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9					Mr F Murray
SECURE	<u>FAX</u> 604				Mr T. Daltan
28 July	1994		Pages:	1	Jone Small
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Roseanne Mallon

- 1. You will have seen my SF 601 to Kelleher earlier today confirming that we had raised this case with the other side. We raised it in fact, first thing this morning.
- Our note asked the following questions:
 - (a) whether the equipment was placed there by the security forces;
 - (b) whether the equipment was operational at the time of the murder of Mrs Mallon;
 - (c) whether the equipment recorded or monitored the scene at the time of the murder of Mrs Mallon and, if so, whether the killers were observed,
 - (d) what action was taken on the basis of any such recording or monitoring,
 - (e) whether arrests are likely;
- 3. Our note stressed also the likely pressure on our side to make some public statement in the matter in view of the serious nature of the issues raised by the discovery of the surveillance equipment and our wish, therefore, to receive a substantive reply as soon as possible.
- 4. The matter was raised again by the Joint Secretary during our regular meeting with the other side this morning. Mr O'Donovan stressed the seriousness with which we regarded the matter, in view of the issues raised, reiterated the questions to which we sought answers and stressed that we required a substantive answer, if necessary in confidence, but as soon as possible. We did not want the type of fob-off which was mentioned to us at the meeting to the effect that the matter was under investigation by the RUC.
- 5. Mr O'Donovan also stated that issues of collusion to which this incident were already related in the public mind, would be raised at the next IGC. We would also be enquiring about the latest Stevens report to the DPA.

Confidential.

1.

Note for the file

Rose Anne Mallon case: Surveillance cameras.

- I spoke again this afternoon to Anthony McGonnell, local SDLP Councillor. He confirmed to me that the cameras were discovered in place about two weeks ago, and that they are currently in "a safe place" in the locality i.e. in the hands of local people. (This includes members of the Mallon family). The British Army today engaged in intensive searching through his farm, presumably looking for the cameras, and cut a number of wires. (We are taking up the damage through the Secretariat, at his request).
- I also spoke to Jim Canning, who was in touch with Ch. Supt Elliott, the RUC Divisional Commander. Elliott told Canning, in a reference to the camera surveillance, that the British Army and RUC Special Branch have been active locally in ways that he knows nothing about and which he described as "messing about". Elliott went on to express some exasperation at the publicity over the camera issue and indicated that the uniformed RUC were aware that the cameras had been found several weeks ago and had received some sort of undertaking about the return of the cameras to them. In addition, Elliott claimed that a Republican suspect recently interrogated in Gough dangled the return of the cameras as part of a deal he was trying to work.

Comment

3.

None of what Elliott had to say addresses the core issues of what role was played by the cameras and its operators in the Mallon murder and its investigation. I suggested that Canning probe the reason for appointing a senior RUC officer to look into the affair so soon after the matter became public yesterday.

Declar Kelleher 28 July, 1994

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