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SIL (TELECOPIER)

**EXTRADITION OF GERARD KELLY AND BRENDAN McFARLANE
FROM THE NETHERLANDS**

The Hague telegram 105 of 18 February refers. As requested on Friday, I attach a note on these two from the prisons standpoint. Some of it no doubt already duplicates information already passed to the Dutch. I have not attached extracts from the Hennessy Report, but referred instead to the appropriate paragraph numbers, as you have already sent a copy of the report to the Embassy in The Hague.

2. I hope this is helpful. If anyone concerned with their extradition would like any additional information please let me know. By the way, we would still be interested in seeing what the RUC sent to the Embassy.

PRISON REGIMES DIVISION

4 March 1986

cc

EPC

5 MAR 1986

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GERARD KELLY - 58/82 - DOB: 5.4.53

The above-mentioned prisoner was sentenced at Winchester Crown Court on 15 November 1973 for the following offences:-

- | | |
|-----------------------------------|--|
| 1. Causing an explosion | Life |
| 2. Causing an explosion | Life |
| 3. Conspiracy to cause explosions | 20 years' imprisonment
(concurrent) |

CIRCUMSTANCES OF THE CRIME

He with 9 accomplices on the 8 March 1973 at the Old Bailey in London and at Great Scotland Yard in London, placed explosives in vehicles and caused 2 explosions of a nature likely to endanger life. At the time he was unlawfully at large following an escape in January 1972 from prison in the Irish Republic where he was serving a sentence for armed robbery.

He was confined in various English prisons as follows and was transferred to Northern Ireland on 8 April 1975.

13 March 1973	Remanded HMP, Brixton
4 June 1973	Committed for trial Winchester Crown Court
15 November 1973	Sentenced Winchester Crown Court
18 November 1973	Committed to HMP, Wormwood Scrubs - on 1 December 1974 he attempted to escape
20 February 1975	Committed to HMP, Long Lartin
8 April 1975	Committed to HMP, Belfast
15 April 1975	Committed to HMP, Maze (Compounds)

Kelly occasionally acted as "spokesman" for his Compound of Special Category ~~IRA~~ prisoners and was considered to hold a position of some authority in his organisation.

This prisoner made a number of escape attempts. When he was taken to the Lagan Valley Hospital, Lisburn, on 2 February 1977 he attempted to get away from his escort.

On 5 February 1982 he escaped from his accommodation but was apprehended by staff in the nearby sports field. As a result of that escape attempt he was sentenced to 3 years' imprisonment and his Special Category Status was withdrawn. On the 12 February 1982 he was transferred to the H Blocks.

On 29 April 1982 he managed to get out of the secure Ward 18 at Musgrave Park Hospital, Belfast, and was recaptured just at the final perimeter fence.

This man played a leading role during the mass escape from H7 on 25 September 1983. He shot in the forehead with a small calibre pistol during this escape. There are a number of references to him in the Hennessy Report - see paragraphs 2.02, 2.03, 2.05, 2.14, 2.15 and 3.02. Kelly is an extremely dangerous, resourceful and dedicated terrorist and presents a continuing escape risk. The most careful precautions are essential for his safe containment.

BRENDAN JOSEPH McFARLANE - 448/76 - DOB: 9 OCTOBER 1951

The above-mentioned prisoner was sentenced in Belfast on 24 May 1976 for the following offences:-

1 to 5	Murder	Life imprisonment in each case with a recommendation that he serve not less than 25 years
6.	Causing an explosion	14 years
7.	Conspiracy to cause an explosion	7 years
8.	Membership of IRA	2 years

All sentences to run concurrently

CIRCUMSTANCES OF THE CRIME

On the evening of the 13 August 1975 he and 2 accomplices drove a hijacked car to the "Bayardo" Bar at 174 Shankill Road, Belfast. They placed a bomb in the hall-way of the crowded bar and opened fire as they left the scene using an Armalite rifle and 2 automatic pistols. Two elderly males were shot dead on the street and when the bomb exploded it killed 1 male and 2 females inside the premises. Altogether a total of 68 other persons were injured, some seriously, by the blast. This was clearly a sectarian attack, all the injured persons were Protestant.

SUBJECT'S BACKGROUND

McFarlane attended school until he was 16 years old and experienced short periods of employment as an apprentice engineer, apprentice grocer, clerical student, photocopier and an assembler. He was unemployed at the time of arrest. His family background is good and he had no previous convictions. When committed to prison he was married but has been legally separated since October 1975.

He was originally confined in Compound Maze as a Special Category prisoner but following an unsuccessful escape attempt on 31 March 1978 he was transferred to Maze Cellular and his Special Category status was withdrawn.

He has always played a leading role amongst the Republican prisoners in the Maze. For example, he took part in the "dirty" protest, and was the IRA leader in the Maze during the Republican hunger strike in 1981 when 10 prisoners died. He was also the main organiser and leader of the mass escape on 25 September 1983. There are numerous references to him in the Hennessy Report - see paragraphs 2.02, 2.03, 2.06, 2.09, 2.10, 3.02, 3.09, 5.11 and 9.30.

This man is of high intelligence, is very cunning and extremely resourceful. He is a dedicated terrorist and the most careful security precautions are essential for his safe containment.