

REPORT OF THE DESIGNATED JUDGE
PURSUANT TO SECTION 8(2) OF THE INTERCEPTION OF
POSTAL PACKETS AND TELECOMMUNICATIONS
MESSAGES (REGULATION) ACT 1993
AND
SECTION 67(1) OF THE CRIMINAL JUSTICE
(TERRORIST OFFENCES) ACT 2005

I am the 'Designated Judge' under the above-mentioned Acts.

In the course of the year since my last report, of 2nd December, 2009, a number of alleged breaches of s. 64(2) of the Act of 2005, were investigated by me. These breaches are alleged to have been committed by a member of An Garda Síochána. As a result of my investigations, I was concerned that these breaches may have occurred. These alleged breaches are now the subject matter of a criminal investigation and also disciplinary proceedings under the Garda Disciplinary Code. From the point of view of compliance with the requirements of the Act of 2005, I am satisfied that the full extent of the alleged non-compliance with the Act has been rigorously investigated and fully understood and all appropriate steps taken to ensure future compliance.

On Thursday 18th November, 2010, I attended at the headquarters of An Garda Síochána at 'The Depot', Phoenix Park, Dublin, and later on the same date, at the headquarters of the Army in McKee Barracks, Blackhorse Avenue, Dublin, and at the Office of the Department of Justice, Equality and Law Reform, St. Stephen's Green, Dublin 2. In each of these locations, such documents and records pertaining to the operation of the above Acts, as were requested by me, were made available and were

examined by me. I also spoke to the persons with responsibility for the operation of the above Acts in each location, and all of my queries were answered to my satisfaction.

As a result of the foregoing, I am satisfied that there is, as of the date of this report, full compliance with the provisions of the above Acts.

Signed:



Mr. Justice Iarfhlaith O'Neill
26th day of November, 2010