

## A P P E A R A N C E S

The Sole Member:

His Honour Judge Peter Smithwick

For the Tribunal:

Mrs. Mary Lavery, SC  
Mr. Justin Dillon, SC  
Mr. Dara Hayes, BL  
Mr. Fintan Valentine, BL

Instructed by:

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An Garda Síochána:

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Mr. Michael Durack, SC  
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For Breen Family:

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Solicitors

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A WORD INDEX IS PROVIDED AT THE BACK OF THIS TRANSCRIPT.  
THIS IS A USEFUL INDEXING SYSTEM, WHICH ALLOWS YOU TO QUICKLY SEE  
THE WORDS USED IN THE TRANSCRIPT, WHERE THEY OCCUR AND HOW OFTEN.

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1        THE TRIBUNAL RESUMED ON THE 19TH OF JULY, 2011, AT 11 A.M.  
2        AS FOLLOWS:

3

4        MR. HAYES: Good morning, Chairman. I think in the first  
5        instance, I think Mrs. Lavery is going to deal with a  
6        particular matter and then --

7

8        CHAIRMAN: Yes, Mrs. Lavery has just arrived.

9

10       MRS. LAVERTY: Apologies, Chairman. I think there is an  
11       application, a further application from Mr. Flanagan,  
12       Chairman, in relation to extending his representation for  
13       Mr. Freddie Scappaticci.

14

15       CHAIRMAN: Yes.

16

17       MS. LAVERTY: And perhaps if he makes his submission to  
18       you.

19

20       CHAIRMAN: Very good.

21

22       MR. FLANAGAN: Mr. Chairman, I would refer, firstly, to the  
23       written application of the 28th of June, which I believe  
24       the Tribunal has.

25

26       CHAIRMAN: Yes.

27

28       MR. FLANAGAN: And I note that part of that application has  
29       been granted by way of clarification, which I am grateful  
30       for.

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CHAIRMAN: Yes.

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MR. FLANAGAN: The balance of the application, I will just make a few short submissions, and I would refer to the terms of the representation that were granted on the 17th of May to my client was on the basis that he appeared to be a person whose reputation was at risk, i.e. a person against whom allegations might be made.

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CHAIRMAN: Yes.

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MR. FLANAGAN: And at present he is one of four persons, as I understand it, against whom allegations have or may be made but he remains the only one of those persons with limited representation. My mission is that that would appear to be an unfair distinction in itself. It also has practical implications, given the way in which the Tribunal conducts its business with myself as his representative, and that is and just to clarify how that happens on a week-to-week basis, is that what I receive at present is the witness list, which gives effectively a name and most frequently, an occupation of the witness. I don't receive any of the statements, and obviously there has been a decision made in relation to transcripts already, so it's extremely difficult to follow what evidence is being given without actually making the decision to be present at the Tribunal.

CHAIRMAN: Yes.

1  
2 MR. FLANAGAN: So, to that extent -- and typically what  
3 would happen is that list would be accompanied by an e-mail  
4 which would typically say that none of the witnesses have  
5 anything of relevance to say in relation to my client. And  
6 to that extent, the Tribunal then determines when I should  
7 or should not attend, and I would make a submission that in  
8 making those decisions, that it takes upon itself, then,  
9 the mantle of representation of my client, which I am not  
10 sure it's a function which it should have or wish to have.  
11 There is also an issue that when it makes that decision  
12 that a witness has nothing of relevance to say, that is by  
13 no means a guarantee that nothing of relevance will arise  
14 and the Tribunal, of course, cannot control what evidence  
15 is actually given, and there has been several occasions  
16 already when that has been demonstrated.

17  
18 CHAIRMAN: Yes. Not in relation to your client, though?

19  
20 MR. FLANAGAN: I think on one occasion there was an issue  
21 which, following the issue of clarification, I think there  
22 was an exchange which could have had an impact upon my  
23 client.

24  
25 CHAIRMAN: Yes.

26  
27 MR. FLANAGAN: And, of course, in making the decision that  
28 there is nothing of relevance to my client, there is no way  
29 of knowing what my client's instructions are in relation to  
30 any given witness because I am actually deprived of the

1 opportunity to take his instructions in relation to that  
2 witness. I suppose to put it at its simplest: there is a  
3 presumption that because a witness has nothing of relevance  
4 to say about my client, that my client has nothing of  
5 relevance to say about that witness.

6  
7 At some point, of course, there may be some evidence given  
8 in relation to my client, and the way in which matters are  
9 being conducted at present means that I might well wish to  
10 put to some of those witnesses evidence that has been given  
11 already before the Tribunal, but without my right of  
12 attendance, I can't -- I don't know what that evidence  
13 might be; you are actually restricted to following selected  
14 newspaper reports.

15  
16 CHAIRMAN: Yes

17  
18 MR. FLANAGAN: And trying to extract, then, from that what  
19 evidence might be worthy of asking for a transcript for.  
20 It makes the representation of my client extremely  
21 difficult and, as I say, I think impacts unfairly on my  
22 position as his legal representative.

23  
24 CHAIRMAN: Yes. Thank you very much, Mr. Flanagan.

25 Mrs. Lavery, do you have any observations you want to  
26 make?

27  
28 MS. LAVERTY: I do, Chairman. Mr. Scappaticci applied for  
29 representation in the beginning, the very beginning of the  
30 Tribunal, and at that time there was absolutely no evidence

1 at all that referred to him, and, Chairman, you refused  
2 that original application. Now, subsequently, some  
3 evidence emerged and Mr. Flanagan was immediately put on  
4 notice that certain witnesses were going to make certain  
5 statements that referred to him in, I might add at that  
6 period of time, somewhat fleetingly, so he reapplied to  
7 you, Chairman, and he was given limited representation, and  
8 so far any potential witness who is going to refer to  
9 Mr. Scappaticci in any shape or form, to date, that we have  
10 in our possession, those statements have been given to  
11 Mr. Flanagan.

12  
13 Now, you will be aware from the hearings that there has  
14 been almost little or no reference whatsoever to  
15 Mr. Scappaticci, and there have been two interventions by  
16 the Tribunal in recent times where a reference was made to  
17 someone in cross-examination whose legal advisor was not  
18 present and in both instances, Sir, you will recall that  
19 counsel for the Tribunal has intervened and has suggested  
20 or stipulated that if there should be a further reference  
21 to that particular third party, that his legal  
22 representative should be available, and that happened on  
23 both occasions. And also, further, on both of those  
24 occasions a copy of the day's transcript was sent, so no  
25 party -- no party was in any way prejudiced by the  
26 intervention of the Tribunal. And it seems to me that at  
27 the moment, Mr. Scappaticci does not appear to feature at  
28 all in the evidence that has been given before the  
29 Tribunal. There will come a stage later when there will  
30 be, perhaps, three or four witnesses who will refer to



1 Mr. Scappaticci, and, well in advance of that, Mr. Flanagan  
2 will be provided with all statements, and indeed, may feel  
3 that -- any information that the Tribunal has at that stage  
4 will be provided to him. I don't see the advantage to  
5 Mr. Flanagan of full representation or indeed to his  
6 client, at the moment, when there is no reference to his  
7 client, and I would submit that the -- he gets the witness  
8 list, he can take instructions on that from his client, his  
9 client should know whether any of the names on the witness  
10 list are people that he has something to query them upon.  
11 He also -- he is notified if there is anyone about to say  
12 anything about his client, and I think, in those  
13 circumstances, his limited representation, Chairman, is  
14 sufficient. For example, in recent correspondence,  
15 Mr. Flanagan feels that when making representation as  
16 regards extending his representation to full  
17 representation, he also sought affidavits of discovery  
18 supplied by the PSNI, by the Garda Commissioner, by the  
19 Ministry of Defence in England. Now, I can't see what  
20 those documents -- what relevance those documents have, for  
21 example, to Mr. Scappaticci, who presently is included in  
22 the Tribunal in a very, very small way and at a very  
23 precise part of the Tribunal's inquiry.

24  
25 CHAIRMAN: Yes.

26  
27 MS. LAVERTY: And it's entirely a matter for you, Sir.

28  
29 CHAIRMAN: Yes. Mr. Flanagan, I notice from the last  
30 paragraph of the application, the applicant formally

1 requests that the terms of reference be extended to full  
2 representation or, in the alternative, to include any  
3 occasion when the agent named in your application, namely a  
4 nickname which your client says is given to somebody and  
5 your client says that he is not that person, may be  
6 mentioned and any occasion when evidence is given in  
7 relation to the allegation that members of An Garda  
8 Siochana colluded with the IRA. Now, when evidence is  
9 given in relation to -- all the evidence before the  
10 Tribunal, in a way, is in relation to the allegation in  
11 some shape or form, and that is rather vague, and I can see  
12 what you mean, that if there is evidence of direct  
13 collusion by an individual member of An Garda Siochana,  
14 that you would like your representation to embrace that.  
15 But if any such allegation emerges in evidence, that you  
16 would be told of that, but I'd like to consider the matter  
17 and I think I will reserve my decision at this point.  
18 Would it suit if I were to give my decision this day week,  
19 not Tuesday morning, at the commencement of proceedings?

20  
21 MR. FLANAGAN: Yes, Mr. Chairman.

22  
23 CHAIRMAN: Or perhaps I could manage it earlier than that.

24  
25 MS. LAVERTY: There is one other matter you might take on  
26 board while making your decision, and that is that if  
27 Mr. Scappaticci believes that he can be of assistance to  
28 the Tribunal, and in fact has information concerning the  
29 terms of reference of the Tribunal, perhaps he should make  
30 a statement or perhaps he should put that before the

1 Tribunal. So far, he hasn't made any statement to the  
2 Tribunal, so therefore it's impossible to know what  
3 information, if any, he has regarding your terms of  
4 reference.

5  
6 CHAIRMAN: If he can assist in that way by making a  
7 statement, of course the Tribunal would be glad to receive  
8 it. If he should decide that he has information that would  
9 be of assistance, he could make it, but I'll -- that is a  
10 matter for him; he is not compelled to make a written  
11 statement in advance of appearing to give evidence later,  
12 if he is so called. I think I shall reserve my decision on  
13 this matter of representation until later, if Tuesday next  
14 would suit you, I can give me decision on that then.

15  
16 MR. FLANAGAN: Yes, Mr. Chairman, that is suitable.

17  
18 CHAIRMAN: Very well, the matter will be listed for next  
19 Tuesday, this day week, at 11 a.m.

20  
21 Now, Mr. Hayes, I think you are in a position to proceed  
22 with the reading of the --

23  
24 MR. HAYES: I wonder, there is just one matter I want to  
25 have a quick clarification in respect of. I wonder would  
26 the Tribunal give me one minute to make an inquiry before  
27 from Mr. Durack?

28  
29 CHAIRMAN: Certainly. If you would like to do it now, I  
30 will stay here. If you would like to talk to Mr. Durack,

1 by all means do.

2

3 MR. HAYES: Thank you, Chairman. Chairman, the former  
4 Chief Superintendent, Richard, Cotterell, had formerly been  
5 the divisional -- the Chief Superintendent in the  
6 Louth/Meath division. At an early stage of the Tribunal  
7 Mr. Cotterell, at that time, was an elderly man and the  
8 Tribunal took evidence on commission, you will recall, from  
9 him on the 26th of October, 2006. And I plan, Sir, to read  
10 that into the record.

11

12 CHAIRMAN: Yes.

13

14 MR. DURACK: We are just being provided with that at the  
15 moment and I haven't had an opportunity to read it. I  
16 don't know whether anything turns on it or not.

17

18 CHAIRMAN: If you are taken short, you can look for time.

19

20 MR. HAYES: Chief Superintendent Cotterell was examined in  
21 the first instance by Mrs. Lavery and she began:

22

23 *"Question: Chief Superintendent Cotterell, I think you*  
24 *retired on 19 October 1984 as Chief Superintendent in*  
25 *Drogheda?*

26 *Answer: That's correct.*

27 *Question: At that time I think there were two*  
28 *Superintendents in Dundalk, a District Officer and Border*  
29 *Superintendent, is that right?*

30 *Answer: That's correct, yes.*

1           Question: I think the RUC were pressing for an Assistant  
2           Commissioner in the border but money was scarce and in  
3           order to take off the pressure Garda Headquarters shifted  
4           the Chief Superintendent and the divisional headquarters  
5           from Drogheda to Dundalk, but then after a few years  
6           shifted back to Drogheda, is that right?

7           Answer: That's correct. And if I may add to that, the  
8           divisional headquarters, that is where the Chief is sited,  
9           was at Drogheda from the inception of the Force and then  
10          that was brought up but that transferred the Chief  
11          Superintendent and his office to Dundalk didn't occur for a  
12          number of years after I left. I don't know what year it  
13          happened, I would say it was 1989. I know that Michael  
14          Walsh succeeded me and it didn't happen during Mr. Bowen's  
15          time. I think that Owen Giblin succeeded him, I think it  
16          happened during Giblin's time but I am not certain. But  
17          then they transferred it back to Drogheda and it is here  
18          since.

19         Question: I see. If I could ask you how long you were in  
20         Drogheda before you retired?

21         Answer: I came to Drogheda in September 1972, and I  
22         retired, as I have said, on 19 October 1984. At that time  
23         Chief Superintendents and Superintendents retired at the  
24         age of 63, now they retire at 60, so I am 22 years retired  
25         a couple of days ago.

26         Question: I am delighted to hear that. Can I just ask you  
27         specifically now from this point of giving your evidence,  
28         if you knew in your command a member called Leo Colton?

29         Answer: I did, yes, he was a Sergeant in Dundalk.

30         Question: What was your view of him?

1           *Answer: Well of course I didn't have any really personal*  
2           *contact with him. As a matter of fact, my memory is fairly*  
3           *defective at this stage. I can't recall even talking to*  
4           *him but I am sure I did. I would be more concerned with*  
5           *the border and with the people dealing with the border. He*  
6           *was an orderly sergeant. I then knew very little about him*  
7           *and I still know very little about him. As a matter of*  
8           *fact, all I know about him I could write on a penny stamp.*

9           *Question: Did you ever form any adverse opinion of him?*

10          *Answer: The only opinion I formed of him that he certainly*  
11          *wasn't popular with his colleagues and I think they*  
12          *regarded him as a mystery man. Now, why that is now, I*  
13          *don't it has anything to do with dishonesty."*

14  
15          Then the Chief Superintendent, Sir, was cross-examined by  
16          Mr. Coffey, counsel for Mr. Colton. And Mr. Coffey began:

17  
18          *"Question: Superintendent, just to clarify one or two*  
19          *points, am I correct in thinking that the Superintendents*  
20          *in Dundalk reported to you?*

21          *Answer: They did, yes.*

22          *Question: You were in charge of the division?*

23          *Answer: Yes, I was in charge of the division. At that*  
24          *time we had six districts. I had seven Superintendents*  
25          *under me. We had Dundalk, a district headquarters, we had*  
26          *Drogheda, a district headquarters and a divisional*  
27          *headquarters at that time, and we also had Navan.*

28          *Question: Yes, but in respect of Dundalk where Sergeant*  
29          *Colton was stationed?*

30          *Answer: They were under my command.*

1           Question: They would report to you, the Superintendent in  
2           Dundalk?

3           Answer: Yes.

4           Question: I take it then that you in turn would report to  
5           Garda headquarters in Dublin, is that correct?

6           Answer: That's correct, yes.

7           Question: You mentioned border duties and so forth. I  
8           take it that anything to do with the border you would  
9           report to C3 section, is that correct?

10          Answer: That's correct, yes, at that stage.

11          Question: That was the section dealing with subversive  
12          activities, is that correct?

13          Answer: It was known as C3 in those days. It is known by  
14          some other name now, I think.

15          Question: Yes. You very rightly say that you were not  
16          based in Dundalk yourself; all your time was --

17          Answer: No, I was never based in Dundalk but I did call  
18          there pretty often. I am sure I would be there once a  
19          weaning, maybe I might be there a couple of times a week,  
20          it might be more often.

21          Question: You can't recall having any personal contact  
22          with Sergeant Colton?

23          Answer: No.

24          Question: You can't recall talking to him, you may have --

25          Answer: I am sure did I talk to him.

26          Question: But you can't recall the specific?

27          Answer: Yes, I can't recall a specific moment now that I  
28          spoke to him. As a matter of fact, at this stage to give  
29          you an idea of my memory, the other beat sergeants there, I  
30          can't even recall their names now.

1           Question: Yes, that is understandable. As you rightly  
2           indicate then, you retired on 19 October 1984 and these  
3           awful murders that we are inquiring into, as you know,  
4           occurred on 20 March 1989?

5           Answer: Yes, that is four-and-a-half years after I left.

6           Question: Can he we take it from that, as retired member  
7           of the Force, you had no hand, act or part in the  
8           investigation into these awful murders?

9           Answer: No, not only that but when I retired I more or  
10          less severed my connection completely with the Garda and  
11          didn't visit them or question them or anything.

12          Question: You took a sabbatical?

13          Answer: And things that happened afterwards that I could  
14          have asked them about which I didn't ask them about.

15          Question: Yes, did you know or work with Assistant  
16          Commissioner O'Dea when you were in the service?

17          Answer: O'Dea, where was he now? You see, this is what  
18          gets me down at this stage.

19          Question: Don't worry, don't worry. But you can't recall  
20          having any close connections with the Assistant  
21          Commissioner?

22          Answer: No.

23          Question: I take it from the fact that you had very little  
24          contact or no contact with Sergeant Colton or you can't  
25          recall talking to him, you have no first-hand knowledge  
26          about him?

27          Answer: None.

28          Question: Thank you very much, Superintendent."  
29

30          And that was the end of Mr. Coffey's cross-examination.



1  
2 There then followed -- Mrs. Lavery then put a certain  
3 number of documents in the nature of attendance records to  
4 Mr. Cotterell for him to verify his signature. I don't  
5 think there is any need to go into that at the moment. If  
6 the need arises that can be revisited but they were matters  
7 of a purely formal nature, Chairman.

8  
9 The direct examination of Mr. Cotterell by Mrs. Lavery  
10 then recommenced. And she began:

11  
12 *"Question: Now, Chief Superintendent Cotterell, I think*  
13 *you were telling us about your experience while you were*  
14 *Chief Superintendent with responsibility for contact with*  
15 *Dundalk, and can I ask you, did you have a lot of contact*  
16 *with the RUC in those days?*

17 *Answer: Well, yes, we had the Chiefs now, all the Border*  
18 *Chiefs that would be here in Cavan, Monaghan and Sligo,*  
19 *Leitrim, that we met all the Chiefs from the north, now all*  
20 *the Chiefs, not the border ones but all of them, we met*  
21 *them once every month. This month it would be in the south*  
22 *and the next month it would be in the north.*

23 *Question: Did you have a good relationship with them?*

24 *Answer: We had a marvellous relationship with them and we*  
25 *found that, personally anyhow, I was more or less -- well I*  
26 *was in a border county from 1963 when I was in Donegal and*  
27 *I went from that to Monaghan and from Monaghan to here, so*  
28 *before, as they now term them, 'the Troubles', before the*  
29 *troubles ever started we had quite a lot of contact with*  
30 *the RUC in ordinary crime. Let me say this: they were*

1           very helpful, very, very helpful, and totally dependable if  
2           you asked them to do anything. And not only that, they  
3           were, in my opinion, extremely efficient. As a matter of  
4           fact, I often said that I thought the RUC was one of the  
5           most efficient forces in the world.

6           Question: Yes. Now in your capacity as Chief  
7           Superintendent, did you have under your command a member of  
8           the Force called Owen Corrigan?

9           Answer: Yes, he was a Detective Sergeant in Dundalk.

10          Question. In the course of your dealings with him did he  
11          make various applications for promotions during the years?

12          Answer: Yes, he made applications for promotion.

13          Question: Yes, and I have copies of formal applications  
14          and reports that you completed.

15          Answer: Yes.

16          Question: And perhaps you could cast your eye on them and  
17          if I could take you through them. I think the first letter  
18          here is an application from Sergeant Corrigan looking to be  
19          appointed as an Inspector, I don't think your signature is  
20          on that. But the second document we have here is dated 10  
21          January 1973 and I think it is entitled 'Garda Siochana  
22          promotional regulation, selection of Garda for promotion of  
23          rank to Sergeant, 1973. Garda Owen Corrigan, 1443,  
24          Drogheda station.' It refers to a circular of 11 December  
25          and states: 'The members considered suitable for promotion  
26          to the rank of sergeant and I recommend him accordingly.  
27          Of the 14th candidate in this division, I place him at  
28          number nine.' Is that your signature?

29          Answer: That is my signature at the end of it.

30          Question. I think we have the original, which we have.

1           Answer: Dated the 10 January 1973.

2           Question. And I think we have the original documents here,  
3           perhaps I can take you through the originals subsequently.  
4           The next document, the original which we also have, is  
5           another application I think, and seems to be dated 16 March  
6           1974, and in that you state: 'He was an excellent  
7           Detective. He has, over the years, secured valuable  
8           information relating to criminal and subversive activities.  
9           He has been consistently successful in the investigation of  
10          crime. While I consider him suitable for promotion and  
11          recommend him accordingly, I have reservations in regard to  
12          his administration ability. He is essentially an outdoor  
13          worker and I fear he might not find it at all easy to  
14          adjust to a semi-clerical atmosphere in which a sergeant is  
15          required to work. Of the 15 applicants in this division, I  
16          assign him number 11.' Is that your signature?

17          Answer: That is my signature, yes.

18          Question: I think the original documents are here?

19          Answer: That is, yes.

20          Question: Now, I think the next that I wish to draw your  
21          attention to is a document dated 22 July 1974, and a  
22          written application was made for consideration of promotion  
23          to the rank of Detective Sergeant by Detective Garda Owen  
24          Corrigan and there was a long assessment of him that I  
25          think was carried out by you, is that right?

26          Answer: That would be correct. That is July 1974.

27          Question: Yes. And I think that you go down through the  
28          integrity, solvency, health, appearance, personality,  
29          ability to express ideas clearly, mental alertness,  
30          judgement, tact and common sense and initiative?

1           Answer: Yes.

2           Question: Diligence, reliability, human relations, ability  
3           to apply professional knowledge and leadership and general  
4           potential for higher rank. At the end of this assessment  
5           then you deal with other matters which may have a bearing  
6           on the member's suitability for promotion. You state that:  
7           'He is a very good crime investigator. In the political  
8           field he has already proved his worth and the information  
9           leading to the seizure of a Provisional IRA booklet  
10          referred to in Chief Superintendent Bowan's report of the  
11          16 July 1974 was regarded in high places as very important.  
12          From reports reaching me, I am satisfied that he has good  
13          contacts to keep him informed of subversives and their  
14          activities. He has great informants in the crime ordinary  
15          field. He has an outstanding and wide local knowledge. He  
16          appears to know everybody and everything about them. He  
17          can pinpoint a person who can best be approached in any  
18          kind of inquiry.' At paragraph D, then, there is a  
19          question: 'Is the applicant considered suitable or  
20          unsuitable for the promotion?' 'He is considered suitable  
21          for promotion.'

22

23          And then the next question:

24          "Question: What place and suitability does the divisional  
25          officer assign to the applicant against the applicants from  
26          his division. You nominate him as being first and stated  
27          that he is the only candidate in the division and that is  
28          your signature?

29          Answer: That is my signature."

30          And then the original document was again shown to the Chief

1 Superintendent and again he confirmed his signature.

2  
3 "Question: Now, the next, then, is a similar  
4 application..." And at that point Mr. O'Callaghan, counsel  
5 for Mr. Corrigan, intervened and said:

6 "Commissioner: Could I just mention, before Mrs. Lavery  
7 opens the next document for Mr. Cotterell, that there is a  
8 matter that I mentioned to Mrs. Lavery before that I just  
9 wish to state now so it's on the record, and I don't want  
10 to prevent her from opening the document to the retired  
11 Chief Superintendent but I did mention to Mrs. Lavery  
12 before that these documents contain some prejudice  
13 information pertaining to my client Mr. Corrigan, and I  
14 have indicated to counsel for the Tribunal that I do not  
15 believe that the prejudicial information is relevant to  
16 your inquiry or your terms of reference. But I understand  
17 that it is a matter for the Tribunal as to what it believes  
18 is relevant and what it believes should be put on the  
19 record. But I just wanted to state formally to the  
20 Tribunal that I believe that the prejudicial information  
21 contained in these documents is not relevant and I would  
22 ask now, and maybe in a future date I will make submissions  
23 that it is not a factor that should be considered by the  
24 Tribunal when determining the issue which it has been asked  
25 to inquire into by the Oireachtas, but I don't wish to  
26 preclude Mrs. Lavery from opening the document, I just  
27 wanted to state my objection on the record.

28  
29 Chairman: Very good. You have stated your objection.

30 Thank you very much, Mr. O'Callaghan."

1

2

Mrs. Lavery then recommenced:

3

4

*"Question: Now I think that this particular document, from the date at the end of your signature, was 20 December 1979, is that your signature?"*

5

6

7

*Answer: That is my signature, yes.*

8

9

*Question: This document now has boxes that you have to tick*

10

*Answer: Tick, yes.*

11

12

*Question: I think basically the same personal characteristics, social skills, management capabilities, problem solving, all of these matters have been ticked by you?*

13

14

15

*Answer: That's correct. In your assessment of Sergeant Corrigan, and then under the heading 'general suitability'?*

16

17

*Answer: 'He is a very good worker and is interested in his job. He has figured in many excellent cases both ordinary and subversive. Has a lot of contact with the RUC and gets on well with him. In his dealings with the RUC, he is very well-known for his tact and very shrewd approach. He leaves them happy without giving too much away. Certainly has never, to my knowledge, put his foot in it when dealing with the RUC special branch. He has no great source of information but then it is harder to have such on this particular stretch of the border.' Do you want me to read this comment?*

18

19

20

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28

*Question: You can, yes. There is a comment then on his main weaknesses.*

29

30

*Answer: 'He is greedy for money and I doubt very much if*

1 he pays his way. He has at least three houses, one in  
2 Drogheda, one in the Navan area and a rather expensive one  
3 in Dundalk. In addition he owns a valuable building site  
4 in Drogheda within the town limits. He is always the  
5 subject of rumour and all kinds of people saying he is not  
6 paying his way and attributing all sorts of rackets to him.  
7 I don't believe they are all true but I believe some of  
8 them are. However, let me be fair to him. Nobody ever  
9 offered one iota of evidence to support any discreditable  
10 thing attributed to him.'

11 Question: Now, I think you were asked them 'are you  
12 satisfied that the member is solvent, that he pays his way,  
13 that he does not seek or accept favours on account of his  
14 position?' And you tick the box saying 'no'.

15 Answer: No, yes.

16 Question: And 'If no, give particulars and' you said --

17 Answer: 'See my comments above,' the ones that I read out.  
18 'He is a very definite risk under this heading.'

19 Question: Now I think you signed it and it was dated, is  
20 that your signature dated 20th November?

21 Answer: The last paragraph now.

22 Question: Yes, and I will show you the original" and that  
23 was handed him in to him as well.

24 "Answer: Yes.

25 Question: And there is your signature date 20 November  
26 1979, is it?

27 Answer: Yes, 1979.

28 Question: If I can just go back to one particular matter  
29 on the second page there under the heading 'Integrity'  
30 there are two boxes there, one of them states 'basically

1           *honest and incorruptible' and the second 'cannot be relied*  
2           *upon' and I think that you ticked the second box?*

3           *Answer: I ticked the second box, 'cannot be relied upon'.*

4           *Question: Now, there was a Section B in that document and*  
5           *if could you work from the original here it might be*  
6           *easier. They are scattered all over the place,*  
7           *Superintendent, but I'll hold on to this one. I think that*  
8           *you added to that then in relation to your observations in*  
9           *Section B?*

10          *Answer: 'He works long hours and draws a lot of overtime.*  
11          *I am satisfied the some of the overtime could and should be*  
12          *avoided but, in fairness to him, he worked equally or*  
13          *longer hours before overtime was ever heard of. All things*  
14          *considered, this man is too great a risk for the post*  
15          *sought. You may consider it prudent to call him for*  
16          *interview before the interview board.'*

17          *Question: And then there were recommendations. There was*  
18          *a box on the right-hand side as to potential for higher*  
19          *rank, and which box did you tick?*

20          *Answer: I put down -- you had 'highly recommended,*  
21          *recommended, not yet ready for promotion and not*  
22          *recommended'. I ticked 'not recommended'.*

23          *Question: Yes. I think that I have skipped one actually.*  
24          *The proper conclusion for the 1979 one, I gave you the*  
25          *wrong one, I think this is the one you should have been*  
26          *reading out, the 1979 one.*

27          *Answer: I have the observation 'The member has applied to*  
28          *me for consideration for interview for one vacancy in the*  
29          *investigation stage of the technical bureau and two*  
30          *vacancies in the task force. In my view, the member could*



1           not be trusted on either. Work-wise, he would be very  
2           suitable but God only knows what kind of racket he might  
3           get into.'

4           Question: I think there was a box there which you ticked  
5           'not recommended'.

6           Answer: Yes, 'not recommended'. Then I have, "He works  
7           long hours and draws a lot of overtime, possibly some of it  
8           could be avoided but in fairness to him, he worked equally  
9           long hours before overtime was ever heard of. All things  
10          considered, this man is too great a risk for either post.  
11          You may consider him worthy of appearing before the  
12          interview board.'

13          Question: Now the next original, Chief Superintendent, is  
14          an application again for appointment as Inspector in the  
15          Detective Branch and you have indicated Sergeant Corrigan  
16          had served under your command since 1972 and you tick off  
17          the various boxes again, and in relation to general  
18          suitability you commented as follows?

19          Answer: That 'He is a very good worker and interested in  
20          his job. He has figured in many excellent cases both  
21          ordinary and subversive. He has a lot of contact with the  
22          RUC and gets on well with him. In his dealing with the RUC  
23          he is very well-known for his tact and shrewd approach. He  
24          leaves them happy without giving away too much. Certainly  
25          he has never put his foot in it when dealing with the RUC  
26          Special Branch. He has been involved in tricky situations.  
27          He has no great source of information, but then it is very  
28          hard to have a really good contact on this particular  
29          stretch of the border.' "

30          And then a new quote begins:

1           *'Comment on the member's main weaknesses: He is greedy for*  
2           *money and I very much doubt if he pays his way. He has at*  
3           *least three houses: one in Drogheda, one in Navan and a*  
4           *rather expensive one in Dundalk. In addition, he owns a*  
5           *valuable building site in Drogheda within the town limits.'*

6           *Question: Then on the bottom?*

7           *Answer: Then on the bottom for 'Solvency' I said: 'See my*  
8           *comments above. He is a very definite risk under this*  
9           *heading.'*

10          *Let me say that you know in relation to all these reports*  
11          *that I prepared them all myself. Now, I do know that there*  
12          *was an awful lot of officers left it to their clerks to*  
13          *prepare them, but I personally prepared all those and, not*  
14          *only that, I typed them all myself.*

15          *Question: I think the last one was signed by your*  
16          *signature there as 1980, and I think in fact it should be*  
17          *1982, is that correct, this is the report?*

18          *Answer: Let me see the start of it.*

19          *Question: You can actually go through that, Chief*  
20          *Superintendent, if you wouldn't mind.*

21          *Answer: It must be '82 because the Headquarter's circular*  
22          *is dated 30.7.'82.*

23          *Question: I think again you ticked off various boxes when*  
24          *you were carrying out an assessment of him over two pages?*

25          *Answer: I did, yes.*

26          *Question: Then in relation to his general suitability, you*  
27          *comment as follows?*

28          *Answer: Do you want me to read that?*

29          *Question: Do you want me to read it for you?*

30          *Answer: No, no.*

1           Question: *If you wouldn't mind.*

2           Answer: *'Comment on the member's main strengths': 'He is*  
3           *a very good worker and is interested in his job. He has*  
4           *figured in many excellent cases both ordinary and*  
5           *subversive.'*"

6

7           At that point, the Chief Superintendent interposed to  
8           comment and said *"That's correct."* He continued with his  
9           quotation: *"He has a lot of contact with the RUC and gets*  
10          *on very well with them. In his dealings with the RUC he is*  
11          *very well known for his tact and shrewd approach. He*  
12          *leaves them happy without giving away too much. Certainly*  
13          *he has never put his foot in it when dealing with the*  
14          *Special Branch RUC and has been involved in many tricky*  
15          *situations. He sends in lots of forms C77 and they contain*  
16          *some excellent information. He seems to send in all for*  
17          *his branch or party at Dundalk, so I cannot say for certain*  
18          *how much of it comes from his contact and how much from the*  
19          *Detective Garda contacts.'*" And then again he interposed  
20          his own comment: *"That is his own party."* He continued  
21          the quotation: *"'I know this member for the past ten years*  
22          *and I found him to be consistently zealous and dedicated to*  
23          *the job. I have just one fault and one fault only with him*  
24          *and that is his reputation which is by no means good. No*  
25          *one has ever come forward with a tittle of evidence which*  
26          *would form the basis for any kind of charge, but several*  
27          *people inside and outside the job say that he does not pay*  
28          *his way.'*"

29          New quote: *"'Comment on his main weakness: He is greedy*  
30          *for money and it is doubtful if he pays his way. He has at*

1           least three houses: one in Drogheda, one in Navan and a  
2           very expensive one in Dundalk.' "

3           And again, a comment interposed: "That is the one he is  
4           living in, I think."

5           He continues with the quotation: "In addition, he runs a  
6           valuable building site in Drogheda within the town  
7           limits.' "

8           New quote: "'Solvency': I have put down: 'No'." And  
9           then for "'Sick Record'" he put "'Good'".

10          "Question: I think you signed that and then you had:  
11          'Observations'?

12          Answer: Yes: 'The member has made application to me for  
13          consideration and for interview and promotion by paragraph  
14          2.2 of the Headquarters Circular 188/82 of the 30.7.1982.  
15          Strictly speaking he is not entitled to apply but this  
16          practice has grown up through the Force.' I had signed  
17          that and then I have some observations here at the bottom:  
18          'He works long hours and draws a lot of overtime. Perhaps  
19          some of this overtime could be avoided, but, in fairness,  
20          he worked even longer hours before overtime was ever heard  
21          of. This is an exceptionally intelligent man. His  
22          intelligence to his work and his attitude to work deserve  
23          recognition but he is, in my opinion, too great a risk to  
24          give him the promotion he seeks. He has been called for  
25          interview before, including the last time, and I would like  
26          to see him called before the interview board this time,  
27          too. It would be good for the morale of his party and  
28          himself. He has a team of ten men under his command and  
29          they are doing a fine job of work in the most difficult  
30          circumstances. I feel Detective Sergeant Corrigan must get

1 promoted and pick a certain effective team.'

2 I signed that."

3

4 New quote: "'Observation: Chief Superintendent Cotterell  
5 has personally filled in and typed all of this form. I  
6 urge the Commissioner to call the applicant before the  
7 interview board. A cert of the full work over the past 18  
8 months is attached. I have assessed this man tightly under  
9 each heading and I may have been a bit hard on him under  
10 certain aspects.'

11 'Number of applicants in the division?' 'Two.'

12 'Divisional placing of the applicant?' 'Number two, not  
13 recommended for promotion.'

14 Question: I think that there were certain leave of absence  
15 forms and I don't think anything hinges on it, but your  
16 signature is on them so perhaps for the sake of  
17 completeness we might just ask you to verify that that is  
18 your signature on the records.

19 Answer: That is my signature, yes. All those are my  
20 signatures.

21 Question: Chief Superintendent, you said that you filled  
22 in all these forms yourself?

23 Answer: Yes.

24 Question: And obviously you carried out a very thorough  
25 assessment of Sergeant Corrigan at the time?

26 Answer: Well, I did the best I could anyway. I was honest  
27 in my assessment of him.

28 Question: Yes.

29 Answer: I might appear there in some places to be  
30 pretty -- what will I say? -- hard on him, but I was trying

1 to do the best I can. Do you want me to make any mention  
2 at all of when he went for that inspector's interview?

3 Question: You can tell us anything you wish to tell us,  
4 Chief Superintendent.

5 Answer: Well, when he went for the interview, I think that  
6 they were putting 15 in the list and, lo and behold,  
7 Corrigan was number 15 in the list. I didn't see the list  
8 or nobody outside Headquarters saw the list, but it would  
9 seem there was some objection to the list because it was  
10 felt, and apparently, I don't know who started this, but it  
11 was felt that one particular officer, I think, had too  
12 great a say in it or too great an influence on the list and  
13 it was kind of an old pals act and he put a lot of his old  
14 pals on it. So that list was held up and never published.  
15 I think there was quite -- this is only" -- and you will  
16 have to excuse my very poor attempt at pronunciation --  
17 duirt bean liom gur duirt bean lei."

18  
19 I am afraid the northerner in me, sir, is stopping any  
20 fluency.

21  
22 "I didn't see any of it. However, to make a long story  
23 short, the list was never published. They held a second  
24 interview for the Detective Inspector and the second  
25 interview Corrigan didn't appear in the list.

26 Question: Yes. Why you did you feel he was a risk?

27 Answer: Well, everyone said, you know, that he was not  
28 paying his way and that he was overanxious for property and  
29 money, and let me say that whatever faults he had and  
30 everything else, I was very fond of him because I suppose

1           and I used the word when I was making the statement to you  
2           before, that he was a cute whore and that is true. It was  
3           like the Kerry men you know they are always referred to --  
4           any Kerry men here? No?"

5           At that point, Mr. O'Callaghan made the point that his  
6           father was from Castleisland.

7  
8           "Answer: Ah, be God, was he a chute whore, he was. But  
9           nevertheless, while Kerry men may be cute whores, they are  
10          the decentest people in the world and very nice people.  
11          Well, Corrigan was the same now. The public were not  
12          against Corrigan. As a matter of fact, the public liked  
13          Corrigan but they wouldn't trust him insofar as they could  
14          throw him insofar as paying for things. As I say, over his  
15          time he amassed quite an amount of property and money and  
16          everything else much above his status, you know, on the  
17          job.

18  
19          "I will tell you another little incident that happened  
20          before I got this sickness now and everything else, for my  
21          sins and everything else. I used to go to twenty to nine  
22          mass in the local church every morning. I was going up the  
23          steps one morning and a man" -- who he named -- "he is over  
24          there" -- on a particular road -- "he shouted after me -- I  
25          knew the man well, you know. He used to distribute drink  
26          to the publicans and the like and he said to me about  
27          Corrigan, he said, 'Jesus, that man won't pay for  
28          anything', he said. 'The only time he will pay you is when  
29          he is on the third step of the courthouse. That is the  
30          first time you'll get payment for him.' So he must have

1           been at it afterwards again.

2

3           *"But having said all that, I rather like Corrigan. Now,*  
4           *that might be contradictory to what I said in some of my*  
5           *reports and all and everything else. I certainly wouldn't*  
6           *start lending him money or arrange for somebody else to*  
7           *lend him money or anything, but I rather liked him and I*  
8           *thought he was a good detective sergeant and I thought he*  
9           *was a good worker.*

10          Question: But you had reservations?

11          Answer: I had reservations. You see, I remember Joe  
12          Ainsworth, I think it was around the time of the interview  
13          for Inspector. I remember Joe Ainsworth, who was in charge  
14          of C3 at the time, he said to me, or words to that effect,  
15          he said that: 'Corrigan', he said, 'is the best detective  
16          sergeant, or one of the best detective sergeants in the job  
17          but it is a pity with the faults that he has', or words to  
18          that effect.

19          Question: In any event, I don't think that you  
20          subsequently and latterly recommended him for promotion in  
21          the latter reports?

22          Answer: No.

23          Question: Now, did you ever receive any formal complaints  
24          about Sergeant Corrigan?

25          Answer: I just received one. I didn't see receive any  
26          formal complaint or any kind of complaint for an injured  
27          party, so to speak, but at Mass one morning the mother of  
28          two boys approached me and said that her sons, two sons,  
29          that they had difficulty with Corrigan regarding something  
30          that they did or something, it involved anyhow a payment



1           and they hadn't got it so I told her to tell the sons to  
2           come in to me and I'd take statements from them, but the  
3           next morning at Mass she said that her sons did not wish to  
4           pursue the matter and I think she said that the whole  
5           matter had been settled up, so that was the end of that.

6           Question: Now, I think that you were, Chief  
7           Superintendent, aware of allegations that had been made in  
8           the public domain about Detective Sergeant Corrigan and  
9           what would your views be in those allegations?

10          Answer: You mean about the RUC and murder?

11          Question: Yes.

12          Answer: Well, my honest to God view on that is that I  
13          couldn't see him -- he may be covetous for money and he may  
14          be covetous for property -- but in no way could I see him  
15          lifting the phone and getting on to the IRA, he'd be too  
16          cute to get involved with them anyhow. I couldn't see him,  
17          no. I have spoken to a number of people and they are all  
18          unanimous that he wouldn't be involved in that.

19          Mrs. Laverty: Yes. Thank you very much, perhaps you would  
20          now answer My Friend."

21  
22          At that, then, Mr. O'Callaghan commenced his  
23          cross-examination by saying:

24  
25          "Chief Superintendent, my name is Jim O'Callaghan and I  
26          represent Mr. Owen Corrigan, who is also retired now?

27          Answer: Yes.

28          Question: I have just a couple of questions to ask you, if  
29          that is okay. You worked with Owen Corrigan I think from  
30          around 1972, is that correct?

1           Answer:  It was '84."

2

3           I think, Chairman, that that is a reference to when they  
4           stopped working together.

5

6           "Question:  You were based in Drogheda or Dundalk during  
7           that period?

8           Answer:  I was based in Drogheda all the time.  I have  
9           never served in Dundalk.  You see, it was the years after I  
10          leaving the job that they shifted the divisional  
11          Headquarters to Dundalk.

12          Question:  I think that you would agree that Owen Corrigan  
13          was a very capable Detective Sergeant?

14          Answer:  Very capable.

15          Question:  And, in fairness, I think in your assessments,  
16          Chief Superintendent, that you referred to him as being  
17          exceptionally competent and exceptionally intelligent and  
18          that you would still stand over that?

19          Answer:  I do, yes.

20          Question:  In your statement that was handed to us before,  
21          I think you mentioned Joe Ainsworth and how Joe Ainsworth  
22          had said to you that he was one of the best detectives in  
23          the Force?

24          Answer:  Yes.

25          Question:  Would you agree with that yourself?

26          Answer:  I couldn't speak for the rest of the detectives  
27          down the country or anything else.  A detective or a  
28          detective sergeant, any rank of detective, it is very hard  
29          to be good at.  The only place you meet good detectives are  
30          in soap operas and things like that and some of those

1           foreign police force that are held up to be specimens and  
2           everything else. But believe me it is very, very difficult  
3           to be a good detective, particularly when they have boys  
4           like you, you know, watching over everything and watching  
5           for constitutional infringements and all this sort of  
6           thing. It is very hard to be a good detective and it is  
7           very hard to get good information. Now, you get the very  
8           odd one that will establish a good source of information,  
9           but, God, they are few and far between, they are rare  
10          things.

11         Question: But you would accept that Corrigan was a good  
12         Detective?

13         Answer: I would certainly say that he was good one; a good  
14         one, yes.

15         Question: Also, if you look at the circumstances at the  
16         time, it was a difficult time for the Gardai in the 1970s  
17         and 1980s around the border, isn't that correct?

18         Answer: God, I can well remember myself it was a difficult  
19         time for me, a most bloody awful time.

20         Question: The reason for that being is that you were at  
21         the coal face of the fight against the Provisional IRA?

22         Answer: Yes, and in addition to that, the division, you  
23         know, was the biggest division in the country. Dundalk  
24         Garda Station was always a very difficult station, a giant  
25         I used to call it. There was every kind of problem in it.  
26         I remember telling the Commissioner one time, you know,  
27         that there was a tendency maybe for some commissioners  
28         anyhow to think that policing all ended at the top of  
29         O'Connell Street. It doesn't, you know. As I told them  
30         that Dundalk station, I said, has as many problems as any

1 of your stations here in the city. I said take any of your  
2 big stations here in the city and the problems they have,  
3 which are many and varied, I said Dundalk has every one of  
4 those, and an additional couple of problems along with  
5 them.

6 Question: Were the IRA active in the Dundalk and Drogheda  
7 region around this time?

8 Answer: Sure they were terrible active on the border, you  
9 know, and then Dundalk was a republican town, you know, and  
10 you see the public would be -- they certainly, if you were  
11 really kind to them and say that they weren't anti-Garda,  
12 they certainly weren't pro Garda.

13 Question: Can I ask you what was your opinion of Owen  
14 Corrigan's attitude towards the IRA at the time?

15 Answer: I think that Owen Corrigan considered the IRA the  
16 enemy.

17 Question: Would you agree that he was very strong against  
18 the IRA?

19 Answer: I would, but that was as far as I know.

20 Question: You mentioned in some of your reports that he  
21 had been involved in many excellent cases, both subversive  
22 and ordinary?

23 Answer: Yes, he was, yes.

24 Question: Could I just ask you about the subversive cases.  
25 He had many successes against the IRA, would that be  
26 correct?

27 Answer: He had. As the trade unionists say, at this point  
28 in time, you know, my memory is very, very bad, very, very  
29 defective. I couldn't recall. The only one that I can  
30 recall that Corrigan, that I recall him having arrested

1           *someone at home in bed and I will tell you why this sticks*  
2           *in my memory now. He recovered a revolver in the house and*  
3           *he also recovered the governing rules -- what will I call*  
4           *them? -- of the IRA. He was in the Special Criminal Court*  
5           *and that is when he was giving his evidence -- when he was*  
6           *giving his evidence that he had a warrant to search the*  
7           *house under the Firearms Act, but he seized this document*  
8           *too, and counsel for the accused raised the question that*  
9           *he wasn't entitled to seize the literature, the governing*  
10          *rules -- I can't think of the name of them -- but, anyhow,*  
11          *that his constitutional rights were infringed by doing*  
12          *this. The judge -- I don't know what judge it was. He*  
13          *held with counsel, anyhow, and Corrigan had to go around*  
14          *the court more or less metaphorically on his knees begging*  
15          *forgiveness from this fella, and I had the height of*  
16          *sympathy for him.*

17          *Question: I think the booklet you are referring to was the*  
18          *Freedom Struggle, the Provisional IRA booklet, is that*  
19          *correct?*

20          *Answer: No, you know what they have, the various rules*  
21          *they have and everything else. Their constitution.*

22          *Question: Right, OK. Just moving on to another point,*  
23          *Chief Superintendent, obviously the reason we are all here*  
24          *is that there was a Tribunal established to inquire as to*  
25          *whether or not there was Garda collusion into the shooting*  
26          *of the two RUC officers?*

27          *Answer: Yes.*

28          *Question: And your evidence is fairly clear. You don't*  
29          *believe Owen Corrigan would have had any hand, act or part*  
30          *in that?*

1           Answer: No, and not only that, you see the RUC were  
2           frequently, constantly, flitting over the border and coming  
3           into Dundalk. They came into Dundalk and they went into  
4           the Superintendent's office.

5  
6           "Now, the relationship between the Gardaí and the RUC could  
7           only be termed as excellent, but, you see, when they came  
8           in, Dundalk was an awful busy place, you know, and the  
9           Inspector and the Superintendent, when they came in, that  
10          everything had to be dropped, and they'd stand there for a  
11          couple of hours. I am not saying that they weren't welcome  
12          but I am not saying that they were welcome to come as often  
13          as they did.

14  
15          "Again at night time -- now, I never met him formally in  
16          Dundalk but I was there in the Superintendent's office on a  
17          couple of occasions when they happened to drop in -- but at  
18          night time -- I never met them at night time -- but they  
19          used to come at night time and they used to go out for a  
20          drink with Dick Fahey. Now Dick Fahey mentioned to me a  
21          couple of times because he said they come down now and they  
22          must go to a pub and he said that when they get a couple of  
23          drinks in them they must tell everybody in the bloody pub  
24          who they are. Then after a while they get longing for a  
25          woman and Dick Fahey said that apart from everything else,  
26          that he had family and that he hadn't the financial backing  
27          that those lads had. They probably had allowances for  
28          coming down and for this sort of entertainment, if you'd  
29          call it that. So he wasn't too happy with them coming  
30          down. But they always came by Dromad, as far as I know,

1           and that was the worst road that they could take and it  
2           was -- what will I call it -- territory, but if they come  
3           down by -- I can't think of the name anyway -- if they came  
4           by the other Garda Stations that they wouldn't be on this  
5           road. That road, you know, from Newry to Dromad was a real  
6           'no go' area, you know. And of course they were the  
7           experts and they knew it, and why they took those chances,  
8           I don't know.

9           Question: Could I just stop you there, Chief  
10          Superintendent, and ask you to clarify who was Dick Fahey  
11          you were referring to?

12          Answer: Dick Fahey, he was the Superintendent in Dundalk  
13          for about ten years but he left during my time. He applied  
14          to go down to I think it was Wicklow or some of those  
15          places, he had a daughter down there, and I think she had a  
16          hotel and he wanted to go down. The poor man is deceased  
17          now.

18          Question: Would you agree with me, as well, Chief  
19          Superintendent, that Owen Corrigan had a good relationship  
20          with the RUC?

21          Answer: He had a great relationship with them.

22          Question: Can I just of course, the other side of that  
23          issue that has to be considered by the Tribunal is that  
24          these unfortunate RUC men may simply have been shot as a  
25          result of an IRA surveillance operation, isn't that  
26          correct?

27          Answer: Of course it is. There was no body of men ever in  
28          the world better at surveillance than the IRA. There was  
29          no need for a Garda or for anybody else to pinpoint or say  
30          that they are coming down because they were doing nothing,

1           most of them, except drawing the dole. That is all they  
2           had to do, was watch.

3           Question: We know at the time the event took place or the  
4           killing took place on the 20th of March, 1989, and we know  
5           from inquiries that Superintendent Buchanan, who was one of  
6           the RUC men, had regularly visited Dundalk in the months  
7           prior to that. Can you confirm that?

8           Answer: Yes, it was a regular occurrence.

9           Question: Yes, but, in fact, there was a report prepared  
10          and an inquiry conducted by An Garda Siochana and it was  
11          revealed, this is referred to in the Cory Reports,  
12          paragraph 2.21, that, in the January of 1989,  
13          Superintendent Buchanan made ten visits south; in February  
14          of 1989 he made five visits south; up to the 20th of March,  
15          when his tragic killing took place, he had made four visits  
16          south. That confirms your recollection?

17          Answer: Yes.

18          Question: Would you agree with me that Superintendent  
19          Buchanan would have been well-known to the IRA?

20          Answer: Of course he would.

21          Question: I don't know if you are aware of this as well,  
22          Chief Superintendent, but when he travelled down south, he  
23          generally travelled in the same car, which was a red  
24          Vauxhall Cavalier?

25          Answer: I think he travelled in his own car all the time  
26          down.

27          Question: Would you agree with me or would you know  
28          whether that is something that the IRA would be aware of,  
29          that car, and be aware of its identity?

30          Answer: Of course they would. Sure wouldn't they have had



1           the number of every superintendent in the RUC and every  
2           superintendent on the border, their car numbers and where  
3           they lived and all this sort of thing.

4           Question: It has also been reported in the report I  
5           referred to that he regularly parked his car outside the  
6           Garda Station in Dundalk where it would be clearly visible  
7           from the road. Do you have any recollection of that?

8           Answer. No.

9           Question: You don't. OK.

10          Answer: I would be surprised if he parked it on the road  
11          in Dundalk because there is a very big yard in Dundalk and  
12          I don't think he could very well park on the road because  
13          it is a busy road and it would be causing an obstruction.  
14          I would imagine that he would park it in the yard. There  
15          is room in the yard for 60 cars.

16          Question: Am I correct in saying, Chief Superintendent,  
17          that the IRA would have targeted specific members of the  
18          RUC and An Garda Siochana?

19          Answer: Well, I am sure they would. You see, one thing  
20          that I can't understand at all is that when I came here to  
21          this division in 1982, the place was on fire, and it was on  
22          fire for the whole of the '70s, and in the '80s a lot of  
23          the activity had died down. Certainly, by 1988, as it  
24          happens, it was comparatively quiet. I can't understand  
25          why it took them so long if they wanted to kill a  
26          Superintendent or Chief Superintendent, why it took them so  
27          long to do it. I think that I mentioned it in my report to  
28          the lady, senior counsel, that it bothered me when I saw  
29          those, that I even said it to the clerks. I remember  
30          saying to the clerks in the office a couple of times that

1           this was a tragedy waiting to happen. I couldn't  
2           understand how it took so long to happen.

3           Question: Yes. The likelihood is that the IRA would have  
4           targeted this individual specifically, isn't that correct?

5           Answer: That's right, yes.

6           Question: Just another point, there is a reference to the  
7           IRA having a network of, what is called, 'dickers'. Did  
8           you ever hear of this word 'dickers', people who keep a  
9           watch on buildings or people who just watch out on behalf  
10          of the IRA?

11          Answer: Well, I don't know. I am sure that they had  
12          because, as I say, that a lot of the people who were  
13          sympathetic to the IRA and helpful to them would have  
14          nothing else to do because a lot of them were good for  
15          nothing except drawing the dole and they wouldn't take  
16          anything English, but they would take the bloody money from  
17          England, take the dole money -- just one moment now, what  
18          did you ask me?

19          Question: I was asking you about individuals keeping a  
20          watch on the buildings for the IRA.

21          Answer: Yes, the only thing I know about that was that I  
22          remember that I was -- that I referred there earlier in my  
23          direct evidence to the fact that the chiefs had this  
24          meeting with the RUC chiefs every month. I think we were  
25          going into a building in -- I forget now if it is Newry or  
26          some place like that we used to hold them, we used to hold  
27          them in different places, but then in the end we used to  
28          hold them all in Belfast -- and I remember them saying that  
29          there were IRA lads outside taking notes as we passed in."

30

1           Then, sir, at that point you intervened and asked:

2           *"Sorry, who said that, the RUC people?"*

3           Answer: The RUC people said that.

4

5           Mr. O'Callaghan then resumed his cross-examination:

6           *"Would you agree with me as well, Chief Superintendent,*

7           *that there is also another possibility as to how this*

8           *tragic event took place, which is that the IRA were*

9           *intelligence gathering techniques in respect of trying to*

10          *intercept telephone calls, that those could have been*

11          *possible, and were you aware of the IRA having such*

12          *techniques available to it?*

13          Answer: Well, say, for instance, that I had a phone below,

14          which was supposed to be a security phone, and I understand

15          this phone, you know, that you couldn't tap it or break

16          into it, so I was amazed. I was at a conference up in

17          Headquarters one day and someone said, and I don't know who

18          mentioned it, anyway, said that the thing was no use at

19          all, that the IRA were able to listen in, although it

20          was -- what's this word they used to use for it?

21          Question: Tap? Tapping, is that the word?

22          Answer: Well, not tapping, they could tap into it but

23          going over on the secret line.

24          Question: But your point is that the IRA would have had

25          access and had the intelligence?

26          Answer: And the skill and everything.

27          Question: To monitor Garda phone calls?

28          Answer: Of course. Sure they had all the brains in the

29          world behind them.

30          Question: Just coming to the end of the questions about

1           this relevant part of the inquiry, would you agree with me,  
2           as well, though, that if a member of An Garda Siochana had  
3           tipped off the IRA, they wouldn't be able to tell the IRA  
4           the route that Buchanan and Breen were taking back up  
5           north, isn't that correct?

6           Answer: Well, if they were in any way conversant with the  
7           place they would because they always travelled, as I say,  
8           down by Dromad and they always travelled back by Dromad.

9           Question: They never changed their route?

10          Answer: They never changed their route. Why, I don't  
11          know. And believe me, you know, that these RUC men were  
12          very careless and that, of course, they were experts, you  
13          know, in security and all that sort of thing. As a matter  
14          of fact, you know, before the soldiers used to come to the  
15          north, these RUC officers used to go over even as far as  
16          Germany and brief them on security and all this sort of  
17          thing.

18          Question: So would you believe me that they were careless  
19          in terms of looking after their own safety?

20          Answer: Extremely careless, but, of course, apart, say,  
21          for instance, from a Garda tipping off, what do you call  
22          it, I am sure there are plenty of people in Dundalk who  
23          would tip them off.

24          Question: Can I then move on to the next part of the  
25          evidence you gave, Chief Superintendent, and it relates to  
26          the assessment forms that you filled out. Essentially you  
27          didn't advance Owen Corrigan for promotion because you had  
28          doubts about his attitude to money, isn't that correct?

29          Answer: That's correct.

30          Question: It had absolutely nothing to do with a belief on

1           your part that he was involved either working with the IRA  
2           or with giving them information?

3           Answer: Absolutely nothing, nothing at all to do with it.

4           Question: In fairness to him, and my solicitor has asked  
5           Mr. Corrigan about this, I think he denies the allegations  
6           he was greedy, but, of course, that is a subjective thing  
7           and as you were talking about Kerry men being cute whores,  
8           he wouldn't be the first Cavan man to be greedy for money?

9           Answer: No, no, no, definitely greedy.

10          Question: Well, would you agree with me then that it is  
11          not, the point I am making to you, that it is not really of  
12          relevance to the issue of who was behind this shooting?

13          Answer: No, no bearing, no. You know by the way you came  
14          into today you passed his pub on the way in. He has a pub  
15          over there on the corner.

16          Question: Yes. Really it was your assessment, you never  
17          received a formal complaint about him being greedy or being  
18          involved in money?

19          Answer: No.

20          Question: In fairness, you say that you never had any  
21          evidence that he was involved in discreditable activities?

22          Answer: No. No.

23          Question: In fairness, you say that you never had any  
24          evidence that he was involved in discreditable activities."

25

26          The question appears to be repeated, sir.

27

28          And the answer, again, was "No."

29          "Question: And from what you indicated as well that he  
30          would have been made an Inspector had it not been for this

1 mix-up in the list?

2 Answer: Yes, this mix-up in the list or whatever happened  
3 the list. I am sure the Tribunal probably has enquired  
4 into that, I don't know. At this stage it doesn't matter  
5 to me.

6 Question: Yes. You mentioned this thing about the mother  
7 and her two boys?

8 Answer: Yes.

9 Question: My solicitor has had an opportunity briefly to  
10 talk to Owen Corrigan about this and Owen Corrigan's  
11 assessment of this was that these were two men he had hired  
12 to do some work for him and that they didn't do the work  
13 well.

14 Answer: Probably something like that."

15

16 And that, then, Sir, was the end of Mr. O'Callaghan's  
17 cross-examination.

18

19 And then Mrs. Lavery then thanked the Chief Superintendent  
20 for having given his evidence, and then he said "What I  
21 had, Judge, was my belief on the matter, that's the only  
22 thing that I had on that, and I didn't even make the  
23 slightest inquiry about it because, as I said earlier in my  
24 evidence, when I left the job I severed my connection with  
25 it and lived a quiet life since." Then, Sir, you concluded  
26 by saying "I think that concludes it. Thank you very much  
27 indeed for letting us descend on you and for being so  
28 helpful. Thank you very much indeed."

29

30 And that, Sir, then, was the evidence on commission.

1  
2 And just to clarify, Sir, that the persons present during  
3 the evidence on commission were you, as Commissioner;  
4 Mrs. Lavery and myself as counsel for the Tribunal;  
5 Mr. Michael Buckley as solicitor, with Mr. Mills as the  
6 registrar; Mr. Coffey was there with Mr. Lavery for  
7 Mr. Colton; and Mr. O'Callaghan was there with Mr. Lawlor  
8 for Mr. Corrigan.

9  
10 CHAIRMAN: Thank you very much.

11  
12 MR. HAYES: Thank you very much, Sir.

13  
14 MR. O'CALLAGHAN: I didn't want to interrupt Mr. Hayes when  
15 he was reading out the transcript but could I just  
16 formally, Sir, put on the record the concern that I  
17 expressed to you when you were sitting as the Commissioner.  
18 The Tribunal will be aware from the transcript read out  
19 that counsel for the Tribunal questioned Mr. Cotterell  
20 quite extensively on the promotion forms and issues  
21 pertaining to Mr. Corrigan's financial affairs. I just  
22 want to say to you, Judge, that I repeat what I said on the  
23 transcript, that I say that the issues pertaining to  
24 Mr. Corrigan's financial affairs should really be of no  
25 relevance to the Tribunal and, although I didn't object, I  
26 think the Tribunal should be careful that too much emphasis  
27 isn't given to them. The Tribunal will be aware from what  
28 Mr. Cotterell, in his evidence, said, that he said that  
29 issues pertaining to Mr. Corrigan's financial affairs had  
30 absolutely no relevance in respect of what this Tribunal is

1           inquiring into.

2

3           I am also concerned, Sir, that since his promotion forms  
4           have been opened before the Tribunal, that there opens up  
5           the possibility that all promotion forms of members of An  
6           Garda Siochana in Dundalk should be opened. I am not  
7           asking for that to be done, Chairman, but I think there is  
8           an issue as to why Mr. Corrigan's promotional forms have  
9           been read out.

10

11          And just in conclusion, Sir, if I could, the Tribunal will  
12          be aware that on the 1st November 2006, my solicitor wrote  
13          a letter to the Tribunal after the evidence was taken from  
14          Inspector Cotterell, and I would, just for the record, like  
15          to read out that brief letter that was sent to the Tribunal  
16          and it says, from Mr. Lawlor dated 1 November 2006:

17          *"Dear Sir,*

18          *We refer to the above matter and the evidence that was*  
19          *taken on commission from retired Chief Superintendent*  
20          *Richard Cotterell on 26 October 2006 at his residence in*  
21          *Drogheda.*

22          *As was stated by counsel for Mr. Corrigan during the course*  
23          *of Mr. Cotterell's, evidence we cannot see the relevance of*  
24          *the Tribunal inquiring into aspects of our client's private*  
25          *life pertaining had to his financial affairs which, on the*  
26          *evidence of Richard Cotterell, have absolutely no relevance*  
27          *whatsoever to the killings of RUC officers Breen and*  
28          *Buchanan. The evidence of Richard Cotterell is that he*  
29          *does not believe that Owen Corrigan had any hand, act or*  
30          *part in the furnishing of information to the IRA that*



1           *facilitated in the killing of the RUC officers. More*  
2           *importantly, Richard Cotterell has confirmed that his*  
3           *reasons for not approving Owen Corrigan for promotion had*  
4           *absolutely nothing to do with any suggestion that Owen*  
5           *Corrigan may have been involved with the IRA. In fact, his*  
6           *evidence was that Owen Corrigan was an exceptional officer*  
7           *who was very much against the IRA and who was involved on*  
8           *some excellent cases against the IRA.*

9           *It is a matter for the Tribunal to decide what line of*  
10          *questioning should be adopted with witnesses. However, we*  
11          *believe that any public disclosure of the information*  
12          *contained within the promotion assessment forms filled out*  
13          *by Richard Cotterell would have a very significant*  
14          *detrimental impact upon our client's good name. As was*  
15          *recognised by Richard Cotterell, these assessments and*  
16          *observations contained in the promotion assessment forms*  
17          *were not based on any evidence but rather on rumour. We*  
18          *therefore would ask that the Tribunal do not allow this*  
19          *wholly irrelevant information to be placed into the public*  
20          *domain since it is of no assistance to the Tribunal in the*  
21          *determination of the issues placed before it by the*  
22          *Oireachtas and would also be grossly unfair on our client*  
23          *since the writer of this damaging information has accepted*  
24          *that it was all based on rumour.*

25          *We would also like to place on the record our concern that*  
26          *during the examination-in-chief of Richard Cotterell the*  
27          *Tribunal devoted most of its questioning to the promotion*  
28          *assessment forms and in fact only asked one question*  
29          *relating to the issue that the Tribunal was asked to*  
30          *inquire into, namely was there Garda collusion in the*

1           *killings of Breen and Buchanan."*

2

3           Chairman, I just wanted to make that observation on the  
4           record and I thank you for permitting me to do so.

5

6           CHAIRMAN: Thank you, you have made your position very  
7           clear on your assessment of the weight that should be  
8           attributed to this evidence and I take your point, it's  
9           been made very clearly. Thank you very much.

10

11          Now, what --

12

13          MS. LAVERTY: Our next witness should be ex-Detective  
14          Sergeant Tom Duffy, Chairman.

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TOM DUFFY, HAVING BEEN SWORN, WAS EXAMINED BY MRS. LAVERTY  
AS FOLLOWS:

MRS. LAVERTY: Good afternoon, Mr. Duffy, I am Mary Lavery, counsel for the Tribunal. I think you have made a statement to the Tribunal?

A. I did, Judge, yes.

1 Q. Yes. And I think you weren't sure whether you were on duty or not on the day in question?

A. That's correct, Judge, yes.

2 Q. Can I ask you, what unit were you attached to?

A. I was attached to a unit with Jim Gannon, Errol Boyle, Eugene McCardle and Colm Murray; that was Unit A.

3 Q. Unit A. And just for the point of clarification, if you are a detective in Unit A, are you necessarily going to be on duty at the same time as uniformed members who are members of Unit A?

A. Yes, that's correct, yes.

4 Q. So if you are in Unit A, all of the uniform members --

A. They would be on as well.

5 Q. They would be on the same shift as the detectives?

A. Yes.

6 Q. Because there seems to be some confusion about people coming in on duty from different units that possibly weren't on record as being in the station on the day?

A. Well, it depends on leave or rest days or something like that, they may have taken leave, that is the only time. But normally the same members on uniform unit would have been on with Detective Branch.

7 Q. Yes. Would it help you to know that, for example -- you

1           mentioned Errol Boyle there now?

2           A. Yes.

3       8   Q. And he was on patrol with Gerry O'Connor that day?

4           A. That's right.

5       9   Q. Would that suggest that he was on duty?

6           A. Yes.

7       10   Q. On the day in question?

8           A. He would have been on duty, usually I would have been with  
9           him and that is why I can't recall being with him, and I  
10          can't recall the O'Dea, Assistant O'Dea interview, which  
11          would make me think maybe I was off.

12       11   Q. Maybe you were off?

13           A. Yes.

14       12   Q. And I think there is a job sheet which doesn't really  
15          clarify anything --

16           A. Yes.

17       13   Q. -- either, and have you got a copy of that?

18           A. I don't, no.

19       14   Q. I will give you a copy of that.

20           (Document handed to the witness.)

21           A. Yes.

22       15   Q. And that relates to -- it says -- you can read it out  
23          yourself actually without mentioning the name of the person  
24          or the place.

25           A. Yes. This job sheet would be, would form part of the  
26          investigation after that day.

27       16   Q. Yes.

28           A. So it's not that this appeared on the day of the shooting.

29       17   Q. Mm-hmm.

30           A. It's a job sheet given out at a conference of the -- during

1 the investigation. It's a statement of Peter Begley --  
2 "While parked at the station about 2 p.m. on 20/3/'89" he  
3 "observed a dark blue or black Mercedes parked in the yard  
4 of the Garda Station. Driver --" I just can't see that  
5 word.

6 18 Q. I think it may have said "went into..." ?

7 A. Yes. "He was alone in the car. Can the driver be  
8 identified?"

9 19 Q. Yes. I think attached to that, then, there is just your  
10 signature, dated 23/3, is that your signature?

11 A. Yes, that would have been given to me at the conference to  
12 look into that.

13 20 Q. Yes. Does it say anywhere in this document as to whether  
14 you carried out the investigation or not?

15 A. No.

16 21 Q. Is there anything missing there?

17 A. Well, what is missing is the report, I presume, that I  
18 would have written. If I got that, it was done. But I  
19 would have put a report on that at some stage.

20 22 Q. I think that I have a statement here, which has been  
21 helpfully given to me by counsel for the Commissioner, and  
22 I think that it appears that Jim Lane actually investigated  
23 this particular one?

24 A. This particular one?

25 23 Q. This particular one.

26 A. That could have happened.

27 24 Q. That could have happened. In any event, it doesn't assist  
28 us in ascertaining whether you were there or not and in  
29 your view, you think you were off on the day?

30 A. I could have been off on that day, yes.

1        25    Q. Yes. Can you tell me what unit was Finbarr Hickey in?

2            A. Finbarr Hickey was on, I think he was on Unit C at one  
3            stage, and after that, I don't know.

4        26    Q. Yes, because that corresponds with statements the Tribunal  
5            has from Mr. Leo McGinn that said he thought he had him in  
6            Unit C. There is some confusion as to what unit Mr. Hickey  
7            was on on the particular day or whether or not he was in  
8            the station?

9            A. I think he was on Unit C at that time.

10       27    Q. Now, the evidence that we have so far is that Unit A  
11           finished the night shift at 6 a.m. and recommenced from --  
12           one from 2:00 to 10:00 p.m. that day?

13           A. Probably right, yes.

14       28    Q. And who would have been in the shift in the middle then  
15           from 6:00 in the morning until 2:00?

16           A. Unit A -- probably Unit B, maybe.

17       29    Q. And if Mr. Hickey was -- so you think it would be B?

18           A. Well, I think so now.

19       30    Q. And Mr. Hickey, I think his counsel said that he was on,  
20           perhaps, Unit C?

21           A. Yes.

22       31    Q. That would be correct?

23           A. Yes, well I think that, yeah, I think that's right.

24       32    Q. You think?

25           A. Yes.

26       33    Q. And, on that, there would have been Matthew O'Reilly, Val  
27           Smith, John Daly. Does that ring a bell?

28           A. Name them again?

29       34    Q. Matt O'Reilly, Val Smith, John Daly, Fintan Kenny, Marty  
30           Flanagan?

1 A. That's right.

2 35 Q. They were on Unit C?

3 A. Yes.

4 36 Q. Do you recall seeing -- of course you wouldn't know -- John  
5 McKeown from Unit C apparently stated in a statement to the  
6 Tribunal that he started at 2 o'clock and he finished at  
7 10 o'clock that evening?

8 A. Yes.

9 37 Q. Now, we see the problem here is that the station diary is  
10 gone so we have no way of ascertaining, except from people  
11 giving us evidence, as to who was there or who wasn't?

12 A. Yes, yes.

13 38 Q. The fact that John McKeown, who was from Unit C, started  
14 from 2:00 to 10:00 p.m. that day, what would that suggest  
15 to you if the rest of his unit weren't on duty?

16 A. I can't answer that.

17 39 Q. Mm-hmm. So are we sort of entirely in the -- in the  
18 absence of the station diary, do we have to rely on just  
19 the evidence of people who were there?

20 A. Yes, I can't say who was working. I can't say who was -- I  
21 can't say what unit came after.

22 40 Q. In any event, you were in Unit A, and I think you were with  
23 Jim Gannon, Errol Boyle, Gerry O'Connor, Eugene McCardle  
24 and Colm Murray?

25 A. That's right, yes.

26 41 Q. And since Errol Boyle was actually working, you assume you  
27 were probably off, for whatever reason?

28 A. Yes, yes.

29 42 Q. Did you recall the events surrounding the murders?

30 A. I can't recall -- that's why I think I may have been off

1           because something like that, you wouldn't -- if you were  
2           working, you wouldn't forget that. But I can't recall.

3       43   Q. Yes. And I think you weren't very long in Dundalk at that  
4           time?

5           A. I was, yeah.

6       44   Q. You were working your way in?

7           A. That's right, yes.

8       45   Q. And who did you normally work with?

9           A. I worked with Errol Boyle and Gerry Connor mostly.

10      46   Q. And Gerry Connor. So you would have been out on patrol  
11           cars?

12           A. I would have been, yes.

13      47   Q. Do you recall any investigation by Assistant Commissioner  
14           O'Dea?

15           A. I just -- I can't remember the investigation itself but  
16           coming up to when I made this statement I was told he was  
17           down -- Assistant Commissioner O'Dea had been down but I  
18           don't believe that I was interviewed, I can't remember him  
19           being at the station.

20      48   Q. I think he took interviews on the 21st and 22nd of March  
21           that year?

22           A. Yes.

23      49   Q. And of course the note on this document is the 23rd, so  
24           perhaps he had been and gone --

25           A. Yes, he could have been at that stage, yes.

26      50   Q. -- when you came back?

27           A. Yes.

28      51   Q. Now, did you know -- were you aware of the rumours of a  
29           mole in Dundalk that was on the press surrounding this  
30           time?



1 A. No, I have never heard of a rumour in Dundalk, never.

2 52 Q. Did you see the press coverage of it?

3 A. At the time I did, yes.

4 53 Q. Was there discussion among the members as to the impact  
5 that this adverse publicity was having on the station or  
6 the reputation of the Gardaí?

7 A. Well, I can't remember a discussion as such but I can -- I  
8 know that if there had been a mole, if there had been, at  
9 that time, like, there would have been more discussion than  
10 there was. I don't believe that there was a mole in the  
11 station.

12 54 Q. Yes. Were you there when there were similar press coverage  
13 after the Gibson, Lord Justice Gibson was murdered?

14 A. Yes, I remember that, yes.

15 55 Q. And at that stage there was concern again about the type of  
16 coverage, adverse coverage that the station was getting?

17 A. I never heard any mention of a mole at that time.

18 56 Q. Yes. Well, what do you recall as being the coverage in the  
19 press at the time?

20 A. Well, the coverage in the press at the time would be the  
21 fact that it happened at the border and they were just  
22 after going across the border and that, you know.

23 57 Q. Mm-hmm. There was press coverage sort of with screaming  
24 headlines the day after stating, you know, mole in Garda  
25 Station?

26 A. I can't recall that.

27 58 Q. You can't recall that?

28 A. No.

29 59 Q. In any event, perhaps you weren't looking at the newspapers  
30 because you were off at that time?

1 A. I can't recall that.

2 60 Q. You would admit there were certain discussions about the  
3 level of coverage that the station was getting?

4 A. Yes.

5 61 Q. Yes. And did you have any concerns among yourselves as a  
6 force that there might be somebody there who was passing on  
7 information to the IRA?

8 A. Well, I never had that concern, never.

9 62 Q. Did any of your colleagues?

10 A. Never heard any of them mention that.

11 63 Q. If you had, what would you do with it?

12 A. Well, if I had concerns about that, I would expect that  
13 authorities would have investigated that.

14 64 Q. But, say, come back to you personally, hypothetically, if  
15 you had a bad feeling with one of your colleagues or if you  
16 had a suspicion that perhaps he was behaving  
17 inappropriately or had contacts with people within  
18 subversive organisations, who would you go to first or what  
19 would you do, as a member of the Force?

20 A. Well, first of all, you'd have to watch and see what  
21 substances [sic] of that.

22 65 Q. Would you talk to anybody else? Would you talk to,  
23 perhaps, your partner about it? Would you say, "Look, I  
24 have a bad feeling about this. Perhaps we should keep on a  
25 eye on this fella"?

26 A. Possibly, I would.

27 66 Q. And if you thought that it merited further investigation,  
28 who would you then approach?

29 A. If I thought -- well, I probably may go to the  
30 Superintendent, maybe, at that stage, or my Sergeant,

1                   maybe.

2           67    Q. Your Sergeant?

3                   A. Mm-hmm.

4           68    Q. And say you went to your Sergeant and passed the  
5                   information on to him, if your perception was that nothing  
6                   further was done about it, was that the end of the line, as  
7                   far as what you could do about it?

8                   A. Well, I wouldn't think so. If there was nothing done about  
9                   it, I think I would go elsewhere, go further up the line,  
10                  if I thought that there was.

11          69    Q. And when you say "further up the line," how far up would  
12                  you go?

13                A. Well, I mean, you'd go to the next, the Detective  
14                Inspector, maybe.

15          70    Q. And what would you expect him to do?

16                A. Well, something -- well, to investigate it.

17          71    Q. And having passed on the information to the highest level  
18                  within your area, say your Detective Superintendent,  
19                  Detective Inspector, would you consider that that was as  
20                  much as you were able to do about it at the time,  
21                  hypothetically speaking?

22                A. You must remember at that time that I was only -- I had,  
23                  was it six or seven years' service? I was only one year in  
24                  the Detective Branch. And it's not something you would  
25                  go -- you know, if that came -- that never raised its head  
26                  with me, never. And in all the times I was in Dundalk - I  
27                  am 32 years, give or take a year or two, in Dundalk - I  
28                  have never had any evidence or seen any evidence or had any  
29                  reason to go to any authority with the perception that  
30                  there was a mole in Dundalk station, never.

1       72   Q. Well, with the wealth of the experience you have had now in  
2           the intervening years, if you came across a similar  
3           programme now, if you had concerns about somebody now,  
4           where would you take that information?

5       A. Well, I would investigate that myself and I'd take it to  
6           the top levels of the organisation.

7       73   Q. You'd go straight to the top?

8       A. If I thought that, that that was the case.

9       74   Q. Mm-hmm. There was evidence before the Tribunal recently  
10          that a member of the Garda Station had been approached by a  
11          member of the RUC, who was of similar -- his counterpart,  
12          shall we say, north of the border, they were both border  
13          superintendents, and the RUC officer expressed concern and  
14          asked him to speak to the -- if you like, go as far as the  
15          Commissioner and ask for a particular member of the Gardai  
16          to be moved from the border?

17       A. Yes.

18       75   Q. Now, do you consider that an unusual step to be taken?

19       A. And who made that question?

20       76   Q. It was a member of the RUC?

21       A. Yes.

22       77   Q. I might as well say it to you now because it's been heard  
23          in open court, but I don't want to keep reiterating  
24          matters; it was Detective Superintendent Tom Curran was  
25          approached by Bob Buchanan, they were friends, and Bob  
26          Buchanan was passing on a message, according to Detective  
27          Superintendent Curran, and he said that he had a concern  
28          about a particular member of the Gardai and he was to go to  
29          Headquarters and ask that he be moved. Now, is that an  
30          unusual -- and Tom Curran did -- is that an unusual --

1 A. Well, I would think that it was unusual, yes.

2 78 Q. Yes. You were saying that if you had information --

3 A. Yes.

4 79 Q. -- obviously, if it was serious, you would investigate  
5 yourself and you might take a similar route, you might go  
6 to high up?

7 A. If information like that was given to me, I would have to  
8 go further with it.

9 80 Q. Yes. And, in those circumstances, would you consider that  
10 both officers were, perhaps, going out on a limb there?

11 A. By?

12 81 Q. Well, one, asking -- Bob Buchanan asking Tom Curran to go  
13 to Headquarters, passing on a message, and Tom Curran, if  
14 you like, going to Headquarters at the behest of a  
15 colleague of his north of the border?

16 A. Yes.

17 82 Q. Was it -- would you say that both of them were, in a way,  
18 putting themselves out on a limb?

19 A. Well, as a supervisor, that is what you have to do. I  
20 mean, if you were met with something like that, that is  
21 what you have to do. If you are a supervisor, that is what  
22 you have to do.

23 83 Q. So you have a duty and obligation to pass that information  
24 on?

25 A. Absolutely, and do something about it, yes.

26 84 Q. Now, you said that you had never, ever had any suspicion  
27 about any member of the Force in Dundalk?

28 A. No.

29 85 Q. And you know that certain people have been mentioned in the  
30 course of this Tribunal, and one of them, the first one who

1           was mentioned openly was Mr. Owen Corrigan; did you know  
2           Owen Corrigan?

3           A. I did, yes.

4       86   Q. And was he -- he was the Detective Sergeant, would have  
5           been, when you started out first?

6           A. He ran the detective office in Dundalk when I came to  
7           Dundalk and he was there -- I was on his -- in uniform when  
8           he was in the Detective Branch.

9       87   Q. And how did you find him to work with?

10          A. Well, I never worked directly with him but he was always  
11          about -- he was always about the station. He was always,  
12          in later years when I went into the branch, I was only in  
13          there with him for a short period of time, but he was  
14          always very much against the IRA and very vocal in that  
15          way.

16       88   Q. Mm-hmm. Did you ever hear any allegation that he was  
17          involved with smuggling?

18          A. No, never heard that.

19       89   Q. And did you know Leo Colton?

20          A. I did, yes.

21       90   Q. And I think he was your first Sergeant?

22          A. He was my Sergeant when I came to Dundalk in 1978, yes.

23       91   Q. And how did you find him as colleague?

24          A. I found him to be -- he was a good -- he was good for his  
25          unit, he was a good man at his unit. I thought he was very  
26          practical towards his -- the people that he worked in  
27          Dundalk -- any people that came in, he was very practical  
28          in his approach to their problems and he was very practical  
29          to his unit, as well.

30       92   Q. And was he helpful?

1 A. Very helpful, because I was only a recruit at the time.

2 93 Q. And what about Mr. Finbarr Hickey?

3 A. Yeah, Finbarr Hickey was on, as I say, I think it was  
4 Unit C, and I knew him. He was a little bit opposite me  
5 work-wise; I never actually worked with him directly.

6 94 Q. Did you ever work in Hackballscross?

7 A. I went to Hackballscross in 1980/'81, for, I think it was,  
8 about a year.

9 95 Q. So it would have been way ahead at the time that Mr. Hickey  
10 was there?

11 A. Yes, but Finbarr Hickey is a decent man, came from a very  
12 decent background.

13 96 Q. Now, did you know about the passports?

14 A. The?

15 97 Q. His conviction for signing passports?

16 A. Yes, I did, yes.

17 98 Q. And were you surprised at that?

18 A. I was surprised at that, yes.

19 99 Q. In your experience over the years, was there ever any  
20 suggestion that Finbarr Hickey had, outside the passport  
21 episode, had any connections with the IRA?

22 A. No, absolutely not.

23 100 Q. And what was your view when you heard that he had been in  
24 trouble for signing passports?

25 A. Well, I wasn't part of the investigation, you know. I was  
26 surprised that he was because that wasn't -- he would have  
27 shown no interest in subversives and that kind of thing.  
28 You know, I couldn't see him -- I couldn't understand how  
29 he got involved in it.

30 101 Q. In relation to the operation itself on the day, I am sure

1           you probably have heard a lot about it and read a lot about  
2           it; how quickly do you think that the IRA could have put  
3           that operation together?

4           A. Well, Judge, I suspect and I believe that -- first of all,  
5           you have to live on the border area to know the type of  
6           people that live along there, and they are the most  
7           observant and switched-on people to what is happening  
8           around them. I think it's instilled in them as result of  
9           the Troubles and the border, the situation at the border  
10          over the years, and they definitely would notice a strange  
11          car coming through their area. I believe that it wouldn't  
12          take them long to add two and two together if they saw a  
13          northern car coming through, heading south, with a man with  
14          a suit, and, I mean, a policeman does stand out, and it  
15          wouldn't take long for them to add two and two together.  
16          All it would take then is maybe to follow the car to see  
17          where it went to, to confirm that they may have been RUC  
18          officers. And it's my own belief that, following on from  
19          that, they would have watched the car and watched the  
20          station to see, you know, these people coming and going.

21        102    Q. Well, what would be the trigger? Say they had noticed the  
22                car and the car had been travelling up and down for three  
23                years --

24               A. Yes.

25        103    Q. -- so it seems, if they were watching the car, it took a  
26                long time for it to become the object of attention --

27               A. Yes.

28        104    Q. -- say, they decided to do something about it or mount an  
29                operation in relation to this car, what would be the  
30                trigger that would set off the operation?



1 A. Well, I would say the fact that these men had come south.

2 105 Q. But on the day in question, what would they require in  
3 order to set off the operation, because, as we are all  
4 aware, the IRA were very risk-adverse, so, therefore, they  
5 didn't take any chances?

6 A. Yes.

7 106 Q. And what kind of reassurance would the IRA need before  
8 they'd mount an operation on a particular day?

9 A. Well, the reassurance of whoever saw them travelling south.  
10 If they had people, for example, if some of their people  
11 were in Newry and saw that car heading south, the chances  
12 are that it may be going to Dundalk. From that point, I  
13 believe, the point wherever it was seen, may trigger off  
14 that.

15 107 Q. And they'd obviously need confirmation then that the car  
16 had arrived?

17 A. Yes.

18 108 Q. And would they necessarily need confirmation of who was in  
19 the car?

20 A. I don't think so. I don't believe -- I don't believe they  
21 would need that.

22 109 Q. And how many hours do you think it would take to set that  
23 up, to get that --

24 A. Well, it depends. If they were watching that car for some  
25 time and they had got a pattern of how they went down, how  
26 they came back, and, I mean, travelling from Newry, if they  
27 came down the main Newry Road -- the other roads, maybe,  
28 would be the Jonesboro way or the Omeath Road, would be the  
29 likely scenario. Now, if they went down one road, the  
30 chances are they may not go back the same road again, and

1           it would take a little bit of study over a period of time  
2           to get that right.

3       110   Q. And once they had it right, then, how quickly could they  
4           mount the operation, because this meeting was unexpected  
5           and was only arranged really by, I suppose, at the  
6           earliest, about half ten that morning?

7           A. Yes.

8       111   Q. Could they mount an operation like that within a matter of  
9           an hour, two hours?

10          A. It depends, again. If they saw those people coming out of  
11          Newry and if they came back again, you are talking maybe  
12          two hours.

13       112   Q. So it was quite within the boundaries of possibility they  
14           could do it within two hours?

15          A. It would be, with the work -- with the work, that they may  
16          have done it. I would think so, yes.

17       113   Q. Yes. Thank you very much.

18          A. Thank you.

19

20           CHAIRMAN: Any questions?

21

22           THE WITNESS WAS CROSS-EXAMINED BY MR. DURACK AS FOLLOWS:

23

24           MR. DURACK: Just a couple.

25       114   Q. You, in fact, weren't interviewed by Mr. O'Dea?

26          A. Pardon?

27       115   Q. You weren't interviewed by Mr. O'Dea?

28          A. I wasn't, no.

29       116   Q. And I think that would probably indicate that you weren't  
30           on duty on the day that he interviewed everybody else?

1 A. That's right, yes.

2 117 Q. You mentioned, however, that there was an investigation set  
3 up?

4 A. Yes.

5 118 Q. I think that was under Mr. Connolly and Mr. Tierney --

6 A. -- that's right, Tom Connolly, yes.

7 119 Q. And I think the purpose of that was to gather information  
8 that might be of assistance to the RUC in their  
9 investigation?

10 A. Yes.

11 120 Q. And that, to that end, I think an incident room was set up?

12 A. Yes, that's right, yes.

13 121 Q. And I think various tasks were performed and the result of  
14 those provided to the RUC?

15 A. That's correct, yes.

16 122 Q. And I think that it was conducted also in a different way  
17 from the O'Dea investigation?

18 A. Yes, it would be conducted in the same way as a murder  
19 investigation.

20 123 Q. And that people would be allocated tasks and asked to make  
21 statements, provide statements or reports?

22 A. The fliers would be given out, you would go and do your  
23 investigation and come back with what you found.

24 124 Q. Whereas I think in relation to the investigation or the  
25 report written by Mr. O'Dea and Mr. Carty, they, in fact,  
26 individually interviewed the various members?

27 A. That's correct, yes.

28 125 Q. And, in fact, drafted their statements?

29 A. Yes.

30 126 Q. The evidence has been, in relation to the visits by the RUC

1 men, that certainly Mr. Buchanan had visited regularly, and  
2 sometimes twice a week and maybe even three times a week  
3 had been south of the border. I take it you'd agree that  
4 that would greatly increase the risk to him?

5 A. Well, yes, and, I mean, if they used the same car, it would  
6 have, because the chances of being seen would be  
7 heightened, and that, you know.

8 127 Q. And it appears that is the case, that they were, in fact,  
9 using the car -- he was at least using the same car for  
10 some years, and the previous week he had travelled south on  
11 the main road and gone back north on the Edenappa Road  
12 where he was ultimately killed?

13 A. Well, local people would have seen that car, they would  
14 take note. Local people up there take note of what is  
15 happening more so than anywhere else, I think, I believe.

16 128 Q. And I take it that it might well have been an operation  
17 that was planned perhaps for weeks or days certainly in  
18 advance?

19 A. Yes, it could have been.

20 129 Q. And just waiting for an opportunity to see the car travel  
21 south again?

22 A. Exactly, yes.

23 130 Q. Thank you very much indeed.

24

25 **THE WITNESS WAS CROSS-EXAMINED BY MR. LEHANE AS FOLLOWS:**

26

27 131 Q. MR. LEHANE: I just have a few questions for you. My name  
28 is Darren Lehane and I appear on behalf of retired  
29 Detective Sergeant Owen Corrigan. Now, I suppose I will  
30 start with, Mrs. Lavery, during the course of her

1 examination of you, was asking you about what you would do  
2 if somebody expressed a concern to you about the  
3 possibility that a particular Garda in the Garda Station in  
4 Dundalk was passing on information --

5 A. Yes.

6 132 Q. -- to the IRA, and you outlined the approach that you would  
7 take. Now, in the course of that examination, she put to  
8 you evidence that was given to the Tribunal by Tom  
9 Curran --

10 A. Yes.

11 133 Q. -- in relation to that. And Mr. Curran, his evidence in  
12 relation to this can kind of be divided into two halves;  
13 the first half relates to a concern that he alleges was  
14 relayed to him by the late Mr. Buchanan, that my client,  
15 Detective Sergeant Corrigan, was unnecessarily associating  
16 with the IRA?

17 A. Yes.

18 134 Q. And that was the extent of it?

19 A. Yes.

20 135 Q. OK. Now, in your experience as a detective guard in  
21 Dundalk, you would have to associate with members of the  
22 IRA to get information about subversives, wouldn't you?

23 A. To get information from them?

24 136 Q. Yes.

25 A. I don't believe you would have to associate with them.

26 137 Q. Well, in the sense that you'd have to acquaint with people  
27 rather than associate, might be a better word --

28 A. Yes.

29 138 Q. -- to try and find out details of their movements?

30 A. Yes.

1       139   Q. Because, indeed, when Mr. Curran was asked precisely that  
2           question himself, he was asked on the 29th of June, 2011,  
3           at question 269: *"Question: Would you agree with me, in*  
4           *order to be an effective police officer in the border area*  
5           *and in order to gain information about subversives, you do*  
6           *have to acquaint with people in the IRA?"*

7           And he answered: *"Yes, I would agree with that."*

8           A. Well, you have to have contacts, but whether you would go  
9           into the organisation, that is a different matter.

10       140   Q. Well, I don't mean go into the organisation; I mean -- we  
11           are probably getting tied up here on linguistics, I mean  
12           you would have to acquaint with persons who would be  
13           familiar --

14           A. Of that ilk.

15       141   Q. Of that ilk, yes. And in addition, dealing with  
16           Mr. Curran's evidence in relation to that, he says that  
17           when Mr. Buchanan told him that, he brought that  
18           information to the attention of then Assistant Commissioner  
19           Eugene Crowley?

20           A. Yes.

21       142   Q. And are you aware of the fact that the late Mr. Crowley, in  
22           an interview he gave to the Tribunal, denied that, ever  
23           hearing about that?

24           A. I am not aware of that.

25       143   Q. Well, just for the record. And the second limb of  
26           Mr. Curran's evidence in relation to collusion, if I can  
27           call it that, was that, six months or a year prior to the  
28           killings of these two RUC officers, he was informed by an  
29           IRA informant that the late Mr. Buchanan was on a list of  
30           people who were going to be targeted by the IRA; were you

1           aware of that evidence?

2           A. No, I wasn't aware of that, no.

3       144   Q. And Mr. Curran declined to identify -- stated during his  
4           evidence that he obtained this information from an IRA  
5           informant?

6           A. Right.

7       145   Q. Again, Mr. Curran is getting information through  
8           acquaintances or dealings with the IRA?

9           A. From informants, yes.

10      146   Q. Although he declined to provide the identity of that  
11           informant to the Tribunal, although I am not making any  
12           comment on that, but, in any case, again just for the  
13           record, Mr. Curran said that he prepared a report on this  
14           incident which he passed up the line. Are you aware of the  
15           fact that there is no record of that report?

16           A. I am not aware of that, no.

17      147   Q. I just wanted to clarify that in relation to your evidence.  
18           If you had received information about a mole, would you  
19           have prepared a report?

20           A. I would have prepared a report, yes.

21      148   Q. And that report would have gone through the normal  
22           channels?

23           A. Yes.

24      149   Q. And you would have followed up on that. You said in your  
25           evidence to Mrs. Laverty that if you reported it to your  
26           Sergeant and you felt that he wasn't doing anything about  
27           it, you would have gone to somewhere higher up of that  
28           chain of command?

29           A. Yes.

30      150   Q. Now, just in relation to my client, retired Detective

1           Sergeant Corrigan, you say you were in Dundalk from 1978 as  
2           a uniformed member --

3           A. Yes.

4       151   Q. -- but Dundalk was a very big station?

5           A. It was, yes.

6       152   Q. And it's only really in 1987 when you entered the Detective  
7           Branch that you come in to see the operations of members of  
8           the Detective Branch?

9           A. Yes.

10      153   Q. And you say in relation to my client in your statement,  
11           that *"Corrigan was very outspoken and militant in terms of*  
12           *this work against the provos. I would say he had a*  
13           *reputation for good information."*

14           A. Yes.

15      154   Q. Could you provide any assistance or further elaboration for  
16           the Chairman on that statement?

17           A. All I can say is, while I was there, I have seen him on  
18           numerous operations, and from his reports and from his  
19           general work in the station, that is the way he was.

20      155   Q. And this is after you have joined the Detective Branch --

21           A. This is after I joined -

22      156   Q. -- in 1987. Can you remember the details of any particular  
23           operation? I appreciate it's a long time ago.

24           A. I can't remember now, I can't remember, no.

25      157   Q. And just as a general point, you served as a guard in  
26           Dundalk from 1978. Was that a difficult time to be a  
27           member of An Garda Siochana in Dundalk?

28           A. It was, yes.

29      158   Q. Evidence has been given to the Sole Member that members of  
30           An Garda Siochana, particularly detectives, suffered



1 harassment at the hands of subversives?

2 A. They have done, yes.

3 159 Q. Did you ever suffer harassment at the hands of subversives,  
4 ranging --

5 A. Not since joining, no, not since -- but, in those times, I  
6 know of members that did suffer, and it was difficult times  
7 for them, yes.

8 160 Q. Were you ever aware of harassment that Detective Sergeant  
9 Corrigan suffered as a result of his anti-subversive  
10 activities?

11 A. No, I am not.

12

13 **THE WITNESS WAS CROSS-EXAMINED BY MR. COFFEY AS FOLLOWS:**

14

15 161 Q. MR. COFFEY: Detective Sergeant Duffy, I appear on behalf  
16 of retired Sergeant Leo Colton. I want to ask one or two  
17 questions, if I may. In the period that you were a  
18 uniformed Garda up to 1987, can you recall who your  
19 superior uniform officers were?

20 A. Sergeant Colton.

21 162 Q. And, above that, the rank of Inspector and Superintendent?

22 A. Inspector then was Superintendent - he is deceased -  
23 McCabe.

24 163 Q. Yes.

25 A. And the Superintendent was Superintendent Fahey.

26 164 Q. And what was your opinion and assessment of those superior  
27 officers?

28 A. Well, they were very, very -- in what way?

29 165 Q. Were they professional?

30 A. Very professional in every way, yes.

1 166 Q. And would you think that if either of those men, either  
2 then-Inspector McCabe or Superintendent Fahey, had any  
3 cause for concern about a uniform member --

4 A. Yes.

5 167 Q. -- would they have investigated that or made inquiries  
6 about --

7 A. I have no doubt that they would have.

8 168 Q. Yes. And even if the concerns involved, say, the uniformed  
9 members' private life --

10 A. Yes.

11 169 Q. -- that might have an impact on their professional duties,  
12 you'd expect them to investigate and clarify any concerns?

13 A. Yeah. Well, I know that they would have, yes.

14 170 Q. Yes. Thank you.

15

16 **THE WITNESS WAS CROSS-EXAMINED BY MS. O'SULLIVAN**

17 **AS FOLLOWS:**

18

19 171 Q. MS. O'SULLIVAN: Just a few questions. I appear for  
20 Finbarr Hickey. I think when you were being examined by  
21 Mrs. Laverty, she asked you about the units that were  
22 potentially on on that day?

23 A. Yes.

24 172 Q. I think she indicated to you that there had been evidence  
25 before the Tribunal that Unit A was on between 2 and  
26 10 p.m. I assume you are not in a position to confirm  
27 whether a particular uniformed unit was on or not on that  
28 day?

29 A. I can't confirm that, no.

30 173 Q. And I think you indicated that you thought it might have

1           been Unit B that was on prior to that?

2           A. Possibly, off the top of my head now.

3       174   Q. I think there has been evidence before the Tribunal from  
4           Tom Mulpeter, Joe Whelan and Vincent Jackson, who all  
5           indicated that they were in Unit D; would you be aware that  
6           they would be in Unit D?

7           A. Yes, that's right.

8       175   Q. And I think they have indicated to the Tribunal that, in  
9           fact, it was their unit that was on that morning; would you  
10          accept that that would be a possibility?

11          A. I accept that, yes.

12       176   Q. I think it was also indicated to you in examination that  
13          John McKeown had said to the Tribunal that he was on Unit  
14          C, which would have been, I think, Finbarr Hickey's unit?

15          A. That's right.

16       177   Q. And I am not sure if you are aware that when John McKeown  
17          gave evidence on the 23rd of June, that is page 23 of that  
18          particular transcript, it was put to him by counsel for the  
19          Tribunal: *"And I think that in your statement you told us*  
20          *that you were in Unit C. I think when you made a statement*  
21          *to Assistant Commissioner O'Dea, you described it as Unit*  
22          *A?*

23          Answer: *That's correct.*

24          Questions: *I think your colleagues who gave evidence*  
25          *yesterday described it as being Unit A?*

26          Answer: *Unit A, yes.*

27          Question: *And you have no difficulty in accepting that?*

28          Answer: *I have no difficulty whatsoever."*

29          So I think, in fact, John McCabe, when he gave evidence to  
30          the Tribunal, gave evidence that he was in Unit A, not Unit

1 C, and you would accept that?

2 A. Right. Well, I accept it if you say so.

3 178 Q. And then it would make sense that he was on that afternoon  
4 between 2 and 10 p.m., as the other members, for example,  
5 Seamus Nolan, David Sheridan, Anne McMorrough, Matthew  
6 O'Reilly, John Daly, Leo Colton and Tom Brady, all gave  
7 evidence that they were on that day and then you would be  
8 aware of those as members who were in Unit A?

9 A. Yeah. Well, that is a long time ago, and, Judge, some of  
10 those names possibly would have been, yes.

11 179 Q. Very good. I have no further questions.

12

13 CHAIRMAN: Thank you very much. Any further questions,  
14 Mrs. Lavery?

15

16 MRS. LAVERY: Just one thing.

17

18 **THE WITNESS WAS RE-EXAMINED BY MRS. LAVERY AS FOLLOWS:**

19

20 180 Q. MRS. LAVERY: It was put to you by my colleague who  
21 questioned you about if you had information, that you had  
22 suspicions about a member of the Garda, you agreed you  
23 would, first of all, investigate it and then you would take  
24 it up higher yourself. What happens when you go to the  
25 highest authority like Mr. Curran did and nothing happens?

26 A. If I go to the highest authority and nothing happens?

27 181 Q. As Mr. Curran went. Mr. Curran went up to Eugene Crowley  
28 and passed on information and nothing happened as a result  
29 of it; what can you do then?

30 A. I mean -- well, I mean, it's with the highest authority.

1       182   Q. So that is your job finished?

2           A. Well, yes, basically.

3       183   Q. And you worked in the area for many years; did you know Tom  
4           Curran?

5           A. No, I didn't, no.

6       184   Q. No. Thank you.

7

8           CHAIRMAN: Thank you very much, Mr. Duffy. Very helpful,  
9           thank you.

10          A. Thank you, Judge.

11

12          MRS. LAVERTY: I think that is the end of the witnesses for  
13          this morning, Chairman.

14

15          CHAIRMAN: Very good. We will resume again at 2 o'clock.

16

17          THE TRIBUNAL THEN ADJOURNED FOR LUNCH.

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1                   **THE TRIBUNAL CONTINUED AFTER LUNCH AS FOLLOWS:**

2

3

4                   MR. DILLON: Thank you, Chairman. Your first witness this  
5                   afternoon is Mr. Con Nolan, please.

6

7                   **CON NOLAN, HAVING BEEN SWORN, WAS EXAMINED BY MR. DILLON**

8                   **AS FOLLOWS:**

9

10           185    Q. MR. DILLON: Mr. Nolan, I believe you are now a retired  
11                   Detective Sergeant?

12                   A. I am, indeed.

13           186    Q. When did you join the Force?

14                   A. '65.

15           187    Q. And I think you started off in the uniform branch?

16                   A. I did indeed, yes.

17           188    Q. And by 1989, you were a Sergeant in the uniform branch?

18                   A. No -- sorry, yes, yes, sorry.

19           189    Q. I think you were then given a somewhat, maybe, unique  
20                   description of being in charge of plain clothes task force,  
21                   even though you were uniform, is that right?

22                   A. That's right, yes.

23           190    Q. Did you retain this function for the rest of your career,  
24                   or what happened?

25                   A. In '96 I was promoted to Detective Sergeant proper in the  
26                   Detective Branch.

27           191    Q. And you ultimately retired in 2003?

28                   A. That's correct, yes.

29           192    Q. I think, in 1989, the Detective Superintendent in Dundalk  
30                   station was Tom Connolly, isn't that right?

1 A. That's correct.

2 193 Q. And the Detective Sergeant in Detective Branch was Owen  
3 Corrigan?

4 A. That's correct.

5 194 Q. I think, as a Sergeant, you had six men working to you, is  
6 that correct?

7 A. That's correct, Chairman.

8 195 Q. I think you first met Mr. Corrigan in 1969 in Drogheda?

9 A. Yes.

10 196 Q. And he moved in the mid-1970s on promotion to Dundalk and  
11 you followed in 1982?

12 A. That's correct, Chairman.

13 197 Q. I think you went straight into D Branch, or was that D  
14 Unit?

15 A. Detective Branch.

16 198 Q. Detective Branch, I see, I understand you now. And I think  
17 you had another colleague called Detective Sergeant Pat  
18 O'Donnell, is that right?

19 A. That's correct.

20 199 Q. I think you weren't very much involved in Mr. Corrigan's  
21 work; you came and went, is that right?

22 A. More or less, yes, that's it.

23 200 Q. Can you remember whether you were working on the 20th  
24 March, 1989, which is the day of the murders?

25 A. Chairman, I am not too sure, Chairman, but I know I have  
26 checked notebooks, and I have nothing in the notebooks for  
27 them days, or for that day in particular, so I am assuming  
28 I wasn't working that day.

29 201 Q. And we know that Detective Superintendent Connolly  
30 conducted a forensic investigation. Can you recall were

1           you involved in that?

2           A. No.

3       202   Q. Do you not recall or were you not involved?

4           A. No, I was not involved.

5       203   Q. I think you remember, from time to time, RUC officers  
6           coming to the station, isn't that right?

7           A. I do, Chairman, yes.

8       204   Q. And how did you become aware of their arrival?

9           A. The position, Chairman, was that my office was in the yard  
10          to the right of the Garda station and we would get a call  
11          to open the gates to let cars in to us. There'd be cars  
12          carrying RUC men and we'd let them in and close the gate  
13          after them. That was done fairly often.

14       205   Q. So you saw them coming in on that basis?

15           A. Yes.

16       206   Q. And what can you say about security in Dundalk with regard  
17          to cars going through the car park?

18           A. Chairman, you could pass from the Ardee Road, clean across  
19          to the Carrickmacross Road and take every car number in our  
20          car park. It was very lax, very lax.

21       207   Q. Might the presence of a northern-registered car give cause  
22          for any concern?

23           A. It wouldn't really, Chairman, no, it wouldn't. We would  
24          have people coming in to us from the North, doing inquiries  
25          with us, passports, whatever, like.

26       208   Q. So it was by no means an unusual --

27           A. No, no.

28       209   Q. -- matter if a northern-registered car was in the car park?

29           A. No.

30       210   Q. I think that the gate at one end of the yard was closed



1 permanently?

2 A. After this incident, it was closed.

3 211 Q. I think you did hear rumours of a mole in 1989, is that  
4 right?

5 A. There was talk of it, but nothing concrete, like. It was  
6 discussed with the lads themselves and socially and -- so  
7 and so forth, you know.

8 212 Q. I think it was your view the IRA could survey three roads,  
9 is that right?

10 A. Well, I was telling my interviews the last time that we  
11 mustn't forget the intelligence that the IRA have around  
12 Dundalk and the number of people they have. I do know that  
13 the late Sergeant John Harney, who was stationed out in  
14 Hackballscross, had told these two RUC officers to stop  
15 keep calling to the station.

16 213 Q. That was in the sense of calling in their own car or in a  
17 northern-registered car?

18 A. Yes, in their own car, and it was the same car all the  
19 time, like.

20 214 Q. How long do you think it might have taken the IRA to  
21 prepare the ambush?

22 A. Oh, God, it would depend, Chairman, on a lot of things,  
23 where the guns were and where they saw them. It would be  
24 very hard to answer, very, very hard to answer that  
25 question.

26 215 Q. All right. Do you recall Assistant Commissioner O'Dea  
27 going to Dundalk station?

28 A. I don't, Chairman, no.

29 216 Q. I think you learned of this comparatively recently, isn't  
30 that right?

1 A. Very recently, yes.

2 217 Q. And I think in the course of a casual conversation you had  
3 with Paddy O'Connor?

4 A. He is an ex-detective, yeas.

5 218 Q. Yes. He is a former colleague of yours?

6 A. A former colleague of mine, yes.

7 219 Q. Did you know -- at the time, were you acquainted with any  
8 RUC officers?

9 A. Not at that time, no.

10 220 Q. Subsequently?

11 A. Consequently, yes. We had a murder investigation just on  
12 the border where a woman was murdered just across the  
13 border, and, through that, I got to know a few of them  
14 better.

15 221 Q. Did any RUC officer express a concern about any Garda  
16 officer to you?

17 A. No, no.

18 222 Q. I think you never worked with Leo Colton, is that right?

19 A. I never worked with Leo Colton, no.

20 223 Q. And were you acquainted with Finbarr Hickey?

21 A. No, I knew him, but I never worked with him, never  
22 socialised with him, never was anything...

23 224 Q. What was the position with regard to escorts for the RUC if  
24 they were going to the station in Dundalk?

25 A. Chairman, I was in the D Branch from '84 to '86. Now, when  
26 I was there, there was no escorts of RUC men from the  
27 border to Dundalk, but there was from the border to Dublin,  
28 say, but not to Dundalk station.

29 225 Q. And how were the escorts arranged?

30 A. Dublin would ring the D/Super or the DI or the DS, Owen

1           Corrigan, and he would inform them of what was happening  
2           and the time of crossing the border.

3       226   Q. I see.

4           A. And the car number.

5       227   Q. So you are saying that Owen Corrigan had an input into  
6           these assessments, is that right?

7           A. Yes, he would have, yeah.

8       228   Q. That's in relation to the RUC travelling to Dublin?

9           A. Well, it would be -- it could be a judge, it could be any  
10          VIP coming south, and MP, or whatever, like.

11       229   Q. But the point being, though, is in relation to journeys to  
12          Dublin rather than to Dundalk, is that it?

13          A. Oh, yes, yes, yes.

14       230   Q. I think when you were on the job, you sort of kept yourself  
15          to yourself, is that right?

16          A. I would have had, yeah.

17       231   Q. But nonetheless, you have kept records of what you did, in  
18          your notebook?

19          A. Yes.

20       232   Q. And what happens to the notebook when you retire?

21          A. They are in a box in my attic.

22       233   Q. I see. It remains your property?

23          A. It does, yeah.

24       234   Q. You hold onto it?

25          A. Yes.

26       235   Q. Very good. Did you ever hear anything about a phone tap on  
27          the Garda station?

28          A. I didn't, Chairman, no, but I always felt that there was  
29          taps on the phone for security reasons.

30       236   Q. Overtime was paid to Gardai, wasn't it?

1 A. Yes.

2 237 Q. And how was that organised? How was that administered?

3 A. It depends. If there was something on and you had to work  
4 on, you would ring the Superintendent, he'd tell you to go  
5 ahead and work it, and then you filled in a form A84, and,  
6 on the A84, you said who authorised it, and then it was  
7 signed by your Superintendent.

8 238 Q. So, in principle, did you have to seek authorisation for  
9 overtime before committing yourself to overtime?

10 A. Yes, yes.

11 239 Q. I think there was ample opportunity for overtime in  
12 Dundalk?

13 A. Oh, there was, yes.

14 240 Q. It was a very busy station?

15 A. Very busy station, yes.

16 241 Q. In terms of getting intelligence, how was that normally  
17 done?

18 A. The way I used to work it was that I would speak to my tout  
19 first, and, normally, it was on results. So, he wasn't  
20 paid then, but if something occurred from what he told me,  
21 I would get money from the Chief Superintendent to give to  
22 him.

23 242 Q. And so you -- I think you have said it, but just to be  
24 clear, you paid according to the result?

25 A. Oh, yes, yes, yes.

26 243 Q. And the Chief Superintendent, that's the Chief  
27 Superintendent in Dundalk or in Dublin?

28 A. No, no, in Dundalk here, but there was a fund also in  
29 Dublin as well.

30 244 Q. And was that fund in Dublin for the purpose of detectives

1 in Dublin?

2 A. Yes, yes.

3 245 Q. What -- was there any paperwork in relation to the  
4 obtaining of funds from the Chief Superintendent?

5 A. I signed a receipt. That was it.

6 246 Q. I think you have an opinion on the matter of whether  
7 Mr. Corrigan might have been involved in the murders of the  
8 two RUC officers. What is that opinion?

9 A. Oh, definitely not, definitely not.

10

11 **THE WITNESS WAS CROSS-EXAMINED BY MR. DURACK AS FOLLOWS:**

12

13 MR. DURACK: Just a couple of questions, if I may.

14 247 Q. You were commenting in relation to intelligence. I take it  
15 that -- and collecting car numbers and the like. I take it  
16 you expected that the IRA had your car number and knew  
17 where you lived?

18 A. Most certainly, Chairman, yes, and my family, as well, yes,  
19 they'd have all that, yeah.

20 248 Q. And that they would have information on any guard who was  
21 in Dundalk?

22 A. Any guard in Dundalk, yes.

23 249 Q. I take it, equally, you'd expect him to have similar  
24 information on any RUC member north of the border?

25 A. Yes.

26 250 Q. In relation to the -- you say there were some discussions  
27 from time to time about the question of a mole. Was that  
28 reacting to press comment?

29 A. It was, mind you, yes, it was, yes.

30 251 Q. Did anybody ever, to your knowledge, take the allegation

1 seriously?

2 A. Not really, no, no. From our point of view, Chairman, was  
3 that we knew the power of the IRA in Dundalk. We knew the  
4 sympathisers, we knew they were watching for cars, and so  
5 on and so forth, like, and we knew that their intelligence  
6 was excellent.

7 252 Q. And I take it, equally, that if you or any of your  
8 colleagues were suspicious of somebody else in the station,  
9 that you would have immediately looked into it?

10 A. Oh, yes.

11 253 Q. And taken it further?

12 A. Yes, certainly, yes.

13 254 Q. Because the very presence of such a person might put each  
14 of you at risk?

15 A. Exactly, yes.

16 255 Q. And I think in the ordinary course of events, escorts were  
17 arranged by Dublin?

18 A. By Dublin, yes.

19 256 Q. And that they were only to and from Dublin; that there was  
20 no service provided by Dundalk?

21 A. Not that I am aware of, no.

22 257 Q. You mentioned giving money to what you described as touts  
23 from time to time based on results; I take it that was very  
24 small money?

25 A. It would be, mind you. Like, it wasn't thousands, like.

26 258 Q. It would be more in tens than hundreds?

27 A. You might get a couple of hundred the odd time.

28 259 Q. But that would be exceptional?

29 A. Oh, that would be exceptional, like.

30 260 Q. Because we have heard mention of the RUC offering people

1           sums like £5,000?

2           A. Oh, no, no.

3

4           CHAIRMAN: Any questions? Thank you very much indeed,  
5           Mr. Nolan. Thank you for coming.

6

7           THE WITNESS THEN WITHDREW.

8

9           MR. DILLON: Mr. Owen Corrigan, please.

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1 OWEN CORRIGAN, HAVING BEEN SWORN, WAS EXAMINED BY

2 MR. DILLON AS FOLLOWS:

3

4 261 Q. MR. DILLON: Mr. Corrigan, if you could bring the  
5 microphone over towards you, if you wouldn't mind. Thank  
6 you very much. Mr. Corrigan, I think your entire career  
7 was with the Garda Siochana, is that right?

8 A. That's correct, Mr. Chairman.

9 262 Q. And I think your date of appointment was the 7th of  
10 September, 1960?

11 A. That is correct.

12 263 Q. And I think you ultimately retired in 1992?

13 A. That's correct.

14 264 Q. I think while you were in the Force, you were sent, in  
15 1961, to Drogheda?

16 A. That's correct, yes.

17 265 Q. And then you spent about three years there, and you went,  
18 in 1964, to Dundalk for the first time?

19 A. That's correct, yes.

20 266 Q. You spent about 18 months there when you went back to  
21 Drogheda in 1966?

22 A. Yes, that is correct.

23 267 Q. And then you spent some time in Drogheda, and, in 1975, you  
24 were transferred to Union Quay?

25 A. That's correct, yes.

26 268 Q. Was it at that point that you were promoted to the rank of  
27 Detective Sergeant?

28 A. That is correct, yes.

29 269 Q. And I think you stayed in Union Quay for quite a short  
30 period of time, I think no more than three months --



1 A. No, I just stayed in Union Quay for, in fact, one day,  
2 because at the time there was a bomb explosion at the  
3 Monasterboice Inn --

4 270 Q. Yes.

5 A. -- which was then owned by the then Minister for Defence,  
6 P.S. Donegan, and the Commissioner for Crime asked that I  
7 be transferred back to Drogheda to investigate the -- that  
8 crime, in conjunction with members of the murder squad from  
9 Garda Headquarters.

10 271 Q. It's just the -- your personnel record seems to suggest  
11 that you spent about three months in Union Quay, but that's  
12 not correct, is that right?

13 A. No, it's not, no. I have outlined the exact sequence of  
14 events.

15 272 Q. And I think you carried on as an active member of the  
16 Force, I think, until about 1990, when you went on sick  
17 leave, is that right?

18 A. That's correct, yes.

19 273 Q. And ultimately, it was in 1992, as I have already  
20 mentioned, that you took your retirement?

21 A. That's right, yes.

22 274 Q. Dealing with Dundalk station, could you outline to the  
23 Chairman, please, the nature of the work that you  
24 undertook?

25 A. Well, it was varied, and, in general, it was supervision of  
26 staff and allocation of duties, with the staff being  
27 engaged in surveillance and reporting back to the collator  
28 and myself in relation to the movement of subversive  
29 elements then residing in Dundalk, mainly from Northern  
30 Ireland.

1       275   Q. Dundalk is a very busy station from that point of view?

2           A. Extremely so. There was anything from between four and  
3           five hundred members of the IRA when I arrived there.

4       276   Q. Now, when you say you arrived there, are you talking about  
5           after you had spent the one day in Union Quay, or what?

6           A. No, in '75. I went to Union Quay on the 9th of March and  
7           then I came back to Dundalk on the 17th of June, 1975.

8       277   Q. When you came back in 1975 to Dundalk, how many members  
9           were there of the Detective Branch?

10          A. Ten, in total.

11       278   Q. And how many detective sergeants?

12          A. Just myself.

13       279   Q. So it was yourself and nine others, is that right?

14          A. That's correct, yes.

15       280   Q. And you outlined the nature of the work that you were  
16           required to carry on. I take it that also included  
17           prosecutions in either the ordinary courts or the Special  
18           Criminal Court, as well?

19          A. Absolutely, yes, it covered all aspects of crime, but such  
20           was the workload that there was very little time left, with  
21           the increase in activity and the activity -- the  
22           surveillance activity was increasing month on month.

23       281   Q. Now, when you talk about surveillance activity, do you mean  
24           by the guards on subversives, is that the idea?

25          A. Subversives -- surveillance of subversives, yes.

26       282   Q. Yes. Was this in response to an ever-deteriorating  
27           situation, is that right?

28          A. Yes, it was a deteriorating situation and an  
29           ever-increasing workload. It was chaotic now and we were  
30           fighting a fire brigade action because we had very little

1 resources. As I have just explained to you, Mr. Chairman,  
2 we had limited numbers, and, like, it was absolutely  
3 chaotic now with the numbers of personnel that were  
4 arriving in Dundalk daily, leaving it, passing through it.  
5 At that time, there was a bombing campaign in the UK and on  
6 the Continent and a number of those subversive elements  
7 were based in Dundalk and moving to and fro across the  
8 border as events unfolded, so it was important to keep a  
9 close eye as we could possibly do in the circumstances of  
10 our numerical strength, but we were fighting an uphill  
11 battle, I am afraid.

12 283 Q. Yes. And I think you were very rigorously involved in this  
13 uphill battle, is that right?

14 A. Very much so. I applied myself, dedicated myself with ever  
15 sinew in my body to do my very best, to combat these dark  
16 times in our country's history.

17 284 Q. Now, I think that in the course of your time in the Force,  
18 a number of your superior officers wrote reports on you?

19 A. That's right, yes, My Lord.

20 285 Q. I'd like to put into the record a number of reports, the  
21 first being a report dated the 13th of June, 1968. I think  
22 it was then you applied for promotion to the rank of  
23 Detective Sergeant, is that right?

24 A. Yes, Mr. Chairman.

25 286 Q. Because the first sentence of this report reads, "*The*  
26 *above-named, who is qualified for promotion to the rank of*  
27 *Sergeant, has applied to be considered for promotion to the*  
28 *rank of Sergeant in the Detective Branch.*"

29 So this was your application to become a Detective  
30 Sergeant, isn't that right?

1 A. Yes.

2 287 Q. And the assessment of you is as follows: *"Member is honest*  
3 *and incorruptible. His integrity is above board. In*  
4 *regard to solvency, insofar as I am aware the member is*  
5 *solvent. I do not think he would use his position as a*  
6 *member of the Garda Siochana to further his own purpose."*

7

8 Then, you have *"Appearance and Personality: He is a*  
9 *likable personality. He has justifiable faith in his own*  
10 *opinion and, at the same time, respects the judgement of*  
11 *others."* You have *"an ability to express ideas clearly,*  
12 *mentally alert. The member is tactful in his dealings with*  
13 *the public. He makes sound decisions and discharges his*  
14 *duties in a practical, commonsense manner.*  
15 *Initiative: He has plenty of self-confidence, is not*  
16 *afraid to tackle any problem. He will willingly accept any*  
17 *responsibility."*

18 And in line with what you have just told the Chairman, as  
19 regards diligence, *"He is an enthusiastic worker. He is*  
20 *anxious at all times to improve his knowledge and give*  
21 *entire satisfaction. I have found this member to be*  
22 *reliable and trustworthy. He can be relied upon to do a*  
23 *good job."*

24

25 And then, it concludes on the last page: *"I consider" --*  
26 *well, he has already given you the rank of "Detective Garda*  
27 *Corrigan suitable for promotion to the rank of Detective*  
28 *Sergeant and I recommend him accordingly."*

29 That was Chief Superintendent P.J. Lyons. Was he your  
30 superior officer at the time in Dundalk?

1 A. He was -- no, not in --

2 288 Q. Or was it in Drogheda?

3 A. In Drogheda, yes.

4 289 Q. How long did you serve with Mr. Lyons?

5 A. I couldn't be sure now. He was there for a short time, I  
6 would think about 18 months or so, I couldn't be exactly  
7 sure now how long he was the divisional officer in  
8 Drogheda, you know.

9 290 Q. But, clearly, you had some interaction with him because he  
10 was in a position to give the positive assessment?

11 A. Well, it's not for me to comment, but I just heard what he  
12 wrote about me.

13 291 Q. He also notes that you have a number of favourable records  
14 where you were awarded monetary amounts: in 1963, the sum  
15 of 10 shillings; in 1964, three pounds five shillings, and  
16 so on and so forth. They were, of course, modest sums that  
17 were awarded for performance beyond the call of duty, if I  
18 can put it that way?

19 A. Yeah, they were monetary rewards for --

20 292 Q. But they were of a modest nature?

21 A. Absolutely, yeah. In today's terms, certainly they were  
22 modest.

23 293 Q. Oh, indeed, indeed. Now, the next report I wish to deal  
24 with is the one dated the 26th of May, 1970. This is a  
25 report from Superintendent Michael Bohan, Michael F. Bohan.  
26 He refers to the fact that, in '67 and '68, he furnished  
27 reports regarding the suitability of the above-named member  
28 -- that's yourself -- for the promotion to the rank of  
29 Sergeant. He goes on to say that "*Detective Garda Corrigan*  
30 *is giving entire satisfaction in all aspects of his duties.*

1           *He takes a keen interest in the supervision of subversive*  
2           *activities and in obtaining information regarding same. I*  
3           *have every reason to believe that the member is the ideal*  
4           *type of man for appointment as Detective Sergeant and I*  
5           *recommend him accordingly."*

6           Now, I think you worked for a while with Superintendent  
7           Bohan?

8           A. I did, yes.

9           294   Q. And again, he was based in Drogheda?

10          A. That is correct.

11          295   Q. Because, in 1972, Superintendent Bohan again writes a  
12               report, and I'll start at the third paragraph:

13               *"Since the latter-mentioned date" -- which is 1970, and*  
14               *that's the report I have just read out -- "Detective Garda*  
15               *Corrigan has continued to give of his best, and he has, in*  
16               *the interim, been responsible for the successful detection*  
17               *of a number of serious crimes. On the 3rd of March, 1972,*  
18               *the employment exchange at Drogheda was raided by armed*  
19               *men, who got away with £4,700. A few minutes after the*  
20               *raid, Detective Garda Corrigan obtained information to the*  
21               *effect that a car" -- with a given registration number --*  
22               *"was seen at" -- a particular place in Drogheda -- "and*  
23               *that the occupants were acting suspiciously. He*  
24               *immediately recognised this car as being the property*  
25               *of" -- a given person. "He contacted me immediately" --*  
26               *that's, he contacted Superintendent Bohan -- "and expressed*  
27               *the opinion that these people and others may have been*  
28               *concerned in the armed robbery and that their houses should*  
29               *be searched."* This was done and property was recovered,  
30               namely, amongst other matters, the sum of £4,174, which was

1 stolen from the employment exchange at Drogheda, together  
2 with a certain amount of ammunition. I am paraphrasing at  
3 this point.

4 *"The fact that Detective Garda Corrigan, on receipt of the*  
5 *information regarding the suspicious activities of the*  
6 *occupants of the car immediately associated with the armed*  
7 *robbery at the Employment Exchange was responsible for*  
8 *putting in motion a chain of events which led to the speedy*  
9 *and successful outcome of this armed robbery. Four*  
10 *suspects were taken to the station and interrogated by him.*  
11 *They have made statements of admission of having been*  
12 *involved in the armed robbery and the firearm used in the*  
13 *commission of the crime was recovered by Detective Garda*  
14 *Corrigan. In addition to the two armed robberies referred*  
15 *to above, we have five other armed robberies in this*  
16 *district during the past eight months. All but one are*  
17 *detected. Detective Garda Corrigan was responsible in no*  
18 *small way for the very successful investigation of these*  
19 *serious crimes. His excellent local knowledge, coupled*  
20 *with his ability to obtain information and the tenacity*  
21 *with which he pursued his inquiries, has made him an*  
22 *accepted crime investigator of the highest calibre. He has*  
23 *figured prominently in the investigation of four recent*  
24 *murders in this division. He has first-class knowledge of*  
25 *members and sympathisers of subversive organisations in*  
26 *this area and has built up a sound intelligence system in*  
27 *the district. Following the larceny of official arms from*  
28 *Drogheda Garda Station in 1971" -- unfortunately, there was*  
29 *a particular matter that befell you at the time. "Other*  
30 *than this isolated lapse" -- continues the*

1 Superintendent -- *"Detective Garda Corrigan has no other*  
2 *unfavourable record. He is, in my opinion, an ideal choice*  
3 *for appointment as a Detective Sergeant. For me, it is a*  
4 *great pleasure to have an opportunity of recommending him*  
5 *for appointment to that post. This, I do, and I recommend*  
6 *him highly."*

7  
8 So the Chief Superintendent Bohan gave you a very glowing  
9 reference there, clearly thought quite highly of you.

10  
11 Then, in 1973, he writes that he *"cannot usefully add*  
12 *anything to my previous report except to say that Detective*  
13 *Garda Corrigan continues to give absolute satisfaction in*  
14 *the discharge of all his official duties. He has a*  
15 *first-class knowledge of all local criminals and members of*  
16 *subversive organisations and he can and does obtain*  
17 *information of worth in regard to the activities of*  
18 *criminals and members of subversive organisations. Indeed,*  
19 *as a result of vital information he received, he was*  
20 *responsible for the successful investigation of a number of*  
21 *armed robberies and other serious crime in this district.*  
22 *I am satisfied beyond a shadow of doubt that this member*  
23 *would make an excellent Sergeant and, accordingly, I would*  
24 *highly recommend him for promotion to that rank."*

25  
26 If I just pause there for a second. There have been a  
27 number of recommendations in '73, '72 and 1970. Had you  
28 applied year in, year out for promotion, or what was  
29 happening at that level?

30 A. I wouldn't -- I couldn't say with absolute certainty now.



1           On some occasions I applied and other occasions I didn't,  
2           you know. I didn't do it every year now; whenever the  
3           occasion arose, but I think I may have missed one or two  
4           interviews.

5       296   Q. And then I think again in 1974, Superintendent Bohan writes  
6           that *"Detective Garda Corrigan continues to give every*  
7           *satisfaction in all respects of his duties. He has good,*  
8           *reliable contacts and has received valuable information*  
9           *regarding the activities of subversive organisations. I am*  
10          *satisfied that Detective Garda Corrigan is suitable for and*  
11          *worthy for promotion to the rank of Sergeant and I*  
12          *recommend him accordingly."*

13

14           And again, in 1974, there was a further recommendation from  
15           Chief Superintendent Bohan, in which he says:

16           *"Detective Garda Corrigan has given every satisfaction in*  
17           *his employment as a member of the Detective Branch at*  
18           *Drogheda station. He has a first-class knowledge of*  
19           *members of subversive organisations and the criminal*  
20           *element in this and adjoining districts. He has*  
21           *established valuable and reliable contacts and is ever*  
22           *eager and anxious to obtain information regarding the*  
23           *activities of subversives and criminals. During the past*  
24           *year, Detective Garda Corrigan has taken an active part in*  
25           *the following activities associated with his job:*

26           1. With Detective Sergeant Downey in Drogheda, he obtained  
27           very reliable information concerning the printing by" -- a  
28           named printers -- *"of a pamphlet by the Provisional IRA as*  
29           *a result of which booklets were seized and three persons*  
30           *were convicted in the Special Criminal Court.*

1           2. Obtained reliable information concerning the intended  
2 kidnapping of the former Minister for Justice,  
3 Mr. D. O'Malley, and the intended armed robbery of males at  
4 Drogheda railway station.

5           3. Took a prominent part in the investigation of armed  
6 robbery at Navan, and again, with D/Sergeant Downey, was  
7 responsible for finding of stolen post office van after it  
8 was abandoned.

9           4. Was active in the investigation which led to the  
10 recovery of firearms stolen from Drogheda Garda station and  
11 the subsequent arrest of three persons in connection with a  
12 crime who were later charged in the Special Criminal Court  
13 and two of them were convicted.

14          5. Took a prominent part in the investigation of armed  
15 robbery at Doherty, L. Daly, INJ" -- does that mean  
16 injured? -- something I don't understand here. It says,  
17 "L. Daly, INJ." Does that mean injured party, or something  
18 like that? It doesn't matter, don't worry about it. And  
19 three persons were charged with the crime. He continues,  
20 "He has wide experience of the investigation of major  
21 crimes, including murder, arson, armed robbery, etc. I  
22 have the personal experience of working side by side with  
23 Detective Garda Corrigan in the investigation of major  
24 crimes in this district over the past eight years. I can  
25 say without fear of contradiction that it would be  
26 difficult to find a more dedicated and efficient  
27 interrogator than D/Garda Corrigan. I am well satisfied  
28 that Detective Garda Corrigan has all the essential  
29 qualifications to make a good Detective Sergeant, and,  
30 accordingly, I recommend him for appointment as Detective

1           Sergeant."

2

3           So it seems that yourself and the Chief Superintendent  
4           Bohan worked for a period of -- certainly of about eight  
5           years, is that right?

6           A. Even longer. From -- he was posted to Drogheda, I was in  
7           Drogheda at that time, and we worked off and on for -- on  
8           quite a number of operations, you know. I found him a very  
9           fine officer and very fair, and that's nothing -- his  
10          remarks there are nothing less than I would expect from a  
11          man of his integrity.

12        297   Q. Very good. Now, you were still applying for promotion to  
13          the rank of Detective Sergeant in 1974, when, again, there  
14          was a further assessment carried out of you by a Chief  
15          Superintendent Cotterell. I think you remember Chief  
16          Superintendent Cotterell?

17          A. Yes.

18        298   Q. Now, he said, "*As regards integrity, he is basically honest*  
19          *and incorruptible. I believe him to be solvent and to pay*  
20          *his way. Personality: He is possessed of plenty of*  
21          *self-confidence, which is justified, but he pays due*  
22          *respect to the opinions and judgments of others.*  
23          *Judgement, tact and common sense: He has all three*  
24          *attributes in very good measure. His ability to sift*  
25          *statements and to extract the important and relevant data,"*  
26          he says, "*is no more than average. He can be trusted to*  
27          *enforce the law with discretion and common sense.*  
28          *Diligence: A tremendous worker and a man who performed*  
29          *inordinately tours of duty before overtime was even heard*  
30          *of. Under this heading, he could be not bettered.*

1           *Reliability: He can do a good job of work on his own*  
2           *without supervision or unnecessary instruction. I have*  
3           *great faith in him in this regard."*

4  
5           He says of you that "He is a very good crime investigator.  
6           In the political field, he has also proved his worth and  
7           the information leading to the seizure of the Provisional  
8           IRA booklet 'Freedom Struggle' referred to in Chief  
9           Superintendent Bohan's report on the 16th of July, 1974, is  
10          regarded in high places as very important. From reports  
11          reaching me, I am satisfied he has good contacts who keep  
12          him informed of subversives and their activities. He has  
13          great informants in the crime ordinary field. He has an  
14          outstanding and wide local knowledge. He appears to know  
15          everyone and everything about them and he can pinpoint the  
16          person who can best be approached on any kind of inquiry.  
17          He is suitable for promotion."

18  
19          Now, the next document I wish to open is dated September  
20          1982, and clearly, at this stage, you had been promoted to  
21          the rank of Detective Sergeant by this stage?

22          A. Yes, Mr. Chairman, yeah, that is correct.

23          299 Q. And I think, I am not going to read out the entire  
24               document, but I'll ask the Chairman to adopt it into the  
25               record. It's a note that you wrote setting out a list of  
26               the more outstanding cases in which you were involved in?

27          A. That's correct, yes.

28          300 Q. Do you recollect writing that note?

29          A. I do, yes.

30          301 Q. I think that was in support of your application for

1 promotion to the rank of Inspector, is that right?

2 A. That's correct, yes.

3 302 Q. You deal with kidnappings, the recovery of ammunitions,  
4 search of houses, surveillance of houses, the arrest of an  
5 escapee from custody, and matters like that, isn't that  
6 right?

7 A. Yes. In fact, from the list there, you can see that I was  
8 involved in the investigation of 29 serious crimes  
9 involving firearms, and so forth.

10 303 Q. Yeah, and that's in the period 1st of January, 1981, to the  
11 31st of December, 1982, is that right?

12 A. That's correct, yes, when Dundalk was absolutely crazy,  
13 things were at a dreadful stage. We had --

14 304 Q. I am going to ask Mr. Mills to give you that document. Is  
15 there any particular matter you'd like to bring to the  
16 Chairman's attention in that list?

17 A. Yes, an incident there at page 2, 29/11/1984, came upon IRA  
18 member in Dundalk, and this particular -- I was travelling  
19 up a street in Dundalk and I saw a car being waved out from  
20 an adjoining alleyway which contained a number of lock-up  
21 garages and I saw a member of the Provisional IRA waving  
22 this car up, out onto the road, and, as I arrived at the  
23 scene, the guy waving him out was in two minds as to  
24 whether to tell him to go back because a branch car was the  
25 last thing he wanted to see, but anyway, the driver who  
26 was -- seemed in difficulty driving the car, because it was  
27 -- he was lifting his foot off the clutch and the car was  
28 bouncing up and down, so, on my sixth sense, I decided that  
29 I'd check this out. There was something wrong with this in  
30 view of the fact that he was being ushered out by a

1 leading, at that time, member of the IRA. So I decided to  
2 follow him. So I pursued him down through the streets of  
3 the town, the housing estates up and down, and called for  
4 assistance, and then I tried to wave him down and applied  
5 the siren of the car, but I was on my own, you see, so I  
6 was in a rather weak position to do anything further, only  
7 call for help. So I called for help. And another car took  
8 up the chase and kept in front of him, but he got out then  
9 in front of him and the car headed out, and, in trying to  
10 box him in on the street, the car became immobilised, the  
11 car I was driving, and the other car followed him out to  
12 the main Dublin -- or the Dundalk-Castleblayney road, where  
13 they succeeded -- he crashed the car, and was arrested by  
14 the two members whom I called for assistance. And  
15 subsequent forensic tests, when this weapon was found, that  
16 it was involved in seven murders in Northern Ireland and 17  
17 attempted murders. Now, just to give you a bit of  
18 background, Mr. Chairman. This guy had been working in a  
19 clerical capacity in Warrenpoint, County Down, and he was  
20 transferred by Hunik, the shipping agents, to Dublin, on  
21 promotion, and he came down on the train then every Friday  
22 evening and pursued the subversive activities and was  
23 suspect for a number of incidents, and then, every evening,  
24 there was a -- or every weekend that there was a murder at  
25 Warrenpoint, it was members of the UDR whom he had  
26 knowledge of and could identify himself and all these  
27 attacks were launched on the personnel attacked at  
28 Warrenpoint docks, and the RUC at the time were perplexed  
29 because the -- Newry and Warrenpoint were particularly  
30 pinpointed for these horrific attacks, and I felt, like,

1           that this gun and man were taken out of, I felt that I  
2           prevented a much larger loss of life in view of the fact  
3           that I succeeded, just from nothing like, it was my own  
4           deduction, from a thing of nothing, seeing a car coming out  
5           of an entrance, and I just put two and two together and my  
6           own instinct decided to follow him. That's one particular  
7           thing.

8  
9           Now, in relation to, there was a member there called --  
10          there was a member of the IRA attacked and -- by fellow  
11          members, and severely injured -- I just can't find it there  
12          -- and it was out in Edentubber, and the reason I mention  
13          it to you is that it was the first case I succeeded in,  
14          along with the other members, in taking the clothes -- we  
15          arrested four guys coming away from the scene and we  
16          arrested four guys coming and took their clothes,  
17          immediately removed their clothing and gave them  
18          replacement clothing, and, within six hours - it was just  
19          at the very commencement of forensics in Ireland - and  
20          within six hours, directed my driver, one of the drivers  
21          there, to go to the Forensic Science Laboratory and have  
22          the clothes analysed, and the head of the Forensic Science  
23          Laboratory wrote to the Commissioner and said it was the  
24          first case that was ever and could be processed without any  
25          -- solely on forensic evidence, without any other  
26          additional evidence, and I think it was a landmark case in  
27          the birth of forensic science in this country. None of the  
28          men ever made admissions, or anything, but they were proven  
29          and sentenced as a result of the clothes being examined,  
30          and, above, I arranged that there be somebody there to

1 examine them on arrival, and, once they were got and  
2 located within six hours, that was the important aspect of  
3 that case. But there were -- as the saying goes, they were  
4 too numerous to mention. I don't want to delay the  
5 hearing, but they were two cases that I got particular  
6 satisfaction from.

7 305 Q. Very good. Thank you for that. Now, coming back to your  
8 applications for promotion, it seems that it was in 1979 or  
9 1980 that you formally applied for promotion to the rank of  
10 Inspector?

11 A. Yes.

12 306 Q. And as you know, as it happens, it didn't work for you,  
13 isn't that right?

14 A. No, it didn't. Well, anyone there in that situation has,  
15 when you are down in a uniform situation, you are always  
16 going to be in the -- behind the queue of the uniform man,  
17 that's what I found, like. Different in Dublin where you  
18 have a separate unit of Detective Branch.

19 307 Q. Now, something seems to have happened between yourself and  
20 Richard Cotterell, because I have read into the record an  
21 extremely good report by Mr. Cotterell on your performance  
22 as a member of the Force, but it was he who assessed you  
23 for the promotion to the rank of Inspector, I think you are  
24 aware of that?

25 A. Yes.

26 308 Q. And something happened somewhere along the line because he  
27 changed his opinion of you, isn't that right?

28 A. Well, I don't know. I can't speak for him now, you know.  
29 I had no dealings with him. In fact, I had very, very  
30 little dealings with Mr. Cotterell in any shape or form. I



1 never spoke to him in relation to my duties at Dundalk. I  
2 was reporting to three people: Chief Superintendent  
3 Michael Fitzgerald in Crime and Security; Joseph Ainsworth,  
4 the Assistant Commissioner Crime and Security, and the  
5 Commissioner himself, Patrick McLaughlin --

6 309 Q. In due course, I'll open reports from -- I think Michael  
7 Fitzgerald is deceased, isn't that right?

8 A. That's right, yes, a fine officer and he was a big loss to  
9 me, as was -- through the unfolding of events at that time,  
10 events took a dramatic turn in our country with the  
11 emergence of the phone tapping allegations, and  
12 Mr. Ainsworth, Mr. McLaughlin both retired, Mr. Fitzgerald  
13 died, so, in simple terms, my power base disappeared  
14 practically overnight.

15 310 Q. Now, I have to put to you what Mr. Cotterell wrote about  
16 you, and he said, speaking of you, "*He is a very good*  
17 *worker and is interested in his job. He has figured in*  
18 *many excellent cases, both ordinary and subversive. He has*  
19 *a lot of contact with the RUC and gets on well with them.*  
20 *In his dealings with the RUC, he is very well known for his*  
21 *tact and shrewd approach. He leaves them happy without*  
22 *giving away too much. Certainly, he has never put his foot*  
23 *in it when dealing with the RUC Special Branch and he has*  
24 *been involved in tricky situations. He has no great source*  
25 *of information, but then it's very hard to have a really*  
26 *good contact in this particular stretch of the border.*"

27

28 Do you agree with that last sentence there?

29 A. Well, I don't know. It's very lukewarm. Like, there is a  
30 bit of everything in that, you know.

1       311   Q. Well, now, then, he was then asked to comment on the  
2           member's main weaknesses. What he wrote was this: *"He is*  
3           *greedy for money and I doubt very much if he pays his way.*  
4           *He has at least three houses, one in Drogheda and one in*  
5           *the Navan area and a rather expensive one in Dundalk. In*  
6           *addition, he owns a valuable building site in Drogheda*  
7           *within the town limits."*

8           Is that information correct?

9           A. Yes. And I object to that, I don't think it has anything  
10          got to do with the terms of this Inquiry --

11       312   Q. We'll come to that.

12          A. -- what I have or I haven't got. Anything I got, I got it  
13          from sheer hard work. I worked very hard in the job and I  
14          worked equally to improve my lot for my family, which I am  
15          very proud of. I think it's deeply offensive for a man in  
16          his position to make a statement like that without  
17          establishing one iota of facts about how I acquired any  
18          property. Sure, it's not a crime to improve your lot in  
19          life and accumulate a bit of property.

20       313   Q. In his previous report, he said that you were solvent, but  
21          he doesn't agree on this occasion. Now, he does say, *"He*  
22          *works long hours and draws a lot of overtime. I am*  
23          *satisfied that some of it could and should be avoided, but,*  
24          *in fairness to him, he worked equally long or longer hours*  
25          *before overtime was ever heard of."*

26          Is that correct, is it?

27          A. Well, that's a mishmash if ever I heard it.

28       314   Q. But did you work overtime because there was --

29          A. Absolutely, yes, but then he turns in the next sentence  
30          and -- turns around and said that I worked overtime for

1 other reasons than for the monetary gain.

2 315 Q. Well...

3 His conclusion is that *"All things considered, this man is*  
4 *too great a risk for the post sought. You may consider it*  
5 *prudent to call him for interview before the interview*  
6 *board."* Were you called for interview?

7 A. I don't know now. I can't exactly recall. I was, yeah.

8 316 Q. And how many times were you called for interview, can you  
9 remember?

10 A. As I said to you earlier, Mr. Dillon, I can't remember the  
11 exact number now, but I would say three or four times in  
12 total, but I was on -- I was called for interview and my  
13 name - but that's another matter - my name was taken off a  
14 list, you know.

15 317 Q. Now, in September of 1982, the Detective Assistant  
16 Commissioner at the time was Mr. Ainsworth?

17 A. That's right, yes.

18 318 Q. I think you mentioned you worked for Mr. Ainsworth?

19 A. I did, yes. I found him a very fine man, a tremendous  
20 appetite for work and carried out a lot of valuable work  
21 when our country was under threat from subversives, you  
22 know, and I found himself and Mr. Fitzgerald gave me every  
23 assistance possible, I must say, and I am grateful. I  
24 never went to Mr. Cotterell. He didn't understand, he  
25 didn't want to know anything about anything, and I don't  
26 know how he could form an opinion about me, as to whether I  
27 was solvent or not. It's a very sweeping statement to make  
28 about anybody, whether they are solvent or not.

29 319 Q. Now, in his report dated the 27th of September, 1982, the  
30 Detective Assistant Commissioner begins *"This Detective*

1           Sergeant" -- that's yourself -- *"is not qualified in class*  
2           *1B and there is no reason why he is not qualified."* What  
3           does *"class 1B"* mean?

4           A. It's the written aspect of the exam.

5       320   Q. I understand now. He goes to say, *"He has excellent*  
6           *intelligent contacts and has shown substantial zeal and*  
7           *efficiency and has given meritorious service. I recommend*  
8           *him for the promotion to the rank of Inspector. Comments*  
9           *are made on this file to the member not paying his way. At*  
10          *no time has this been proved or indeed have the officers*  
11          *concerned attempted to prove or disprove this. This is*  
12          *most unfair to the Detective Sergeant. The Chief*  
13          *Superintendent is also in pains to have the Detective*  
14          *Sergeant called for interview despite the fact that he is*  
15          *not recommended for promotion. Despite what the Chief*  
16          *Superintendent has to say about the Detective Sergeant's*  
17          *supply of intelligence"* -- and he refers to C77s -- *"I am*  
18          *very satisfied that the Detective Sergeant's supply of*  
19          *intelligence is one of the best in the State. The*  
20          *board"* -- I presume that is the interview board -- *"should*  
21          *be able to sort out the chaff from the seed at interview,*  
22          *but it would be most unfair not to recommend this Detective*  
23          *Sergeant for interview to Inspector rank."*

24          A. Well, I consider that a very, very accurate assessment of  
25          the situation, and it sums up and shows in very poor light  
26          the comments of Mr. Cotterell at the time, but it's not  
27          more than I would expect from Mr. Ainsworth.

28       321   Q. Now, just to wrap up on this. It's a more general note  
29          written by detective -- Chief Superintendent Michael  
30          Fitzgerald, and it has to do with subversive activity in

1 Dundalk. It is a report dated the 9th of September, 1981,  
2 in which he writes, *"It was necessary over the weekend to*  
3 *make contact with Special Branch in Dundalk in connection*  
4 *with the activities as mentioned above. In response to*  
5 *this, surveillance was carried out by members of the unit*  
6 *under Detective Sergeant Corrigan. This included*  
7 *observations in reporting on"* -- and the matter is blanked  
8 out, it's not relevant. *"I would like to put it on record*  
9 *that this duty was carried out with efficiency and*  
10 *dedication. Reports were promptly handed into this branch.*  
11 *They were of immense value and the fact that they were*  
12 *readily available here reflects very credibly on all*  
13 *concerned. It should be noted that Dundalk is a very*  
14 *important place for subversive activity and a difficult one*  
15 *for members stationed there. It is most encouraging to see*  
16 *the developments over the weekend. Commissioner Security*  
17 *exhorts all concerned to continue the good work. This is*  
18 *to be brought to the attention of all concerned."* And  
19 that's a note by Michael Fitzgerald.

20 A. It was a very critical period in the reorganisation of Sinn  
21 Fein, and whatnot, and the Department of Justice were very  
22 anxious about having an input of what went on at the  
23 meeting, and I was in a position to -- I stayed up for a  
24 large part of the night and brought in a typist, typed it  
25 and had it delivered to Commissioner Crime and Security for  
26 nine o'clock and that -- hence the very favourable  
27 comments, because it was no longer -- just immediately it  
28 was delivered, then the Secretary of the Department of  
29 Justice was on to the Commissioner, inquiring if there was  
30 any result of this critical meeting within the

1 reorganisation of the particular meeting.

2 322 Q. Yes. Now, the Chairman has heard of the difficult  
3 circumstances in which the police operated in Dundalk and  
4 the Dundalk area. Could you outline to him how those  
5 difficult circumstances applied to you?

6 A. Well, I was the subject of -- I was the subject of insults,  
7 abuse, and I couldn't go out unaccompanied, and I was  
8 involved in a number of extraditions, including the famous  
9 Dominic McGlinchey case, but -- and that particular case, I  
10 was sitting at home, 17th of March, St. Patrick's night,  
11 with my late wife, ready to go out to a social function,  
12 and this member of the Force came up to me in an agitated  
13 state and said Dominic McGlinchey was about to be  
14 extradited from the High Court, and I was off duty, and he  
15 said he was nervous of the fact that it was McGlinchey,  
16 because, at this stage, McGlinchey was the most important  
17 fugitive in Ireland; he was running around Ireland from  
18 left, right and centre and he was suspected of being  
19 involved in numerous kidnappings, and whatnot, and there  
20 was huge pressure on the Government here to try and rail  
21 him in, so he was arrested in Shannon, County Clare, the  
22 previous day, and brought before the Special Criminal  
23 Court, and I was off duty, and this guy that came, this  
24 other member came up to me and he said would I go and do  
25 it? And it's one of the regrets of my service that I left  
26 my late wife and went out and carried out this, which I  
27 received notorious, unfavourable publicity all over the  
28 world, not over Ireland, and this appeared everywhere, this  
29 photograph of me handing over McGlinchey, and the result  
30 that that montage that appeared in the papers, that notices

1 appeared around the town, placards, three feet by three,  
2 "Wanted for treason, Detective Sergeant Owen Corrigan," and  
3 these were planted on telephone posts right up the Ardee  
4 Road to where I live, up and to including the entrance to  
5 my private residence. And my two girls, who were 10 and 11  
6 at the time, were school kids, and were coming from school  
7 and saw this, so I had to go and collect them, and they  
8 were in a dreadful state at seeing their father wanted for  
9 treason. So we got the medical advice and got the doctor  
10 up and got them attention and we kept them at home for two  
11 weeks till the thing subsided, but that's only one of the  
12 many things; that I was assaulted on three occasions when I  
13 was out socially, and one of the activists that was  
14 arrested on the Continent, I went in, in relation to having  
15 missed the night out, the social function with my wife, I  
16 went out sometime later and booked a -- oh, a meal in a  
17 local hotel, and I was sitting with my late wife and I saw  
18 one of them there at the bar, I had just ordered my meal,  
19 and the next thing was he left, and, about half an hour  
20 later, four of them came in, ordered pints and came down  
21 and poured the four pints over me, and, of course, my wife  
22 went to protect me and the drink spilled over her too and  
23 she never left the house after that experience. She was  
24 afraid of her life.

25 323 Q. Yes. Now, I think in 1983 you received a first-class  
26 commendation?

27 A. Well, commendations don't mean much to me now, I'll tell  
28 you.

29 324 Q. Was this in respect of your accumulated service or in  
30 respect of any particular incident?

1 A. I don't know. I couldn't -- I don't pay much attention to  
2 those type of things.

3 325 Q. Now, on the 20th of March, 1989, the date of the murders of  
4 the two RUC officers, I think you were on duty in the  
5 station in Dundalk, isn't that right?

6 A. Yes.

7 326 Q. And I think you got there at about 8:00 in the morning and  
8 you finished duty at about 4:00 in the afternoon?

9 A. That's correct.

10 327 Q. We'll come to that in a second, but just to move on to  
11 subsequently; do you recall being interviewed by Kevin  
12 Carty, Detective Inspector Carty --

13 A. Yes.

14 328 Q. -- who was down, I think he accompanied the Assistant  
15 Commissioner O'Dea, isn't that right?

16 A. That's correct.

17 329 Q. And the Commissioner was carrying out an investigation into  
18 what was described as circumstances and arrangements for  
19 the meeting, isn't that right?

20 A. Sorry?

21 330 Q. Was that explained to you, that the investigation was  
22 entitled 'An Investigation into Circumstances and  
23 Arrangements for the Meeting'?

24 A. Which meeting?

25 331 Q. Sorry, the meeting of the two RUC officers with  
26 Superintendent Nolan?

27 A. No, my understanding of it was that it was in connection  
28 with -- it was a collection of who was on duty whilst they  
29 were at Dundalk station, that was my understanding of the  
30 taking of the statement, and to outline our particular --



1           each member had to outline how he was employed on the date  
2           in question.

3       332   Q. Very good. How were you -- I mean, were you told that by  
4           Inspector Carty or how did you come to know that?

5       A. Well, that was my understanding now. I can't be more  
6           specific than that, Mr. Dillon, like, just that I outlined  
7           -- and hence, I outlined what time I started and finished  
8           at. To the best of my recollection, how I was employed,  
9           like, there was nothing different about that day. I wasn't  
10          even aware of the presence of the two brave men at the  
11          station.

12       333   Q. Now, do you see that handwritten -- is that your signature  
13           at the bottom?

14       A. Yes, indeed.

15       334   Q. Now I am going to give you a typed version.

16           (Document handed to the witness)

17           And I am going to read it out. You can follow it. You  
18           say, "*I am a Detective Sergeant of the Garda Station*  
19           *attached to Dundalk Garda Station. On Monday the 20th of*  
20           *March, 1989, I took up duty at Dundalk Garda Station at*  
21           *8 a.m. I terminated duty at 4 p.m. on that date. During*  
22           *my tour of duty I attended to duties in the Detective*  
23           *Branch office and some outdoor duty. I availed of a meal*  
24           *break from 12:45 p.m. to 1:30 p.m. In the course of the*  
25           *day, I did not see any members of the RUC in Dundalk*  
26           *station. I was not aware of any meeting that was arranged*  
27           *between Chief Superintendent John Nolan and members of the*  
28           *RUC at Dundalk station on that day. This statement is*  
29           *correct,*" and is signed -- I'll come to that in a moment --  
30           by yourself, Kevin Carty, and dated 23rd of March, 1989.

1

2

Now, if you look at the manuscript document, is that your signature at the bottom?

3

4

A. Yes.

5

335 Q. And does what I have read out from the printed text, does that correspond to your recollection of the day?

6

7

A. It does, yes.

8

336 Q. Now, you kindly provided to the Tribunal a note of events of the 20th of March, and as you have already told the Chairman, *"For me, it started off as an ordinary day. I came to work in the normal fashion. I see from the statement that I provided to Detective Inspector Kevin Carty on the 23rd of March as part of the investigation into the killings which was carried out by Assistant Commissioner O'Dea, that I started work at 8 a.m. I attended to my duties in the Detective Branch office. I drew a car and went out on patrol."*

9

10

11

12

13

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19

Now, you didn't mention to Detective Inspector Carty that you took a car out on patrol. Is there any particular reason for that?

20

21

22

A. No, I have no reason whatever.

23

337 Q. It is the case that you took a car, is that right?

24

A. I don't know, I can't honestly say, I can't be categorical, but if I said it, I said it, but I can't remember --

25

26

338 Q. Sorry, you just told the Tribunal in terms of your note, which we received yesterday --

27

28

A. If I said it, I said it, like. I can't recall having driven a car, but -- on that date. If I said it...

29

30

339 Q. I have to put it to you that, on the 23rd of March, which

1 is only two days later, that you would have remembered  
2 whether you had taken a car out?

3 A. Yes, that's accepted.

4 340 Q. It seems that now, nearly 20 years later, you do remember  
5 that you took a car?

6 A. I didn't say that I remember.

7 341 Q. "*I drew a car and went out on patrol.*" You just put that  
8 into your note to the Tribunal?

9 A. Oh, well, I don't know. I can't say one way or the other  
10 now.

11 342 Q. So what is the Chairman to make of what you put into the  
12 note that you have handed to the Tribunal, that you "*drew a*  
13 *car and went out on patrol*"? What's he to make of that?

14 A. If I said it, I said it. It must be true. As I said, I  
15 have no specific recollection of it, like, at this point in  
16 my life, you know.

17 343 Q. You signed a statement to the Tribunal to that effect?

18 A. Oh, yes. Okay, I accept that, yeah.

19 344 Q. Was there any particular reason not to mention the fact  
20 that you took a car out?

21 A. No, absolutely not. Why should there be?

22 345 Q. Can you remember when you took the car out?

23 A. No.

24 346 Q. When you brought it back?

25 A. No.

26 347 Q. What did you do when you were out?

27 A. I don't know. I haven't a clue now, to be honest with you.

28 348 Q. Now, just two matters remaining, and the first is this: I  
29 am going to read you a transcript of -- sorry, I'll start  
30 again -- I am going to read you an extract from the

1 transcript of the evidence of Leo Colton given here on the  
2 14th of July last. Did you know Leo Colton?

3 A. Yes.

4 349 Q. He was a uniformed Sergeant in the station with you, isn't  
5 that right?

6 A. That's correct, yes.

7 350 Q. If I am not mistaken - it's a matter of anecdote - I think  
8 you are both from the same neck of the woods?

9 A. Yes.

10 351 Q. Both from Belturbet?

11 A. Yes.

12 352 Q. Now, he was talking, Mr. Colton, about being visited by  
13 Gardai at his house in the year 2000 or 2001, and he said  
14 "I don't know who they were. I can't remember their names.  
15 They introduced themselves, but I didn't make a note of  
16 their names.

17 *Question: How did you know they were guards?*

18 *Answer: They rang me ahead of coming and asked could they*  
19 *speak to me.*

20 *Question: Had you ever met these people before?*

21 *Answer: No.*

22 *Question: Did you ask for identification?*

23 *Answer: No.*

24 *Question: You took it on trust, whoever they were, were*  
25 *guards?*

26 *Answer: Yes.*

27 *Question: When did this meeting take place?*

28 *Answer: I have no recollection. I didn't make any notes.*  
29 *But how I knew they were coming is that Detective Sergeant*  
30 *Owen Corrigan told me that they had called to him and that*

1           *they were coming to me."*

2           Is that correct?

3           A. When was that, 2001?

4       353   Q. Either the year 2000 or the year 2001, yes.

5           A. Well, the only person that I had interviewing -- like, I  
6           was gone from 1992, you know.

7       354   Q. That's right, but there was a second -- sorry, I didn't  
8           mean to cut across you, but to put it in context, and you  
9           are entitled to the context, there was a second  
10          investigation by the Gardai which had been ordered by the  
11          then Minister for Justice, Mr. O'Donoghue, and the two  
12          members who were put in charge of that investigation were  
13          Sean Camon and Peter Kirwan; did you know them?

14          A. I did, yes.

15       355   Q. And do you remember they came to talk to you?

16          A. Oh, I do, yes.

17       356   Q. And then it seems that, subsequently, you rang Leo Colton  
18           to tell him that these two men were on their way, is that  
19           right?

20          A. I don't know now. I may have rang. I didn't know -- I  
21          couldn't say that I did. I can't recall ringing him. I  
22          didn't even know that they were going to see him. That was  
23          in relation to the -- a book that was written, I think.

24       357   Q. Yes, you are right, you are right, and there was an article  
25           in *The Irish Times*?

26          A. And *The Irish Times*, yes.

27       358   Q. Which gave rise to this issue rearing its head again, this  
28           issue of collusion rearing its head again?

29          A. No, I remember them calling to me, all right, but I never,  
30          I recall, I don't know how -- why Mr. Colton would come

1           come into it because I had no connection with Mr. Colton at  
2           any stage in my service.

3       359   Q. He was quite clear that you rang him?

4           A. No, I don't accept that at all. Why should I ring him?

5       360   Q. Now, I am going back now to the transcript, if you  
6           understand?

7           A. Ues.

8       361   Q. The question is: *"To be quite clear on this, you are*  
9           *telling us that Owen Corrigan rang you to tell you that*  
10          *these two officers were going to visit you?*

11       Answer: Yes.

12       Question: What --

13       Answer: *What I actually said was, he didn't say they were*  
14       *going, he says they would probably be calling to see you,*  
15       *and then I got a phone call from one of them to say that*  
16       *they were coming.*

17       Question: *Did you ask Owen Corrigan why they might be*  
18       *coming to see you?*

19       Answer: No. He didn't interview them. He didn't  
20       entertain them. He didn't entertain the two Gardai, as far  
21       as I know.

22       Question: *When you say 'entertain', what do you mean by*  
23       *that?*

24       Answer: *Well, he didn't make a statement to them."*

25

26       That's correct, isn't it; you didn't make a statement to  
27       Sean Camon or Peter Kirwan?

28       A. I don't think I did. I didn't see any reason to make a  
29       statement.

30       362   Q. Be that as it may, the fact is, you didn't make a

1 statement?

2 A. No, no.

3 363 Q. Now, how could Mr. Colton have known that unless he was  
4 told that by you?

5 A. I don't know. I can't answer for Mr. Colton.

6 364 Q. But doesn't that suggest that you did, in fact, make the  
7 phone call?

8 A. Well, I can't recall making a phone call, and I don't know  
9 how his name could enter into it.

10 365 Q. I am sorry, you don't know how?

11 A. How I could have rang him, like, or -- like, they would  
12 obviously have to mention his name to me before I -- in  
13 order that I could ring him, and I don't know what context  
14 his name would have entered. They rang me about that book  
15 and interviewing Toby Harnden.

16 366 Q. Irrespective of whether or not they mention Mr. Colton's  
17 name to you, that's Sean Camon or Peter Kirwan mentioned  
18 Mr. Colton's name to you, why would you ring him?

19 A. Exactly. That's the point I am saying, I wouldn't have any  
20 point to ring him.

21 367 Q. As I say, he is very clear in his evidence that you did  
22 ring him?

23 A. That's his evidence. I can't recall ringing him.

24 368 Q. Is he wrong, then?

25 A. Well, I don't know. I am telling you I can't recall  
26 ringing him or making any phone call to him. That's as far  
27 as I can put it.

28 369 Q. There is just one last matter. When you came to speak with  
29 the Tribunal on the 14th of December last year, you  
30 objected to a particular line of questioning. You said, "I

1           *can't understand this line of questioning in relation to*  
2           *the cars. I agreed to come to an inquiry in relation to*  
3           *the terms of reference of the Breen and Buchanan murder,*  
4           *you know. My colleagues and all have been taken up here by*  
5           *you people and questioned about my personal habits and my*  
6           *lifestyle.*

7           *Question: What is your source of knowledge for that?*

8           *Answer: The people concerned have come back and told me."*

9           *Who is that?*

10          A. Oh, I couldn't be specific. I don't know.

11          370 Q. Now, I am asking you to be specific. You made it very  
12                clear that people were talking to you about the evidence  
13                that they had given to the Tribunal. Who are those people?

14          A. There is -- I am not going to name them here. It's nothing  
15                got to do with the Breen and Buchanan. It's my personal  
16                habits, as I said then and I am saying now.

17

18          MR. DILLON: Chairman, could I ask you to direct the  
19                witness to answer the question.

20

21          CHAIRMAN: Yes. I think, Mr. Corrigan --

22

23          MR. O'CALLAGHAN: Could I seek some clarity as to what is  
24                the issue that's being raised here. I am surprised that  
25                Mr. Dillon is referring to private meetings; they haven't  
26                been referred to, really, before, in the context of the  
27                Tribunal. I will ask if the witness could have the  
28                question put to him again as he might be able to deal with  
29                it.

30



1 MR. DILLON: Yes, certainly. I have no difficulty with  
2 that.

3 371 Q. What you said was, *"I agreed to come to an inquiry in*  
4 *relation to the terms of reference of the Breen and*  
5 *Buchanan murder. My colleagues and all had been taken up*  
6 *here by you people and questioned"* --

7 A. Sorry, repeat that.

8 372 Q. *"My colleagues and all have been taken up here by you*  
9 *people and questioned about my personal habits and my*  
10 *lifestyle.*

11 Question: *What is your source of knowledge for that?*

12 Answer: *The people concerned have come back and told me."*

13 Now, who are those people?

14 A. They told me what?

15 373 Q. The nature of the inquiry that they were carrying out.

16 A. Well, one of them would have been Finbarr Dillon. What was  
17 that in relation to?

18 374 Q. Finbarr Dillon?

19 A. Yeah, what was this in relation to?

20 375 Q. It might be more helpful if I were to show you the passage.  
21 (Transcript handed to the witness)

22 It's the passage which I have marked by a line going down  
23 the page.

24 A. Oh, no, when I said about Mr. Dillon, I thought you were  
25 referring to another incident, another matter in relation  
26 to a traffic accident, you know.

27 376 Q. Who was talking to you about a traffic accident?

28 A. No, no, that was my misunderstanding on my part.

29 377 Q. But you were quite clear that people were giving you  
30 information about the working of the Tribunal?

1 A. Oh, no. I never wished to convey that. How would I know?

2 Sure, I couldn't -- I wouldn't ask anyone that, about what

3 was going on in the Tribunal.

4 378 Q. Maybe people rang you to tell you?

5 A. No.

6 379 Q. Nobody contacted you?

7 A. No.

8 380 Q. You are quite sure about that?

9 A. Well, I may have had a casual remark from members now, no  
10 outside, from members.

11 381 Q. Very well. With whom did you have casual remarks?

12 A. I don't know. I can't be specific now.

13 382 Q. Please try.

14 A. I can't put it any further than that, Mr. Dillon.

15 383 Q. It must have been in fairly recent times?

16 A. Well, I can't put it any further than that now. The point  
17 I was making there, that I was -- I took exception to being  
18 questioned about cars, about my private habits, after  
19 coming up here for a tribunal, and that's what I wished to  
20 address the Chairman, that I suffered more than anyone, and  
21 I am so proud to be here to explain how I have suffered and  
22 my family have suffered, and to be questioned about  
23 something there that's of no relevance to me in relation to  
24 this Tribunal, I find it very offensive.

25 384 Q. Are you going to tell the Chairman with whom you had casual  
26 conversations?

27 A. No, I can't recall.

28 385 Q. These were conversations that must have taken place in the  
29 fairly recent past?

30 A. I don't know now. I can't -- I don't remember having any

1           conversations.

2       386   Q. I think it's pretty clear from what you said that there  
3           were such conversations?

4       A. As I said, I can't recall now. It has caused me grave  
5           distraction and I am glad to have this -- nobody suffered  
6           more than I did since Mr. Donaldson mentioned my name in  
7           the parliamentary privilege in the House of Commons, and I  
8           have paid a very, very heavy price, and I am so glad to be  
9           here in front of you, Mr. Chairman, you that you can hear  
10          it and hear it from my subordinates and my superiors and to  
11          tell you how I have suffered, my family have suffered, my  
12          two girls, who were both professionals with a very  
13          lucrative employment in Ireland and had to leave because of  
14          the subsequent publicity that this whole matter has  
15          generated, and I find it deeply insulting to be  
16          cross-examined in relation to things that I can't remember.

17       387   Q. Well, now, you spoke to the Chairman about events which  
18           occurred quite some time ago when you were asked to go  
19           through that list of incidents you were involved in and you  
20           spoke in considerable detail about these matters which  
21           occurred quite some time ago?

22       A. Well, I can't put it any further, and I am sorry, I can't  
23           put it any further than I have, Mr. Dillon.

24       388   Q. Therefore, you are not in a position to assist the Chairman  
25           with matters which occurred more recently?

26       A. No.

27       389   Q. Which involved, apparently, people talking about the  
28           workings of the Tribunal?

29       A. I can't comment now. You are saying, but I can't comment,  
30           one way or the other.

1 390 Q. But they seem to be your words?

2 A. Yeah...

3 391 Q. Isn't that right?

4 A. They would appear to be, yes.

5 392 Q. So could you please assist the Tribunal in this respect?

6 A. Well, I am sorry, I cannot recall it. That's as far as I  
7 can put it. How often do I have to tell you?

8

9 **THE WITNESS WAS CROSS-EXAMINED BY MR. DURACK AS FOLLOWS:**

10

11 393 Q. MR. DURACK: Sorry, just one matter, if I may,  
12 Mr. Corrigan, just to clarify it. It was suggested to you  
13 by Mr. Dillon from your personnel records that you were  
14 three months in Cork?

15 A. Yes.

16 394 Q. Is it the situation that you were, in fact, only one day,  
17 actually, in Cork?

18 A. That's right.

19 395 Q. And that you were in temporary transfer to Dundalk for the  
20 purposes of the investigation?

21 A. That's right, into the Minister's bomb, yes.

22 396 Q. And that ultimately, after three months, you were  
23 officially transferred?

24 A. Officially transferred, yeah. There was a vacancy pending  
25 in Dundalk and I applied for it and was granted it, the  
26 transfer to Dundalk, in the meantime.

27 397 Q. So it's not a question that there is a conflict between  
28 what you are saying and what the records saying?

29 A. No, no.

30

THE WITNESS WAS CROSS-EXAMINED BY MR. O'CALLAGHAN

AS FOLLOWS:

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398 Q. MR. O'CALLAGHAN: Now, good afternoon, Mr. Corrigan.

Mr. Corrigan, you prepared a 22-page statement prior to the oral hearing commencing this afternoon, and you gave it to the Tribunal, isn't that correct?

A. That's correct, yes.

399 Q. And do I take it that you stand over the content of that statement?

A. I do, yes.

400 Q. Can I ask you, will you tell the Chairman what age are you at present?

A. 71.

401 Q. And you were in the Force for, I think, thirty-one and a half years, isn't that correct, from 1960 to 1992?

A. That's correct.

402 Q. Are you aware of what this Tribunal is inquiring into, Mr. Corrigan?

A. I am aware, yes, My Lord.

403 Q. You know it's inquiring into whether members of An Garda Siochana colluded with the IRA in respect of the killing of the two unfortunate RUC officers. Were you in any way involved in such collusion?

A. Absolutely not.

404 Q. Were you in any way involved in providing assistance to the IRA that helped them in identifying that these officers were in Dundalk?

A. Absolutely not.

405 Q. Did you ever assist the IRA or other subversives?

1 A. Absolutely not.

2 406 Q. Will you state to the Chairman what you think of the  
3 suggestion which was made by Jeffrey Donaldson, under the  
4 protection of parliamentary privilege, that you had, in  
5 fact, colluded with the IRA in the murder of these two  
6 officers?

7 A. I think it's an absolute disgrace to avail of parliamentary  
8 privilege, and for his own ulterior motives, to name me,  
9 knowing that I had no redress for him and nothing could be  
10 further from my ethos and beliefs than to be accused, and  
11 nothing more hurtful, and to cause grave distress for my  
12 poor late wife and my children. As I explained to you, two  
13 of them had to leave the country because of the adverse  
14 publicity of this matter and I am delighted to be alive to  
15 come here to tell you of my revulsion at being named by  
16 persons for their own agendas, to name my -- and remember  
17 that the IRA would be gladly adding my name into the pot  
18 because it suited their agenda.

19 407 Q. After Jeffrey Donaldson made this statement under privilege  
20 in the House of Commons, did you direct your solicitor to  
21 write to him?

22 A. I did, Mr. Chairman.

23 408 Q. And did you direct your solicitor to request or suggest to  
24 Mr. Donaldson that he repeat that statement outside of the  
25 House of Commons?

26 A. I did, Mr. Chairman.

27 409 Q. And did you get a reply in respect of that letter?

28 A. No.

29 410 Q. Have you previously taken legal proceedings against parties  
30 who have made this defamatory allegation against you?

1 A. I have, indeed.

2 411 Q. I think you took proceedings against Associated Newspapers  
3 for an article they published suggesting that you had  
4 colluded with members of the IRA, isn't that correct?

5 A. Yes.

6 412 Q. And I think, subsequently, Associated Newspapers apologised  
7 to you, isn't that correct?

8 A. That is correct.

9 413 Q. And paid you damages, isn't that correct?

10 A. That is correct, My Lord.

11 414 Q. Can I ask you, Mr. Corrigan, during your career in An Garda  
12 Siochana, did you stand up to the IRA?

13 A. Very much so.

14 415 Q. Did you bring members of the IRA and other subversives  
15 before the courts?

16 A. I brought more subversives before the Special Criminal  
17 Court than any member of An Garda Siochana since the  
18 inception of the State.

19 416 Q. Now, obviously prior to 1968, 1969, the workload of An  
20 Garda Siochana in the Dundalk/Drogheda area would have been  
21 different to after those dates, isn't that correct?

22 A. That is correct, yes, Mr. Chairman.

23 417 Q. And can you just describe for the Chairman what happened to  
24 An Garda Siochana and its workload after the troubles  
25 exploded in Northern Ireland in 1968, 1969?

26 A. Well, Dundalk became part of the North, to all intents and  
27 purposes, because there was an air of unease and I'll never  
28 forget the period of the hunger strike. We had the fall of  
29 the Government here. We had thousands of people parading  
30 in carrying black flags, and there was a general unease and

1           you couldn't go down the town unaccompanied, and I don't  
2           mean accompanied by one member, you'd want to have three or  
3           four at any given time. And we were very close to these  
4           people attempting to take over the State, and there was a  
5           general uncertainty in relation to the Government at the  
6           time because there was a few by-elections which resulted in  
7           a number of Sinn Fein members being elected to the Dail,  
8           and the Government fell at the time. They all -- these  
9           matters all coincided within a period of we'll say four or  
10          five weeks.

11       418   Q. Can I bring you back to 1968, 1969: Were you asked by on  
12           Garda Siochana to perform any role at that time after the  
13           troubles exploded in Northern Ireland?

14           A. I was.

15       419   Q. Can you tell the Chairman what role you were asked to  
16           perform?

17           A. The Government of the day were very perturbed at the way  
18           matters were deteriorating in Northern Ireland and I was  
19           culled to his office by Chief Superintendent Patrick  
20           Mullaney and asked if I would be willing to travel to  
21           Belfast and operate on a day-to-day basis and report back  
22           to Commissioner C3 on a daily basis.

23       420   Q. And what were you reporting back on, Mr. Corrigan?

24           A. On the general movement, and I had established contacts of  
25           people with an in-depth knowledge and you see, the  
26           Government wanted an up-to-date appraisal of the situation  
27           as it evolved, because they had doubts in relation to what  
28           they were getting from the political parties in Northern  
29           Ireland and they wanted a representative there from An  
30           Garda Siochana that would give an accurate description on



1 the ground and I had established people who trusted me  
2 implicitly and appreciated me even conveying the nucleus of  
3 very valuable and accurate information which I conveyed to  
4 Commissioner C3 on a daily basis.

5 421 Q. Now, can I ask you, Mr. Corrigan, in the 1970s in Dundalk  
6 and Drogheda, and indeed the border region, what was the  
7 attitude of the IRA and other subversives to members of An  
8 Garda Siochana?

9 A. Oh, extremely hostile. Absolutely. Because, at that  
10 period now, they were in the ascendancy and were very close  
11 to seizing, like, whatever control they could in the  
12 different areas, especially Dundalk. It was very -- it was  
13 close to perilous, now, the atmosphere that was there, it  
14 was poisonous, now, to say the least of it.

15 422 Q. And obviously you had to get information on subversives  
16 such as members of the IRA. How did you set about getting  
17 information on subversives in the Dundalk area?

18 A. Well, it was a very dangerous aspect of my duty, but I had  
19 to do the best I could under very trying circumstances and  
20 from a number of points of views, because you'd want to be  
21 very conscious of the people that might be observed  
22 speaking to you in any context. And you see, the  
23 situation, Mr. Chairman, I want to explain to you, not  
24 alone had we four or five hundred active members of the  
25 IRA, but every member of the public there, the majority of  
26 them, they were eyes and ears for -- they were sympathisers  
27 and relatives of sympathisers and connections of  
28 sympathisers so you had to be very careful of who you were  
29 seen approaching in any shape or form. And intelligence  
30 gathering is a very dangerous form of police investigation

1 and there are not that many people that are adapted to the  
2 ways of extracting intelligence without incurring the wrath  
3 of would be supporters or sympathisers. Like, you'd want  
4 to be very conscious of what's going on around you and it's  
5 a very thankless job, because you don't see -- there is no  
6 physical return for it and often it's what you retain to  
7 yourself and what you retain, let your superiors know is  
8 often the best because you have to think of everybody,  
9 including the informants, of their situation.

10 423 Q. And in order to get information on subversives and the IRA,  
11 presumably you have to speak to subversives and the IRA,  
12 would that be correct?

13 A. Absolutely. How would you get it otherwise?

14 424 Q. Now, Mr. Dillon took you through, in part, the four-page  
15 memo that you prepared in 1982 in respect of significant  
16 cases that you had been involved in. Do you recall that,  
17 Mr. Corrigan?

18 A. I do, yes.

19 425 Q. And you just mentioned two of them there, but I'll just  
20 take you through this again. On the first page there was  
21 the Edentubber case where you sent the clothes off to the  
22 forensic office quickly; that's the second item?

23 A. That's right.

24 426 Q. And the other item you mentioned was on the second page, at  
25 the top of it, it was the 29/11/1981. Now, I don't propose  
26 to open this in full detail because I know the Chairman  
27 will consider it in due course, but the 28 items here  
28 involved significant items of police work that resulted in  
29 you seizing explosives or weapons and arresting subversives  
30 and bringing them to justice, isn't that correct.

1 A. That is correct.

2 427 Q. And the detail that is set out here, that, to a large  
3 extent, am I correct, was secured as a result of  
4 information that you got about the Provisional IRA through  
5 your work on the ground?

6 A. That is correct, Mr. Chairman.

7 428 Q. Now, that document was prepared for the purpose of you  
8 seeking promotion, isn't that correct?

9 A. That is correct.

10 429 Q. And you mentioned to Mr. Dillon, although it wasn't pursued  
11 by you or by him, that you believed at one stage you were  
12 due to be promoted but your name was taken off a list,  
13 isn't that so?

14 A. That's right, yes.

15 430 Q. Could you tell the Chairman something about that?

16 A. Well I was -- my name was on a list for promotion and, as I  
17 said, there was a change in management in the higher  
18 echelons of the Gardai and the three people whom I had a  
19 close association and felt obliged to reciprocate their  
20 appreciation of my efforts, I did everything in my power to  
21 have the successes that we had in Dundalk, and when they  
22 left the scene I suffered consequently as a result and I  
23 was -- after they left the scene I was taken off a list and  
24 never -- I knew my future in An Garda Siochana was on a  
25 downward spiral after that.

26 431 Q. Can I now ask you, you briefly mentioned about the impact  
27 of extraditing Dominic McGlinchey and I don't wish to go  
28 through that again, but it is apparent from the account  
29 that you gave that you were subject to considerable  
30 harassment as a result of the role you played in the

1 extradition, isn't that correct?

2 A. Absolutely.

3 432 Q. Can you tell the Chairman of what other harassment you were  
4 subjected to in Dundalk on a standard basis?

5 A. Well, I couldn't go down the town on my own. I couldn't go  
6 down the town, I had to get somebody to go and retrieve  
7 messages and that. I couldn't go to anywhere where there'd  
8 be a crowd because if I did go on my own, they were all --  
9 I mean at any one stage there was six to ten activists with  
10 six or eight staff cars on the Provisional IRA and any time  
11 I went down it was a question of making a phone call and  
12 they'd congregate and surround me.

13 433 Q. What would they do to you?

14 A. They'd shout abuse at me, and I was discharged from  
15 hospital and I had my arm in a sling and they came up to me  
16 and told me it was a pity it wasn't my head, you know. I  
17 find it difficult to relate these things because I like to  
18 let bygones be bygones but it's just for the Chairman's  
19 information that I found it a traumatic time. That's why I  
20 am saying, Mr. Chairman, I am delighted to be here to tell  
21 you that you can listen to me and my story of what I had to  
22 put up with.

23 434 Q. Were you spat at by members of the IRA?

24 A. Every time I went down the town I met one of them that spat  
25 at me.

26 435 Q. You indicated to the Chairman that the harassment had a  
27 significant detrimental impact on your wife, is that so?

28 A. Absolutely.

29 436 Q. And did it result in your not really going out?

30 A. That's right. She never went out from the time we were

1 attacked in the hotel.

2 437 Q. I now want to move onto the issue of your relationship with  
3 the RUC and then subsequently details pertaining to Chief  
4 Superintendent Breen and Superintendent Buchanan. Prior to  
5 1986, Mr. Corrigan, did you have much contact with the  
6 Royal Ulster Constabulary?

7 A. I did, yeah.

8 438 Q. And did you get on well with members from the RUC?

9 A. I would. You see, I would be dealing with the plain  
10 clothes end of it which would be the CID and Special  
11 Branch. You see, the RUC were divided into the CID which  
12 investigated the crimes, be it a murder or what not. RUC  
13 was specifically tasked to gathering intelligence, and they  
14 had no active part in the investigation of these matters;  
15 that was left to the CID. And there was a certain -- there  
16 was a certain conflict between the two sides, like, not  
17 openly, like, but there was no great love lost between  
18 either section.

19

20 MR. DILLON: Before this goes any further, maybe  
21 Mr. Corrigan might be reminded that there is a convention  
22 that we don't name members of the RUC. You may recall that  
23 we have given them ciphers. Now Mr. Corrigan doesn't have  
24 the ciphers, but if he could avoid naming names it would be  
25 helpful.

26

27 CHAIRMAN: Yes, I think it would be better if -- does he  
28 want to -- should he have sight of a cipher list?

29

30 MR. O'CALLAGHAN: I don't think it will be necessary,

1 Chairman, because --

2

3 CHAIRMAN: Don't name them anyhow.

4 A. I don't intend to, Mr. Chairman.

5

6 439 Q. MR. O'CALLAGHAN: Now, in the 1980s, when RUC officers  
7 would visit Dundalk station, Brian McCabe was an officer  
8 working for An Garda Siochana in Dundalk, isn't that  
9 correct?

10 A. That's correct.

11 440 Q. And he and you played a role in respect of the visits of  
12 RUC officers, isn't that correct?

13 A. That's correct, Mr. Chairman.

14 441 Q. Can you, first of all, try and identify for the Chairman  
15 what dates we are talking about here, Mr. Corrigan, to the  
16 best of your ability?

17 A. Well from the period from I went to Dundalk in '75 right up  
18 until Brian was promoted to Superintendent, and I can't  
19 recall, the mid-80s; during that time I worked very closely  
20 with him. He was the one officer that had an interest in  
21 -- uniformed officers didn't really have much interest in  
22 subversive activity, so Brian worked hand-in-hand with me  
23 and the RUC would ring him and give a detail of their  
24 impending visit and Brian would come out to me and I would  
25 arrange with the sergeant in charge to have a man at the  
26 gate of the Garda station, or the gates opened and that he  
27 would direct, a uniformed man would direct the RUC when  
28 they'd arrive into the yard of the Garda station. And that  
29 was a practice that continued all through the time that I  
30 was in charge of security. Then, as I explained to you,

1 Mr. Chairman, there was a change in management and I was no  
2 longer in that situation, so I wasn't aware of what was  
3 happening after that, except that I used to see the car  
4 parked at the front of the station.

5 442 Q. Okay, can I stop you there because this is relatively  
6 important evidence you are giving, Mr. Corrigan. You say  
7 that, and you think it's probably prior to 1986 because  
8 there was a change in the, I suppose, the running of the  
9 Dundalk Garda Station in 1986, isn't that correct?

10 A. That's correct, yes.

11 443 Q. So, you are saying to the Chairman that Brian McCabe would  
12 inform you that members of the RUC were due to visit, is  
13 that correct?

14 A. That's correct, yes.

15 444 Q. And that you would put a Garda officer on duty on the yard  
16 beside the front of Dundalk station?

17 A. That's right, to the east -- to the left-hand side, so to  
18 speak, as you come out of the station. There is one on the  
19 right and one on the left.

20 445 Q. So we are not talking about the front car park?

21 A. No, no, no. This is in a closed yard with a 15 foot high  
22 gate.

23 446 Q. And who was responsible for the decision in Dundalk that  
24 RUC officers' cars should be parked in the yard that you  
25 have referred to?

26 A. Well, I took it on myself because I was highly -- like, I  
27 was in a nervous state any time they would come around the  
28 station because I felt that they didn't appreciate the  
29 danger that was inherent in the presence in Dundalk because  
30 there was only the one entrance to the station at that time

1           that they were coming in and there was members of the RUC  
2           were there and while they were in the, parked in the yard,  
3           there was a side entrance we used to bring them up the  
4           steps and they didn't have to go near the front entrance.  
5           If they parked at the front entrance and the gates were  
6           locked, they had to go in through the front entrance and  
7           members of the IRA who would be stopped regularly on  
8           check-points would be calling to produce their relevant  
9           documents.

10        447    Q. Now, can I ask you now about events post 1986, because the  
11           arrangements in Dundalk Garda Station changed after the  
12           Anglo Irish Agreement, isn't that correct?

13           A. That's correct, yes.

14        448    Q. And will you tell the Chairman what was the consequence of  
15           those changes as they concerned you?

16           A. Well, there was an increased doubling of the strength, and  
17           I no longer -- like, my duties were diminished accordingly  
18           because it was a new management structure and it was a case  
19           of they know best, so I just let -- my management duties  
20           were diminished and responsibilities accordingly. I ran  
21           the thing as best I could for the previous 13 years and I  
22           was very conscious of the RUC being around the place. And  
23           the same situation obtained in Dromad, which is the first  
24           station in the Republic of Ireland when you come from  
25           Newry, the sergeant in charge there had the same  
26           difficulty, rank and file members would come up and deliver  
27           post to the station and the members didn't want them  
28           hanging around because there again the same situation, you  
29           had members of the IRA living all around the border coming  
30           in to produce documents and they were well aware of the RUC



1 coming. And in relation to we were carrying out  
2 surveillance on them but they were equally proficient in  
3 carrying out surveillance on us and anyone that had a  
4 knowledge, as I had, or was conscious of the dangers  
5 inherent, like, I found that they had a cavalier attitude,  
6 like, they didn't realise the danger they were placing  
7 themselves and the members of the Gardai. Whilst they were  
8 very welcome to come up but I felt that they were taking  
9 risks by delaying one second longer than it was necessary  
10 just to carry out the tasks involved.

11 449 Q. Can I stop you there, Mr. Corrigan, and now just take you  
12 to the events of the 20th March 1989? At this stage you  
13 had no responsibility for the yard if RUC officers were due  
14 to come; that responsibility wasn't with you at that stage,  
15 isn't that correct?

16 A. No, no, total security arrangements obviously changed. I  
17 just used to observe their car parked at the front of the  
18 station, which I found it -- I was very surprised, to put  
19 it mildly, to see a car driving up there on regular  
20 occasions and parking right in front of the station. I  
21 couldn't believe it.

22 450 Q. Can I ask you, did you ever meet Superintendent Bob  
23 Buchanan?

24 A. I did, yes.

25 451 Q. And how well did you know him or --

26 A. Well I knew him on -- not very well. I didn't sit into  
27 meetings. It was officer meetings -- you see, there were  
28 officer -- there were meetings held between the Chief  
29 Superintendent in Drogheda, Monaghan and Armagh and the  
30 venues were alternate dates, one day in the south, the next

1           -- or once a month; one month in the south, the next month  
2           in the north and vice versa.

3       452   Q. Now, you started on duty at 6 a.m. on the morning of the  
4           20th March 1989, isn't that correct, or was it 8 a.m.?

5           A. 8 a.m.

6       453   Q. You started at 8 a.m.?

7           A. Yes.

8       454   Q. Were you aware at all during that day prior to when the  
9           killings were publicly announced that RUC officers were  
10          visiting Dundalk?

11          A. No, no, I wasn't aware of their presence at all at the  
12          station.

13       455   Q. Did you see them in the station when you were there?

14          A. No, no. The location where they would be -- Mr. Nolan's  
15          office was at the other end, it would be the opposite end  
16          to Detective Branch office.

17       456   Q. Do you believe that the IRA was capable of keeping the  
18          Dundalk Garda Station under surveillance?

19          A. Oh, absolutely. And we had evidence that they had been,  
20          over the years, like, they had been watching it. There was  
21          a house laid out in flats, a two storey house, occupied by  
22          the Provisional IRA for different periods and it was -- we  
23          suspected that it had been used by them and there was also  
24          a telephone kiosk parked at the crescent that they had used  
25          to occupy the comings and goings, you know.

26       457   Q. Can I just ask you first in respect of the house, where was  
27          this house that you say was used by the IRA?

28          A. It was approximately in front of the Garda station.

29       458   Q. Is this what's called the Crescent?

30          A. The Crescent, yes.

1       459   Q. And at what time or what period of time do you believe that  
2           the IRA had occupied one of these houses opposite the Garda  
3           station?

4       A. I couldn't be specific but I know it was owned by a person  
5           from south Armagh and I recall, I can't be more specific  
6           than that, but we did search it, but that's years ago when,  
7           in the early eighties when this matter -- but I have since  
8           learned that they had been carrying out observation even  
9           that they had been following them for a period of seven  
10          weeks before this tragedy occurred, you know.

11       460   Q. Now, what do you think of the decision of Superintendent  
12           Buchanan to travel frequently to Dundalk using the same car  
13           and the same route?

14       A. Well, I don't want -- he was a very fine man and I would  
15           say it was, I don't want to put it further than that, but  
16           it was very, very inadvisable behaviour.

17       461   Q. What do you think of the officers' decision to use the  
18           Edenappa Road?

19       A. I couldn't believe it when I heard it first. This was the  
20           most dangerous road in south Armagh, and allied to the fact  
21           of its geographical layout. The Dublin-Belfast train runs  
22           parallel that to it and the Enterprise at that time was  
23           being hijacked on a weekly basis and all the subversives  
24           and activists were coming and going from that scene and the  
25           chances of running into -- everyone that was -- apart from  
26           the occupants, that road was used only by subversives,  
27           smugglers and such persons, and it was -- I just could not  
28           believe that they would have used that road.

29       462   Q. When did you hear about the killings of the two unfortunate  
30           officers?

1 A. I am not sure now. I think it was sometime in that  
2 afternoon before I terminated duty. I am not sure of that.

3 463 Q. And did you have any insight into how these murders were  
4 committed or did you have any suspicion as to how these  
5 murders were committed?

6 A. Oh, well nothing further, just from what I heard in the  
7 aftermath of the thing, that they had been followed for a  
8 considerable length of time. But they were -- what people  
9 don't realise is, they were a very professional  
10 organisation and they had their intelligence officer who  
11 was responsible for all the movements of the Gardai, the  
12 RUC, and he was responsible -- they had six or eight cars  
13 at all times on the border financed and staffed by members  
14 of the organisation. People don't realise how professional  
15 these people were.

16 464 Q. Now, between March 1989 and February 1992, when you retired  
17 from An Garda Siochana, did you continue to perform your  
18 role in standing up to the IRA and investigating criminal  
19 and subversive activity in the area?

20 A. I did, yes.

21 465 Q. And were there any other important roles that you played  
22 for An Garda Siochana during that time coming near your  
23 retirement?

24 A. Yes. Mr. Chairman, when I submitted my retirement notice  
25 in December '91, and after a few days I received a call  
26 from the Assistant Commissioner in charge of Crime and  
27 Security and he asked me to meet him at a hotel in  
28 Drogheda. So I went and met him there and as a matter of  
29 fact, he was accompanied by his secretary who was the late  
30 Sean Camon, who was mentioned by Mr. Dillon there in an

1 earlier exchange, but he said to me, you know, "you are  
2 having some hassle with those people below. Don't mind  
3 that," he says, "you come and work for me." And I said I'd  
4 have to think about it. So he said, "I'll ring you in a  
5 couple of days," and I didn't say it to anyone I was having  
6 doubts about it but anyway, he came back to me and I agreed  
7 to meet him and at the time there was a man called the  
8 General causing havoc throughout the country, especially in  
9 Dublin here, and there had been an abortive effort by the  
10 Gardai -- the bite paintings were in circulation and there  
11 was great pressure being put on the Government to retrieve  
12 them. So the secretary of the Department called in the  
13 Commissioner in charge of the security and asked him --  
14 there had been an attempt to recover the paintings in the  
15 Dublin mountains and this handover was aborted, we heard  
16 various reasons why but they said it was a breakdown or a  
17 lack of communication of the radio, the Garda radio  
18 network, but anyway, the General toppled to it anyway and  
19 called it off. So he was carrying out public  
20 demonstrations and really taunting the Gardai and this was  
21 a great embarrassment to the Government and the higher  
22 echelons of the Force, so the Secretary of the Department  
23 said the Minister was very perturbed, the Government was  
24 perturbed at the activities of this man appearing around  
25 Dublin and dropping his -- and appearing in underwear and  
26 what not, so they said do you recommend anyone capable of  
27 taking on this guy and dealing with him? So, Mr. Conroy,  
28 who was then the Assistant Commissioner said "I have one  
29 person in mind but" he says, "I have to clear it with him  
30 because there is a difficulty" -- I don't think he was more

1 specific than that, "I have to just put it to him." So  
2 that was subsequent to that that he rang me. So, as I  
3 said, I went up, so he came down and he told me the nature  
4 of the visit and this was a high risk strategy and I was to  
5 meet the middle man in relation to doing a deal for the  
6 retrieval of the bite paintings. So I gave it another few  
7 weeks and he rang me then and said "okay," so I acquitted  
8 myself and toggled out appropriately and got a car and went  
9 to a certain venue and met the middle man, if you know what  
10 I mean, and was under a lot of pressure because I was  
11 surrounded by men, all armed men who were there to protect  
12 me in case that things turned to the worst. So I finished  
13 with him, and this was only exploratory talks that we were  
14 to go -- it was a question of deciding whether he'd come to  
15 the North of Ireland to hand him over because there was  
16 some question of an association with the UVF at the time,  
17 so I decided not to rush things and we'd have further  
18 exploratory talks later on. So I left him then and I came  
19 home and I then realised the serious consequences for  
20 myself and for my family and I realised that I already put  
21 them under enough danger and I just rang Mr. Conroy and  
22 thanked him for having faith in me by asking me to do this  
23 very dangerous and thankless task, so I said, "Look it, I  
24 have sent in my letter of resignation, I'll let it run."  
25 So he said, "I'll hold onto it," or "I'll see about having  
26 it withheld for the moment. If you change your mind, you  
27 can ring me." So I didn't pursue the matter.

28 466 Q. And I suppose what that indicates, would you agree, is that  
29 Mr. Conroy had trust in you as a police officer?

30 A. Absolutely.

1       467   Q. In fact that detail is in Mr. Conroy's statement; you may  
2           not be aware of that?

3           A. Absolutely. He had the utmost confidence. I'd know Mr.  
4           Conroy for 25 years, worked with him in serious crime.

5       468   Q. I now want to take you on to after you retired from An  
6           Garda Siochana. In 1995 you were beaten up by the IRA,  
7           isn't that correct?

8           A. I was, yes.

9       469   Q. Will you describe to the Chairman the injuries you  
10          sustained as a result of being beaten up by the IRA?

11          A. I suffered serious injury. I was attacked and beaten and  
12          lost a number of teeth and suffered lacerations and, as a  
13          result, I had been declared -- as a result of that, I have  
14          suffered serious effect with diabetes as a result of the  
15          pressure and trauma that I encountered, you know.

16       470   Q. And can you tell the Chairman why it was you didn't make a  
17          statement after you were beaten up in 1995?

18          A. Well, I had a wife and three young children to consider. I  
19          was out of the Force and I had no longer the protection of  
20          the State and I considered it that I put my life on the  
21          line for, with very little reward, for long enough and I  
22          decided that I wasn't going to prolong their agony, along  
23          with my own. And then I was very conscious of the people  
24          that I was dealing with who were A relatively short  
25          distance in Northern Ireland, they could come and attack me  
26          any time of the night that they wished in my own home.

27       471   Q. Was the first time you ever heard that you were being  
28          accused of being a mole for the IRA or colluding with the  
29          IRA when Jeffrey Donaldson stood up in the House of Commons  
30          and said it back in the year 2000, is that the first time?

1 A. That's correct, Mr. Chairman, yes.

2 472 Q. Do you have any explanation for the Chairman as to where  
3 these hideous rumours emanated from?

4 A. I don't know now. I -- it was one of those things that is  
5 good copy for selling newspapers. Now that's all I can  
6 offer by way of an opinion, but I don't know how they could  
7 have -- I have no firm foundation for their original base.

8 473 Q. And of course Mr. Donaldson's statement got coverage in the  
9 newspapers, isn't that correct?

10 A. Oh, widespread coverage both north and south. The *Belfast*  
11 *Telegraph* and the *Irish News* are both in wide circulation  
12 in Dundalk.

13 474 Q. And you are aware that on the front page of the Belfast  
14 telegraph on the 14th April 2000, there is a report about  
15 how "Jeffrey Donaldson used parliamentary privilege to  
16 claim that a now retired Sergeant Owen Corrigan was  
17 involved in the double murder of Chief Superintendent Harry  
18 Breen and Superintendent Bob Buchanan in 1990." You were  
19 aware of that?

20 A. I was aware, yes.

21 475 Q. What consequence did that have upon your life?

22 A. Oh, well it changed my life dramatically, you know. I  
23 suffered for -- like, it was -- my social life was reduced  
24 to nothing. My wife wasn't well at the time and was -- she  
25 couldn't leave the house and suffered from nervous tension  
26 and what not, and people who knew me personally, naturally  
27 enough were aghast at this, were entertaining certain  
28 misgivings that might be elicited from reading these  
29 particular articles.

30 476 Q. Now, there were -- just before I come to the final part,



1 one area of harassment that I should have brought to your  
2 attention relates to evidence given recently by another  
3 Garda witness who said that a dead hen was placed on the  
4 door step of your house. Do you recall that?

5 A. That's correct, yes.

6 477 Q. What did that signify as far as you were concerned, can you  
7 tell the Chairman?

8 A. It said this bird is dead and you'll be next.

9 478 Q. Now, there were a couple of issues that Mr. Dillon raised  
10 with you and challenged you on, in particular there were  
11 three.

12

13 The first related to your statement that you made on the  
14 23rd March 1989, and Mr. Dillon said "Why didn't you  
15 mention that you took a car out that day?" Do you recall  
16 that, Mr. Corrigan?

17 A. Do I recall which?

18 479 Q. Do you recall Mr. Dillon putting to you why didn't you have  
19 a car?

20 A. Yes.

21 480 Q. I just want to read out the statement, or part of the  
22 statement that you made on the 23rd March 1989, and the  
23 fourth sentence there which concerns what happened on the  
24 20th March 1989 says: "During my tour of duty I attended  
25 to duties in the Detective Branch office and some outdoor  
26 duty."

27

28 Now, can I just pause there and ask you, if you were going  
29 to perform outdoor duty, would it be necessary for you to  
30 have a car?

1 A. Oh it would be, yes.

2 481 Q. And would you agree with me, therefore, that the reference  
3 to outdoor duty covers use of a car even though it's not  
4 expressly stated?

5 A. Well, I would assume that anyone, the means of it there was  
6 that I couldn't leave the station without walking downtown  
7 on my own, it would be necessary to travel by car.

8 482 Q. And if you were asked to elaborate on your statement back  
9 in 1989, I assume, Mr. Corrigan, you would have had no  
10 difficulty in doing that, isn't that so?

11 A. Absolutely not, Mr. Chairman. It was just a figure of  
12 speech that I just set out tour of duty which would always  
13 encompass the use of a car.

14 483 Q. A second issue upon which Mr. Dillon challenged you related  
15 to evidence that's been given here by Leo Colton, and is it  
16 your evidence that you simply don't have any recollection  
17 of phoning Leo Colton?

18 A. That's correct, yes.

19 484 Q. A third issue relates to questions put to you by Mr. Dillon  
20 asking you to identify individuals to whom you may have  
21 spoken about private meetings that they had with the  
22 Tribunal, do you recall that?

23 A. I do, yes.

24 485 Q. And is it your evidence that you simply don't recall  
25 speaking to those individuals?

26 A. That's correct, yes.

27 486 Q. And a fourth issue related to evidence that was given  
28 already today which suggested, in some respect, this is  
29 evidence by Mr. Cotter who is now deceased, that in some  
30 respect you were greedy or you were too interested in

1 money. Could I just ask you, how do you respond to that  
2 allegation?

3 A. I find it deeply insulting. I was ambitious for myself and  
4 my family, and if that means being greedy -- I had to be  
5 careful with any money I had, so if that's a fault, so be  
6 it, I'll have to carry that burden.

7 487 Q. And would you agree with me, Mr. Corrigan, finally, in  
8 respect of all the four issues that you were challenged on,  
9 that none of them have anything to do with you allegedly  
10 colluding with the IRA in setting up these two unfortunate  
11 police officers?

12 A. Absolutely none of them has any connection good, bad or  
13 indifferent with the matters in the terms of reference of  
14 this Inquiry, Mr. Chairman.

15 488 Q. Thank you very much, Mr. Corrigan.

16

17 CHAIRMAN: Any other questions from any other party? Well,  
18 Mr. Dillon...

19

20 **THE WITNESS WAS RE-EXAMINED BY MR. DILLON AS FOLLOWS:**

21

22 489 Q. MR. DILLON: Just in general terms, in the 1980s was there  
23 any concern that there might be a mole in the station, in  
24 Dundalk Garda Station?

25 A. No, that was never -- it was never -- that had no credence  
26 whatsoever. It was --

27 490 Q. Were you aware of the publicity or press coverage of the  
28 question --

29 A. Oh, very much so. That's what I was explaining to  
30 Mr. Chairman of how I suffered and I am so glad to be here

1 in front of him, like, to lay that for once and for all.

2 491 Q. No, what I meant was the press coverage about there being a  
3 mole following the killings of the two officers?

4 A. Well, I don't pay much attention to what papers -- a  
5 headline is great, they sell newspapers, that's my  
6 experience.

7 492 Q. Now, one last matter. You mentioned a house on the  
8 Crescent being used by the Provisional IRA?

9 A. That's correct.

10 493 Q. This was a house in flats, is that right?

11 A. Yes.

12 494 Q. And when did the IRA use this house?

13 A. Ah, that was early in the, in the early eighties when  
14 things were at their worst.

15 495 Q. And where on the Crescent was this house?

16 A. Oh it was directly across from the station. Like, from  
17 where the car was parked, at the higher point of the  
18 boundary wall, like, it was clearly visible.

19 496 Q. Was it a house in the middle of the terrace?

20 A. No, a corner house.

21 497 Q. It was a corner house?

22 A. A corner of the Crescent and Vincent Avenue and it was a  
23 large two storey house with two bay windows to the front  
24 and one to the side fronting on to Vincent Avenue.

25 498 Q. You say this house was used in the early 1980s?

26 A. That's right.

27 499 Q. What was the position in early 1989, March 1989?

28 A. I don't know now. I wasn't involved in that investigation  
29 at all.

30 500 Q. Thank you.

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MR. DILLON: That's all for today, Mr. Chairman.

A. Thank you very much, Mr. Chairman.

THE WITNESS THEN WITHDREW.

CHAIRMAN: Eleven o'clock tomorrow.

THE TRIBUNAL ADJOURNED UNTIL THE FOLLOWING DAY, WEDNESDAY,  
20TH JULY 2011 AT 11 A.M..

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