

**Accompanying Statement concerning redactions made to Report by
Inspector of Prisons pursuant to section 31 of the Prisons Act 2007 into
allegations of wrongdoing in the Irish Prison Service**

Under section 31 (3) of the Prisons Act 2007, the Minister for Justice and Equality shall, as soon as practicable after receiving a report of the Inspector of Prisons, cause it to be laid before each House of the Oireachtas and to be published. Subsection (4) states that the Minister may omit any matter from any report so laid or published where he or she is of the opinion:

- (a) that its disclosure may be prejudicial to the security of the prison or of the State, or
- (b) after consultation with the Secretary-General to the Government, that its disclosure—
 - (i) would be contrary to the public interest, or
 - (ii) may infringe the constitutional rights of any person.

The Minister sought advice from the Attorney General and the Director General of the Prison Service and, as required by section 31, consulted with the Secretary General of the Government. As a result, he has omitted certain matters from the report under section 31 (4) (b), being of the opinion that the disclosure of such matters would be contrary to the public interest or may infringe the constitutional rights of any person.



OIFIG AN CHIGIRE PRÍOSÚN
OFFICE OF THE INSPECTOR OF PRISONS

**Preliminary Investigation by the Inspector of Prisons
Pursuant to Section 31(2) of the Prisons Act 2007
Into Allegations of Wrongdoing in the Irish Prison Service
contained in a Supplemental Affidavit to Judicial Review 785JR/2018**

Report

12 March 2019

Foreword

Dear Minister,

On 22 November 2018 I received your request, under section 31(2) of the Prisons Act 2007, to carry out a preliminary investigation into allegations of wrongdoing in the Irish Prison Service (IPS) that were reported in the *Irish Examiner* on the same date.

On 8 December 2018 I was provided with the Terms of Reference for the investigation and the appended Supplemental Affidavit sworn by Mr David McDonald, on 19 November 2018 in the High Court Judicial Review proceedings entitled *David McDonald –v- Irish Prison Service, Minister for Justice, Ireland and the Attorney General 785JR/2018*, appended. The stated purpose of the preliminary investigation was to establish as far as possible the facts relating to these claims to enable a determination to be made as to the need for any further inquiry.

I was asked to submit my report containing any findings of fact and any recommendations for further action to you by the end of February 2019 or as soon as possible thereafter. David McDonald made serious allegations of historical wrongdoing. These allegations suggested covert surveillance by the IPS of its own staff, prisoners and solicitors during the period 2010-2013. Mr McDonald suggested this wrongdoing was authorised at the highest levels of IPS.

The Investigation Team identified oral and documentary evidence which is corroborative of a number of Mr McDonald's allegations. That evidence comprised invoices totalling some €29K which were issued by two private security firms for services provided and paid by the IPS; statements from current and former members of IPS staff; as well as hard copy and electronic documentary material. Some of this may evidence illegal conduct and/or inappropriate management of personal data in the relevant period of 2010-2013. However, the Investigation Team also identified significant conflicts of evidence in the responses of a number of interviewees to the allegations made by Mr. McDonald. The Investigation Team does not consider that it is in a position to resolve those conflicts of evidence.

In this report I outline the process undertaken by the Investigation Team. I also present findings, conclusions and recommendations.

While the decision to direct a further inquiry is a matter for the Minister, my recommendation is in light of the fact that An Garda Síochána and the Office of the Data Protection Commission are now engaged; I consider that they are the appropriate authorities to carry out any further investigations relevant to the findings in this report. I further recommend that the Office of the Comptroller and Auditor General are notified of the issues identified relating to public sector procurement. My office will provide any assistance required.

I would like to formally record my appreciation to all who met with the Investigation Team, provided written submissions or information of any kind. I would particularly like to thank Ciaron McCauley, Irish Prison Service Liaison for the investigation, who provided timely responses to the many requests for information.

I would also like to record my appreciation to Arthur Cox for legal advices and Gwen Malone Stenography services.

The Investigation Office was fully operational on 16 January 2019 and through the unwavering commitment, drive and efforts of all concerned it has been possible to present you with this report in a relatively short period of time. I therefore formally acknowledge the significant contribution of Tom McGonigle, former Prisoner Ombudsman Northern Ireland, my colleague Helen Casey and Ross Donegan for his administrative support.

Yours sincerely

Patricia Gilheaney
Inspector of Prisons

Notice

When reading this report, it is important to note that:

Information on which any conclusions or views are based is confined of necessity to the information that was furnished to the Investigation Team.

It has not been possible to offer each person or body who is named or referred to in the report an opportunity to comment on the report, or to canvass and represent views of all parties on every issue therein or on opinions expressed by other parties who met with the Investigation Team

All views expressed within the report are subject to the caveat that persons or bodies affected have not been given the opportunity to cross-examine or test the sources of information made available to the Investigation Team, and the information, and hence the conclusions and views expressed as a result of the information, must therefore be treated with a certain degree of caution.

Glossary

Act	Prisons Act 2007
ACO	Assistant Chief Officer
BSD	Building Services Division. This section of the IPS provides a technical/advisory support in relation to the maintenance of the prison facilities and prison capital projects.
CO	Chief Officer
CRO	Companies Registration Office
Deponent	David McDonald
DPC	Data Protection Commission
FSSC	Department of Justice and Equality Financial Shared Services Centre. This centre processes payments on behalf of the Department of Justice and Equality and some of its agencies, including the Irish Prison Service.
GNBCI	Garda National Bureau of Criminal Investigation.
Inspector	Inspector of Prisons, Patricia Gilheaney.
IPS	Irish Prison Service
IPS HQ	Irish Prison Service Headquarters, Longford
IPS Liaison	Ciaron McCauley
Investigation Team	Patricia Gilheaney, Tom McGonigle, Helen Casey. (Please note that reference to the Investigation Team throughout this report refers to the Inspector and/or one or two of the remaining members of the team).
Minister	Minister for Justice and Equality, Mr Charles Flanagan.
OIP	Office of the Inspector of Prisons
OSG	Operational Support Group
PO	Prison Officer
Rules	Prison Rules 2007-2017
Wheatfield	Wheatfield Place of Detention

1. Introduction

- 1.1 The Office of the Inspector of Prisons (the “OIP”) is a statutory, independent office. The powers of the Inspector of Prisons (the “Inspector”) are set out in Part 5 of the Prisons Act 2007 (the “Act”).
- 1.2 On 22 November 2018, the Department of Justice and Equality conveyed the following request to the Inspector: “...the Minister, by virtue of section 31(2) of the Prisons Act 2007, requests you to carry out a preliminary investigation into the claims in today’s Irish Examiner regarding surveillance by or on behalf the Prison Service, and to submit to him a report on your investigation. The purpose of this preliminary investigation is to establish as far as possible the facts relating to these claims to enable a determination to be made as to the need for any further inquiry.
- 1.3 The full Terms of Reference for the investigation (the “Investigation”) were provided to the Inspector on 8 December 2018. In the interim, the Inspector was dependent upon media reporting as a basis for commencing the Investigation.

2. Terms of Reference

- 2.1 The full Terms of Reference are:

“Request by the Minister for Justice and Equality under section 31(2) of the Prisons Act 2007 for an investigation by the Inspector of Prisons into allegations by David McDonald of wrongdoing in the Prison Service.

The Minister for Justice and Equality requests the Inspector of Prisons, under section 31(2) of the Prisons Act 2007, to –

- *Carry out an investigation into the allegations of wrongdoing in the Prison Service, including allegations of knowledge of, and co-operation in, alleged activities involving An Garda Síochána by the Prison Service, contained in the attached Affidavit sworn by David McDonald on 19 November 2018 in judicial review proceedings in the High Court, to establish as far as possible the facts in relation to those allegations; and*
- *Submit a report to the Minister on her investigation, containing any findings of fact and any recommendations for further action, by the end of February 2019 or as soon as possible thereafter.*

This request under section 31(2) of the Prisons Act 2007 supersedes the request of 22 November 2018.

8 December 2018.”

- 2.2 A Supplemental Affidavit sworn by David McDonald, on 19 November 2018 in the High Court Judicial Review proceedings entitled *David McDonald –v- Irish Prison Service, Minister for Justice, Ireland and the Attorney General 785JR/2018* (the “Affidavit”) was appended to the Terms of Reference.
- 2.3 The Department of Justice and Equality informed the Inspector that the Affidavit should not be disclosed to any third party without notice to the Minister.
- 2.4 The Investigation was confined to allegations of wrongdoing in the Irish Prison Service (the “IPS”) per the Terms of Reference and did not extend to other issues referred to in the Affidavit.

3. Legislation Governing the Investigation

- 3.1 Under section 31 (2) of the Act, the Inspector may, and shall if so requested by the Minister for Justice and Equality, investigate any matter arising out of the management or operation of a prison and shall submit to the Minister a report on any such investigation.
- 3.2 Section 31 (3) states: “As soon as practicable after receiving the report, the Minister shall, subject to subsection (4), cause a copy of it to be laid before each House of the Oireachtas and to be published.”
- 3.3 Section 31 (4) states: “The Minister may omit any matter from any report so laid or published where he or she is of opinion –
- (a) that its disclosure may be prejudicial to the security of the prison or of the State, or
 - (b) after consultation with the Secretary General to the Government, that its disclosure
 - (i) would be contrary to the public interest, or
 - (ii) may infringe the constitutional rights of any person.”
- 3.4 Section 31 (5) states: “Where any matters are so omitted, a statement to that effect shall be attached to the report concerned on its being laid before each House of the Oireachtas and on its publication.”
- 3.5 Section 31 (7) states: “Governors and other prison officers, other persons employed in prisons and prisoners shall, as far as reasonably practicable, comply with any request for information that the Inspector may make in the performance of his or her functions.”
- 3.6 Section 79 (1) of the Prison Rules 2007-2017 (the “Rules”) provides that: “The Governor shall, as far as reasonably practicable, comply with any request for information that the Inspector may make in the performance of his or her functions.”

- 3.7 Section 85 (8) of the Rules provides that: *“A prison officer shall, as far as reasonably practicable, comply with any request for information that the Inspector of Prisons may make in the performance of his or her functions.”*

4. Support to the Investigation

- 4.1 The Minister for Justice and Equality, Charles Flanagan, (the **“Minister”**) and his senior officials met the Inspector on 26 November 2018 and offered support for the Investigation. The Inspector noted that the resources required would depend on the scope of the investigation per the Terms of Reference.

- 4.2 The following supports were requested and granted:

- (a) The assistance of Tom McGonigle, retired Prisoner Ombudsman for Northern Ireland;
- (b) Access to legal advice;
- (c) Office space in Dublin, with appropriate secure IT and telephony.

Senior administrative support, with project management, analytical support and information management skills was also requested.

- 4.3 Tom McGonigle joined on a part-time sessional basis on 29 November 2018.
- 4.4 On 18 December 2018, the Inspector received approval for access to independent legal advices. The Inspector availed of the Office of Government Procurement Framework (**“OGP”**) for the provision of legal services and Arthur Cox was engaged.
- 4.5 A newly appointed Executive Officer to the Department of Justice and Equality was assigned to support the Inspector in the Investigation with effect from 2 January 2019.
- 4.6 Helen Casey, Principal Officer in the OIP, joined the team (the **“Investigation Team”**) on 7 January 2019.
- 4.7 The Inspector also availed of an OGP framework for the provision of stenography services. Gwen Malone Stenography Services was engaged to provide transcripts of interviews.
- 4.8 Due to resource and time constraints, the day to day operation of the OIP was set aside. The office for the Investigation Team was fully operational as of 16 January 2019.

5. An Garda Síochána

- 5.1 The Terms of Reference for the Investigation make specific reference to allegations of wrongdoing in the IPS including allegations of knowledge of, and co-operation in, alleged activities involving An Garda Síochána by the IPS.

- 5.2 On 23 November 2018, Deputy Commissioner John Twomey contacted the Inspector and informed her that An Garda Síochána had received the Affidavit the previous day. He noted that it contained issues relating to An Garda Síochána as well as the IPS and informed the Inspector that Assistant Commissioner John O’Driscoll had been assigned to the matter.
- 5.3 On 26 November 2018, Assistant Commissioner John O’Driscoll contacted the Inspector. He advised that a Senior Investigating Officer would be assigned to ascertain if there was potential illegality attaching to the allegations made in the Affidavit in respect of An Garda Síochána.
- 5.4 At the request of the Inspector, she and Tom McGonigle met with Assistant Commissioner John O’Driscoll and Chief Superintendent Walter O’Sullivan on 13 December 2018 in order to ensure a collaborative and complementary exercise. Assistant Commissioner O’Driscoll informed the Inspector that he was not in receipt of the Affidavit at that stage and therefore had not yet commenced an investigation.
- 5.5 On 14 February 2019 the Inspector contacted Assistant Commissioner O’Driscoll to inform him that potential evidence had been brought to her notice by Governor Patrick Kavanagh of the Operational Support Group (the “OSG”) in the IPS on 13 February 2019. The materials concerned were found in the OSG Headquarters on 13 February 2019 and, having reviewed them, the Governor had considered that they may be relevant to the Investigation.
- 5.6 The Investigation Team attended the OSG Headquarters on the evening of 13 February 2019 and reviewed a portion of the relevant materials. The Inspector noted that the materials could constitute potential evidence of illegality and requested Governor Patrick Kavanagh to inform IPS Senior HQ Management and for them to formally notify An Garda Síochána and the Data Protection Commission (the “DPC”).
- 5.7 The Inspector further advised Governor Patrick Kavanagh that she would inform An Garda Síochána of the matter separately.
- 5.8 On 15 February 2019, the Director General of the IPS confirmed to the Inspector that formal notification of the potential evidence had issued to An Garda Síochána and that An Garda Síochána was in possession of same. The Director General further confirmed that the IPS Data Protection Officer was liaising with the DPC.
- 5.9 The potential evidence was taken into consideration in preparing this report.
- 5.10 On 8 March 2019, Assistant Commissioner O’Driscoll confirmed to the Inspector that the items were taken into the possession of An Garda Síochána, where they remain in safe custody. The Garda National Bureau of Criminal Investigation (GNBCI) are progressing the relevant investigation and in the course of doing so, was interviewed relevant IPS personnel.

6. **The Prison Officers' Association**

6.1 The Inspector and Tom McGonigle met John Clinton, Gabriel Keaveny, Karl Dalton and Jim Mitchell of the Prison Officers' Association (the "POA") on 4 December 2018. The purpose of the meeting was to inform the POA of the Investigation and to seek the support of its members. The POA undertook to encourage its members to furnish the Inspector with any evidence that might assist the Investigation.

7. **Approach**

Review of Documents

7.1 The Inspector's first request for information from the IPS issued on 3 December 2018. The IPS was advised that the request, as outlined below, would be refined upon receipt of the Terms of Reference for the Investigation:

- All documentation, including financial accounts, contracts and correspondence that relates to IPS contracts with private detective agencies since January 2010
- All written instructions and guidance that have been in use by the Operational Support Group (OSG) since January 2010
- All written instructions and guidance provided by the OSG to IPS facilities
- Copies of IPS camera surveillance policies, notices to staff, prisoners and visitors about camera and audio surveillance in IPS facilities
- Internal IPS audits of compliance with data protection legislation
- External reviews, if any, by the DPC and other relevant oversight bodies - of IPS compliance with data protection legislation; IPS responses and action plans following such reviews
- Analysis of any remedial or disciplinary action taken by the IPS in relation to staff who breached data protection requirements since January 2010
- Analysis of any remedial or disciplinary action taken by the IPS in relation to staff who failed to comply with death in custody policy and procedure since January 2010
- Interview schedule to include the complainant's IPS line managers; current and past IPS senior managers with responsibility for data protection; Governor(s) of prison(s) that were allegedly involved in the allegations.

7.2 Ciaran McCauley, Assistant Principal Officer, was assigned as the IPS liaison for the Investigation. The Inspector and Tom McGonigle met Don Culliton, then Acting Director General of the IPS, and the Assistant Principal Officer on 13 December 2019.

- 7.3 The Inspector used a standardised format for the fifteen document requests made of the IPS in the course of the Investigation. This resulted in the receipt of a large volume of documentation for review. Copies of certain invoices were received from the IPS on 14 December 2018 and further documentation on 14 January 2019. [Appendix A].
- 7.4 Further information was sought by email directly from the Department of Justice and Equality Financial Shared Services Centre (FSSC) and ICT Departments.
- 7.5 Following receipt of copies of certain invoices on 14 December 2018, the Inspector requested the ICT section of the IPS to provide copies of all email correspondence to and from IPS email accounts from 2010-2018 relating to the engagement of a private security company called [REDACTED] and/or [REDACTED].
- 7.6 On 18 December 2018 the search was broadened upon request from the Inspector to include the terms “*covert surveillance*” and “*tracking devices*”.
- 7.7 In February 2019, copies of emails to and from Governor John Kavanagh in respect of 11 email addresses were sought by the Inspector. Unfortunately the IPS encountered a technical difficulty in the course of this process. Consequently, the Inspector is not in a position to confirm that all relevant emails were retrieved.
- 7.8 The Investigation Team attended at IPS Headquarters on 31 January 2018 and viewed 16,704 emails. The remaining files were made available for viewing at Mountjoy Prison on 23 February 2019 when a further 9,126 emails were presented. A total of 25,830 emails were reviewed, 8,700 of which appeared to be duplicates. It was not possible to examine all of the relevant emails during the timeframe available to the Investigation Team.

Meetings

- 7.9 The Inspector sought to identify individuals who would be of assistance to the Investigation, namely:
- persons specifically named in the Affidavit;
 - persons who held the following posts in the period 2011 to 2018 inclusive:
 - Directors General;
 - Directors of Operations;
 - Governors of Portlaoise and Midlands Prison;
 - Governors of the OSG;
 - Assistant Governors of the OSG; and
 - staff of the OSG; and

- any person who contacted the Inspector indicating they may have specific information that appeared to be covered by the Terms of Reference for the Investigation.
- 7.10 In the first instance, the Inspector sought the voluntary co-operation of any persons who could provide evidence by way of an interview request.
- 7.11 When the Inspector made contact with the persons of interest, she notified them of the broad areas where she believed the individual may be in a position to offer relevant information. The Inspector gave an indication of the matters she wished to cover during the meeting and sought assistance for the purposes of the Investigation.
- 7.12 The individuals concerned were advised of the date, time and location of the meeting and were provided with reasonable notice. They were informed that a stenographer would be present and that they were entitled to have a legal representative or other person of their choosing in attendance.
- 7.13 If a legal representative was appointed, the individual was also informed that the legal expenses associated with that appointment were a matter for the individual and their legal representative. The Inspector has no power or entitlement to direct the reimbursement of legal expenses to any third party. No interviewee was accompanied by a legal representative.
- 7.14 In accordance with instructions received from the Department of Justice and Equality the Inspector notified the Minister of the persons to whom she intended to disclose relevant portions of the Affidavit. The Inspector sought to act in a proportionate manner and disclosed portions of the document she considered were reasonably necessary in order for the investigation to be conducted in an effective manner.
- 7.15 The individuals to whom the redacted Affidavit was disclosed were requested to confirm in writing that they would respect the confidentiality of the document and would not disclose the contents to any third party. The document was only disclosed following receipt of such written confirmation.
- 7.16 In the course of interviews carried out by the Inspector, each person of interest was provided with the content of the allegations in the Affidavit which related to their evidence and asked for comment.
- 7.17 Each interviewee was given an opportunity to review the transcript of the interview in order to raise perceived discrepancies or errors, if any.
- 7.18 1,026 pages of transcripts were subsequently reviewed by the Investigation Team.
- 7.19 Where conflicts of evidence arose between interviewees, these were not put to the interviewees. It would not have been possible to do so in a consistent or fair manner considering the sequence in which the interviews were held and the timeframe available to the Inspector to carry out the investigation and complete the report. Key

conflicts of evidence relating to the substantive allegations are highlighted in the course of this report.

- 7.20 The IPS sought consent from former IPS employees for provision of their contact details to the Inspector for the purposes of the Investigation. One former Governor did not respond.
- 7.21 One former Chief Officer refused consent.
- 7.22 Another former Chief Officer, Ben Buckley, who is named in the Affidavit, provided consent to be contacted and spoke with the Inspector on 22 January 2019. On 25 January 2019, he advised he was not in a position to assist the Investigation because he is currently involved in High Court proceedings against the IPS and others, and has further matters to raise which may affect the subject matter of the Investigation. He informed the Inspector that he would be willing to meet once his court proceedings were concluded.
- 7.23 18 interviews were conducted. Tom McGonigle was present for nine of the interviews and the Inspector met nine interviewees on her own.
- 7.24 Former employees who met with the Investigation Team are outlined in Table 1.

Table 1 Interviews with former IPS employees

Date of Interview	Name	Former role in IPS relevant to Investigation
24 January 2019	Michael Donnellan	Director General
6 February 2019	John Kavanagh	Governor 111 OSG
13 February 2019	Martin Mullen	Campus Governor Portlaoise / Midlands Prison
14 February 2019	Brian Murphy	Deputy and Director of Operations in IPS Headquarters
14 February 2019	Willie Connolly	Governor 1 Midlands Prison and Director of Operations IPS Headquarters
20 February 2019	Colm Barclay	Governor 1 Midlands Prison
21 February 2019	Hugh Gerrard	ACO in OSG Midlands

- 7.25 Any persons of interest who were IPS employees at the time of the Investigation were invited to meet the Inspector in accordance with section 31 (7) of the Act. All accepted the invitation and are outlined in Table 2.

Table 2 Interviews with Current IPS Employees

Date of Interview	Name	Current or former role relevant to the Investigation
6 February 2019	Patrick Kavanagh	Governor 111 OSG headquarters
6 February 2019		Officer Portlaoise Prison
7 February 2019	David McDonald	ACO in OSG Midlands Prison
13 February 2019	Caron McCaffrey	Director General IPS
13 February 2019	Patrick McMahan	ACO in OSG Headquarters
13 February 2019	Martin Smyth	Director of Operations, IPS Headquarters
14 February 2019	Paul Flynn	Clerk 1 in OSG Headquarters
14 February 2019	Trevor Darling	ACO in OSG Wheatfield Prison
25 February 2019	Padraig Downey	PO in OSG Midlands Prison
4 March 2019	Peter Onyemekeihia	ACO Portlaoise Prison

- 7.26 At the outset, the Inspector identified the deponent of the Affidavit, David McDonald, as a key person of interest. Mr McDonald had phoned the OIP office on 23 November 2018, to say he was keen to meet in order to assist the forthcoming investigation. Following receipt of the Terms of Reference for the Investigation on 8 December 2018, it was clear from the Affidavit that solicitors firm, Burns Nowlan, were the solicitors on record for David McDonald in respect of that set of proceedings. Accordingly the Inspector contacted Burns Nowlan on 10 December 2018 and Burns Nowlan confirmed it would be the point of contact for David McDonald for the purposes of the Investigation.
- 7.27 The Inspector wrote to Mr Burns on 10, 11, 13 and 18 December 2018 seeking a meeting before Christmas. On 13 December 2018, Gerard Burns, solicitor of Burns Nowlan, informed the Inspector that opinion had been sought from Senior Counsel in respect of the matter and he would revert to the Inspector upon receipt of same.
- 7.28 On 21 January 2019, the OIP called Burns Nowlan to confirm that Burns Nowlan continued to act on instruction from David McDonald. This was confirmed.
- 7.29 In the absence of further contact from Burns Nowlan, on 23 January 2019, the Inspector made direct contact with David McDonald. He stated that he remained keen to meet, but had not yet done so due to legal advice.
- 7.30 David McDonald met the Inspector, without a legal representative present, on 7 February 2019. The delay in meeting him hindered the progress of the Investigation in its wider aspects.

Written Submissions

7.31 Due to time constraints, it was not possible to meet with all identified persons of interest. Accordingly, the Inspector sought written submissions from any former or current IPS employees who may have information relevant to the Investigation as outlined in Tables 3 and 4.

Table 3: Written Submissions from Current IPS employees

Date of Request	Name	Post held relevant to the investigation	Current Post in IPS	Date Submission Received
04/02/19	Frances Daly	Former Governor ¹¹ of the OSG	Governor ¹¹ Cloverhill Prison	11/02/19
05/02/19	John Farrell	Former Governor I in Operations Directorate	Governor ¹ Portlaoise Prison	26/02/19
18/02/19	Louise Stynes	Former Chief Officer ¹¹ in the OSG	Chief Officer ¹¹ Dóchas	19/02/19
18/02/19	Yvonne Donoghue	Former Clerk II in the OSG	ACO Shelton Abbey	19/02/19
18/02/19	Anne Marie McGuinness	Former Assistant Governor in the OSG	Assistant Governor Portlaoise	26/02/19
20/02/19	Joe Donoghue	Former Chief Officer in the OSG	Governor ¹¹¹ Shelton Abbey	20/02/19
24/02/19	Ronan Dunning	Not Applicable	Governor of BSD	25/02/19
25/02/19	Ultan Moran	Assistant Governor in Portlaoise and Midlands prison	Assistant Governor Portlaoise	01/03/19
04/04/19	Walter Burke	Former Higher Executive Officer in Operations Directorate IPS HQ	Principal Officer IPS HQ	05/03/19

Table 4: Written Submissions from former IPS employees

Date of Request	Name	Post held relevant to the investigation	Date Submission Received
18/02/19	Martin Murphy	Deputy Governor in Portlaoise Prison and in the OSG	19/02/19
19/02/19	Barbara Heslin	Former Director of Finance in the IPS	21/02/19
21/02/19	Anne Marie Allen	Assistant Governor in OSG	24/02/19
24/02/19	John McGuckin	Governor 1 Operations Directorate	26/02/19

8. Operational Support Group (OSG)

- 8.1 The OSG was established by the IPS on 14 April 2008 to support prison governors in preventing contraband entering prisons. The function of the OSG is to detect prohibited articles on entry to and within prisons. It also has a role in preventing the directing of crime from within prisons. The OSG operates in all closed prisons with the exception of Arbour Hill Prison.
- 8.2 The OSG comprises three units namely the Security Screening Unit, Canine Unit and Operational Support Unit. The Security Screening Unit is in operation for all staff and visitors entering closed prisons (excluding Arbour Hill). Airport style walk-through detectors and x-ray scanners are at the entrance of the prison. The Canine Unit consists of active and passive dogs. The active dogs search buildings, grounds, exercise yards and vehicles to detect contraband. The passive dogs are used in the security screening area to detect contraband on all categories of visitors. The Operational Support Unit is responsible for the searching of cells and all areas of the prison estate including at times prisoners. This unit is also responsible for the gathering of intelligence to prevent the trafficking of contraband into and within prisons (some of which was thought to be supplied by staff) and also to prevent criminal activity within prisons.
- 8.3 The OSG headquarters is in Ard na Gaoithe, Dublin 7. Four Governors have been assigned responsibility for the OSG since its establishment. Table 5 outlines the Senior Management Structure in the OSG from 2008 to date.
- 8.4 The OSG had a staff complement of 173 when it was set up in 2008. In January 2019 that had reduced to 142, which is still a sizeable operation.
- 8.5 At the time of the alleged activities the deponent of the affidavit was an ACO in the OSG Portlaoise/Midlands campus reporting to a Chief 11, who reported to a Chief 1, who in turn reported to an Assistant Governor, who then reported to the Governor of the OSG. The Governor in the OSG reported to a Deputy Director of Operations in IPS HQ. / Governor1 in IPS Operations, who in turn reported to the Director of Operations and in turn to the Director General.

Table 5: Senior management with responsibility for the OSG

GOVERNOR III			DEPUTY / ASSISTANT GOVERNOR			
NAME	FROM	TO	NAME	GRADE	FROM	TO
John Sullivan	14/04/08	16/03/10	John Kavanagh	Deputy	14/04/08	16/03/10

GOVERNOR III			DEPUTY / ASSISTANT GOVERNOR			
John Kavanagh	17/03/10	10/10/14	Conor Flynn	Assistant	26/04/08	06/08/10
Frances Daly	11/10/14	03/09/16	Anne Marie Allen	Assistant	20/08/11	11/05/12
Patrick Kavanagh	07/01/17	To date	Anne Marie McGuinness	Assistant	02/10/12	07/11/14
			Martin Murphy	Deputy	08/11/14	05/08/17
			Joseph Donoghue	Assistant	29/07/17	30/03/18
			June Kelly	Assistant	05/05/18	To date

9. Financial Shared Services Centre (FSSC)

9.1 The IPS informed the Investigation Team that the Financial Shared Services Centre (the "FSSC") of the Department of Justice and Equality operates the Accounts Payable Service for the IPS. This includes setting up new suppliers and making invoice payments. All related documents are retained in the FSSC. A 'Purchasing Order' for services is generated by the Oracle payments system. Each user is provided with unique login details and password. Authorisation of invoices relating to an Oracle Purchasing Order are captured in the system.

10. Allegations and Findings

10.1 The findings in relation to each of the allegations contained in the Affidavit are addressed below. The Investigation Team assessed the evidence available from documents, interviews and written submissions. Due to the volume of material, only the evidence which the Inspector considers the most relevant in relation to each allegation is recited in this report.

Private Detective Agency

- (a) It is alleged in the Affidavit that an unidentified private limited company operating as a private detective agency was used by the IPS for its expertise in installing and monitoring covert cameras, audio recording and tracking devices. There is a reference to activities such as tracking vehicles and monitoring conversations.
- (b) It is alleged that operatives from this agency were given false identities to enter prisons and were facilitated in bringing covert equipment into prisons without the Governors or ordinary prison officers knowing about their activities.

- (c) It is alleged this agency was paid for these activities by the IPS.
 - (d) It is alleged that in undertaking these covert monitoring activities, the detective agency received signals transmitted from devices within the prison.
 - (e) It is alleged that the agency was responsible for monitoring tracking devices to which a limited number of staff had access on personal computers.
 - (f) The deponent of the Affidavit expresses a concern that the agency may have had no protocol in relation to securing the video images and recordings being transmitted and that there was no assurance that this information would not fall into the wrong hands.
- 10.2 Following a review of the copy invoices received from the IPS and the copy invoices that were retrieved by the Investigation Team during its review of emails, the Investigation Team identified two private security companies that were engaged by the IPS for supplying 'surveillance,' 'CCTV' and 'tracking devices:' [REDACTED] [REDACTED] Neither of these companies was ever an officially procured IPS contractor(s) for CCTV or other security services within the prison estate.
- 10.3 The Investigation Team queried the procurement process for engaging [REDACTED] [REDACTED] The IPS confirmed on 24 January 2019 that there are no procurement records for either company.
- 10.4 Information accessed on the Companies Registration Office (the "CRO") website on 20 February 2019 indicated that [REDACTED] [REDACTED] In 20 February 2019 the business was described as 'active' on the CRO website.
- 10.5 On 19 February 2019, the Inspector wrote to [REDACTED] seeking his assistance with the Investigation, particularly regarding the invoices. By way of response dated 21 February 2019 and received on 26 February 2019, [REDACTED] advised that the IPS had already been furnished with all relevant material and he did not think that he could provide any further useful information. He did offer to provide every possible assistance to the Investigation, provided that the appropriate written authorisation from the IPS was forthcoming.
- 10.6 On 26 February 2019, the Inspector wrote to the Director General of the IPS requesting copies of the material referred to by [REDACTED] and also the dates on which the materials were requested and subsequently received. Written authorisation was also sought in relation to further engagement by the Investigation Team with [REDACTED] The Director General responded to the effect that the IPS Liaison for the Investigation had not been in contact with [REDACTED] nor anyone on his behalf. She provided written authorisation for [REDACTED] to provide assistance.

- 10.7 On 26 February 2019, the Inspector provided [REDACTED] with a copy of the written permission from the Director General and sought specific details in relation to 10 invoices that had issued from [REDACTED]. A further exchange of correspondence culminated in [REDACTED] attending for interview with the Investigation Team on 7 March 2019.
- 10.8 [REDACTED] is a business name registered to [REDACTED] since [REDACTED]. On 20 February 2019, the entity was described on the CRO website as "Ceased," with an effective date of [REDACTED].
- 10.9 A copy of an FSS FMS5 (supplier form) received from the IPS Finance Directorate on 14 January 2019 relating to [REDACTED] shows the Supplier Bank Account Details for Electronic Funds Transfer (EFT) as [REDACTED]. The contact details provided are for [REDACTED]. However a review of both entities on the CRO website on 20 February 2019 did not identify any link between them.
- 10.10 The Investigation Team reviewed 10 invoices received from [REDACTED] and three from [REDACTED] as illustrated in Tables 6 and 7:

Table 6 [REDACTED]

Invoice Number	Invoice to	Invoice Date	Professional Service	Date of professional Service	Location	Total Amount	Approved by
042011	Governor , OSG	24/02/2011	Survey of CCTV System	11/01/2011	Mountjoy prison	€109.40	Governor John Kavanagh
052011	Governor , OSG	24/02/2011	Survey of CCTV System + install vehicle tracking devise (sic)	29/12/2010	Midlands prison	€1268.00	Governor John Kavanagh
			Survey CCTV System +change battery tracking devise (sic)	04/01/2011	Midlands Prison		
062011	Governor OSG	24/02/2011	Install CCTV System	16/01/2011 16/01/2011	Midlands Prison		Governor John Kavanagh

Invoice Number	Invoice to	Invoice Date	Professional Service	Date of professional Service	Location	Total Amount	Approved by
			Change battery tracking devise(sic)		Midlands Prison	€1028.00	
072011	Governor OSG	14/04/2011	Monitor CCTV	21/01/2011 to 30/11/2011	Mountjoy Prison		Governor John Kavanagh
			Instruction re CCTV(1) and hard drive check on same	25/01/2011	Midlands Prison		
			Change hard drive on CCTV(1) unit. Cost of new hard drive for CCTV(1)	02/02/2011	Midlands Prison		
			Survey prison wing re new CCTV(2) / change battery on Tracker	11/03/2011	Midlands Prison		
			Change hard drive on CCTV(1) unit. Install new CCTV(2) on prison wing	30/03/2011	Midlands Prison		
			Remove tracker unit / Remove CCTV(1)	08/04/2011	Midlands Prison		
			Change hard drive on CCTV(2)	09/04/2011	Midlands Prison	€2554.00	

Invoice Number	Invoice to	Invoice Date	Professional Service	Date of professional Service	Location	Total Amount	Approved by
242011	Governor , OSG	02/08/2011	Download CCTV footage Midlands from Hard drive to discs	13/04/2011 to 15/04/2011	Midlands Prison		Governor John Kavanagh
			Consultation and survey area of grounds St Pats re CCTV install at later date	03/05/2011	St Patrick's Inst		
			Replacement and reconfiguration of CCTV unit in grounds of Midlands and adding audio	06/05/2011	Midlands Prison	(no charge)	
			Configure CCTV unit and audio Midlands for online coverage	20/05/2011	Midlands Prison	(no charge)	
			Change hard drive on CCTV unit re coverage for online usage	22/05/2011	Midlands prison		
			Problems with on line usage – change network	25/05/2011	Midlands prison		
			Consultation re downloads	24/06/2011	Arbour Hill Prison		

Invoice Number	Invoice to	Invoice Date	Professional Service	Date of professional Service	Location	Total Amount	Approved by
			sound enhancement Problems with online usage Midlands repair CCTV in B wing – change network	18/11/2011	Midlands Prison	(no charge) €3159.79	
082012 [Please note that there appears to be an error relating to the dates services were provided as services in December 2012 post-date the date on the invoice.]	Governor , OSG	30/01/12	Survey of area Mountjoy Prison re CCTV Install CCTV Midlands Prison (Waste Management) 1xserver/recorder and 1xhard drive (New) Re-fix already installed camera (21/12/12) because of high winds Instruction to staff member re working of CCTV Midlands Remove Units B2 and C3 leave boxes. Download h/drives as per list supplied	07/12/2012 21/12/2012 22/12/2012 23/12/2012 29/12/2012	Mountjoy Prison Midland Prison Midlands prison Arbor Hill Prison (sic) Midlands Prison	(no charge) (no charge) (no charge)	Governor John Kavanagh

Invoice Number	Invoice to	Invoice Date	Professional Service	Date of professional Service	Location	Total Amount	Approved by
			Install CCTV Mountjoy as per instruction. 1xnew clean hard drive	10/01/2012	Mountjoy prison		
			Remove CCTV Midlands	27/01/2012	Midlands Prison	€2448.64	
322012	Governor , OSG	29/05/2012	Installation of CCTV at House Knocklyon. Assembly of unit Extra cabling, screws, connectors and dongle Purchase of 1 x camera	25/02/2012	Knocklyon		Governor John Kavanagh
			1 x operator to Ard na Gaoithe re instruction on CCTV.	06/03/2012	Arbor Hill (sic)	No Charge	
			Re fix installed camera (25/2/12) because of high winds	08/12/2012	Knocklyon	No Charge	
			Installation of CCTV at new locations Assembly of unit. Extra cabling, screws,	11/03/2012	Mountjoy Prison		

Invoice Number	Invoice to	Invoice Date	Professional Service	Date of professional Service	Location	Total Amount	Approved by
			connectors and dongle Upgrading CCTV installed 11/03/12 Removal of CCTV Mountjoy as per instructions	25/03/2012 27/05/2012	Mountjoy Prison Mountjoy Prison	€1739.71	
332012 [REDACTED] 33/2012 - Job 11a	Governor , OSG.	29/05/2012	Surveillance and enquiries locally 2xoperators@€40 per/hr each =€80 per/hrx5hrs (On job 8pm-10pm =2hrs) (travel time =3hrs) Surveillance and enquiries locally 2xoperators@€40 per/hr each =€80 per/hrx5hrs Surveillance and enquiries locally 2xoperators@€40 per/hr each =€80 per/hrx7.5hrs	15/03/2012 17/02/2012 21/03/2012	Portlaoise Portlaoise Portlaoise		Deputy Director of Operations Brian Murphy [PLEASE NOTE Mr Murphy did not have access to the details of the services provided when he approved the payment]

Invoice Number	Invoice to	Invoice Date	Professional Service	Date of professional Service	Location	Total Amount	Approved by
			Surveillance and enquiries locally 2x operators @ €40 per/hr each = €80 per/hr x 7 hrs Rental of Covert Unit from 24 th March to 26 th May 2012. 9 weeks @ €75.00 per week.	24 March 2012	Portlaoise	€4453.33	
772012 ¹ [REDACTED] - Job 11a	Governor OSG	17/11/2012	Surveillance and enquiries locally. 1 x operator @ €40 per/hr = €40 per/hr x 7hrs Surveillance and enquiries locally. 1 x operator @ €40 per/hr = €40 per/hr x 6hrs Surveillance and enquiries locally. 2 x operators @ €40 each per/hr = €80 per/hr x 5hrs Rental of covert Unit from 27 th	05/06/2012 06/06/2012 14/07/2012	Portlaoise Portlaoise Portlaoise [REDACTED]		No evidence of payment on Oracle system

¹ The Investigation Team did not find any evidence to confirm payment of this invoice.

Invoice Number	Invoice to	Invoice Date	Professional Service	Date of professional Service	Location	Total Amount	Approved by
			May until 30 September 2012	04/06/2012	Portlaoise	(no charge)	
			Surveillance and enquiries locally	20/07/2012	Portlaoise	(no charge)	
			Surveillance and enquiries locally	26/07/2012	Portlaoise	(no charge)	
			Surveillance and enquiries locally	04/09/2012	Portlaoise	(no charge)	
			Surveillance and enquiries locally	14/09/2012	Portlaoise	(no charge)	
			Surveillance and enquiries locally			(€2324.20) ²	
						€18,228.27	

Table 7: [REDACTED]

Invoice Number	Invoice to	Invoice Date	Professional Service	Date of professional Service	Location	Total Amount	Approved by
11021903 [REDACTED]	Governor, OSG	19/02/11	CCTV monitoring from	See previous column	Not specified	€532.77	Governor John Kavanagh

² The Investigation Team did not find evidence to confirm payment of this invoice.

Invoice Number	Invoice to	Invoice Date	Professional Service	Date of professional Service	Location	Total Amount	Approved by
			12/1/11 to 20/1/11. 8 days @25 euro per day Service of CCTV system. 2no Operators @40 per operator per hour total 3 hours				
11021902 [REDACTED]	Governor OSG	19/02/11	Survey and Consultancy Purchase of 1 no camera system Purchase of vehicle tracking device	Not specified	Not specified	€4493.94	Higher Executive Officer Walter Burke [PLEASE NOTE Mr Burke did not have access to the details of the services provided when he approved the payment]
11021901 [REDACTED]	Governor OSG	19/02/11	Survey / consultancy. Purchase of 3 camera CCTV System	Not specified	Not specified	€5,747.50	Higher Executive Officer Walter Burke.

Invoice Number	Invoice to	Invoice Date	Professional Service	Date of professional Service	Location	Total Amount	Approved by
							[PLEASE NOTE Mr Burke did not have access to the details of the services provided when he approved the payment]
Total						€10,774.21	

10.11 A detailed explanation for each of the aforementioned invoices is as follows:

10.12 On 24 February 2011 at 13:21 Governor John Kavanagh, (OSG Governor) received an email from [REDACTED] with the first batch of invoices for payment. Attached to that email were six invoices, three relating to [REDACTED] and three relating to [REDACTED] Subject heading – 'Invoices from [REDACTED] [REDACTED]'

[REDACTED] Invoice Number: 042011
 Invoice Date: 24 February 2011
 Professional Service: 11 January 2011, Mountjoy Prison, survey of CCTV System
 Amount: €109.40

10.13 A screen shot of the Oracle Payments System shows the invoice was submitted by Paul Flynn (Clerk 1 at the time in the OSG) on 20 May 2011 and approved by Governor John Kavanagh (Governor at the time in the OSG) on 20 May 2011.

[REDACTED] Invoice Number: 052011
 Invoice date: 24 February 2011
 Professional Service: 29 December 2010, Midlands Prison, Survey of CCTV System + install vehicle tracking devise. (sic)
 4 January 2011, Midlands Prison, Survey CCTV System + change battery tracking devise. (sic)

Amount: €1268.00

10.14 A screen shot of the Oracle payments system shows the invoice was submitted by Paul Flynn on 20 May 2011 and approved by Governor John Kavanagh on 20 May 2011.

Invoice Number: 062011
Invoice date: 24 February 2011
Professional Service: 14 January 2011, Midlands Prison, Install CCTV System
16 January 2011, Midlands Prison, change battery tracking devise. (sic)
Amount: €1028.00

10.15 A screen shot of the Oracle payments system shows the invoice was submitted by Paul Flynn on 20 May 2011 and approved by Governor John Kavanagh on 20 May 2011.

Invoice Number: 11021903
Invoice date: 19 February 2011
Narrative: CCTV monitoring from 12/1/11 to 20/1/11 and Service of CCTV system.
Amount: €532.77

10.16 A screen shot of the Oracle payments system shows the invoice was submitted by Paul Flynn on 20 May 2011 and approved by Governor John Kavanagh on 20 May 2011.

Invoice Number: 11021902
Invoice date: 19 February 2011
Narrative: Survey and Consultancy. Purchase of 1 no camera system. Purchase of vehicle tracking device.
Amount: €4493.94

10.17 A screen shot of the Oracle payments system shows the invoice was submitted by Paul Flynn on 20 May 2011 and forwarded by Governor John Kavanagh to Walter Burke who approved it on 20 May 2011.

Invoice Number: 11021901
Invoice date: 19 February 2011
Narrative: Survey / Consultancy. Purchase of 3 camera CCTV system.
Amount: €5747.50

10.18 A screen shot of the Oracle payments system shows that the invoice was submitted by Paul Flynn on 20 May 2011 and forwarded by Governor John Kavanagh to Walter Burke who approved it on 20 May 2011.

10.19 The Inspector sought and received an explanation from Walter Burke regarding his role as a member of the Operations Directorate in IPS HQ in approval of payments for the OSG, for sums up to €10,000, as follows: *"The raising of the invoices was a matter for the relevant area ensuring the goods were required, delivered, checked and verified before raising the invoice and submitting same for approval. It was expected and taken as part of the process that the persons in the area responsible for procuring and ordering the goods had checked and verified that all was in order before raising payment on the oracle system (sic). The hard copy invoices do not come to the Operations Directorate and are receipted and forwarded to accounts department by the relevant section"*. At the time, [REDACTED] invoices were approved by Walter Burke, a Higher Executive Officer in IPS Headquarters.

10.20 Further invoices were subsequently received from [REDACTED] and were processed and paid by the IPS as follows:

[REDACTED]	072011
Invoice date:	14 April 2011
Professional Service:	
21 to 30 January 2011:	Mountjoy Prison: Monitor CCTV
25 January 2011:	Midlands Prison: Instruction re CCTV(1) and hard drive check on same
2 February 2011:	Midlands Prison: Change hard drive on CCTV(1) unit
11 March 2011:	Midlands Prison: Survey prison wing re new CCTV(2) / change battery on Tracker
30 March 2011:	Midlands Prison: Change hard drive on CCTV(1) unit
8 April 2011:	Midlands Prison: Remove tracker unit /Remove CCTV (1)
9 April 2011:	Midlands Prison: Change hard drive on CCTV(2)
Amount:	€2,554.00

10.21 A screen shot of the Oracle payments system shows that the invoice was submitted by Paul Flynn on 20 May 2011 and approved by Governor John Kavanagh on 20 May 2011.

[REDACTED]	082012
Invoice Number:	
Invoice date:	30 January 2012
Professional Service:	
7 December 2012:	Mountjoy Prison: Survey of area Mountjoy Prison re CCTV

21 December 2012:	Midlands Prison: CCTV Midlands prison (waste management), 1 x server / recorder and 1 x hard drive (New)
22 December 2012:	Midlands Prison: Re fix already installed camera (21/12/12) because of high winds.
23 December 2012:	Arbor (sic) Hill Prison: Instruction to staff member re working of CCTV Midlands.
29 December 2012:	Midlands Prison: Remove Units B2 and C leave boxes Download h/drives as per list supplied.
10 January 2012:	Mountjoy Prison: Install CCTV as per instruction. 1 x new clean hard drive
27 January 2012:	Midlands Prison: removed CCTV midlands.
Amount:	€2,448.64

- 10.22 A screen shot of the Oracle payments system shows that the invoice was submitted by Paul Flynn on 14 February 2012 and approved by Governor John Kavanagh on 14 February 2012.³ The Investigation Team identified a possible error on the face of this invoice, in that the professional services provided post-date the date on the invoice. Despite this, the invoice was approved for payment and was paid.

Invoice Number:	242011
Invoice date:	2 August 2011
Professional Service:	The copy of the invoice obtained from the FSSC and from the IPS Finance Directorate states the names of the prisons and the dates on which a service was provided.

- 10.23 The Investigation Team, in its analysis of IPS emails, reviewed an email dated 2 August 2011 at 14:39 from [REDACTED] to Governor John Kavanagh which was forwarded by Governor John Kavanagh to Paul Flynn on 27 September 2011. Attached to the email was Invoice no. 242011, dated 2 August 2011. This copy of the invoice provides a detailed description of the services provided in each prison as follows:

13-15 April 2011:	Midlands Prison: Download CCTV footage Midlands from Hard drives to Discs.
May 2011:	St Patrick's Inst: Consultation and survey area of grounds of St Pat's re CCTV install at later date.
May 2011:	Midlands Prison: Replacement and reconfiguration of CCTV unit in grounds of Midlands and adding audio.

³ There was an overpayment of .04 cent which was recouped on the same date.

May 2011:	Midlands Prison: Configure CCTV unit and audio Midlands for on line coverage.
May 2011:	Midlands Prison: Change hard drive on CCTV unit re coverage for on line usage. (no charge)
May 2011:	Midlands Prison: Problems with on line usage – change network (no charge).
June 2011:	Arbour Hill Prison: Consultation re downloads from Midlands prison re [REDACTED]
July 2011:	Midlands Prison: Change network card in CCTV unit and change location of audio (no charge).
July 2011:	Mountjoy Prison: Consultation and survey prison grounds re installation of CCTV at later stage.

10.24 The copy invoices provided by the FSSC and IPS HQ did not contain a detailed description of the services rendered. FSSC also confirmed that the copy invoices provided to the Investigation team are those that were submitted by the OSG for payment.

Amount: €1467.40

10.25 A screen shot of the Oracle payments system shows that it was submitted by Paul Flynn on 27 September 2011 and approved by Governor John Kavanagh on 27 September 2011.

[REDACTED] Invoice Number:	322012
Invoice date:	29 May 2012
Professional Service:	The copy of the invoice obtained from the FSSC and from the IPS Finance Directorate states the names of the prisons or areas where a service was provided and also the dates the service was provided.

10.26 The Investigation Team, in its analysis of IPS emails, reviewed an email dated 29 May 2012 from [REDACTED] to Governor John Kavanagh / Paul Flynn. The email states: "Please see attached invoice 32/2012---work completed re CCTV operations and 33/2012 work completed re surveillance/enquiries Portlaoise." Attached to the email was Invoice no. 322012, dated 29 May 2012. This copy of the invoice provides a detailed description of the services provided as follows:

25 February 2012:	[REDACTED] Installation of CCTV at House
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6 March 2012:	Arbor (sic) Hill I x Operator to Ard na Gaoithe re instruction on CCTV. (no charge)
8 March 2012:	Re fix installed camera (25/2/12) because of high winds (no charge)
11 March 2012	Mountjoy prison: Installation of CCTV at new location
25 March 2012	Mountjoy prison: Upgrading CCTV installed 11/3/12
27 May 2012	Mountjoy Prison:Removal of CCTV Mountjoy as per instructions
Amount:	€1,739.71

10.27 A screen shot of the Oracle payments system shows that it was submitted by Paul Flynn on 30 May 2012 and approved by Governor John Kavanagh on 30 May 2012.

10.28 The Investigation Team ascertained that the invoice received in the OSG with a full description of the services was not received by the FSSC.

10.29 The Investigation Team sought to ascertain at whose premises CCTV was installed in [REDACTED]. Governor John Kavanagh recollected that there was an officer under threat and that *"...I got a request from a governor, senior governor because even if the prison service were to install CCTV it was going to take weeks and that they were critically worried about this guy. So they put in a camera to monitor his driveway."* Governor Kavanagh provided the name of the officer concerned. Governor Kavanagh further stated *"...That was kind of a favour for a senior governor. There was no connection with anything else. It was just an urgent thing to be done, and I just had the means to do it."* The Investigation Team ascertained that the IPS Operations Directorate had no record of a security review or concern in relation to the officer concerned and no request for CCTV for the residence of the officer concerned was submitted to BSD which would have been the IPS procedure in such circumstances. On 7 March 2019 [REDACTED] recollected that his company was *"...instructed to put a covert camera on a prison officer's house out in [REDACTED]"* This was *"...done with the full permission of the guy in the house."* Following his interview [REDACTED] [REDACTED] reverted by email with a more precise location, i.e. a street name. The name of the officer provided by Governor Kavanagh resides in the area confirmed by [REDACTED]. [REDACTED] It would appear that the installation of the covert CCTV was for the officer's safety, although its installation was not in accordance with IPS procedures.

10.30 [REDACTED] was paid for the *"installation of CCTV at new location"* in Mountjoy Prison on Sunday 11 March 2012 and its subsequent removal eleven weeks later on Sunday 27 May 2012. Only one interviewee, [REDACTED], provided information about this matter. He recollected the installation of two cameras in Mountjoy Prison grounds, one in a sign in the grounds and another in a laneway to a workshop area. It was his understanding that both were installed to monitor prisoner activity.

10.31 The Investigation Team reviewed the Mountjoy Prison Gate Book for 11 March 2012 and 27 May 2012. This book records all persons other than officers entering the prison. There was an entry on both dates for a same named person from a telecommunications company. The Governor of the BSD confirmed to the Investigation Team that the company concerned was not a supplier of services to the prisons. Furthermore, the person concerned was escorted in the prison by officers from the OSG. Contractors to prisons are usually accompanied by a Trades Officer or in their absence an officer from the prison and not an officer from the OSG.

Invoice Number:	332012
Invoice date:	29 May 2012
Professional Service:	The copy of the invoice obtained from the FSSC and from the IPS Finance Directorate states the names of the areas where a service was provided and also the dates the service was provided.

10.32 The Investigation Team, in its analysis of IPS emails, reviewed an email dated 29 May 2012 from [REDACTED] from an eircom.net email address and not the [REDACTED] email address) to Paul Flynn for the attention of Governor John Kavanagh / Paul Flynn. The email states: "Please see attached invoice 32/2012---work completed re CCTV operations and 33/2012 work completed re surveillance/enquiries Portlaoise." Attached to the email was Invoice no. 332012, dated 29 May 2012. This copy of the invoice provides a detailed description of the services provided as follows:

15 March 2012:	Portlaoise: Surveillance and enquiries locally.
17 March 2012:	Portlaoise / [REDACTED]: Surveillance and enquiries locally.
21 March 2012:	Portlaoise: Surveillance and enquiries locally.
24 March 2012:	Portlaoise: Surveillance and enquiries locally and Rental of covert unit from 24 th March until 26 th May 2012.
Amount:	€4,453.33.

10.33 A screen shot of the Oracle payments system shows it was submitted by Paul Flynn on 30 May 2012 and was forwarded on the same date to Walter Burke (Operations Directorate in IPS Headquarters, Longford)⁴. On 4 June 2012, it was reviewed by Walter Burke and no action was taken. On 8 June 2012, it was approved by Brian Murphy (Deputy Director of Operations, IPS Headquarters, Longford). At interview with Brian Murphy on 14 February 2019, he stated: "I don't remember [REDACTED]. In response to the screen shots of the approval process [REDACTED] stated:

⁴ The authorisation limit for a HEO in Operations was €10,000 and for an AP was €50,000 and therefore it would appear that the invoiced amount fell within the authorised limit for the grade.

"...Certainly if I did receive or authorise invoices in respect of a private detective agency I wasn't made aware of the private detective agency."

10.34 In explaining the invoice to the Investigation Team, Governor John Kavanagh, referred to a report he had compiled with the assistance of the private investigators in relation to staff. He recollected a meeting in May 2012 where he presented the contents of the file to Michael Donnellan in the presence of Brian Murphy. He stated that Michael Donnellan did not accept a copy of the file or view it. Michael Donnellan's diary indicates a meeting took place on 18 May 2012 with Brian Murphy and Governor John Kavanagh in attendance. Following his interview with the Investigation Team, Brian Murphy reviewed his diaries for 2010 to 2013 inclusive. He noted a reference to a meeting on 18 May 2012 with Michael Donnellan and Governor John Kavanagh regarding a number of security issues. Item 2 on the agenda for the meeting was "Garda/IPS Operation (Midlands Officers)." Brian Murphy's recollection is that Governor John Kavanagh advised both he and Michael Donnellan that An Garda Síochána, OSG and local management had held discussions regarding the putting in place of an intelligence gathering operation on certain staff suspected of bringing contraband into Portlaoise and Midlands Prison. He further recollected that there were no discussions on how this would be done as it was made clear to them that An Garda Síochána would be taking the lead.

Invoice Number:	502011
Invoice date:	1 December 2011
Professional Service:	The copy of the invoice obtained from the FSSC and from the IPS Finance Directorate states the names of the prisons where a service was provided and also the dates the services were provided. The Investigation Team in its analysis of IPS emails, reviewed an email dated 1 December 2011 from Brian O Connor to Governor John Kavanagh with a copy of invoice 502011 attached. This invoice provided a description of the service provided as follows.
24 August 2011:	Midlands Prison: Remove CCTV from Midlands at request of prison Service.
25 September 2011:	Midlands Prison: Consultation and survey area of B and C wings re CCTV install.
21 October 2011:	Midlands Prison: Installation of CCTV in B and C wings. Time of assembly 5x box units =5 hours. Cost of each box custom made/toggles/wiring. Rental of CCTV equipment does not apply (no charge).

26 October 2011:	Arbour Hill Prison: Instruction to staff member re working CCTV Midlands.
7 November 2011:	Midlands Prison: Repair CCTV in Midlands and sound enhancement (no charge).
18 November 2011:	Midlands Prison: Problems with on line usage Midlands repair CCTV in B wing – change network.
Amount:	€3159.79

10.35 A screen shot of the Oracle payments system shows it was submitted by Paul Flynn on 2 December 2011 and on the same date was forwarded to and approved by Governor John Kavanagh.

10.36 The IPS payments system provides evidence that nine [REDACTED] invoices with a total value of €18,228.27 were paid. It also provides evidence that three invoices from [REDACTED] with a total value of €10,774.21 were paid. The total amount paid to these two private security companies during the period 24/02/2011 to 29/05/2012 was €29,002.48.

10.37 The copy invoices from [REDACTED] in relation to CCTV monitoring, tracking devices and surveillance that were provided to the Investigation Team by IPS Headquarters and the FSSC do not contain a full description of the professional services provided. The Investigation Team, in its review of IPS emails, identified invoices addressed to the Governor of the OSG that were received via email in the OSG headquarters. These invoices contained detailed description of services provided. The Investigation Team ascertained that the invoices received in the OSG with the full description of the services provided were not submitted by the OSG to IPS HQ or the FSSC.

10.38 [REDACTED] also submitted a tenth invoice on three occasions that remained unpaid. The FSSC was unable to trace any payment of this invoice. The details are outlined below:

[REDACTED] Invoice Number:	772012
Invoice date:	17 November 2012, then 28 January 2013 and finally 14 October 2013 (although the date on the invoice changed, the invoice number remained the same).
Professional Service:	
5 June 2012:	Portlaoise: Surveillance and enquiries locally.
6 June 2012:	Portlaoise: Surveillance and enquiries locally.
14 July 2012:	Portlaoise / [REDACTED]: Surveillance and enquiries locally.

	Rental of covert unit from 27 th May until 30 th September 2012.
4 June 2012:	Portlaoise: Surveillance and enquiries locally (no charge).
20 July 2012:	Portlaoise: Surveillance and enquiries locally (no charge).
26 July 2012:	Portlaoise: Surveillance and enquiries locally (no charge).
4 September 2012:	Portlaoise: Surveillance and enquiries locally (no charge).
14 September 2012:	Portlaoise: Surveillance and enquiries locally (no charge).
Amount:	€2324.20

10.39 An email dated 4 February 2013 from the then IPS Director of Finance to all HQ Directors and all Governors, stated that during 2011 a comprehensive review of suppliers was carried out and 'STOP Notices'⁵ were placed on suppliers where a contract or valid 40/02⁶ was not in place. The list records that [REDACTED] was 'already stopped' as of December 2012. No reason was specified nor date of 'Stop' provided. The Investigation Team subsequently ascertained that [REDACTED] was placed on 'stop' on 27 September 2012. The Investigation Team was informed by Patrick McMahon (former Clerk 2 in the OSG at the relevant time) that [REDACTED] made numerous contacts to the OSG by phone and email seeking payment.

10.40 Paul Flynn (an OSG Clerk 1 at the relevant time) appears to have submitted all of the invoices that were paid. At interview, when shown Oracle screen shots and copies of invoices, he had no recollection of the business entities concerned or of processing these payments.

10.41 Governor John Kavanagh stated at interview that he engaged [REDACTED] "I only ever engaged one. That was [REDACTED]" He said no tender was done as the purpose of the engagement was very sensitive and "...what I commissioned them to do was to monitor the staff on the outside."

10.42 Governor Kavanagh was questioned as to the following activities itemised on the invoices from the security agency:

- "Download CCTV footage Midlands from hard drive to disks"
- "Replacement and reconfiguration of CCTV unit in the grounds of Midlands and adding audio"

⁵ Placing a supplier on 'stop' meant that they would not receive any further payment from the IPS.

⁶ A 40/02 refers to a form to be completed in accordance with Department of Finance Circular 40/02 where a tender process has not been undertaken.

- "Consultation re downloads from Midlands re [REDACTED]"
- "Consultation survey prison grounds re installation of CCTV at a later stage"

10.43 He stated in response that he "didn't give any instruction to anything internal in the prison."

10.44 [REDACTED] confirmed that he never received payment for Invoice Number 772012 in the amount of €2,324.20.

10.45 On 6 February 2019, Governor John Kavanagh confirmed to the Investigation Team that he engaged [REDACTED] but stated he did so on the authorisation of the then Director of Operations, Willie Connolly. However, Willie Connolly informed the Investigation Team that he "would have no knowledge" of a private detective agency. He stated he had no knowledge of [REDACTED]

10.46 [REDACTED] confirmed that [REDACTED] was engaged by the IPS and any activity it undertook was fully authorised by the IPS.

10.47 [REDACTED] informed the Investigation Team that Governor John Kavanagh had been introduced to him when he was in his previous job. When he retired he met Governor Kavanagh who was aware that he carried out private investigation work. "I probably would have asked him if there's anything we can do business wise with you, we'd be more than glad. He met us and it took off from there." The OSG HQ Visitors Sign In Book records that on 24 June 2011 at 10am [REDACTED] and [REDACTED] attended the premises. [REDACTED] confirmed that he attended meetings in the OSG HQ.

10.48 [REDACTED] engaged [REDACTED] to provide and install technical equipment. [REDACTED] further stated that his and [REDACTED] interactions with the IPS were mainly with three individuals, John Kavanagh, Ben Buckley and David Mc Donald, "...but generally John Kavanagh was our, was our main point of contact... So basically anything we did in the Dublin area, Mountjoy was Ben Buckley brought us in, and in the Midlands Dave, Dave McDonald was our contact...so we either get our instructions from John, from Ben, or in times on occasions we'd go down to the Midlands we'd just meet Dave to do these jobs, you know." He further confirmed that he attended meetings in OSG headquarters.

10.49 [REDACTED] informed the Investigation team that his company "does not...do listening devices." He confirmed that "...some of the cameras had certain, very limited audio capability, and that's what we're talking about...Specific device that's only for listening, we didn't do that and we don't do that."

10.50 [REDACTED] also stated that he "...never used a false identity." He further recollected that on one occasion a colleague working with him may have used a false name but never a false ID."

10.51 The copy invoices that were provided to the Investigation Team by the FSSC in relation to CCTV monitoring, tracking devices and surveillance do not contain a full description of the professional services provided. The Principal Officer in FSSC confirmed to the Investigation Team that they were a true copy of the invoices held on file. However the Investigation Team, during the review of emails, identified invoices with detailed descriptions of services. These were provided from the supplier via email to the OSG.

Findings in relation to the allegations at paragraph 12 of the Affidavit relating to a Private Detective Agency:

10.52 Documentation provided to this investigation appears to corroborate the allegations made by David McDonald in respect of a private detective agency. Two suppliers, [REDACTED] and [REDACTED] were engaged and paid a total of €29,002.48 by the IPS during a 15-month period from 24 February 2011 to 29 May 2012, for carrying out activities including covert surveillance, tracking and installation of CCTV. Eight invoices for [REDACTED] were approved for payment by Governor John Kavanagh and one invoice was approved by [REDACTED] with a total value of €18,228.27. Two invoices from [REDACTED] were approved by Walter Burke and one was approved by Governor John Kavanagh with a total value of €10,774.21.

10.53 An explanation from Walter Burke of IPS Headquarters regarding the invoice approval process indicates that the approver at HQ level does not have sight of the actual invoice they are approving. It was expected that the local area responsible for procuring and ordering a service had checked and verified everything was in order before raising payment on the Oracle system. Accordingly it would appear that approval of invoices at HQ level was done in the absence of full information. This is a matter of wider concern which I have already drawn to the attention of the Director General of the IPS.

10.54 In summary, the evidence provided clearly shows that the IPS's Operational Support Group engaged two private detective agencies during the period December 2010 to December 2012 for the purposes of covert surveillance, tracking and installation of CCTV inside and outside Irish prisons. The evidence also shows that these services were invoiced and paid for - to the extent of €29,000 - by the IPS with nine of the twelve the invoices having been approved for payment by Governor John Kavanagh. While he approved payment of the invoices, Governor John Kavanagh denies that he ever gave approval for a private detective agency to carry out services within a prison.

[REDACTED] Unit

- (i) It is alleged that in 2011/2012 the deponent of the Affidavit was directed to install covert cameras in the area in which the [REDACTED] Unit operated.
- (ii) It is alleged that in order to achieve this, identities of private detectives were falsified to gain access to the prison and that the reason was also falsified.

- (iii) It is alleged that the resultant images were transmitted to a location outside the prison and that the images received were observed and controlled and retained by the private detective agency.
- (iv) It is also alleged that the vans used by the [REDACTED] unit were fitted with tracking devices and that three or four technicians from the private detective agency were involved in the installation and monitoring of the tracking devices.

Findings in relation to the allegations at paragraph 13 of the Affidavit relating to [REDACTED] Unit

10.55

[REDACTED]

Governor John Kavanagh in response to the professional services outlined in Invoice Number 242011 which included "*consultation re downloads from Midlands re [REDACTED]*" informed the investigation team that he "*...didn't give any instruction to anything internal in the prison.*" When the specific allegation⁷ contained in the Affidavit regarding the [REDACTED] unit was put to him, Governor John Kavanagh stated "*I never initiated the installation of covert TV but I requested IPS from my old email file. I know I submitted a request to have CCTV by the registered contractor supplier to have CCTV installed in that area.*" He further clarified "*I never initiated, I'm saying I never, I'm quite confident I put in a request for prison service network CCTV, really clear on that one.*" He also said "*So I'm confident that I put in a submission for prison service network security CCTV camera to cover the area for general security reasons and to be monitored at night time in case anything happened with a [REDACTED] if a [REDACTED] or something at night time... But that's it. But I did not do that*".

10.56

The Investigation Team sought evidence of a request for CCTV in the [REDACTED] unit in the Midlands. The IPS BSD division informed the Investigation team that it had "*...no record or knowledge of any request from Governor John Kavanagh for cameras to be installed in the [REDACTED] unit in Midlands Prison. Two cameras were installed at the request of Governor Frances Daly in 2016 in the midlands [REDACTED] unit area.*"

10.57

In relation to the allegation that the vans used by the [REDACTED] Unit were fitted with tracking devices Governor John Kavanagh said "*...no, I have no knowledge of that.*" "*Like to employ three or four people from a detective agency would cost you an arm and a leg and I would never—there's no point even explaining that because I didn't do it.*"

10.58

[REDACTED]

[REDACTED]

[REDACTED]
[REDACTED] invoice number 072011 dated 14 April 2011 refers to the removal of a tracker unit / and remove CCTV (1) in the Midlands Prison. It does not specify the exact location of the tracker.

- 10.59 When the allegations contained in the Affidavit relating to the [REDACTED] unit were put to [REDACTED] he stated *"...I know we spoke to John Kavanagh about that at one stage. We spoke to all three actually, but, but the reason we were given for the installation of the covert unit there [REDACTED]"* He further stated *"...but we had great difficulty, we had to go down a couple of times I think to get that one in because again they tried to beam the signal out. Again the blocker stopped it."*
- 10.60 [REDACTED] informed the Investigation Team that he and three others met David Mc Donald in front of the prison in *"...plain and open sight of any cameras in front of the prison"* and demonstrated to David Mc Donald how to place a tracking device on a small white van. The description he provided regarding the instruction on how to place a tracking device on the white van corroborated the information provided by David Mc Donald. The Investigation Team was not shown any written orders that approved these alleged activities.
- 10.61 There is documentary evidence in the form of payment of invoices to corroborate the allegations, although there is a conflict of evidence between persons interviewed which the Inspector is not in a position to resolve. [REDACTED] recollected discussing the [REDACTED] unit work with Governor John Kavanagh. When the allegation in the affidavit was put to Governor John Kavanagh he stated he had no knowledge.
- 10.62 It is further noted that the [REDACTED] invoices reviewed also refer to the provision of professional services in Mountjoy Prison including surveying and installing CCTV. [REDACTED] informed the Investigation Team that the service was provided and related to the installation of cameras in two locations within the grounds of Mountjoy Prison.

Class Office

- (i) It is alleged that the deponent of the Affidavit was directed in 2013 to undertake the installation of covert cameras in the "B Class Office" in order to place two prison officers under surveillance.
- (ii) It is alleged that the private detective agency (as above) used false identities in the course of this activity also.
- (iii) It is alleged that the images obtained were transmitted outside the prison and were monitored by the private detective agency.
- (iv) It is further alleged that audio recording devices were also installed.

Findings in relation to the allegations at paragraph 14 of the Affidavit relating to Class Office

10.63 There is evidence in [REDACTED] Invoice Number 502011 dated 1/12/2012 that the following services were provided:

- 25/09/2011: "A consultation and survey of Midlands Prison B and C wings re CCTV install" was carried out.
- 21/10/2011, CCTV was installed in B and C wings.
- 26 /10/2011 an instruction was provided to a staff member about working of CCTV Midlands.
- 07/11/2011 CCTV in Midlands was repaired and the sound enhanced. 18 November 2011 there were problems with online usage midlands, CCTV in B wing was repaired and the network changed.
- [REDACTED] Invoice number 082012 dated 30 January 2012 illustrates that the following services were provided:
 - 23/12/ 2012 a staff member received instruction re working of CCTV midlands.
 - 29/12/2012 the IPS was charged for "Remove Units B2 and C3 leave boxes. Download h/drives as per list supplied."
 - 27/01/ 2012 CCTV Midlands was removed.

10.64 Accordingly it would appear that CCTV was in situ in B2 and C3 in Midlands Prison from 21 October 2011 to 29 December 2012.

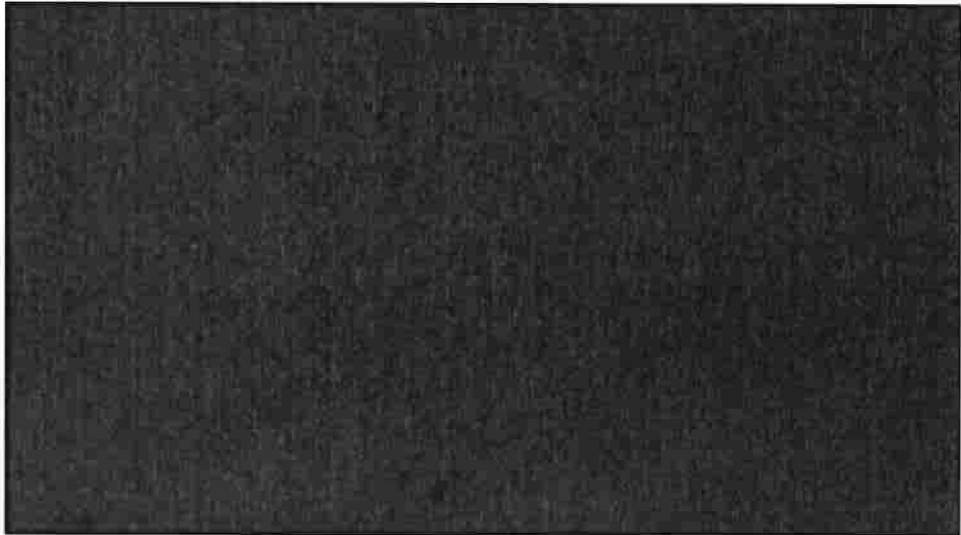
10.65





10.66 When the allegations in the affidavit regarding the class office were put to Governor John Kavanagh he replied that he had no knowledge. In light of the time available to the Inspector and the fact that the Inspector met Governor Barclay (20 February 2019) after Governor John Kavanagh (6 February 2019), the evidence of Governor Colm Barclay has not been put to Governor John Kavanagh for his response in advance of the completion of this report.

10.67



10.68 Padraig Downey confirmed that he was asked to go to the OSG Headquarters to view and listen to footage from the B2 Class Office. He stated that did so on one day and made some handwritten notes which he left with Patrick McMahan.

10.69 David McDonald alleged at interview that the [REDACTED] personnel who installed the covert cameras and audio, used self-made false identification that represented them as employees of the regular IPS CCTV contractors. [REDACTED] stated he "...never used a false identity". He also stated that on one occasion a colleague may have used a false name but never a false ID.

10.70 Brian O Connor confirmed that a covert camera was placed in an office in Midlands Prison and his explanation of the location indicated that it was a class office. In relation to the allegation regarding 'beaming out of signals' [REDACTED] stated that there were difficulties in beaming signals out of the prison. He also confirmed the only three possible recipients of such signals were Ben Buckley, David McDonald and Governor John Kavanagh

10.71 The invoices paid by the IPS and the information provided at the interviews corroborate the allegations of David McDonald in relation to the B2 Class office. However there is a conflict of evidence between interviewees on this point which the Inspector is not in a position to resolve.

- 10.72 The allegation in the Affidavit refers to B Class Office. There is no mention of C wing in relation to CCTV installation. However the IPS paid for installation⁸ and removal⁹ of CCTV in B and C wings. Given the time available and the preliminary nature of the Investigation, it was not possible to further pursue this line of enquiry.
- 10.73 Although not related to covert surveillance on B2, a number of interviewees referred to a covert CCTV camera in a tuck shop in Wheatfield Prison. Michael Donnellan (former Director General), explained the discovery of a covert camera in the tuck shop in Wheatfield Prison in 2012. He commissioned an internal investigation which was conducted by Martin Smyth, then Head of IPS Legal Unit. Covert CCTV was placed in the tuck shop by the IPS contractor for CCTV services, though the footage was allegedly never viewed. The installation had been authorised by Willie Connolly (then Governor of Wheatfield). The matter was notified to the Data Commissioner, the IPS apologised and gave a firm commitment that such activity would not reoccur.
- 10.74 As a result of this incident, the IPS introduced a Covert CCTV Surveillance Policy and an Information Gathering Policy on 28 August 2013, both with review dates of 28 August 2015. A CCTV Surveillance Policy with Covert CCTV included as an appendix, was approved on 01 December 2016 and issued on 01 January 2017. The policy provides for establishment of a Strategic Security Tasking Group (SSTG). Section 4.3 of the IPS Policy for Information Gathering (V 28/08/2012) describes the SSTG as "*the conduit for all monitoring and surveillance requests. The SSTG will be chaired by the Director of Operations and comprise Campus Governors, the Governor of OSG and other relevant individuals.*" Minutes of the SSTG meetings were requested for this investigation. However the Inspector was informed that the SSTG was never actually established.

Solicitor/Client Consultations

- (i) It is alleged the deponent of the Affidavit was directed to undertake the monitoring of conversations in visiting boxes, involving installing and removing covert recording devices. It is alleged that this activity often captured consultations between prisoners and their solicitors.
- (ii) It is alleged that an audio recording device would be installed in a designated box for two days prior to and following a particular visit.
- (iii) It is alleged that these tapes were listened to with extracts noted before being deleted.

Findings in relation to the allegations at paragraph 15 of the Affidavit relating to Solicitor/Client Consultations

- 10.75 It should be noted that the IPS inadvertently briefly listened to a number of solicitor/client telephone conversations from July 2010 to March 2014. This was

Invoice Number 502011
Invoice Number 082012

subject to an investigation at that time by the former Inspector of Prisons. The circumstances were as follows. The IPS Director General became aware of an anomaly whereby a number of prisoners had their phone calls to their solicitors monitored by IPS personnel. The prisoners were utilising the official IPS phone system, which is called "NICE." This situation arose in circumstances where a prisoner had more than one solicitor. The matter was subsequently rectified by the IPS. The former Inspector of Prisons ascertained that in his opinion, following the completion of his investigation, there was *"nothing disclosed which in the public interest would require further investigation."* A number of interviewees referred to this incident when asked if they had any knowledge of the allegation in the affidavit relating to solicitor /client consultations.

- 10.76 David McDonald provided details on how conversations between solicitors and clients were monitored. He alleged that the devices used were voice activated and he also stated where they were located. He explained in some detail how he brought the devices into the prison. He alleged he was ordered to carry out this activity by Governor John Kavanagh. He stated that the order was verbal and that there would be no documents available to substantiate this. He stated that *"...it is the one thing I cannot prove unless Trevor Darling or someone like that, or John Kavanagh backs me on it."*
- 10.77 The allegations from the Affidavit were put to Governor John Kavanagh and his response was that he had no knowledge of them. He explained that the IPS emphasises to prison officers the importance that attaches to confidentiality between a solicitor and a client: *"Every officer knows that you can be in, in vision but not in earshot of a solicitor's consultation. That is sacrosanct in the prison service for all the right and proper reasons for morally, legally and every other reason."*
- 10.78 David McDonald also referred to the investigation by the then Inspector of Prisons and stated *"...we were petrified he'd ever find out. I never told, and I had met him on numerous occasions and I never told him about that."*
- 10.79 Pdraig Downey confirmed that he was aware of a listening device in the 'Lifers Box' and he explained how the process operated. He stated that it was OSG staff who placed the device and said he had done so himself, having been instructed to do so by ACO David McDonald. However Pdraig Downey later clarified that the Lifers Box *"...would not have been used at any time for solicitors meeting with their clients.... This box was solely used by prisoners serving life sentences and their families who are cleared to visit them."* This appears to conflict with David McDonald's account.
- 10.80 Trevor Darling (ACO in OSG Wheatfield at the time of the alleged occurrence in the Midlands Prison) also stated that he was aware of monitoring conversations in visiting boxes but said he had no knowledge of the monitoring of solicitor /client consultations. He recounted the process that he would have undertaken to record prison / visitor conversations and also to record his own conversations with prisoners in Wheatfield. The prisoners were not aware that their conversations with him were

being recorded. He explained that he and David McDonald shared ideas with each other and stated he gave David McDonald voice-activated Dictaphones. The description he provided regarding installation of listening devices in visiting boxes corroborated the information provided by Pdraig Downey and David McDonald. However both Trevor Darling and Pdraig Downey contradicted David McDonald's assertion that privileged conversations between solicitors and prisoners were being monitored.

- 10.81 A letter dated 15 July 2013 from Ben Buckley, (Chief Officer 1 in the OSG) to Brian Murphy (Director of Operations) requested the monitoring of all calls of two named prisoners with their solicitors in specific circumstances where it was considered criminal activity may be discussed. The letter appears to have been initialled by Governor John Kavanagh of the OSG (undated); and also by Director of Operations Brian Murphy on 16 July 2013. In the letter, Ben Buckley recognises the sensitive nature of his request. However he states that the *"exceptional contents of these calls necessitates same."* On 16 July 2013, Brian Murphy received a view on the matter from John McGuckin (Governor 1 in IPS Operations Directorate). John McGuckin refers to the IPS Draft Information Gathering Policy which, although it was in draft form, had *"been signed off by the Security Compliance Group and by the Director General."* John McGuckin refers to the doctrine of legal privilege. His opinion to Brian Murphy was that the action should not be recommended to the Director General (who at that time was Michael Donnellan), and no recommendation was made. Michael Donnellan confirmed at interview that he never authorised the use of covert surveillance apart from when he was obliged to do so on foot of a Court Order.
- 10.82 In summary, it is alleged at paragraph 15 of the Affidavit that David McDonald was directed to monitor conversations in visiting boxes, involving the installing and removing of covert devices. It is alleged that this activity often captured consultations between prisoners and their solicitors. While there is corroboration of monitoring prisoner/visitor and prisoner/prison officer conversations, nobody corroborates David McDonald's assertion that privileged prisoner/solicitor conversations in the Lifers Box were monitored.
- 10.83 The allegations that prisoners' calls were monitored is corroborated in part by Pdraig Downey and Trevor Darling but they denied any knowledge of monitoring of conversations between prisoners and their solicitors. No other documentary or other evidence corroborated those allegations. There is also a conflict of evidence between persons interviewed which the Inspector is not in a position to resolve.

Drugs and Telephones

- (i) The Deponent alleges at paragraph 16 of the Affidavit that in or around 2013 he was ordered by Colm Barclay (Governor of Midlands Prison) to allow a van owned and / or operated by a [named] company containing drugs and telephones to enter the prison. The officers and staff of Portlaoise Prison were not made aware of what was being undertaken. It is alleged that a

relative of a [named] prisoner and contraband was allowed into the prison on foot of this order. It is alleged that the driver of the van and his helper were arrested and the van confiscated. It is further alleged that the Governor and Officers of Portlaoise were unaware of the matter and were extremely displeased when they learned what occurred and that a number of the officers never spoke to David McDonald again in what they saw as a flagrant breaking of the law and a breach of all regulations and protocols within a prison.

Findings in relation to the allegations at paragraph 16 of the Affidavit relating to Drugs and Telephones.

10.84 In an email dated 17 January 2012 signed ACO G Carr from an email address in the name of Michael A Carr (assigned to the OSG) to Governor John Kavanagh, James Buckley, Colm Barclay, Ultan Moran and all Governors in the Midlands Prisons, he reported that he conducted a random search of a named truck near the waste management area of Midlands Prison. He identified the driver and his helper by name. He also specified the contraband that was found and its location in the vehicle. He stated that both the driver and helper were arrested and removed to Portlaoise Garda Station and the truck was impounded. Governor John Kavanagh forwarded the email to Brian Murphy (then Deputy Director of Operations).

10.85 Colm Barclay informed the Investigation Team that Governor John Kavanagh approached him and informed him that they (the OSG) had intelligence that a van was coming in from a named company and there would be contraband in it. Colm Barclay explained that the van would have to pass through the Portlaoise Prison gate and then pass through an area that is shared with the Midlands Prison in order to reach its intended destination.

[REDACTED] Colm Barclay stated it was an OSG operation. He also stated that following this event he and the Governor of Portlaoise Prison had *"a strong conversation"* Colm Barclay stated he explained his *"...concerns and the dilemma I faced based on the intel given to me by the OSG."*

10.86 Governor John Kavanagh's recollection was that he was contacted by the Governor of Portlaoise Prison after the event occurred and he undertook to find out what happened. Governor John Kavanagh further advised that Derek Brennan subsequently rang him and said *"...John, I know that you had nothing to do with this. I found out who did."* Governor John Kavanagh explained that Governor Barclay would not have had authority to direct his (the OSG) staff and *"If Colm Barclay wanted something done he needed to discuss that with me"*

10.87 In a written submission, Martin Murphy, then Deputy Governor of Portlaoise Prison explained the following:

"On 17 January 2012 I was on duty as Deputy Governor of Portlaoise Prison. I recall Chief Officer Tom Dunne verbally reported to me that Midlands staff had intercepted a recycling lorry inside the Midlands Prison which had just entered through the Portlaoise Prison stores gate. The lorry had been checked by two members of staff from Portlaoise Prison who were assigned to operate the Stores gate¹⁰ and to check and search vehicles entering the area on a daily basis. The lorry in question having cleared a check/search at the point of entry was unwittingly permitted to proceed towards the Midlands recycling/waste management area by the two Portlaoise members of staff. The lorry was intercepted moments later by a number of Midlands Prison (OSG) staff as it proceeded to enter the Midlands Prison recycling area. My recollection is that when the cab of the lorry was searched a large quantity of items of concealed contraband was discovered. (It appeared that someone in the Midlands must have been given solid information as to this illegal delivery and that those searching the vehicle knew exactly where to look for the concealed items within the lorry).

At the time I was not very pleased that this operation was carried out without firstly consulting myself or Chief Officer Tom Dunne and the two Portlaoise Officers working at the Stores gate. Our security checks at the Stores gate had just been seriously circumvented and the procedures had not prevented the surreptitious entry of contraband into the confines of the Midlands Prison. I recorded a brief detail of the incident in my office diary on the 17th January 2012, including the names of the driver and his helper, both of whom I believed were arrested by members of An Garda Síochána at the time. I also noted in my diary on that date "was unaware of 'Sting operation'" If I had received prior information that a lorry driver would be attempting to smuggle contraband into the Prison compound, I would have insisted that the lorry, its driver and helper be thoroughly searched and turned inside out between the large vehicular gates in order to minimise the threat to the overall Prison security and under no circumstances would I have given permission for it to enter through the large vehicular security gates until it was completely searched and it was certain that there were no items of contraband on board.

The incident was somewhat embarrassing.



¹⁰ This gate is a shared resource between Portlaoise and Midlands Prison, accessing both the stores and waste management areas, but it is solely operated by Portlaoise Prison staff, Monday to Friday, 8.00am to 5.00pm

I did not receive an explanation as to why I was not informed of this operation on the 17th of January 2012."

- 10.88 Padraig Downey informed the Investigation Team that the OSG had information from a prisoner that phones and drugs were being brought in by the lorry and that the OSG knew it was coming in that day. He was on duty that day and was part of the team that was involved in the search of the vehicle.
- 10.89 David McDonald alleges that it was arranged to allow entry of a van with contraband into Portlaoise Prison. This is corroborated by the statements from Colm Barclay and Padraig Downey. However, there is conflicting documentary evidence in an email from ACO Carr to the Governor of the OSG, (which was forwarded on to the Deputy Director of Operations) which stated that it was *"a random search."*
- 10.90 It is alleged that the incident occurred under orders from Governor Barclay. There is a conflict of evidence between Governor John Kavanagh and Governor Barclay which the Inspector is not in a position to resolve.
- 10.91 There is evidence to corroborate the named prisoner, named company, specific type of contraband and also that the persons concerned were arrested by An Garda Síochána and that the van was seized.
- 10.92 There is evidence to corroborate that the Governor, Deputy Governor and officers in Portlaoise Prison were unaware of the matter and were displeased.

Informant

- (i) David McDonald alleges at paragraph 17 of the Affidavit that he was involved in recruiting an informant who was facilitated with a telephone while in prison in order to remain in contact with him. He alleges that the prisoner was transferred to Loughan House due to the high level of robberies that were taking place among members of the staff. He further alleges that this prisoner had unrestricted access to the said mobile phone while in prison which he was obliged to monitor at all times in case the prisoner wanted to contact the deponent. He alleges that other members of the prison staff were not made aware of his possession of this telephone.

Findings in relation to the allegations at paragraph 17 of the Affidavit relating to an Informant.

- 10.93 David McDonald provided the name of a prisoner who he alleged was the informant referred to in his affidavit. He explained that the informant *"...was being given to me. He stated that he "met the Garda informant in Balbriggan DART Station, or in the back of a car with a CHIS¹¹ detective. He explained that "the way informants work is one informant, one handler. That's it. No one needs to know who my informant is. His name was XXXX. I met him and we had the conversation in the car."* David McDonald

¹¹ Covert Human Intelligence Source Section of An Garda Síochána

claimed that this 'informant' was handed over to him from the CHIS section of An Garda Síochána. He said that he was introduced to serving members of CHIS by a former member of CHIS named [REDACTED] "who ran and owned the agency"(referring to the private detective agency). He stated the nature of the prisoner's offence and explained that CHIS wanted to keep him alive as an informant while in prison.

- 10.94 He provided information regarding the informant recruitment process and stated that following committal he *"then got him transferred to the Midlands Prison and he began to work for us."* At interview, David McDonald explained that they *"needed a way for him to be able to communicate with me. So we set up a thing on the NICE phone system that he could ring me and it didn't affect his own six-minute phone call type of thing."* He alleged that this would have been arranged by Ben Buckley (former CO1 in the OSG) and Walter Burke in IPS Headquarters. This was put to Walter Burke via an email on 04 March 2019 and he denied any involvement stating *"I would have or never had involvement with setting up prisoners on the prisoner phone system or staff for that matter."* The explanation provided by David McDonald at interview in relation to utilising the NICE telephone system is in conflict with his allegation in the Affidavit that a mobile phone was provided to the informant.
- 10.95 In response to this allegation, Brian Murphy informed the Investigation Team *"I do remember somebody but I was told he was a CHIS person. I don't know anything about the access to a mobile phone or anything like that, I wasn't made aware of that. But there was somebody that had moved from Midlands to Loughan all right, that was one of these informers."*
- 10.96 The Investigation Team established that there was more than one such named person who is or was a prisoner in IPS custody. However the movement history of one of the prisoners and the time period concerned appears to corroborate in part, the information provided by David McDonald, with one exception, and that is the nature of the offence for which the person was committed.
- 10.97 At interview, Governor John Kavanagh's response to the allegation in the Affidavit regarding an informant was that he *"...had no knowledge of that."*
- 10.98 In summary, there is no evidence to support this allegation beyond David McDonald's assertion and the fact that alleged informant's description is largely consistent with that of someone who was a prisoner during the relevant period. All other interviewees denied any knowledge of this allegation.

Deaths in Custody

- (i) David McDonald makes the following allegations at paragraph 20 of the affidavit:
- (ii) It is alleged that there were no protocols or procedures in place for the preservation of the scene where the death occurred or the clothes and other personal belongings of the prisoner.
- (iii) It is alleged that there was no procedure relating to the taking of statements from prison officers or other prisoners when such a death occurred.
- (iv) It is further alleged that on certain occasions the cell was not preserved, the body was moved and if there was another prisoner in the cell with the deceased prisoner that he would be moved to another cell thus allowing contamination of any evidence that the prisoner may have retained.
- (v) The deponent alleges that numerous meetings were convened with the late Judge Reilly the then Inspector of Prisons to discuss the issues involved... and substantial notes were taken by him in relation to what was occurring.
- (vi) The deponent states that he undertook a training course in Templemore in relation to the taking of DNA samples, that he introduced evidence bags and other procedures for the proper retention of evidence relating to the death of a prisoner. Mr. McDonald alleges that he gave courses to other staff so that they would know how properly to deal with the circumstances surrounding a death in custody, how to preserve evidence and ensure statements were taken from all relevant persons including prisoners and staff.
- (vii) It is also alleged that certain sections of the IPS did not agree with the approach and systems introduced which, it is alleged they felt were too exacting and onerous and the responsibility for this procedure was taken away from the deponent.

Findings in relation to the allegations regarding Section 20 of the Affidavit relating to a Deaths in Custody:

10.99 A review of documentation in relation to the aforementioned allegations was undertaken in the OIP on 19 February 2019.

10.100 In relation to the allegation that there were no protocols or procedures in place for the preservation of a scene following a death in custody, the Investigation Team notes that the former Inspector of Prisons Judge Michael Reilly highlighted concerns in that regard in his 2010 Report entitled '*Guidance on Best Practice relating to the Investigation of Deaths in Prison Custody.*' He stated that there was "*no consistent procedure for the investigation of prisoners' deaths across the Irish Prison Service.*" The report, which was presented to the Minister for Justice, Equality and Defence for publication, offered guidance on appropriate procedures to comply with International

obligations namely Article 2 of the European Convention on Human Rights which provides for the fundamental right to life. This would appear to corroborate David McDonald's allegation in this regard.

- 10.101 On the 19 April 2012, the then Minister for Justice, Equality and Defence, Alan Shatter, announced in a press release *"that the death of any prisoner in the custody of the Irish Prison Service shall be the subject of an independent investigation by the Inspector of Prisons."* Minister Shatter stated that the investigation by the Inspector was *"in addition and without prejudice to existing mechanisms in place for the investigation of deaths including Garda investigations and inquests by the Coroner."*
- 10.102 David McDonald asserts that he *"was aware that on certain occasions that ... the body was moved and if there was another prisoner in the cell with the deceased prisoner he would be moved to another cell..."* He does not specify to which death(s) in custody he refers. Inspector of Prisons' Death in Custody Reports during 2012 and 2013 contained recommendations to *"examine procedures"* and to *"properly and legally"* preserve *"all scenes."* These Reports are Reference Numbers:- N - 2012, B- 2013 and N - 2013. The Investigation Team found a series of letters on one particular death in custody file (N – 2013) between the former Inspector and the then Campus Governor of Portlaoise¹², Martin Mullen, which related to the preservation of that scene. That file also contained the internal investigation file which was conducted by Assistant Governor Anne Marie Allen, who reported that *"efforts by the nursing staff to perform CPR was hindered because Prisoner N was on the lower bunk which meant that the head room available was limited and consequently he was lifted to the floor."* When efforts to resuscitate failed, it was reported by Campus Governor Mullen that the cell was master locked by the Chief Officer at 19:55 and the first members of An Garda Síochána arrived at 20:36 who then took control of the scene. Although this finding appears to corroborate David McDonald's allegation it is noted that the purpose of moving the body was for the purposes of attempting resuscitation.
- 10.103 Other records examined by the Investigation Team for the period 2012 to 2015 provided details of meetings and exchanges of correspondence between the former Inspector of Prisons and the former Director General and senior officials in the IPS where he raised issues regarding the preservation of scenes in relation to Deaths in Custody.
- 10.104 A draft policy document entitled Scene and Evidence Preservation was received by the Investigation Team with a date of issue as at 23 April 2015. It is stated as approved by the Director of Operations, however the section for the date of approval is blank. The Investigation Team was also provided with a Draft Scene and Evidence Preservation Protocol with a date of issue as 23 April 2015. The section of the document for approver and date of approval are also blank. The status of both the policy and protocol is unclear.

¹² Portlaoise Campus incorporates Midlands Prison


- 10.105 In relation to the allegation regarding training, the IPS provided the Investigation Team with an email dated 20 November 2012 issued by Governor John Kavanagh in which he referred to *“a group of staff within OSG”* who had been trained *“in full as to the methods used in Scene Preservation.”* John Kavanagh confirmed during interview on 6 February 2019 that the *“Scene of Crime Officers in Templemore”* delivered training to OSG staff *“in the prison service college.”* He stated that training specifically related to scene preservation and confirmed that David McDonald *“was heavily involved in organising it...”* as were *“other members of staff in OSG Headquarters.”* Governor Frances Daly provided the Investigation Team with a presentation developed by OSG comprising 36 slides entitled *‘Scene/Evidence Preservation’*. This presentation was also provided to the Investigation Team by David McDonald. Governor Daly confirmed that David McDonald along with other members of OSG staff delivered *‘Scene Preservation’* training for a period. This finding corroborates David McDonald’s allegation that he was involved in the provision of such training
- 10.106 The IPS College (IPSC) took responsibility for the delivery of training on *‘Scene Preservation’* in 2016. This was confirmed by Martin Smyth, Director of Operations, in correspondence dated 10 January 2019 where he stated that *“responsibility for training staff in these matters transferred to IPSC in 2016.”* It was established that David McDonald subsequently raised concerns regarding the lack of training in the area. In an email dated 25 April 2017 sent to Governor Patrick Kavanagh, Ben Buckley and others regarding Scene Preservation, David McDonald suggested that *“Perhaps it is time for our TLO¹³ to start instructing staff in this vital area...”*. Ben Buckley responded on 26 April 2017 and informed David McDonald that *“...training is managed by Stack House, training requirements of Prison staff is a matter for prison managers.”*
- 10.107 Governor David Clarke, Head of the IPSC, in response to queries raised by the Investigation Team, confirmed that the IPSC had delivered training in *‘Scene Preservation’* to serving staff during 2018. He also confirmed that: *“All RPOs who have been recruited since 01 January 2017 receive training on report writing and scene preservation.”* Governor Clarke also advised of recollecting robust discussions with ACO David McDonald, OSG, in 2016 around scene preservation training and on how the IPS should train staff. *“ACO McDonald and Chief Officer Ben Buckley wanted to deliver this training to all staff in all prisons themselves. However, after much discussion, I highlighted that this would not be feasible to coordinate from a prison staffing perspective or financially viable. In the end we agreed that TLOs would be trained to deliver this training.”* Governor Clarke explained that this training, like other training developed prior to 2017, was not provided because there was no agreement on the release of staff to receive the training. The new IPS model of Continuous Professional Development (CPD) facilitates the structured release of staff

¹³ TLO is a Training Liaison Officer assigned to a prison but who reports directly to the Governor in the Irish Prison Service College

to receive 2 days of training. Scene preservation training was incorporated into CPD in 2018 for Dublin/Shelton Abbey and Portlaoise/Midlands prison staff.

- 10.108 A review of the former Inspector's diaries for the years 2008 to 2016 inclusive found no reference to any meeting with David McDonald. The *'Sign in for Visitors'* book in the OIP in Nenagh has its first entry on 19 July 2013. A review of this book found no entry for David McDonald. However, it has been confirmed by a member of staff of the OIP who worked with the former Inspector that a meeting took place in David McDonald's home "around 2013."
- 10.109 A former staff member in the OIP who was contacted as part of this investigation, provided a copy of a record which showed that on the 16 February 2016, David McDonald OSG rang the office "Re: *Scenes of Crime preservation Course.*" It is not known if the former Inspector spoke to David McDonald at that time. The Investigation Team could find no notes or minutes of meetings/conversations between the former Inspector and David McDonald in the OIP. Both a former and a current staff member of the OIP informed the Investigation Team that the former Inspector was known to give out his mobile number and meet prison staff "if he felt matters were of a confidential nature." In such circumstances records were not maintained. In a report entitled *Culture and Organisation in the Irish Prison Service: a roadmap for the future* (OIP, 2015), former Inspector Judge Reilly at Section 8.3 refers to information that was brought confidentially to his attention.
- 10.110 David McDonald's allegations have been corroborated in respect of this allegation. However, it was found that the former Inspector and the IPS management had ongoing engagement and progress was made to address these issues.


At paragraph 18 of the Affidavit, David McDonald alleges that:

- (i) He received instructions to obtain the roster and home address of Officer  who at the time was on the Board of the Prison Officers Association and subsequently became its Chairperson.
- (ii) He was asked to ascertain the name of his partner and the names of people with whom he socialized.
- (iii) This information was required so that the private detective agency could place a tracking device on his car while it was parked outside his house. Due to the short life of the battery this device had to be replaced on a number of occasions and it remained on the motor vehicle for approximately twelve months.
- (iv) The information gathered was passed by the Deponent under orders to the Gardai in Portlaoise.

10.111 During the course of his interview, David McDonald alleged "John Kavanagh and other senior managers in the Irish Prison Service" wanted "to have information on one particular officer, his name was [REDACTED]. He further alleged [REDACTED]."

[REDACTED] David McDonald referred to a member of An Garda Síochána "He's a detective now, he was a guard at the time, he's now a detective." David McDonald described how he monitored [REDACTED] within the prison and the private detective agency monitored him outside of the prison. "So my job was to keep this company apprised of [REDACTED] work schedule, if he was on holidays, if he was at work, if he was in for a week-end or whatever, if he goes sick or didn't come in for some reason, and also the make of his car which was easy because it was going to be parked in the prison car park, the number plate what have you of it and where he lived. Then they went down and put a tracking device on his car, 2, 3, o'clock in the morning."

10.112 He claimed that he, Ben Buckley (CO1 OSG) and Governor Kavanagh attended a meeting in Portlaoise Garda Station with Superintendent Lyons and Inspector Harrington. David McDonald stated that An Garda Síochána did not carry out the surveillance due to resources. He also explained "...you might get so far with the Gardaí and the next thing something major would happen and they would be reassigned to something a lot more important.....because what would be important to us would not be important to them."

10.113 David McDonald described how the alleged monitoring and tracking of [REDACTED] was conducted by the private detective agency. He said that "I handed [REDACTED] file over to Portlaoise Gardai, and that's one of the things I will be giving you is a copy of the tracking devices on [REDACTED] car." Further on in the interview he claimed that "Now I used to be able to follow [REDACTED] on my computer. I had logged in. The agency gave me access to log in to follow [REDACTED]."

Findings in relation to the allegations at paragraph 18 of the Affidavit relating to [REDACTED]

10.114 [REDACTED] is a serving prison officer in Portlaoise Prison. He was on [REDACTED] and served as the [REDACTED] Portlaoise Prison. Invoices¹⁴ from [REDACTED] charged for "surveillance and enquiries locally" in Portlaoise, Portlaoise, [REDACTED] confirmed that his company carried out surveillance on an officer but was unable to recall the name of the officer. A [REDACTED] invoice specified a charge for "Purchase of Vehicle tracking device¹⁵". [REDACTED] informed the Investigation Team that he arranged a demonstration of a vehicle tracking device on an IPS van in an open area

in front of the prison. The invoices did not specify the vehicle for which the tracking device was purchased or the nature of the surveillance in Portlaoise/[REDACTED]. David McDonald undertook to provide the OIP with portions of a file that was in his possession.

10.115 On 13 February 2019, Governor Patrick Kavanagh informed the OIP that he was cleaning out a wall safe in his office and had found, an envelope which contained a memory stick which contained two reports of surveillance on a member of the POA. He also found an undated report on OSG headed paper that was entitled "Garda View." There was also a Dictaphone and he described some of the content. On finding this material he contacted Martin Smyth, IPS Director of Operations who directed him to inform the Inspector immediately. The Inspector accompanied by Tom McGonigle and Helen Casey attended the OSG Headquarters that evening. On arrival Governor Patrick Kavanagh informed the Investigation Team that the Assistant Governor had also found a file which contained Prison Service Credit Union documents regarding certain staff members.

10.116 The Investigation Team was shown the following:

- (a) An envelope which contained a memory stick which was branded [REDACTED]. This stick contained two word documents.
 - (i) Entire log from 25 March to 5 June. Date modified 06/06/2012 at 13:58 (17 pages)
 - (ii) Synopsis of Surveillance 25 25/3/12 to 5/6/12. Date modified 06/06/2012 at 13:20 (2 pages).
- (b) A white unit branded Philips Voice Tracer that contained eight files.
- (c) An envelope addressed to Governor Cavanagh, Head of [REDACTED] Unit. It contained an anonymous letter referring to a [REDACTED]. The envelope was postmarked Portlaoise.
- (d) A document which named the top five debtors and top five creditors and their balances in the Prison Service Credit Union in 2011.
- (e) A document on OSG headed notepaper entitled "Intel Report ref 163 – Update from Portlaoise D Branch dated 24/08/11." Intel details referring to a 'BG' and five intended Garda actions were expressed. It also refers to "next Intel meeting Gardai to be held before September 24th." Whilst the Investigation Team did not identify the name [REDACTED] there was other evidence in the documents that suggested it related to surveillance of prison officers including [REDACTED].

10.117 The Inspector requested that An Garda Síochána and the Office of the Data Protection Commission be formally notified of the matter and the materials be kept securely for

their attention. She advised that she would separately be notifying Assistant Commissioner John O'Driscoll.

10.118 The Investigation Team located an email from a personal email account of another individual to Governor John Kavanagh's personal email account which Governor John Kavanagh forwarded to his IPS email account. This email referenced an "*Intel Report..... Wednesday 24/08/11*". The email contained the same information as that referred to as (e) above.

10.119 When it was presented to Governor John Kavanagh at interview he responded by saying he did not recall receiving or forwarding the initial e-mail. He suggested that it could have been sent to him by David McDonald as he recognised the name of the sender

10.120 On 15 February 2019, David McDonald handed over papers to a member of the Investigation Team. A yellow post-it note attached to same with handwriting stated "*sample of reports received – tracking device on [REDACTED] car.*"

10.121 There was a total of 20 single A4 pages. The heading on the first twelve pages is "*This is a brief synopsis of target's movements from 25/3/2012 to 8.30 p.m. on 14/5/2012.*" Four pages are referred to as an "*Intel Report*", one page outlined the "*Current Status of Intel*" and three pages entitled "*Staff under OSG investigation in Portlaoise/Midlands.*" All 20 pages are unsigned and stamped 'Confidential'.

10.122 The first report on the "target's movement" is in respect of "Sunday 25th March, 2012" first entry "08.35 Left home and drove to work" with a further four entries concluding at "20:45 Left work and drove home – no further activity." There are similar daily entries for most days up to 14 May 2012. However, more detailed information is recorded on certain dates such as 1 April 2012 where a list of the registration number of seventeen (17) vehicles including the make of fourteen (14) of these "*in/near*" and two addresses are stated. Two further addresses are mentioned where it is reported that the "*person of interest*" was "*for 45 minutes on 30 March.*" The registered numbers of six vehicles in "*driveways on 1 April, 2012*" are listed. In respect of the other address where the "*Subject was in the vicinity ofon the evening of 27th March 2012*" the registration numbers and makes of four vehicles are listed. Similar detailed information was logged for Sunday 8 April 2012.

10.123 For the period 11 April 2012 to 16 April 2012, "Not Monitored" is opposite each date.

10.124



10.125 The papers provided by David McDonald also include a document entitled "INTEL REPORT"

10.126

10.127 The report appears to indicate a level of engagement between the author of the report and members of An Garda Síochána in the sharing of information. The report has named a number of officers, three of whom it is alleged are "collectively referred to in the prison by their colleagues as [REDACTED]." A number of other employees of the IPS are referred to in the report. A single page provides the "Current Status of Intel" in the first half of 2012. Six officers are named, though not [REDACTED]

10.128 One page entitled "Staff under OSG investigation in Portlaoise/Midlands" has a visual display of named staff in each prison; including [REDACTED] and those with whom they associate. The last two pages contained the names of nine staff in both the aforementioned prisons, including [REDACTED]. There are a number of bullet points under each name which provide personal details.

10.129 Michael Donnellan, former Director General of the IPS, when asked at interview if he had any knowledge of the allegation that David McDonald was instructed to get the "roster and home address of [REDACTED]" stated that he had "no knowledge whatsoever" nor had he knowledge of a tracking device or the gathering or passing of information to the Gardaí in relation to the named officer.

10.130 In response to the allegation in the affidavit, Governor John Kavanagh confirmed that he knew [REDACTED] if he walked into the room here I don't think I'd know him. I just know him as a subject in the investigation, or in our intelligence gathering." When the allegations were put to Governor John Kavanagh he stated that he had "no knowledge of that. Absolutely not. The text is a step beyond the beyond. Like going to a prison officer's house.....a big fear of prison officers is that prisoners would find out where they live and things like that, and to have your own staff doing it." Governor John Kavanagh stated that he "never sanctioned anything, anything at all like that."

10.131 Willie Connolly also stated that he didn't "know anything about it." He said he would not have ratified such conduct.

10.132 When [REDACTED] Invoice 332012 was put before [REDACTED] he recalled "...Yes, we were asked to do full surveillance on a staff member in Portlaoise. Follow his movement, who he's associating with and report back to them" The staff member concerned was not named. In response to who requested this activity his response was "...Again, was it John, was it Ben, was it Dave? I know we were asked

to meet Dave and he gave us the instructions basically, Dave Mc Donald. Did I get a phone call from John Kavanagh to say do this, do that? Did I get a phone call from Ben Buckley? I don't recall. But we wouldn't have done it without somebody's authorisation in the Prison Service." He further stated "But we never, in all the time that we watched him, I don't think we ever saw him doing anything." [REDACTED] did not provide a name of the officer concerned.

10.133 The Investigation Team was not shown any written orders to authorise these alleged activities. There is documentary evidence that appears to substantiate David McDonald's allegations about surveillance of [REDACTED] [REDACTED] had direct knowledge of carrying out surveillance on a staff member from Portlaoise Prison. None of the other interviewees (apart from David McDonald) appeared to have had direct knowledge of the alleged activities apart from rumour, or having being informed of them by David McDonald.

11. Conclusion and Recommendations

Conclusion

- 11.1 The Inspector of Prisons was requested by the Minister for Justice and Equality to carry out a preliminary investigation into allegations of wrongdoing in the prison service, including allegations of knowledge of and co-operation in, alleged activities involving an Garda Síochána by the Prison Service contained in a Supplemental Affidavit to Judicial Review 785JR/2018 sworn by Mr David McDonald, to establish as far as possible the facts in relation to those allegations and submit a report to the Minister on her investigation, containing any findings of fact and any recommendations for further action, by end February 2019 or as soon as possible thereafter.
- 11.2 Mr David McDonald made serious allegations of historical wrongdoing in the Irish Prison Service in the course of High Court proceedings that commenced in 2018. These allegations suggested covert surveillance by the IPS of its own staff, prisoners and solicitors during the period 2010-2013. Mr McDonald suggested this wrongdoing was authorised at the highest levels of IPS.
- 11.3 The Investigation Team identified oral and/or documentary evidence which is corroborative of a number of Mr McDonald's allegations. That evidence comprised invoices totalling €29,000 which were issued by two private security firms for services provided and paid by the IPS, statements from current and former members of IPS staff, as well as hard copy and electronic documentary material. Some of this may evidence illegal conduct and/or inappropriate management of personal data in the relevant period of 2010-2013. However, the Investigation Team also identified significant conflicts of evidence in the responses of a number of interviewees to the allegations made by Mr. McDonald. The Investigation Team does not consider that it is in a position to resolve those conflicts of evidence.

11.4 By specific reference to the allegations in the Affidavit, the Inspector concludes as follows:

- (a) The OSG engaged a private detective agency in the period December 2010 to December 2012 in the provision of services including covert surveillance, tracking and installation of CCTV both inside and outside certain Irish prisons. These services were invoiced to, and paid for by the IPS with the express approval of Governor John Kavanagh. Governor Kavanagh denies that he ever gave approval for a private detective agency to carry out services within a prison.
- (b) There is some evidence to corroborate the allegation that covert surveillance was carried out on the ██████ Unit in 2011.
- (c) There is some evidence to corroborate the allegation that covert surveillance was carried out in the Class Office between October 2011 and December 2012. There is no evidence to support allegations of similar covert surveillance in 2013.
- (d) There is no evidence to corroborate the allegation that Solicitor/Client consultations were deliberately monitored as alleged.
- (e) There is some evidence to corroborate allegation that in an OSG operation in January 2012 (not 2013 as alleged) that a van containing drugs and telephones entered the Midlands Prison and was seized by the OSG and the individuals in the van were arrested
- (f) The only evidence to corroborate the allegation that David McDonald recruited an informant whom he supplied with a telephone is that the identity of the prisoner is consistent with a person in IPS custody at that time.
- (g) The allegations in the affidavit concerning Deaths in Custody have been corroborated
- (h) There is some evidence that corroborates David McDonald's allegation concerning ██████ but the Inspector cannot make a finding that this allegation is true.

11.5 The evidence does suggest that in an effort to curtail the flow of contraband into IPS facilities, a small number of personnel within the OSG acted in a unilateral manner which was beyond the original remit of the OSG, that does not appear to have followed any standard procedural or operational guidelines and which fell outside of acceptable practice. There is a conflict of evidence as to whether these activities were authorised by the then OSG governor. There is no substantive evidence to corroborate the allegation in the affidavit that these activities were carried out with the knowledge or authorisation of senior management within the IPS.

11.6 During the course of the investigation, the IPS brought to the attention of the Investigation Team certain evidence which the IPS had identified and which on initial review by the IPS and the Investigation Team may have been obtained unlawfully and/or involve the unauthorised collection of personal data. The Inspector asked the IPS to immediately provide the evidence that we viewed to An Garda Síochána and

the Office of the Data Protection Commission. The Director General of the IPS confirmed it has done so.

- 11.7 While not a reference to a specific allegation in the Affidavit it is clear that the services of private detective agencies were procured outside of the public sector procurement rules.
- 11.8 In light of the fact that An Garda Síochána and the Office of the Data Protection Commission are now engaged, the Inspector considers that they are the appropriate persons to carry out any further investigations relevant to that material.
- 11.9 However the Inspector remains concerned about the undermining of public confidence in the IPS which is an important public body that should be upholding the law and operating to the highest possible standards. Consequently she will continue to monitor the situation closely and will of course co-operate fully with any enquiries which other bodies wish to make.

Recommendations

- 11.10 In making the following recommendations the Inspector is conscious that her investigation only covered the period 2010 to 2013 and therefore the issues raised may be confined to that period of time. Therefore, the Inspector is not in a position to conclude if the issues are ongoing and it may be that a number of the recommendations set out below have already been addressed.
- 11.11 The Irish Prison Service should carry out a review of the OSG as a matter of urgency in order to examine:
- (a) The current remit and governance of the OSG;
 - (b) Its work practices, policies and procedures;
 - (c) Its reporting lines.
- 11.12 It should be determined whether there is an operational necessity for such a unit within the IPS and if so, to ensure that such a unit has a clearly defined scope of responsibility, that its policies and operational procedures are clearly documented with the appropriate audit trail, that it has in place clearly defined reporting lines within the IPS and that it operates to best practice.
- 11.13 The processes and procedures for approval of invoices should be revised so that the approver of all invoices is in possession of full knowledge regarding the procurement and delivery of the goods / services received.
- 11.14 All staff in prisons should be ultimately accountable to the most senior governor of the prison to which they are assigned.
- 11.15 The IPS should, as a matter of priority introduce a Code of Ethical Behaviour based on the Council of Europe Code of Ethics for Prison Staff. Breaches of the Code should be considered a serious disciplinary matter, with sanction up to and including dismissal.

- 11.16 IPS policies and procedures in relation to information gathering, surveillance and CCTV should be reviewed and finalised as a matter of priority so that the IPS intent in these important areas is clear and unambiguous. An audit process should be established and implemented to provide assurance to senior management that the relevant policies are being implemented and adhered to.
- 11.17 All persons, including staff, entering all prisons should be subject to a stringent screening process that is at least equivalent to airport security. Where indicated this should include removal of shoes and 'pat down' searches. This process will assist in ensuring the safety of prison staff and prisoners alike.
- 11.18 Procurement of any outside service/goods by the IPS, or any of its constituent parts, should adhere to appropriate public sector procurement procedures.
- 11.19 An Garda Síochána should be provided with all relevant information collated by the Investigation Team to assist them in their inquiries.
- 11.20 The Office of the Inspector of Prisons should provide any assistance requested of them to An Garda Síochána, the Office of the Data Protection Commission and the Comptroller and Auditor General.

APPENDIX A.


Copy of Invoices

- A.1 [REDACTED] Invoice Number 042011 Dated 24/02/2011
- A.2 [REDACTED] Invoice Number 052011 Dated 24/02/2011
- A.3 [REDACTED] Invoice Number 062011 Dated 24/02/2011
- A.4 [REDACTED] Invoice 11021903 Dated 19/02/2011
- A.5 [REDACTED] Invoice 11021902 Dated 19/02/2011
- A.6 [REDACTED] Invoice 11021901 Dated 19/02/2011
- A.7 [REDACTED] Invoice Number 072011 Dated 14/04/2011
- A.8 [REDACTED] Invoice Number 082012 Dated 30/01/2012
- A.9 [REDACTED] Invoice Number 242011 Dated 02/08/2011
- A.10 [REDACTED] Invoice Number 322012 Dated 29/05/2012
- A.11 [REDACTED] Invoice Number 332012 Dated 29/05/2012
- A.12 [REDACTED] Invoice Number 502011 Dated 01/12/2011
- A.13 [REDACTED] Invoice Number 772012 Dated 17/11/2012, 28/01/2013, 14/10/2013

APPENDIX A

Copy of Invoices

APPENDIX A.1

 Invoice Number 042011

Dated 24/02/2011

Standard Purchase Order (PS MASTER ORGANISATION) - 116351

Seq	Date	Time	Action	Performed By	Note
4	30.MAY.2011	13:16	Close	[REDACTED]	Close status rolled up
3	29.MAY.2011	12:10	Approve	[REDACTED]	
2	23.MAY.2011	12:10	Reserve	[REDACTED]	
1	20.MAY.2011	11:40	Forward	[REDACTED]	
0	20.MAY.2011	11:40	Submit	[REDACTED]	

Invoices

PO Number: 116351 Vendor: [REDACTED] Vendor Number: [REDACTED]
 Currency: EUR PO Total: 109.40 Matched Total: 109.40

Invoice	Invoice Date	Amount		
		Invoice	Remaining	Matched
012011	24.FEB.2011	109.40	0.00	109.40


Batch Name: [REDACTED]

Last Paid Date: 02.JUN.2011 On Hold: No Check Number: 210000088010

Release: [REDACTED] PO Line: 1 PO Shipment: 1

The Garda Síochána
 Operational Support Group
 Garda Síochána
 100 Wellington Road
 Dublin 18

Invoice Number: 11011
 Invoice Date: 24th February 2011

Items	Total
 Provision of Professional services for January 2011---Mountjoy Prison Survey of CCTV System 1x Operator @ €40 per operator per hour total time 2 hours Mileage @ €10.70 per KM by 42KM	€20.20 €434
Sub Total	€105.40
Total	€105.40

TERMS 15 Days

From: [REDACTED]
Sent: 24 February 2011 13:21
To: John Kavanagh <cn=john w kavanagh/ou=osg/o=prisons>
Subject: Invoices from [REDACTED]

Hi John,

Attached are the 6 invoices as requested---if there is any problem give me a call. Regards, [REDACTED]

[REDACTED]


Invoice To: The Governor,
Operational Support Group,
Ard Na Gaoithe,
Arbour Hill,
Dublin 7.

Invoice Number: 042011
Invoice Date: 24th February 2011

Qty	Details	Total
1	<p>██████████</p> <p>Provision of Professional services</p> <p>11th January 2011.---Mountjoy Prison</p> <p>Survey of CCTV System</p> <p>1x Operator @€40 per operator per hour total time 2 hours</p> <p>Mileage @ €0. 70 per KM by 42KM</p>	<p>€80.0</p> <p>0</p> <p>€29.4</p> <p>0</p>
	<p>Sub Total</p>	<p>€109.4</p> <p>0</p>
	<p>Total</p>	<p>€109.40</p>

TERMS 15 Days.

APPENDIX A.2

 Invoice Number 052011

Dated 24/02/2011

Standard Purchase Order (PS MASTER ORGANISATION 1 - 116355)

Seq	Date	Rev	Action	Completed By	Note
4	30.MAY.2011 13:0	0	Close		Close status rolled up
3	20.MAY.2011 14:0	0	Approve		
2	20.MAY.2011 14:0	0	Reserve		
1	20.MAY.2011 13:5	0	Forward		
0	20.MAY.2011 13:5	0	Submit		

Invoices

PO Number: 116355 Vendor: [REDACTED] Vendor Number: [REDACTED]

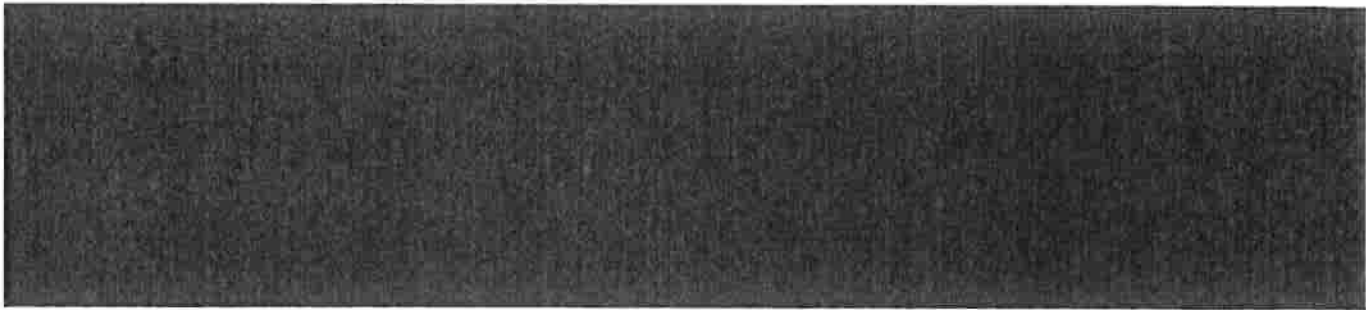
Currency: EUR PO Total: 1,268.00 Matched Total: 1,268.00

Invoice	Invoice Date	Amount Invoiced	Amount Remaining	Amount Matched
052011	24.FEB.2011	1,268.00	0.00	1,268.00

Batch Name: [REDACTED]

Last Paid Date: 02.JUN.2011 On Hold: No Check Number: 210000088010

Refused: [REDACTED] PO Line: 1 PO Shipment: 1



Mr. James Peter Thomas
 Operational Support Director
 Aro Na Gaoithe
 Airport Hill
 Dublin 7

Invoice Number: 3254
 Invoice Date: 24th February 2011

Qty	Details	Total
	<div data-bbox="379 734 667 792" style="background-color: black; width: 180px; height: 26px; margin-bottom: 5px;"></div> Provision of Professional services	
	29th December 2010.--Midlands Prison Supply of GPRS System + install vehicle tracking device 1 Operator @€40 per operator per hour total time 1 hour	€40.00
	Mileage @ €0.70 per KM by 228KM	€159.60
	27 January 2011.-- Midlands Prison Supply of GPRS System + change battery tracking device 1 Operator @€40 per operator per hour total time 4 hours	€160.00
	Mileage @€0.70 per KM by 230KM	€161.00
	Sub Total	€480.60
	Total	€480.60



From: [REDACTED]
Sent: 24 February 2011 13:21
To: John Kavanagh <cn=john w kavanagh/ou=osg/o=prisons>
Subject: Invoices from [REDACTED]

Hi John,

Attached are the 6 invoices as requested---if there is any problem give me a call, Regards, [REDACTED]

[REDACTED]

Invoice To: The Governor,
Operational Support Group,
Ard Na Gaoithe,
Arbour Hill,
Dublin 7.

Invoice Number: 052011
Invoice Date: 24th February 2011

Qty	Details	Total
1	<p>██████████</p> <p>Provision of Professional services 29th December 2010.---Midlands Prison</p> <p>Survey of CCTV System + Install vehicle tracking devise 3x Operator @€40 per operator per hour total time 4 hours</p> <p>Mileage @ €0. 70 per KM by 220KM</p> <p>4th January 2011--- Midlands Prison</p> <p>Survey CCTV System + change battery tracking devise 3x Operator @€40 per operator per hour total time 4 hours</p> <p>Mileage @€0.70 per KM by 220KM</p>	<p>€480.0 0 €154.0 0</p> <p>€480.0 0 €154.0 0</p>
	Sub Total	€1268.0 0
	Total	€1268.00

TERMS 15 Days.

APPENDIX A.3

 Invoice Number 062011

Dated 24/02/2011

Standard Purchase Order (PBS MASTER ORGANISATION) - 116357

Seq	Date	Rev	Action	Performed By	Note
4	30-MAY-2011 13:1	0	Close		lose status rolled up
3	20-MAY-2011 12:2	0	Approve		
2	20-MAY-2011 12:2	0	Reserve		
1	20-MAY-2011 11:5	0	Forward		
0	20-MAY-2011 11:5	0	Submit		

Invoices

PO Number: 116357 Vendor: [REDACTED]

Currency: EUR PO Total: 1,028.00 Matched Total: 1,028.00

Invoice	Invoice Date	Invoice Amount	Remaining	Matched
062011	24-FEB-2011	1,028.00	0.00	1,028.00

Batch Name: [REDACTED]

Last Paid Date: 02-JUN-2011 On Hold: No Check Number: 210000088010

Release: [REDACTED] PO Line: 1 PO Shipment: 1

From: [REDACTED]
Sent: 24 February 2011 13:21
To: John Kavanagh <cn=john w kavanagh/ou=osg/o=prisons>
Subject: Invoices from [REDACTED]

Hi John,

Attached are the 6 invoices as requested---if there is any problem give me a call, Regards, [REDACTED]

[REDACTED]

Invoice To: The Governor,
Operational Support Group,
Ard Na Gaoithe,
Arbour Hill,
Dublin 7.

Invoice Number: 062011
Invoice Date: 24th February 2011

Qty	Details	Total
1	<p>██████████</p> <p>Provision of Professional services</p> <p>14th January 2011---Midlands Prison</p> <p>Install CCTV System 2x Operator @€40 per operator per hour total time 6 hours</p> <p>Mileage @ €0. 70 per KM by 220KM</p> <p>16th January 2011--- Midlands Prison</p> <p>Change battery tracking devise</p> <p>2x Operator @€40 per operator per hour total time 3 hours</p> <p>Mileage @€0.70 per KM by 220KM</p>	<p>€480.0 0 €154.0 0</p> <p>€240.0 0 €154.0 0</p> <p>Sub Total</p> <p>€1028.0 0</p>
	Total	€1028.00

TERMS 15 Days.

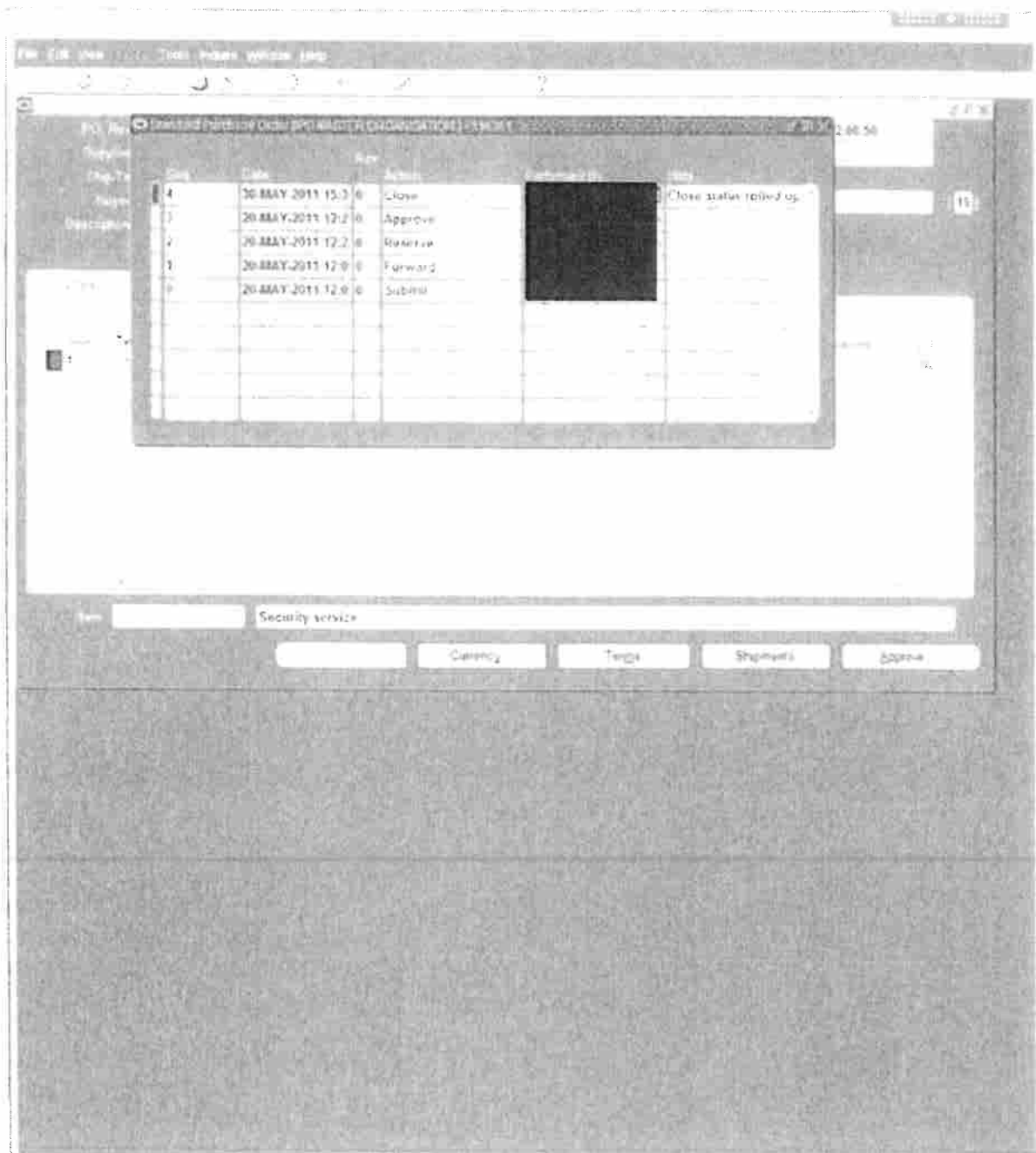


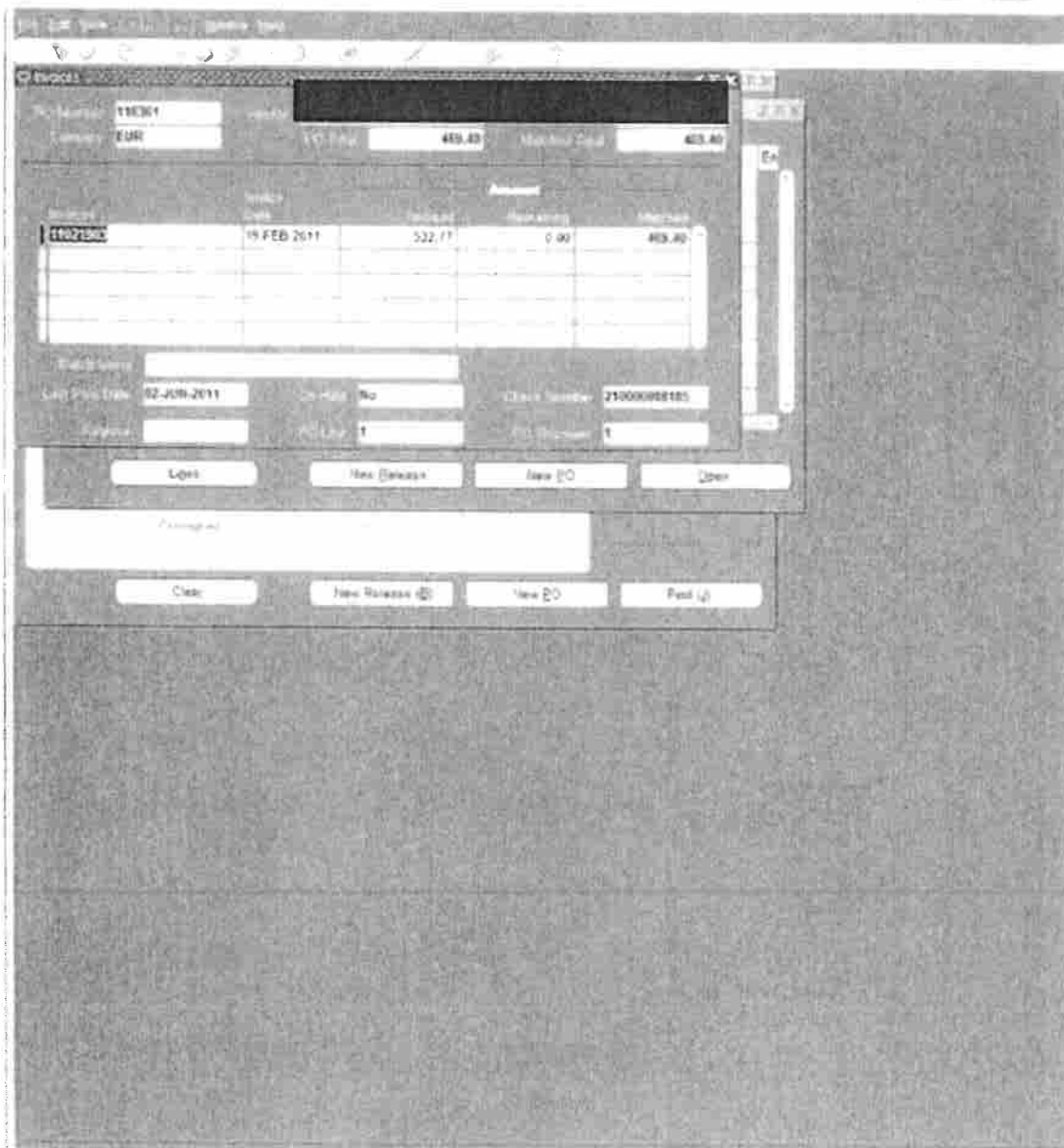
APPENDIX A.4

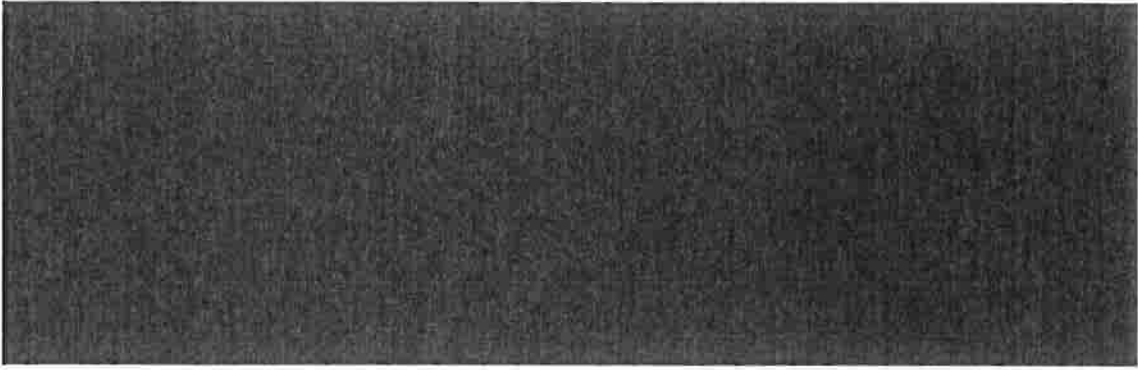


Invoice Number 11021903

Dated 19/02/2011







Faint, illegible text visible through the paper, appearing as bleed-through from the reverse side.



Faint, illegible text visible through the paper, appearing as bleed-through from the reverse side.

Info. Branch
Location OPERATIONAL SUPPORT BRANCH
No. 19-5-21
Drawn by 416321
Checked by P. J. [initials]
Verified by [initials]
Key by [initials]
Drawn by [initials]
Checked by [initials]

From: [REDACTED]
Sent: 24 February 2011 13:21
To: John Kavanagh <cn=john w kavanagh/ou=osg/o=prisons>
Subject: Invoices from [REDACTED]

Hi John,

Attached are the 6 invoices as requested---if there is any problem give me a call, Regards, [REDACTED]

[REDACTED]

APPENDIX A.5



Invoice Number 11021902

Dated 19/02/2011

04 MAY 2011 12:11:21

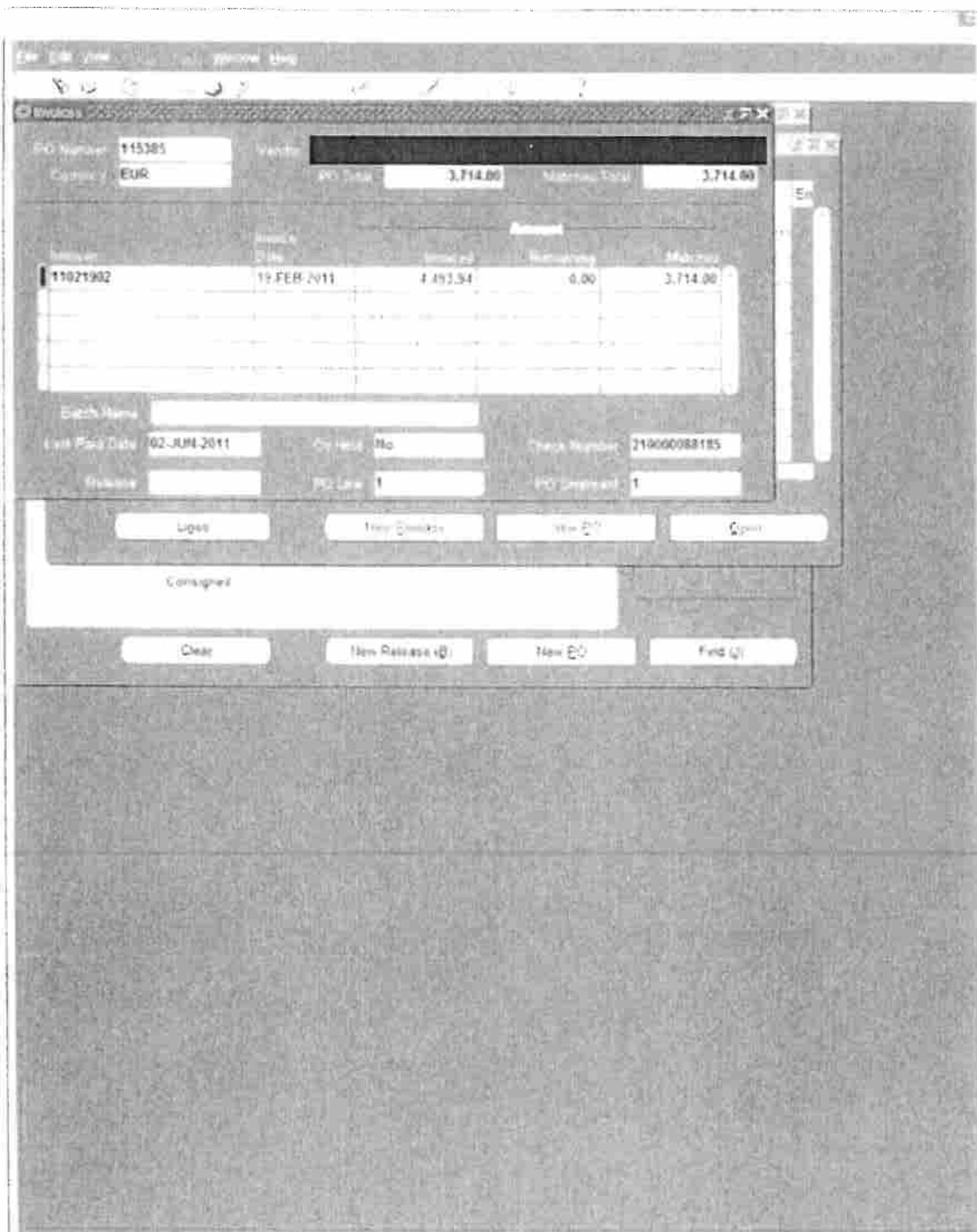
EHR

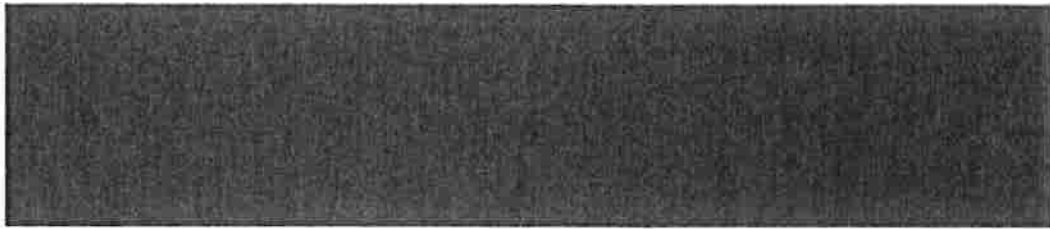
2,714.00

Seq	Date	Time	Account	Performed by	Notes
5	20 MAY 2011	15:3	0	Chaw	low status rolled up
4	20 MAY 2011	14:5	0	Approve	
2	20 MAY 2011	14:5	0	Reserve	
2	20 MAY 2011	12:1	0	Forward	
1	20 MAY 2011	12:1	0	Forward	
0	20 MAY 2011	12:1	0	Submit	

Security service

Cancel Target Stop Done





Invoice

TO: [Redacted]
FROM: [Redacted]
DATE: [Redacted]

DESCRIPTION: [Redacted]

AMOUNT: [Redacted]



Amount must be paid in full by the Due Date.

Yolo Prison
Location: OPERATIONAL SUPPORT BLDG
Room: 14-5
Purchase order no: 14-5100
Invoice/GRN number: 14-5100
Checked by: [Signature]
Pay by: 11/14/14
Checked in FSS by: [Signature]
Voucher No: [Signature]

From: [REDACTED]
Sent: 24 February 2011 13:21
To: John Kavanagh <cn=john w kavanagh/ou=osg/o=prisons>
Subject: Invoices from [REDACTED]

Hi John,

Attached are the 6 invoices as requested---if there is any problem give me a call. Regards [REDACTED]

[REDACTED]



Invoice

Invoice To: [Redacted] [Redacted] [Redacted] [Redacted]	Invoice No: 11111111
	Date: 11/03/11
	CR NO: 111111
<hr/>	
Invoice Description: [Redacted]	Amount: 4,493.94
<hr/>	
INVOICE TOTAL: 4,493.94	
Credit Terms: 30 days	
Due Date: 11/03/2011	
Invoice must be paid in full by the 'Due Date'	
<small>247 Registration Number: [Redacted]</small>	



APPENDIX A.6



Invoice Number 11021901

Dated 19/02/2011

20 MAY 2011 12:17:07

Seq	Date	Qty	Action	Notes
5	30 MAY 2011 15:3	0	Close	Close status rolled up
4	20 MAY 2011 14:5	0	Approve	
1	20 MAY 2011 14:5	0	Reserve	
2	20 MAY 2011 12:2	0	Forward	
1	20 MAY 2011 12:1	0	Forward	
0	20 MAY 2011 12:1	0	Submit	

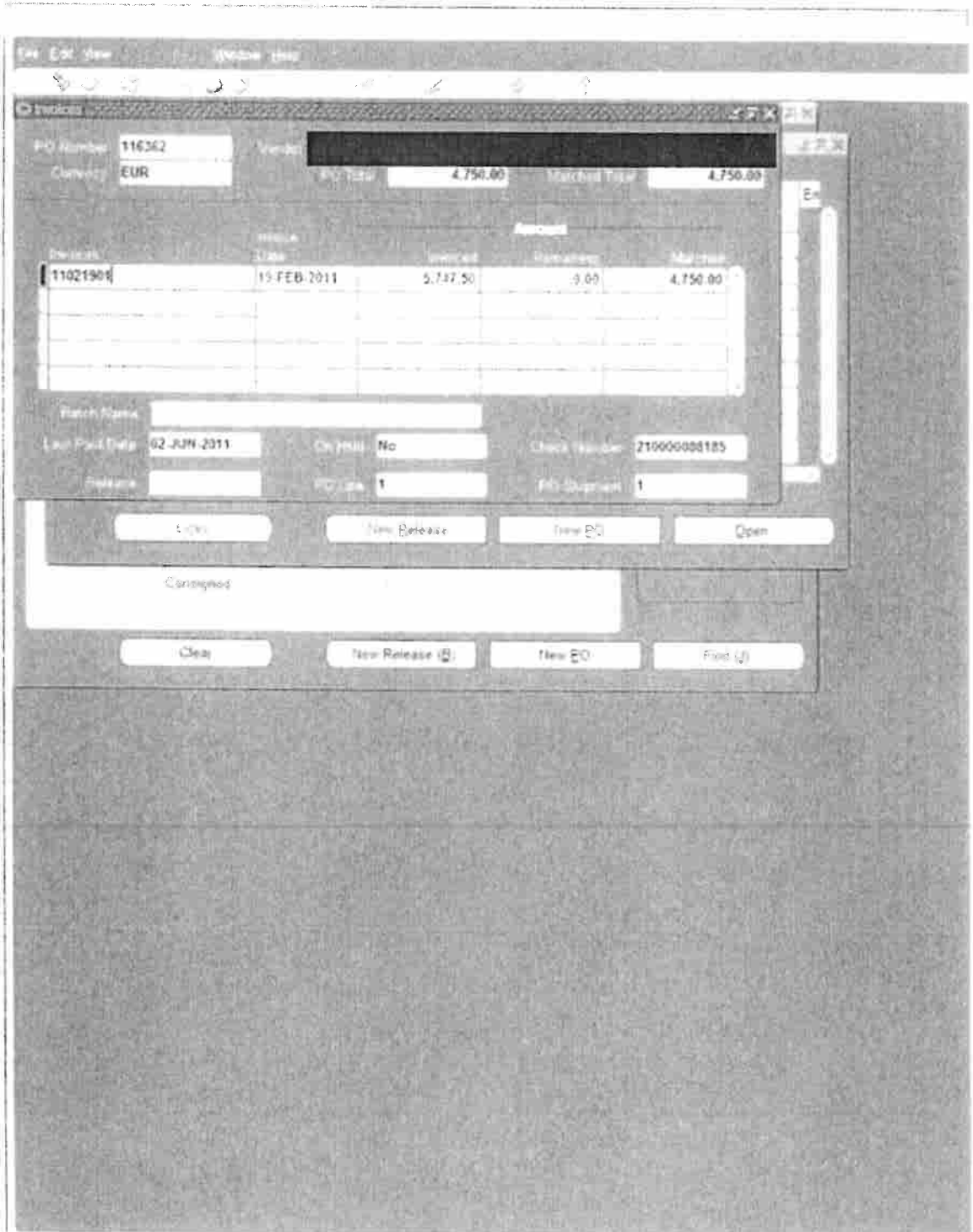
EUR 4.75070

Price 1150

Reserve 20

Security service

Currency Target Remarks Approve





Invoice

11/11/11

Invoice No.	1102127
Date	11/11/11
GRAND TOTAL	11,250.00
NET TOTAL	11,250.00
TAX	0.00
INVOICES TOTAL	11,250.00

Invoice must be paid in full by the 'Due Date'

Credit Terms: 10 days
Due Date: 11/21/11



Vine, Emmons
 Location: DEHAARDEN SUPERMART
 Rec'd: 11-5-11
 Purchase order no: 116362
 Check/GRN number: 1472
 Checked by: [Signature]
 Voucher No: [Signature]
 City: [Signature]
 Checked in P/S by: [Signature]
 Voucher No: [Signature]

From: [REDACTED]
Sent: 24 February 2011 13:21
To: John Kavanagh <cn=john w kavanagh/ou=osg/o=prisons>
Subject: Invoices from [REDACTED]

Hi John,

Attached are the 6 invoices as requested---if there is any problem give me a call, Regards, [REDACTED]
[REDACTED]



Invoice

Receipt To:	Invoice No:
Invoice #	Date:
Invoice Description:	PR NC
Invoice Date:	
Invoice Total:	

Account #	
Account Name	



Invoice Total: **2,140.00**
 Net Total: **2,140.00**

Notes: must be paid in full by the due date

Credit Term: 30 days
 Due Date: **11/03/2011**

Dr. Hagarik

APPENDIX A.7



Invoice Number 072011

Dated 14/04/2011

Standard Purchase Order (PS MASTER ORGANISATION) - 116358

Seq	Date	Qty	Action	Performed By	Note
4	30-MAY-2011 13:1	0	Close		Close status rolled up
3	20-MAY-2011 12:2	0	Approve		
2	20-MAY-2011 12:2	0	Reserve		
1	20-MAY-2011 11:5	0	Forward		
0	20-MAY-2011 11:5	0	Submit		

Invoices

PO Number: 116358 Vendor: [REDACTED]

Currency: EUR PO Total: 2,554.00 Matched Total: 2,554.00

Invoice	Invoice Date	Amount Invoiced	Amount Remaining	Amount Matched
072011	14-APR-2011	2,554.00	0.00	2,554.00

Batch Name: [REDACTED]

Last Paid Date: 02-JUN-2011 On Hold: No Order Number: 210000088010

Release: [REDACTED] PO Line: 1 PO Shipment: 1

Invoice To: The Governor
Operational Support Group
Ark Na Gaoithe
Labour Hall,
Cobh Co. C.

Invoice Number: 072011
Invoice Date: 14th April 2011

Contract	Total
<p>072011</p> <p>Provision of Professional services</p> <p>Monitor CCTV----- Mountjoy Prison. 31 January 2011 to 30th January 2011 10 days @€25.00 per day.</p> <p>25th January 2011.--Midlands Prison Instruction re CCTV (1) and hard drive check on same. 2x Operators @€40 per operator per hour total time 2 hours Mileage @ €0.75 per KM by 220KM</p> <p>2nd February 2011-----Midlands Prison Change hard drive on CCTV (1) unit Cost of new hard drive for CCTV (1) 2x Operators @€40 per operator per hour total time 2 hours Mileage @ €0.75 per KM by 220KM.</p> <p>11th March 2011-----Midlands Prison. Sun at prison wing re new CCTV (2) change battery on Tracker 2x Operators @€40 per operator per hour total time 4 hours Mileage @€0.70 per KM by 220KM</p> <p>30th March 2011-----Midlands Prison Change hard drive on CCTV (1) unit Install new CCTV (2) unit on prison wing. 2x Operators @€40 per operator per hour total time 3.5 hours Mileage @€0.70 per KM by 220KM.</p> <p>8th April 2011-----Midlands Prison. Remove tracker unit - Remove CCTV (1) 2x Operators @€40 per operator per hour total time 2 hours Mileage @€0.70 per KM by 220KM.</p>	<p>€250.00</p> <p>€160.00 €164.00</p> <p>€140.00 €160.00 €164.00</p> <p>€320.00 €164.00</p> <p>€80.00 €164.00</p> <p>€160.00 €164.00</p>

31 April 2015 ----- Midlands Prison. Change Order No. 107N To: Captain - Midlands Prison, Midlands Prison From: The Prison Service	£ 41,510.00 £ 41,510.00
	Sub Total
	£ 41,510.00
	Total
	£ 41,510.00

TERMS 15 Days.

From: [REDACTED]
Sent: 14 April 2011 18:27
To: John Kavanagh <cn=john w kavanagh/ou=osg/o=prisons>
Subject: [REDACTED]

Hi John,

Attached is the final invoice to date up to and including the 9th April 2011 [REDACTED]

[REDACTED]

Invoice To: The Governor,
Operational Support Group,
Ard Na Gaoithe,
Arbour Hill,
Dublin 7.

Invoice Number: 072011
Invoice Date: 14th April 2011

Qty	Details
1	<p>[REDACTED]</p> <p>Provision of Professional services Monitor CCTV----- Mountjoy Prison. 21 January 2011 to 30th January 2011 10 days @€25.00 per day.</p> <p>25th January 2011.--Midlands Prison Instruction re CCTV(1) and hard drive check on same. 2x Operators @€40 per operator per hour total time 2 hours Mileage @ €0.70 per KM by 220KM</p> <p>2nd February 2011-----Midlands Prison Change hard drive on CCTV(1) unit. Cost of new hard drive for CCTV(1). 2x Operators @€40 per operator per hour total time 2 hours Mileage @€0.70 per KM by 220KM.</p> <p>11th March 2011-----Midlands Prison. Survey prison wing re new CCTV(2) / change battery on Tracker. 2x Operators @€40 per operator per hour total time 4 hours. Mileage @€0.70 per KM by 220KM.</p> <p>30th March 2011-----Midlands Prison Change hard drive on CCTV (1) unit. Install new CCTV (2) unit on prison wing. 2x Operators @€40 per operator per hour total time 3.5 hours. Mileage @€0.70 per KM by 220KM.</p> <p>8th April 2011-----Midlands Prison. Remove tracker unit / Remove CCTV (1) 2x Operators @€40 per operator per hour total time 2 hours Mileage @€0.70 per KM by 220KM.</p>

| Total

€250.00

€160.00
€154.00

€140.00
€160.00
€154.00

€320.00
€154.00


€280.00
€154.00

€160.00.
€154.00

	<p>9th April 2011-----Midlands Prison. Change hard drive on CCTV (2). 1x Operator @€40 per operator per hour total time 2 hours Mileage @€0.70 per KM by 220KM.</p>	<p>€160.00 €154.00</p>
	Sub Total	€2554.00
	Total	€2554.00

TERMS 15 Days.

APPENDIX A.8

 Invoice Number 082012

Dated 30/01/2012

Standard Purchase Order (PS MASTER ORGANISATION) - 130814

Step	Date	By	Action	Performed By	Note
4	23 FEB-2012 12:30	0	Close		Close status rolled up
3	14 FEB-2012 17:20	0	Approve		
2	14 FEB-2012 17:20	0	Reserve		
1	14 FEB-2012 17:10	0	Forward		
0	14 FEB-2012 17:10	0	Submit		

Invoices

PO Number: 130814 Vendor: [REDACTED]

Currency: EUR PO Total: 1,990.80 Matched Total: 1,990.80

Invoice	Invoice Date	Amount		
		Invoiced	Remaining	Matched
13002	30 JAN 2012	2,448.84	3.00	1,990.80

Batch Name: [REDACTED]

Last Bill Date: 28 FEB 2012 On Hold: No Check Number: 210000110218

Release: [REDACTED] PO Line: 1 PO Supplier: 1

Invoice To: The Governor,
Operational Support Group
Ard Na Gaoithe,
Arbour Hill,
Dublin 7

Invoice Number: 162012
Invoice Date: 30th January 2012

Qty	Details	Total
	<div style="background-color: black; width: 100px; height: 15px; margin-bottom: 5px;"></div> Provision of Professional services	
	7 th December 2012 - Mountjoy Prison.	€200.00 € 29.40
	21 st December 2012. --- Midland Prison.	€ 200.00 € 200.00
		€ 134.00 € 1600.00
	22 nd December 2012----Midlands Prison.	No charge
	23 rd December 2012-----Arbor Hill Prison.	No charge
	29 th December 2012-----Midlands Prison.	€ 200.00 € 164.00
		€ 320.00

The Public
 Director of Prisons
 Dublin
 Finance
 Department
 Department of Justice
 Department of Public Safety
 Department of the Environment
 Department of Health
 Department of Education
 Department of Transport
 Department of Agriculture
 Department of Social Welfare
 Department of the Environment
 Department of the Environment

10th January 2012-----Mountjoy Prison.

100.00
1.29.00
139.00

27th January 2012-----Midlands Prison.

100.00
1.29.00
139.00

Account details




	Sub Total	139.00
	VAT @23%	31.97
	Total	170.97

TERMS 15 Days

Invoice To: The Governor,
Operational Support Group,
Ard Na Gaoithe,
Arbour Hill,
Dublin 7.

Invoice Number: 082012
Invoice Date: 30th January 2012

Qty	Details	Total
1	<p>██████████ 07/2012</p> <p>Provision of Professional services</p> <p>7th December 2012 –Mountjoy Prison. Survey of area Mountjoy Prison re CCTV. €250.00 Mileage 42Kms @€0.70 per Km by 220Km. € 29.40</p> <p>21st December 2012. — Midland Prison. Install CCTV Midlands prison (Waste management) € 320.00 2x operators @ €40 per hr each= €80 per hr -Total time = 4 hours 1x operator (assembly of unit) @€40 per hr x 3 hrs =3 hours € 120.00 Mileage @€0.70 per Km by 220Km. € 154.00 1x server/recorder and 1x hard drive (New) €1500.00</p> <p>22nd December 2012-----Midlands Prison Re fix already installed camera (21/12/12) because of high winds. No charge.</p> <p>23rd December 2012-----Arbor Hill Prison. Instruction to staff member re working of CCTV Midlands No charge.</p> <p>29th December 2012-----Midlands Prison. Remove units B2 and C3 leave boxes. € 40.00 1x operator@€40 per hr x 1 hours €154.00 Mileage @€0.70 per Km by 220Km. €320.00 Download h/ drives as per list supplied 1xoperator @€40 per hr x 8hrs</p>	

	<p>10th January 2012-----Mountjoy Prison. Install CCTV Mountjoy as per instruction 1x operator @ €40 per hour x 2 hours Mileage 42Kms @€0.70 per Km by 220Km. 1x new clean hard drive</p> <p>27th January 2012-----Midlands Prison. Remove CCTV midlands 1x operator@€40 per hr x 1 hour Mileage @€0.70 per Km by 220Km.</p> <p>Account details </p>	<p>€80.00 € 29.40 €150.00</p> <p>€40.00 €154.00</p>
		<p>Sub Total €1990.80</p>
		<p>VAT @23% € 457.84</p>
		<p>Total €2448.64</p>

TERMS 15 Days.

From: [REDACTED]
Sent: 01 February 2012 23:47
To: Paul Flynn <cn=paul m flynn/ou=osg/o=prisons>
Subject: Re: Inv 11021901

Paul,

I have forwarded your e mail to [REDACTED] for urgent attention so you should get a quick reply--
If it doesn't happen by lunchtime tomorrow you can ring [REDACTED]
[REDACTED] I have also attached last and up to date [REDACTED] number 082012 that
was also sent to [REDACTED] for work completed, Best regards, [REDACTED]

From: pmflynn@irishprisons.ie
Sent: Wednesday, February 01, 2012 3:49 PM
To: [REDACTED]
Subject: Inv 11021901

[REDACTED]
I am looking for a document/delivery docket on [REDACTED] headed paper.

We have an internal here next week and they will be looking at invoice no.
11021901.

This invoice is for Survey Consultancy 250 - Purchase of 3 camera CCTV System
4,500 Total = 5747.50

Basically what I need is a list of what pieces of equipment we received (it does
not have to be too detailed) The document should be dated before the issue of
invoice 19.02.11.

I need to attach this receipt of equipment to invoice.

If you need any further information contact me at [REDACTED]

Thanks

Paul

ps cc pmflynn@irishprisons.ie when sending invoices to [REDACTED]

P Please consider the environment before printing this e-mail.


Is le haghaidh an duine n an eintitis ar a bhfuil s d rithe, agus le haghaidh an
duine n an eintitis sin amh in, a bhearta tear an fhaisn is a tarchuireadh agus f
adfaidh s go bhfuil bhar faoi r n agus/n faoi phribhl id inti. Toirmisctear aon
athbhreithni , atarchur n leathadh a dh anamh ar an bhfaisn is seo, aon

s id eile

a bhaint aisti n aon ghn omh a dh anamh ar a hiontaoibh, ag daoine n ag
eintitis seachas an faighteoir beartaithe. M fuair t seo tr dhearmad, t igh i
dteagmh il leis an seolt ir, le do thoil, agus scrios an t- bhar as aon r omhaire. Is
beartas Sheirbh s Phr os in na h ireann seoladh bhair chol il a dh chead , agus m
s rud go measann t gur bhar col il at san bhar at sa teachtaireacht seo is
ceart duit dul i dteagmh il leis an seolt ir l ithreach agus le
mailsecurity@Irishprisons.ie chomh maith.

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is addressed and may contain confidential and/or privileged material. Any
review, retransmission, dissemination or other use of, or taking of any action in
reliance upon, this information by persons or entities other than the intended
recipient is prohibited. If you received this in error, please contact the sender
and delete the material from any computer. It is the policy of the Irish Prison
Service to disallow the sending of offensive material and should you consider
that the material contained in this message is offensive you should contact the
sender immediately and also
mailsecurity@Irishprisons.ie. - Bill 8 of 2012 PRISON .doc

APPENDIX A.9

 Invoice Number 242011

Dated 02/08/2011

Standard Purchase Order (PS MASTER ORGANISATION) - 122130

Seq	Date	Rev	Action	Performed By	Note
4	05-OCT-2011 15:51	0	Close	[REDACTED]	Close status rolled up
3	27-SEP-2011 13:11	0	Approve	[REDACTED]	
2	27-SEP-2011 13:11	0	Reserve	[REDACTED]	
1	27-SEP-2011 13:01	0	Forward	[REDACTED]	
0	27-SEP-2011 13:01	0	Submit	[REDACTED]	

Invoices

PO Number: 122130 Vendor: [REDACTED]

Currency: EUR PO Total: 1,457.40 Matched Total: 1,457.40

Invoice	Date	Amount		
		Matched	Remaining	Matched
242011	02-AUG-2011	1,457.40	0.00	1,457.40

Batch Name: [REDACTED]

Exit Plant Date: 11.OCT.2011 On Hold: No Check Number: 210000098147

Release: [REDACTED] PO Line: 1 PO Shipment: 1

Invoice To: The Governor
 Operational Support Group
 Ard Na Gaoithe
 Arbour Hill
 Dublin 7

Invoice Number: 2 2011
 Invoice Date: 3rd August 2011

Dt.	Details	Total
	<div style="background-color: black; width: 80px; height: 15px; display: inline-block;"></div> 21/0016 Provision of security services 13 April 2011 to 15 th April 2011 -Midland Prison. 3 rd May 2011. — St Patrick's Inst 6 th May 2011 ----Midlands Prison 20 th May 2011 -----Midlands Prison. 22 nd May 2011-----Midlands Prison 25th May 2011-----Midlands Prison. 24th June 2011 -----Arbour Hill Prison.	€180.00 €250.00 €100.00 €150.00 €154.00 €100.00 €154.00 No charge No charge

I hereby Authorise
 the payment of the
 above invoice to the
 account of the
 Garda Síochána
 on the 3rd August 2011
 for the sum of
 €1,100.00
 (One thousand one hundred and no/00 pence)



1. The first part of the document discusses the importance of maintaining accurate records of all transactions.

2. It is essential to ensure that all entries are supported by appropriate documentation and receipts.

3. The second part of the document outlines the various methods used to collect and analyze data.

4. The data collected from these sources is used to identify trends and patterns in the market.

5. This information is then used to inform strategic decisions and improve overall performance.

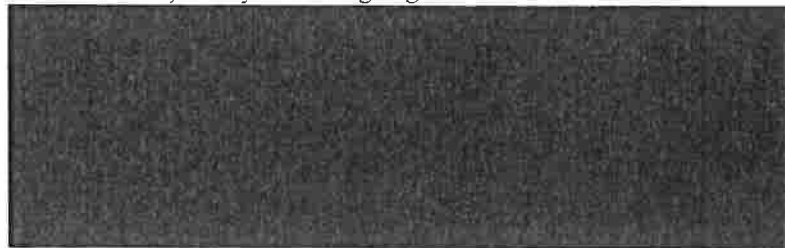
6. The final part of the document provides a summary of the key findings and recommendations.

From: [REDACTED]
Sent: 02 August 2011 14:39
To: John Kavanagh <cn=john w kavanagh/ou=osg/o=prisons>
Cc: [REDACTED]
Subject: Fw: [REDACTED] nvoice

John ,

That time of the day again . Attached are all our invoices up to date to the 2nd August 2011. I will be on holidays from the 3rd August 2011 until 12th August 2011. If you need to contact me for any reason I will return all calls in the evening time or you can contact [REDACTED]

My Accountant tells me that I will be VAT registered from the 1st September 2011 onwards, so any invoices going forward after this one will have to include VAT. Regards,



Invoice To: The Governor,
Operational Support Group,
Ard Na Gaoithe,
Arbour Hill,
Dublin 7.


Invoice Number: 242011
Invoice Date: 2nd August 2011

Qty	Details	Total
1	<p>██████████: 24/2011</p> <p>Provision of Professional services</p> <p>13 April 2011 to 15th April 2011 --Midland Prison. Down load CCTV footage Midlands from Hard drive to Discs Total 10 hours</p> <p>3rd May 2011.—St Patrick's Inst Consultation and survey area of grounds St Pats re CCTV install at later date.</p> <p>6th May 2011-----Midlands Prison Re placement and re configuration of CCTV unit in grounds of Midlands and adding audio. 1x Operator @€40 per hour (3 Hour assembly) total time 6 hours Mileage @€0.70 per KM by 220KM.</p> <p>20th May 2011-----Midlands Prison. Con figure CCTV unit and audio Midlands for on line coverage 1x Operator @€40 per hour total time 4 hours. Mileage @€0.70 per KM by 220KM.</p> <p>22nd May 2011-----Midlands Prison Change hard drive on CCTV unit re coverage for on line usage.</p> <p>25th May 2011-----Midlands Prison. Problems with on line usage –change network</p>	<p>€150.00</p> <p>€250.00</p> <p>€240.00 €154.00</p> <p>€160.00 €154.00</p> <p>No charge</p> <p>No charge</p>

	<p>24th June 2011-----Arbour Hill Prison. Consultation re downloads from Midlands prison re [REDACTED] 1x Operator @€40 per per hour total time 2 hours Mileage @€0.70 per Km by 42Km.</p> <p>7th July 2011—Midlands Prison. Change network card in CCTV unit and change location of audio.</p> <p>27th July 2011---Mountjoy Prison. Consultation and survey Prison grounds re installation of CCTV at later stage.</p>	<p>€80.00 €29.40</p> <p>No charge.</p> <p>€250.00</p>
	Sub Total	€1467.40
	Total	€1467.40

TERMS 15 Days.

APPENDIX A.10

 Invoice Number 322012

Dated 29/05/2012

Standard Purchase Order (PS MASTER ORGANISATION) - 135179

Seq	Date	Qty	Action	Performed By	Note
4	16 JUN 2012 12:3	0	Close		Close status rolled up
3	30 MAY 2012 16:0	0	Approve		
2	30 MAY 2012 16:0	0	Reserve		
1	30 MAY 2012 16:0	0	Forward		
0	30 MAY 2012 15:0	0	Submit		

Invoices

PO Number: 135179 Vendor: [REDACTED]

Currency: EUR PO Total: 1,414.40 Matched Total: 1,414.40

Invoice	Invoice Date	Amount		
		Invoiced	Remaining	Matched
322012	29 MAY 2012	1,739.71	0.00	1,414.40

Batch Name: [REDACTED]

Last Paid Date: 21 JUN 2012 On Hold: No Check Number: 210000118992

Release: [REDACTED] PO Line: 1 PO Shipment: 1

Invoice To: The Governor,
Operational Support Group,
Ard Na Gaoithe,
Arbour Hill,
Dublin 7.

Invoice Number: 322012

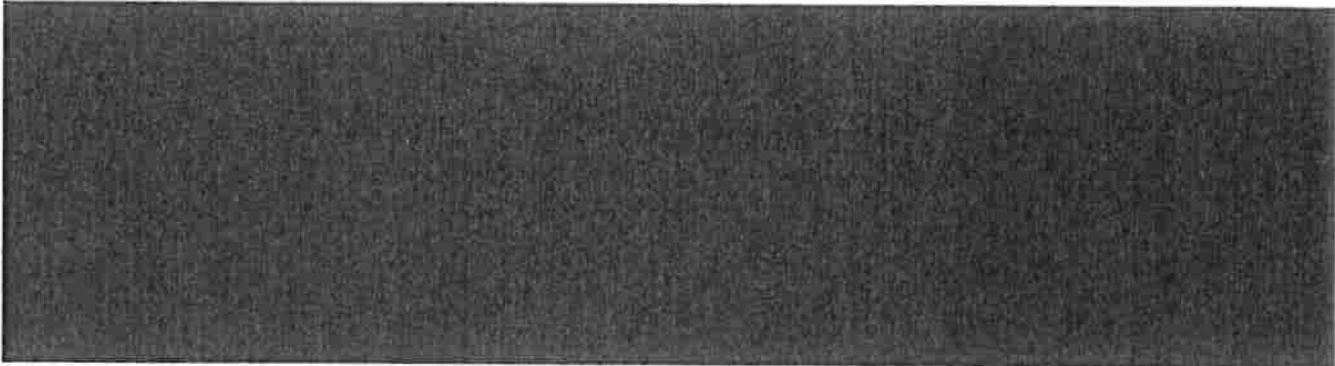
Invoice Date: 29th May 2012

Qty	Details	Total
	Provision of services	
	25th February 2012 - [REDACTED]	€160.00
		€ 46.20
		€ 80.00
		€130.00
		€500.00
	6th March 2012. — Arbor Hill.	No charge
	8th March 2012----- [REDACTED]	No charge.
	11th March 2012-----Mountjoy Prison.	€120.00
		€ 29.40
		€ 40.00
		€130.00
	25th March 2012----- Mountjoy Prison.	€ 80.00
		€ 29.40
	27th May 2012-----Mountjoy Prison.	€40.00
		€29.40

Note: Prisons
Location: OPERATIONAL SUPPORT GROUP
Rec'd: 29.5.12
Purchase number: 125179
Order/Grnt number: 70200
Checked by: SA
Verified by: SA
Pay by: 29.5.12
Checked in POS by:
Voucher No:

<p>Account details [REDACTED]</p>		
	Sub Total	11414.00
	VAT @23%	2625.22
	Total	14039.22

TERMS 15 Days.



Invoice To: The Governor
 Operational Support Group,
 Ard Na Gaoithe
 Arbor Hill,
 Dublin 7.

Invoice Number: 372012
 Invoice Date: 29th May 2012

Qty	Details	Total
	Provision of services	
	25th February 2012 [REDACTED]	€140.00 € 48.00
		€ 40.00 €130.00 2500.00
	6th March 2012. — Arbor Hill.	No charge
	8th March 2012— [REDACTED]	No charge
	11th March 2012-----Mountjoy Prison.	€120.00 € 20.00 € 40.00 €180.00
	25th March 2012----- Mountjoy Prison.	€ 80.00 € 23.00
	27th May 2012-----Mountjoy Prison.	€40.00 €20.40

Accepted for payment
 on behalf of the
 Prison Service
 by
 [Signature]
 [Name]
 [Title]



Account details		
[REDACTED]		
	Sub Total	€1414.00
	VAT @23%	€325.21
	Total	€1739.21

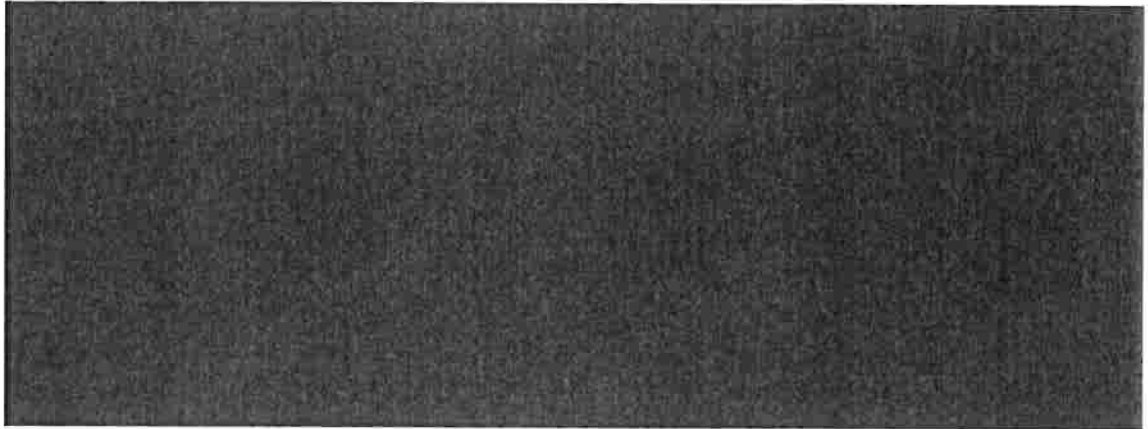
TERMS 15 Days

From: [REDACTED]
Sent: 29 May 2012 16:45
To: Paul Flynn <cn=paul m flynn/ou=osg/o=prisons>
Cc: John Kavanagh <cn=john w kavanagh/ou=osg/o=prisons>
Subject: Fw: [REDACTED] 32/2012 and 33/2012.

FAO John Kavanagh/Paul Flynn,

Please see attached Invoice 32/2012---work completed re CCTV operations and
33/2012 work completed re surveillance /enquiries Portlaoise.

Regards




Invoice To: The Governor,
Operational Support Group,
Ard Na Gaoithe,
Arbour Hill,
Dublin 7.

Invoice Number: 322012

Invoice Date: 29th May 2012

Qty	Details	Total
1	<p>Provision of Professional services</p> <p>25th February 2012 - [REDACTED] Installation of CCTV at House Knocklyon. 2X Operators @€40 per/hr each =€80 per /hr X 2hrs Mileage 66Kms @€0.70 per Km Assembly of unit =1X operator X 2 hrs @€40 per /hr Extra cabling,screws, connectors and dongle Purchase of 1X camera</p>	<p>€160.00 € 46.20 € 80.00 €130.00 €500.00</p>
	<p>6th March 2012. — Arbor Hill. 1X Operator to Ard na Gaoithe re Instruction on CCTV.</p>	No charge
	<p>8th March 2012-----[REDACTED] Re fix already installed camera (25/2/12) because of high winds.</p>	No charge.
	<p>11th March 2012-----Mountjoy Prison. Installation of CCTV at new location. 1X Operator @€40 per/hr X 3 hrs Mileage 42Kms @€0.70 per Km Assembly of unit =1X operator X 1 hr @€40 per /hr Extra cabling,screws, connectors and dongle.</p>	<p>€120.00 € 29.40 € 40.00 €130.00</p>

	<p>25th March 2012----- Mountjoy Prison. Upgrading CCTV installed 11/3/12. 1x operator@€40 per hr x 2 hours Mileage 42 Kms @€0.70 per Km</p> <p>27th May 2012-----Mountjoy Prison. Removal of CCTV Mountjoy as per instructions 1x operator @ €40 per hour x 1 hour Mileage 42Kms @€0.70 per Km.</p> <p>Account details </p>	<p>€ 80.00 € 29.40</p> <p>€40.00 €29.40</p>
		<p>Sub Total €1414.40</p>
		<p>VAT @23% € 325.31</p>
		<p>Total €1739.71</p>

TERMS 15 Days.

APPENDIX A.11

■ invoice Number 332012

Dated 29/05/2012

Standard Purchase Order (PS MASTER ORGANISATION) - 135178

Seq	Date	Rev	Action	Performed By	Note
5	04-JUL-2012 16:45	0	Close		Close status rolled up
4	08-JUN-2012 15:51	0	Approve		
3	08-JUN-2012 15:51	0	Reserve		
2	04-JUN-2012 11:47	0	No action taken		Approval notification
1	30-MAY-2012 16:00	0	Forward		
0	30-MAY-2012 16:00	0	Submit		

Invoices

PO Number: 135178 Vendor: [REDACTED]

Currency: EUR PO Total: 3,620.60 Matched Total: 3,620.60

Invoices	Date	Amount	Invoiced	Remaining	Matched
332012	29-MAY-2012		4,453.33	0.00	3,620.60

Batch Name: [REDACTED]

Last Paid Date: 17-JUL-2012 On Hold: No Check Number: 210000121023

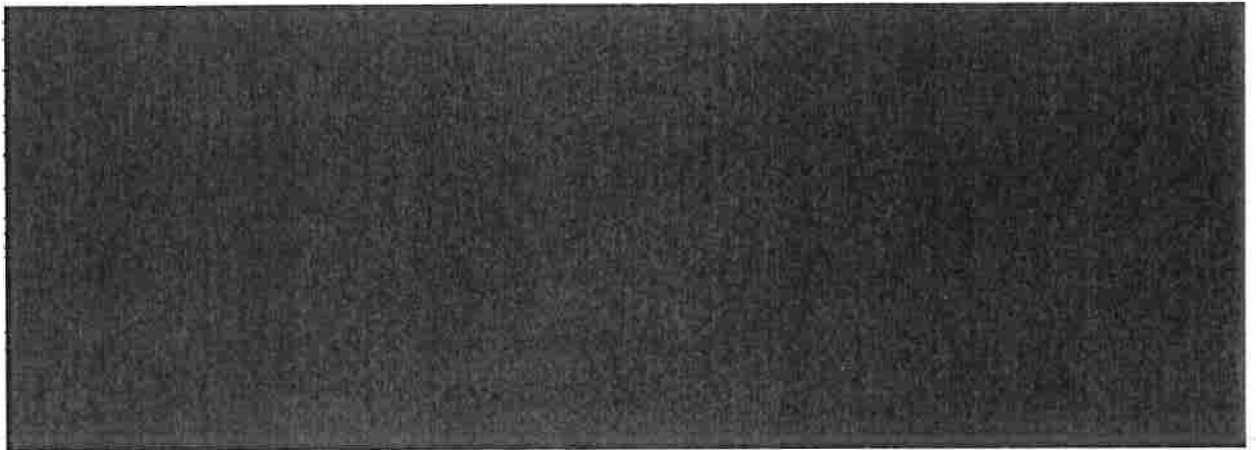
Release: [REDACTED] PO Line: 1 PO Showset: 1

From: [REDACTED]
Sent: 29 May 2012 16:45
To: Paul Flynn <cn=paul m flynn/ou=osg/o=prisons>
Cc: John Kavanagh <cn=john w kavanagh/ou=osg/o=prisons>
Subject: Fw: [REDACTED] 32/2012 and 33/2012.

FAO John Kavanagh/Paul Flynn,

Please see attached Invoice 32/2012---work completed re CCTV operations and 33/2012 work completed re surveillance /enquiries Portlaoise.

Regards




Invoice To: The Governor,
Operational Support Group,
Ard Na Gaoithe,
Arbour Hill,
Dublin 7.

Invoice Number: 332012


Invoice Date: 29th May 2012

Qty	Details	Total
1	<p>Provision of Professional services</p> <p>15th March 2012 –Portlaoise. Surveillance and enquiries locally. 2X Operators @€40 per/hr each =€80 per /hr X 5hrs (On job 8pm-10pm= 2 hrs) (Travel time =3hrs) Mileage 176Kms X2 ops =352km @€0.70 per Km</p>	<p>€400.00</p> <p>€246.40</p>
	<p>17th March 2012. —Portlaoise Surveillance and enquiries locally. 2X Operators @€40 per/hr each =€80 per /hr X 5hrs (On job 7.30am-9.30am= 2 hrs) (Travel time =3hrs) Mileage 176Kms X2 ops =352km @€0.70 per Km</p>	<p>€ 400.00</p> <p>€246.40</p>
	<p>21st March 2012-----Portlaoise. Surveillance and enquiries locally. 2X Operators @€40 per/hr each =€80 per /hr X 7.5hrs (On job 7.00am-11.30am=4.5 hrs) (Travel time =3hrs) Mileage 176Kms X2 ops =352km @€0.70 per Km</p>	<p>€600.00</p> <p>€246.40</p>
	<p>24th March 2012-----Portlaoise. Surveillance and enquiries locally. 2X Operators @€40 per/hr each =€80 per /hr X 7hrs (On job 8.00pm-12.00m/n=4 hrs) (Travel time =3hrs) Mileage 176Kms X2 ops =352km @€0.70 per Km</p>	<p>€560.00</p> <p>€ 246.40</p>

	Rental of Covert unit from 24th March until 26th May 2012 9 Weeks @€75.00 per week	€675.0 0
	Account details 	
	Sub Total	€3620.60
	VAT @23%	€ 832.73
	Total	€4453.33

TERMS 15 Days.

APPENDIX A.12

 Invoice Number 502011

Dated 01/12/2011

Standard Purchase Order (IPS MASTER ORGANISATION) - 125689

Seq	Date	Time	Action	Performed By	Note
4	06-DEC-2011	08:51	0	Close	Use status rolled up
3	02-DEC-2011	12:31	0	Approve	
2	02-DEC-2011	12:31	0	Reserve	
1	02-DEC-2011	11:40	0	Forward	
0	02-DEC-2011	11:40	0	Submit	

Invoice

PO Number: 125689 Vendor: [REDACTED] Vendor Number: [REDACTED]
 Currency: EUR PO Total: 2,611.40 Matched Total: 2,611.40

Invoice	Date	Invoice	Remaining	Matched
502011	01-DEC-2011	3,159.79	0.00	2,611.40

Enter Name: [REDACTED]
 Last Paid Date: 08-DEC-2011 On Hold: No Check Number: 210000103560
 Release: [REDACTED] PO Line: 1 PO Shipper: 1

Invoice To: The Governor
 Operational Support Group
 Andhra Pradesh
 Arbour Hill,
 Quezon

Invoice Number: 50501
 Invoice Date: 17 December 2011

Invoice Description	TOTAL
<div style="background-color: black; width: 150px; height: 15px; margin-bottom: 5px;"></div> Provision of services	
24th August 2011 --Midland Prison.	€121.00 €121.00
25th September 2011 -- Midland Prison.	€132.15 €132.15
21st October 2011 ----Midlands Prison	€133.00 €133.00 €133.00
26th October 2011 -----Arbour Hill Prison.	€133.00 €133.00
Account details <div style="background-color: black; width: 200px; height: 15px; display: inline-block;"></div>	
Sub Total €519.20 VAT @21% €109.03 Total €628.23	

TERMS: 15 Days.

From: [REDACTED]
Sent: 01 December 2011 14:37
To: John Kavanagh <cn=john w kavanagh/ou=osg/o=prisons>
Subject: [REDACTED] Invoice 50/2011

John,


See attached invoice for up to date work completed , Regards,



Invoice To: The Governor,
Operational Support Group,
Ard Na Gaoithe,
Arbour Hill,
Dublin 7.

Invoice Number: 502011
Invoice Date: 1st December 2011

Qty	Details	Total
1	<p>Provision of Professional services</p> <p>24th August 2011 --Midland Prison. Remove CCTV from Midlands at request of Prison service. 1x operator @€40 per hour x3.5hours</p> <p>Mileage @€0.70 per Km by 220Km.</p> <p>25th September 2011. — Midland Prison. Consultation and survey area of B and C wings re CCTV install.</p> <p>Mileage @€0.70 per Km by 220Km.</p> <p>21st October 2011-----Midlands Prison Installation of CCTV in B and C wings 1x Operator @€40 per hour x 4 hours --installation time Time of Assembly of 5x box units = 5 hours-----Total time=9 hours Mileage @€0.70 per KM by 220Km. Cost of each box custom made/toggles/wiring =€250 x 5 boxes Rental of CCTV equipment --does not apply-</p> <p>26th October 2011-----Arbour Hill Prison. Instruction to staff member re working of CCTV Midlands 1x Operator @€40 per hour total time 3 hours. Mileage @€0.70 per Km by 42Km.</p> <p>7th November 2011-----Midlands Prison Repair CCTV IN Midlands and sound enhancement</p>	<p>€140.0 0 €154.0 0</p> <p>€250.0 0 €154.0 0</p> <p>€ 360.00 € 154.00 €1250.00 No charge</p> <p>€120.00 € 29.40</p> <p>No charge</p>

	<p>18th November 2011-----Midlands Prison. Problems with on line usage Midlands repair CCTV in B wing –change network</p> <p>Account details </p>	<p>No charge</p>
		<p>Sub Total €2611.40</p>
		<p>VAT @21% €548.39</p>
		<p>Total €3159.79</p>

TERMS 15 Days.

APPENDIX A.13

█ Invoice Number 772012

Dated 17/11/2012

█ Invoice Number 772012

Dated 28/01/2013

█ Invoice Number 772012

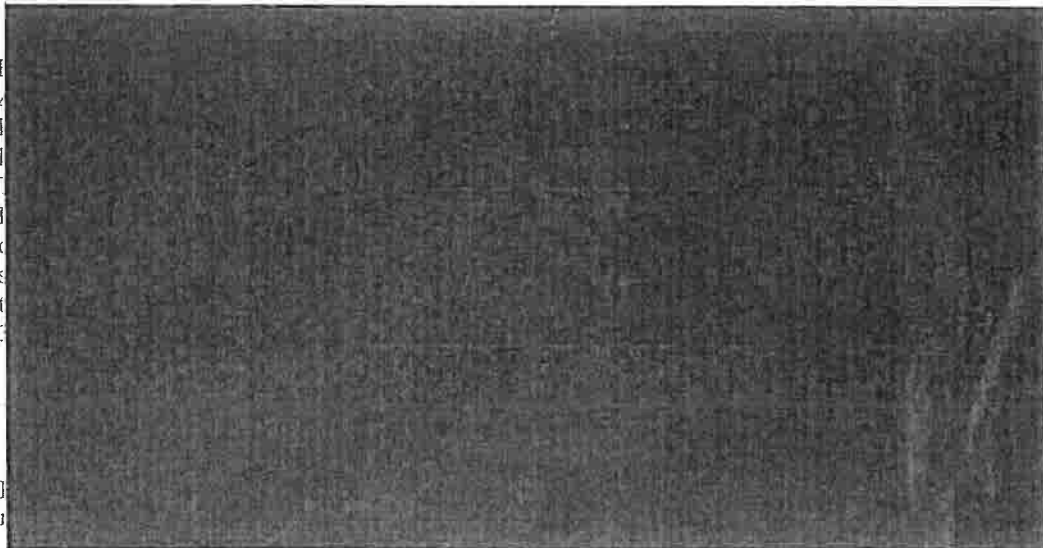
Dated 14/10/2013

From: [REDACTED]
Sent: 17 November 2012 15:40
To: John Kavanagh <cn=john w kavanagh/ou=osg/o=prisons>
Subject: [REDACTED] invoice 77/2012

John,

Please find final Invoice for work completed by [REDACTED]

Regards,



Is le haghaidh an duine nó an eintitis ar a bhfuil sí dírithe, agus le haghaidh an duine nó an eintitis sin amháin, a bheartaítear an fhaisnéis a tarchuireadh agus féadfaidh sé go bhfuil ábhar faoi rún agus/nó faoi phribhléid inti. Toirmiscear aon athbheithniú, atarchur nó leathadh a dhéanamh ar an bhfaisnéis seo, aon úsáid eile a bhaint aisti nó aon ghníomh a dhéanamh ar a hiontaoibh, ag daoine nó ag eintitis seachas an faighteoir beartaithe. Má fuair tú é seo trí dhearmad, téigh i dteagmháil leis an seoltóir, le do thoil, agus scríos an t-ábhar as aon ríomhaire. Is é beartas Sheirbhís Phríosúin na hÉireann seoladh ábhair cholúil a dhícheadú, agus más rud é go measann tú gur ábhar colúil atá san ábhar atá sa teachtaireacht seo is ceart duit dul i dteagmháil leis an seoltóir láithreach agus le mailsecurity@irishprisons.ie chomh maith.

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Invoice To: The Governor,
Operational Support Group,
Ard Na Gaoithe,
Arbour Hill,
Dublin 7.

Invoice Number: 772012

Invoice Date: 17th November 2012

REF: 78/2012—Job 11a

Qty	Details	Total
1	<p>Provision of Professional services</p> <p>5th June 2012. —Portlaoise. Surveillance and enquiries locally. 1X Operator @€40 per/hr =€40 per /hr X 7hrs (On job 8.00pm-12.00m/n= 4 hrs) (Travel time =3hrs) Mileage 176Kms =176km @€0.70 per Km</p> <p>6th June 2012-----Portlaoise. Surveillance and enquiries locally. 1X Operator @€40 per/hr =€40 per /hr X 6hrs (On job 7.00pm-10.00pm=3 hrs) (Travel time =3hrs) Mileage 176Kms =176km @€0.70 per Km</p> <p>14th July 2012-----Portlaoise/ [REDACTED] Surveillance and enquiries locally. 2X Operators @€40 per/hr each =€80 per /hr X 5hrs (On job 9.00pm-11.00pm=2 hrs) (Travel time =3hrs) Mileage 176Kms =176km @€0.70 per Km</p> <p>Rental of Covert unit from 27th May until 30th September 2012</p>	<p>€280.00</p> <p>€123.20</p> <p>€240.00</p> <p>€123.20</p> <p>€400.00</p> <p>€123.20</p> <p>€600.00</p>

	4th June 2012 –Portlaoise. Surveillance and enquiries locally	No charge
	20th July 2012-----Portlaoise. Surveillance and enquiries locally.	No charge
	26th July 2012-----Portlaoise. Surveillance and enquiries locally.	No charge
	4th Sept 2012-----Portlaoise Surveillance and enquiries locally.	No charge
	14th Sept 2012-----Portlaoise Surveillance and enquiries locally.	No charge
	Account details 	
	Sub Total	€ 1889.60
	VAT @23%	€ 434.60
	Total	€ 2324.20

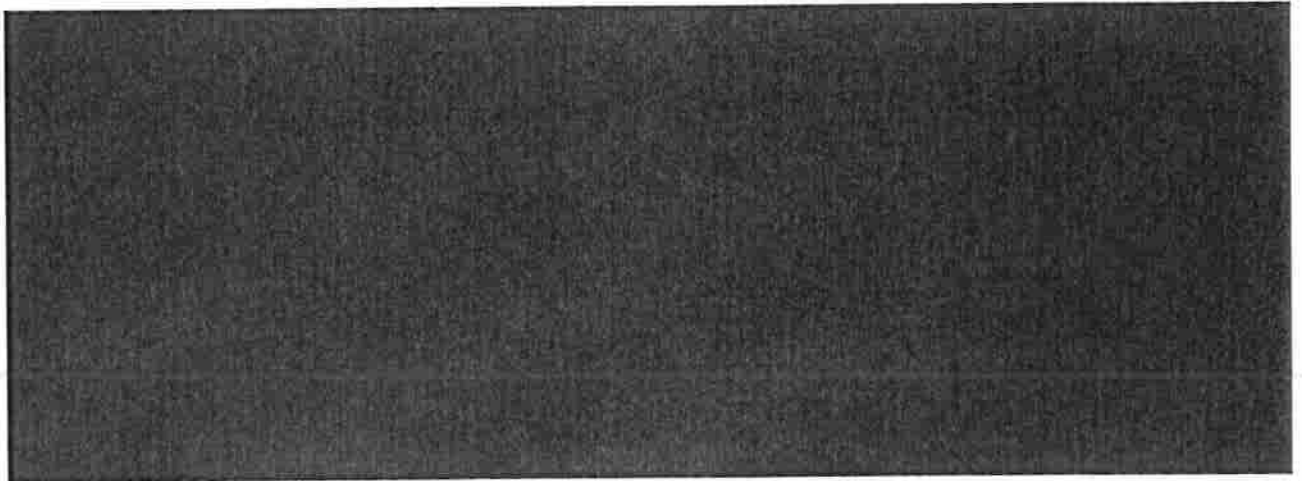
TERMS 15 Days.

From: [REDACTED]
Sent: 13 February 2013 15:01
To: Patrick McMahon <cn=patrick m memahon/ou=hq/o=prisons>
Cc: John Kavanagh <cn=john w kavanagh/ou=osg/o=prisons>
Subject: [REDACTED] Invoice .

John/ Pat,

Please find [REDACTED] Invoice 772012 attached,

Regards,



Please consider the environment before printing this e-mail. Le do thoil, cuimhnigh ar an imshaol roimh priontáil an ríomhphost seo.

Is le haghaidh an duine nó an eintitis ar a bhfuil sí dírithe, agus le haghaidh an duine nó an eintitis sin amháin, a bheartaítear an fhaisnéis a tarchuireadh agus féadfaidh sé go bhfuil ábhar faoi rún agus/nó faoi phribhléid inti. Toirmiscear aon athbhreithniú, atarchur nó leathadh a dhéanamh ar an bhfaisnéis seo, aon úsáid eile a bhaint aisti nó aon ghníomh a dhéanamh ar a hiontaoibh, ag daoine nó ag eintitis seachas an faighteoir beartaíthe. Má fuair tú é seo trí dhearmad, téigh i dteagmháil leis an seoltóir, le do thoil, agus scríos an t-ábhar as aon ríomhaire. Is é beartas Sheirbhís Phríosúin na hÉireann seoladh ábhair cholúil a dhícheadú, agus más rud é go measann tú gur ábhar colúil atá san ábhar atá sa teachtaireacht seo is ceart duit dul i dteagmháil leis an seoltóir láithreach agus le mailsecurity@irishprisons.ie chomh maith.

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Invoice To: The Governor,
Operational Support Group,
Ard Na Gaoithe,
Arbour Hill,
Dublin 7.

Invoice Number: 772012

Invoice Date: 28th January 2013

78/2012—Job 11a

Qty	Details	Total
1	Provision of Professional services	
	5th June 2012. —Portlaoise. Surveillance and enquiries locally. 1X Operator @€40 per/hr =€40 per /hr X 7hrs (On job 8.00pm-12.00m/n= 4 hrs) (Travel time =3hrs) Mileage 176Kms =176km @€0.70 per Km	€280.00 €123.20
	6th June 2012-----Portlaoise. Surveillance and enquiries locally. 1X Operator @€40 per/hr =€40 per /hr X 6hrs (On job 7.00pm-10.00pm=3 hrs) (Travel time =3hrs) Mileage 176Kms =176km @€0.70 per Km	€240.00 €123.20
	14th July 2012-----Portlaoise/ Surveillance and enquiries locally. 2X Operators @€40 per/hr each =€80 per /hr X 5hrs (On job 9.00pm-11.00pm=2 hrs) (Travel time =3hrs) Mileage 176Kms =176km @€0.70 per Km	€400.00 €123.20
	Rental of equipment from 27th May until 30th September 2012	€600.00

	4th June 2012 –Portlaoise. Surveillance and enquiries locally	No charge
	20th July 2012-----Portlaoise. Surveillance and enquiries locally.	No charge
	26th July 2012-----Portlaoise. Surveillance and enquiries locally.	No charge
	4th Sept 2012-----Portlaoise Surveillance and enquiries locally.	No charge
	14th Sept 2012-----Portlaoise Surveillance and enquiries locally.	No charge
	Account details [REDACTED] [REDACTED]	
		Sub Total € 1889.60
		VAT @23% € 434.60
		Total € 2324.20

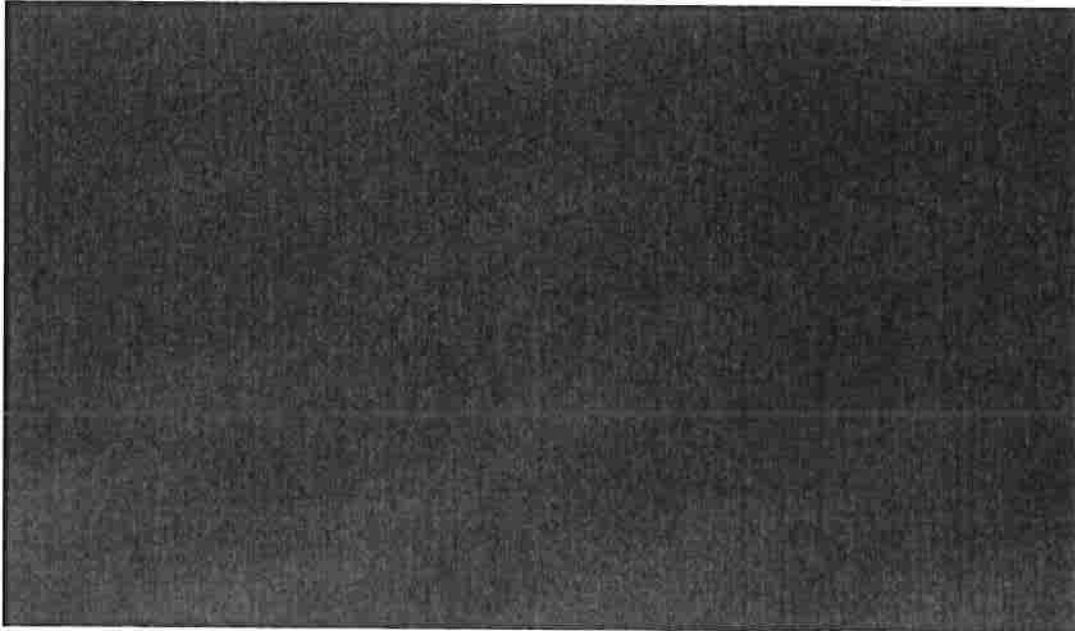
TERMS 15 Days.

From: [REDACTED]
Sent: 14 October 2013 12:13
To: Patrick McMahon <cn=patrick m mcMahon/ou=hq/o=prisons>
Cc: John Kavanagh <cn=john w kavanagh/ou=osg/o=prisons>
Subject: [REDACTED] 772012

Pat,

Please see attached as discussed by John,

Regards,



- image001.png - Bill 77 of 2012 PRISON.doc

Please consider the environment before printing this e-mail. Le do thoil, cuimhnigh ar an imshaol roimh priontáil an ríomhphost seo.

Is le haghaidh an duine nó an eintitis ar a bhfuil sí dírithe, agus le haghaidh an duine nó an eintitis sin amháin, a bheartaítear an fhaisnéis a tarchuireadh agus féadfaidh sé go bhfuil ábhar faoi rún agus/nó faoi phribhléid inti. Toirmiscear aon athbhreithniú, atarchur nó leathadh a dhéanamh ar an bhfaisnéis seo, aon úsáid eile a bhaint aisti nó aon ghníomh a dhéanamh ar a hiontaoibh, ag daoine

nó ag eintitis seachas an faighteoir beartaithe. Má fuair tú é seo trí dhearmad, téigh i dteagmháil leis an seoltóir, le do thoil, agus scríos an t-ábhar as aon ríomhaire. Is é beartas Sheirbhís Phríosúin na hÉireann seoladh ábhair cholúil a dhícheadú, agus más rud é go measann tú gur ábhar colúil atá san ábhar atá sa teachtaireacht seo is ceart duit dul i dteagmháil leis an seoltóir láithreach agus le mailsecurity@irishprisons.ie chomh maith.

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Invoice To: The Governor,
Operational Support Group,
Ard Na Gaoithe,
Arbour Hill,
Dublin 7.

Invoice Number: 772012

Invoice Date: 14th October 2013

AOC REF: 78/2012—Job 11a

Qty	Details	Total
1	<p>Provision of Professional services</p> <p>5th June 2012. —Portlaoise. Surveillance and enquiries locally. 1X Operator @€40 per/hr =€40 per /hr X 7hrs (On job 8.00pm-12.00m/n= 4 hrs) (Travel time =3hrs) €280.00 Mileage 176Kms =176km @€0.70 per Km €123.20</p> <p>6th June 2012-----Portlaoise. Surveillance and enquiries locally. 1X Operator @€40 per/hr =€40 per /hr X 6hrs (On job 7.00pm-10.00pm=3 hrs) (Travel time =3hrs) €240.00 Mileage 176Kms =176km @€0.70 per Km €123.20</p> <p>14th July 2012-----Portlaoise/ [REDACTED] Surveillance and enquiries locally. 2X Operators @€40 per/hr each =€80 per /hr X 5hrs (On job 9.00pm-11.00pm=2 hrs) (Travel time =3hrs) €400.00 Mileage 176Kms =176km @€0.70 per Km €123.20</p> <p>Rental of Covert unit from 27th May until 30th September 2012 €600.00</p>	

4th June 2012 --Portlaoise. Surveillance and enquiries locally	No charge
20th July 2012-----Portlaoise. Surveillance and enquiries locally.	No charge
26th July 2012-----Portlaoise. Surveillance and enquiries locally.	No charge
4th Sept 2012-----Portlaoise Surveillance and enquiries locally.	No charge
14th Sept 2012-----Portlaoise Surveillance and enquiries locally.	No charge
Account details 	

	Sub Total	€ 1889.60
	VAT @23%	€ 434.60
	Total	€ 2324.20

TERMS 15 Days.
