

**A report by the Inspector of Prisons Judge  
Michael Reilly into the circumstances  
surrounding the death of Prisoner P  
on 28<sup>th</sup> December 2012  
while on temporary release**

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**A report by the Inspector of Prisons Judge Michael Reilly  
into the circumstances surrounding the death of Prisoner P  
on 28<sup>th</sup> December 2012 while on temporary release**

Presented to the Minister for Justice and Equality pursuant to  
Part 5 of the Prisons Act 2007

Judge Michael Reilly  
Inspector of Prisons

31<sup>st</sup> October 2013

## **Preface**

The deceased was a 35 year old man who met a violent death on the 28<sup>th</sup> December 2012 while on temporary release.

I offer my sincere condolences to the deceased's family.

There are no matters of concern disclosed in this Report.

I would like to point out that names have been removed to anonymise this Report.

Judge Michael Reilly

Inspector of Prisons

31<sup>st</sup> October 2013

# **Inspector of Prisons Investigation Report**

## **General information**

1. The deceased was aged 35 years at the time of his untimely death on the 28<sup>th</sup> December 2012. He came from the Dublin area. He was committed to prison on the 18<sup>th</sup> March 2011. His release date was to be the 21<sup>st</sup> February 2013.
2. On the 20<sup>th</sup> December 2012 the deceased was granted fortnightly reviewable temporary release.
3. On the 28<sup>th</sup> December 2012 the deceased met a violent death.
4. Following the death of the deceased a criminal investigation was initiated by An Garda Síochána.
5. I did not interview any members of the deceased's family as I did not consider this necessary in view of the facts disclosed in this Report.

## **Circumstances of temporary release**

6. The deceased's application for temporary release was discussed at a review meeting held in the Training Unit on the 8<sup>th</sup> November 2012.
7. The deceased was deemed suitable for temporary release.
8. The deceased was granted fortnightly reviewable temporary release on the 20<sup>th</sup> December 2012. This was granted subject to certain conditions such as – that he was to reside at a specified address, that he was under the supervision of the Probation Service, that he was to sign on daily at his local Garda Station and at the Prison fortnightly.
9. I am informed that the deceased observed all the terms of his temporary release.

10. On the 28<sup>th</sup> December 2012 the deceased was shot and died later in hospital of his injuries.

### **Findings**

11. I am satisfied that it was in order for the Irish Prison Service to grant temporary release in this case and that the conditions of such temporary release were appropriate and reasonable.
12. I am satisfied that the deceased complied with all the terms of his temporary release.
13. I am satisfied that the criminal investigation and the Coroner's investigation are the appropriate investigations in this case.
14. I am satisfied that there are no further issues of concern which I should investigate.