacher.

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

If so, give details.....

Ke

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.

I was attached to the Volunteers in B. Coy
 Brecknock & carried out any orders
 I got from my Commanding Officers at
 all times up to the end

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

Anthony Gallagher

Anthony Gould, 14, High Street, Westport

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

Patrick McFadden

Address of Witness.....

Georges St. Newport

Qualification.....

Peace Commissioner

Date.....

28th Dec. 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.

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**