

# COPY OF A LETTER

FROM

THE LORD LIEUTENANT OF IRELAND

TO

THE SECRETARY OF STATE FOR THE  
HOME DEPARTMENT.

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*Presented to both Houses of Parliament by Command of Her Majesty.*

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LONDON:

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FOR HER MAJESTY'S STATIONERY OFFICE.

1849.



SIR,

*Dublin Castle, January 26, 1849.*

As the period is now approaching when the Act 11 and 12 Victoria, cap. 35, by which the Habeas Corpus Act was suspended in this country, will expire, I feel it my duty to bring under the consideration of Her Majesty's Government the reasons which induce me to recommend the continuation of that law for a further limited period.

It was with deep regret that on a former occasion I felt myself compelled to ask for the enactment of this measure, but circumstances have since fully confirmed my opinion of its urgent necessity, and I can have no doubt that the course then adopted by Her Majesty's Government, and the moral effect produced by the almost unanimous support which the Bill received in Parliament, mainly contributed to the suppression of the rebellious movement which unhappily broke out in this country.

While availing myself of the extraordinary power confided to me by the Act, it has been my earnest endeavour to limit its operation as far as possible, and to confine the deprivation of personal liberty to the cases of those individuals who were actually engaged in treasonable designs, or who, by encouraging the disaffected, endangered the peace and tranquillity of the country. No instance occurred of any arrest taking place except on sworn informations; no person was retained in custody longer than the public safety appeared to require; and although the number of individuals whom it was my painful duty to place in temporary confinement was considerable, having amounted in all at different times to about 120, yet considering the extent to which treasonable organization had been carried, not only in the metropolis but in several counties of Ireland, the number can hardly be said to exceed what might have been anticipated.

The security afforded by the enforcement of the law, and the conviction that its provisions would only be applied against those whose conduct had rendered their detention absolutely necessary, has been felt by the community at large; and the restoration of order in place of that which for a time was a reign of terror, has been hailed with universal satisfaction. But on the part of those engaged in the late treasonable movement, no indication whatever of sorrow or repentance for their misdeeds has been observed. Their regret is confined to their failure, and their hopes are directed to a more successful issue on the first favourable opportunity; nor is there any reason to believe (and upon this point I have collected information from various persons on whose judgment and local knowledge I could rely) that the recent orderly conduct of the people in the districts where disturbances prevailed or were threatened, proceeds from any improved feeling as regards either the law or the Executive Government. The total absence of support of the authorities in their endeavours to suppress insurrection, the renewed attempt at rebellion in the vicinity of the town where the leaders of the movement were being brought to justice, and the disregard of proclamations requiring the surrender of arms, are facts which indicate that, however the failure of past attempts at insurrection may have weakened the confidence of the disaffected, the feeling which gave rise to and encouraged that movement still remains unchanged, and would again become active upon any occasion that appeared to offer even a distant prospect of success.

It is true that any future attempts at rebellion will be much discouraged by the failure of those which have passed, and the originators of any new agitation will have none of the prestige of success to aid, and much of the sense of past discomfiture to damp their exertions; but still this country has been too long trained to a system of agitation to be at once weaned from such a course, and nothing but a continued enjoyment of that peace which the absence of all political excitement has now created, the improved habits it will generate, and the social advantages it will not fail to produce, can save Ireland from wasting her energies in the strife of rival factions, instead of exerting them by industry for the improvement of the country.

It is to secure for Ireland this continued repose which is so vitally essential to her prosperity—to protect the country from the renewal of an agitation for objects that cannot be attained, and which for many years has disturbed its

tranquillity, scaring away capital, destroying confidence, and rendering impossible the steady application of industry, that I desire strongly to impress on Her Majesty's Government the importance of applying to Parliament for a renewal of those powers which the 11 and 12 Vic. c. 35 placed at the disposal of the Executive Government in Ireland. I am well aware of the grave responsibility I incur by this recommendation, and it is with extreme repugnance that I venture to ask for the renewal of an Act which infringes the constitutional rights of any portion of Her Majesty's subjects; but I think I should fail in my duty if, from any personal feelings of my own, I hesitated to state the facts which I know to be correct, or to recommend the course which I conscientiously believe to be necessary; and if Her Majesty's Government should see fit to propose, and Parliament to sanction, the renewal of this Act, I trust that the manner in which it has hitherto been carried into effect will be an earnest that its future administration will be marked by leniency and justice.

I am, Sir,

With great truth and regard,

Your obedient servant,

CLARENDON.

*The Right Hon. Sir George Grey, Bart.,*  
                   &c.                   &c.                   &c.

# HABEAS CORPUS SUSPENSION ACT (IRELAND).

RETURN of all Persons who have been committed to or detained in Prison, in *Ireland*, since the passing of the Act 11 & 12 Vict. c. 35, by Warrant of the Lord Lieutenant or Chief Secretary, for HIGH TREASON or TREASONABLE PRACTICES, or Suspicion thereof.

*Ordered, by The House of Commons, to be Printed, 8 February 1849.*

RETURN of all Persons who have been committed to or detained in Prison, in *Ireland*, since the passing of the Act 11 & 12 Vict. c. 35, by Warrant of the Lord Lieutenant or Chief Secretary, for HIGH TREASON or TREASONABLE PRACTICES, or Suspicion thereof.

No.	NAME of PRISONER.	PRISON in which detained.	Date of Warrant.	Date of Committal.	Date of Order in Council authorizing Trial, or acceptance of Bail.	Date of Discharge or Removal.	
1	William Smith O'Brien -	Kilmainham - - Clonmel - - -	1848 : 26 July - 16 September	1848 : 6 August - 19 September	1848 : 18 September - - -	1848 : 18 September - - -	Removed to Clonmel for trial. Tried and convicted.
2	Thomas Francis Meagher	Kilmainham - - Clonmel - - -	26 July - 16 September	13 August - 19 Sept. -	18 September - - -	18 September - - -	Removed to Clonmel for trial. Tried and convicted.
3	Patrick O'Higgins -	Kilmainham - - Belfast - - - Kilmainham - -	27 July - 17 August - 8 December	27 July - 19 August - 20 December	- - - - - - - - -	18 August - 20 December - - -	Removed to Belfast. Removed to Kilmainham. In custody.
4	James Finton Lalor -	Nenagh - - - Newgate - - -	26 July - 11 August -	28 July - 13 August -	- - - 19 November	15 August - 15 November	Removed to Newgate. Discharged on bail.
5	Eugene O'Reilly -	Kilmainham - - Belfast - - - Richmond Bridewell	28 July - 17 August - 30 September	29 July - 19 August - 8 October	- - - - - - 4 November	18 August - 8 October 7 November	Removed to Belfast. Removed to Richmond Bridewell. Discharged on bail.
6	James O'Rorke -	Kilmainham - - Belfast - - - Kilmainham - -	29 July - 17 August - 6 October	28 July - 19 August - 8 October	- - - - - - 19 Oct. (trial)	18 August - 8 October 8 October	Removed to Belfast. Removed to Kilmainham.
7	Michael M'Kenna -	Kilmainham - -	29 July -	28 July -	19 Oct. (trial)	- - 27 Jan. 1849, on expiration of sentence.	Tried 27th October and sentenced to six months' imprisonment from date of committal, and to give securities to keep the peace.
8	John Lee -	Kilmainham - -	29 July -	28 July -			
9	James Hayes -	Kilmainham - -	29 July -	28 July -			
10	Thomas Fahy -	Kilmainham - -	29 July -	28 July -			
11	Richard Davis -	Kilmainham - -	29 July -	28 July -	19 Oct. (trial)	1848 : 27 October	No bill found.
12	John Rea -	Kilmainham - -	31 July -	29 July -	- - -	- - -	In custody.
13	Thomas Matthew Halpin	Kilmainham - - Belfast - - - Naas - - - Kilmainham - -	31 July - 17 August - 1 Sept. - 22 November	29 July - 19 August - 6 September 23 November	- - - - - - - - - - - -	18 August 5 September 23 November - - -	Removed to Belfast. Removed to Naas. Removed to Kilmainham. In custody.
14	Thomas Bergin -	Kilmainham - - Belfast - - - Newgate - - -	1 August - 17 August - 23 Sept. -	31 July - 19 August - 26 Sept. -	- - - 18 September - - -	18 August - 26 September 30 September	Removed to Belfast. Removed to Newgate to give bail. Discharged on bail.
15	James Crotty -	Kilmainham - - Belfast - - -	1 August - 17 August -	31 July - 19 August -	- - - 19 October	18 August - 16 November	Removed to Belfast. Discharged on bail.
16	William Walsh -	Kilmainham - - Belfast - - -	1 August - 17 August -	31 July - 19 August -	- - - 19 October	18 August - 31 October	Removed to Belfast. Discharged on bail.
17	James Baker -	Kilmainham - - Belfast - - -	1 August - 17 August -	31 July - 19 August -	- - - 19 October	18 August - 2 November	Removed to Belfast. Discharged on bail.
18	Edward Behan -	Kilmainham - -	1 August -	31 July -	18 September	23 September	Discharged on bail.
19	Andrew Behan -	Kilmainham - -	1 August -	31 July -	18 Sept. -	23 September	Discharged on bail.
20	John Sheehan -	Kilmainham - -	1 August -	31 July -			
21	Henry Broxton -	Kilmainham - -	1 August -	31 July -			
22	Richard Johnston -	Kilmainham - -	1 August -	31 July -			
23	John B. Russell -	Clonmel - - -	31 July -	1 August -	4 November	8 November	Discharged on bail.
24	James Purcell -	Clonmel - - -	31 July -	1 August -	28 November	29 November	Discharged on bail.
25	Edward Smith -	Clonmel - - -	31 July -	1 August -	13 November	15 November	
26	James O'Donnell -	Clonmel - - -	31 July -	1 August -	4 November	8 November	
27	Edward S. Egan -	Nenagh - - -	31 July -	2 August -	4 November	5 November	
28	Michael Doherty -	Nenagh - - -	31 July -	2 August -	4 November	5 November	
29	Nicholas Nagle -	Nenagh - - -	31 July -	2 August -	4 November	5 November	
30	James Russell -	Nenagh - - -	31 July -	2 August -	4 November	5 November	

(continued)

## RETURN RELATIVE TO PERSONS COMMITTED TO PRISON

No.	NAME of PRISONER.	PRISON in which detained.	Date of Warrant.	Date of Committal.	Date of Order in Council, authorizing Trial, or Acceptance of Bail.	Date of Discharge or Removal.	
			1848 :	1848 :	1848 :	1848 :	
31	Denny Lane - - -	Cork City - - -	31 July -	2 August -	28 November	20 November	
32	Felix Mullin - - -	Cork City - - -	31 July -	2 August -	13 November	14 November	
33	Isaac Varian - - -	Cork City - - -	31 July -	2 August -	13 November	14 November	
34	Ralph Varian - - -	Cork City - - -	31 July -	2 August -	13 November	14 November	
35	Michael Joseph Barry -	Cork County - -	31 July -	2 August -	13 November	14 November	
36	Robert Cane - - -	Kilkenny County -	31 July -	1 August -	4 November	5 November	Discharged on bail.
37	Coll Rochford - - -	Galway Town - -	31 July -	1 August -	19 October	22 October	
38	Edward Butler - - -	Galway Town - -	31 July -	4 August -	13 November	14 November	
39	John Francis Blake -	Galway County -	31 July -	1 August -	13 November	14 November	
40	Laurence Geoghegan -	Galway County -	31 July -	1 August -	4 November	10 November	
41	Patrick Marron - - -	Drogheda - - -	31 July -	1 August -	- - -	7 August -	Removed to Newgate.
		Newgate - - -	5 August -	7 August -	- - -	18 August -	Removed to Belfast.
		Belfast - - -	17 August -	19 August -	19 October	31 October	Discharged on bail.
42	Anthony O'Ryan - - -	Clonmel - - -	3 August -	4 August -	4 November	8 November	Discharged on bail.
43	Francis O'Ryan - - -	Clonmel - - -	3 August -	4 August -	28 November	November	Discharged on bail.
44	Walter Thomas Meyler -	Newgate - - -	4 August -	1 August -	- - -	18 August -	Removed to Belfast.
		Belfast - - -	17 August -	19 August -	- - -	27 September	Removed to Kilmainham.
		Kilmainham - -	16 September	27 September	- - -	- - -	In custody.
45	Charles Taaffe - - -	Newgate - - -	4 August -	2 August -	- - -	18 August -	Removed to Belfast.
		Belfast - - -	17 August -	19 August -	19 October	31 October	Discharged on bail.
46	Gilbert Whyte - - -	Newgate - - -	5 August -	3 August -	18 September	23 September	
47	Francis Hanvey - - -	Newgate - - -	5 August -	3 August -	28 November	29 November	
48	James Edward O'Donohoe	Newgate - - -	5 August -	4 August -	18 September	23 September	
49	James Doyle - - -	Newgate - - -	5 August -	4 August -	28 November	29 November	Discharged on bail.
50	William M'Carron - - -	Newgate - - -	5 August -	4 August -	28 November	29 November	
51	Charles Henry West - -	Newgate - - -	5 August -	4 August -	28 November	29 November	
52	John Hughes - - -	Wexford - - -	4 August -	4 August -	- - -	- - -	In custody.
53	Thomas M'Grade - - -	Wexford - - -	4 August -	4 August -	18 September	27 September	-- Removed to Newgate to give bail.
		Newgate - - -	25 September	27 September	- - -	30 September	Discharged on bail.
54	Thomas Whitty - - -	Wexford - - -	4 August -	4 August -	13 November	14 November	Discharged on bail.
55	Thomas Francis Strange -	Waterford County -	4 August -	5 August -	13 November	13 November	
56	James Supple - - -	Waterford County -	4 August -	5 August -	13 November	13 November	
57	Patrick Conlon - - -	Waterford County -	4 August -	5 August -	28 November	29 November	
58	James Fogarty - - -	Waterford County -	4 August -	5 August -	- - -	25 November	Discharged on bail.
59	Bartholomew Downey -	Waterford County -	4 August -	5 August -	13 November	13 November	
60	Peter Walsh - - -	Waterford County -	4 August -	14 August -	13 November	13 November	
61	Matthew King - - -	Waterford County -	5 August -	2 October -	13 November	13 November	
62	Robert Lambkin - - -	Cork City - - -	6 August -	30 Sept. -	4 November	6 November	Discharged on bail.
63	James Rowley Baxter -	Dundalk - - -	8 August -	11 August -	28 November	29 November	Discharged on bail.
64	John Hickey - - -	Clonmel - - -	10 August -	13 August -	4 November	10 November	Discharged on bail.
65	Michael Hanley - - -	Newgate - - -	11 August -	6 August -	18 September	23 September	Discharged on bail.
66	John Lawless - - -	Newgate - - -	11 August -	6 August -	- - -	17 October -	Removed to Clonmel.
		Clonmel - - -	16 October	17 October	- - -	7 November	Removed back to Newgate.
		Newgate - - -	6 November	7 November	28 November	29 November	Discharged on bail.
67	James Bergin - - -	Newgate - - -	11 August -	6 August -	28 November	28 November	Discharged on bail.
68	Joseph Brennan - - -	Newgate - - -	5 August -	4 August -	- - -	18 August -	Removed to Belfast.
		Belfast - - -	17 August -	19 August -	- - -	20 December	Removed to Kilmainham.
		Kilmainham - -	18 December	20 December	- - -	- - -	In custody.
69	Stephen J. Meany - - -	Newgate - - -	5 August -	4 August -	- - -	18 August -	Removed to Belfast.
		Belfast - - -	17 August -	19 August -	- - -	20 December	Removed to Kilmainham.
		Kilmainham - -	18 December	20 December	- - -	- - -	In custody.
70	John De Courcy Young -	Castlebar - - -	11 August -	August -	4 November	- - -	Discharged on bail.
71	Philip Kennedy - - -	Newgate - - -	12 August -	9 August -	- - -	18 August -	Removed to Belfast.
		Belfast - - -	17 August -	19 August -	28 November	9 December	Discharged on bail.
72	Cornelius R. Mahony -	Newgate - - -	12 August -	10 August -	28 November	29 November	Discharged on bail.
73	Stewart Wright - - -	Armagh - - -	13 August -	16 August -	18 September	26 September	Removed to Newgate to give bail.
		Newgate - - -	23 September	26 September	- - -	30 September	Discharged on bail.
74	Richard Franks Ryan -	Newgate - - -	15 August -	12 August -	28 November	28 November	
75	Timothy Sexton - - -	Newgate - - -	15 August -	13 August -	28 November	29 November	
76	James Lawler - - -	Newgate - - -	15 August -	14 August -	28 November	29 November	Discharged on bail.
77	Eugene Martin - - -	Newgate - - -	15 August -	14 August -	28 November	29 November	
78	Owen O'Neill - - -	Limerick County -	11 August -	4 August -	19 October	28 October	
79	Richard Dalton - - -	Limerick County -	15 August -	14 August -	4 November	7 November	Discharged on bail.
80	W. Fuller Harnett - -	Limerick County -	13 August -	14 August -	28 November	30 November	
81	Maurice Richard Leyne -	Kilmainham - -	13 August -	13 August -	18 September	18 September	Removed to Clonmel for trial.
		Clonmel - - -	16 September	19 September	- - -	- - -	In custody.
82	Patrick O'Donohoe - -	Kilmainham - -	13 August -	13 August -	18 September	18 September	Removed to Clonmel for trial.
		Clonmel - - -	16 September	19 September	- - -	- - -	Tried and convicted.
83	Justin Supple - - -	Tralee - - -	19 August -	25 August -	19 October	20 October	Discharged on bail.
84	Francis Thomas Gabbett -	Wexford - - -	21 August -	25 August -	19 October	20 October	Discharged on bail.
85	John Martin Burke - -	Newgate - - -	22 August -	16 August -	- - -	13 October	Removed to Clonmel.
		Clonmel - - -	12 October	13 October	- - -	7 November	Removed to Newgate.
		Newgate - - -	6 November	7 November	28 November	29 November	Discharged on bail.

No.	NAME of PRISONER.	PRISON in which detained.	Date of Warrant.	Date of Committal.	Date of Order in Council, authorizing Trial, or Acceptance of Bail.	Date of Discharge or Removal.	
			1848 :	1848 :	1848 :	1848 :	
86	Patrick Mulhare - -	Newgate - - -	22 August -	19 August -	18 September	23 September	Discharged on bail.
87	Edward Lombard - -	Newgate - - -	22 August -	19 August -	18 September	23 September	
88	Peter M'Kenzie - -	Newgate - - -	22 August -	19 August -	18 September	23 September	
89	James M'Grath - -	Newgate - - -	22 August -	19 August -	18 September	23 September	
90	Gunning Taaffe - -	Newgate - - -	22 August -	19 August -	18 September	23 September	
91	William Mathews - -	Newgate - - -	25 August -	20 August -	19 October	21 October	Discharged on bail.
92	Thomas M'Namara - -	Limerick County -	25 August -	27 August -	13 November	14 November	
93	Michael O'Neill - -	Limerick County -	25 August -	27 August -	13 November	14 November	Discharged on bail.
94	Richard O'Shaughnessy -	Limerick County -	25 August -	27 August -	13 November	14 November	
95	Patrick Coonan - -	Richmond Bridewell	30 August -	1 September	4 November	9 November	Discharged on bail.
96	Thomas Parker O'Flanagan	Clonmel - - -	31 August -	2 September	4 November	8 November	Discharged on bail.
97	Peter M'Auliffe - -	Waterford County -	31 August -	3 October	13 November	13 November	Discharged on bail.
98	Daniel Corcoran - -	Waterford County -	1 September	2 September	13 November	14 November	
99	Terence Bellew M'Manus	Richmond Bridewell	1 September	5 September	18 September	19 September	Removed to Clonmel for trial.
		Clonmel - - -	16 September	19 September	- - -	- - -	Tried and convicted.
100	Patrick O'Donnell - -	Richmond Bridewell	1 September	4 September	18 September	19 September	Removed to Clonmel.
		Clonmel - - -	16 September	19 September	28 November	—	
101	Patrick Dunn - -	Clonmel - - -	1 September	5 September	4 November	8 November	Discharged on bail.
102	Denis Tyne - -	Clonmel - - -	16 September	19 September	} Sept. 18 (trial) }	- - -	{ In custody. True bills found against them.
103	James Orchard - -	Clonmel - - -	16 September	19 September			
104	Thomas Stack - -	Clonmel - - -	16 September	19 September			
105	James M. O'Ryan - -	Waterford County -	20 September	25 September	19 October	21 October	Discharged on bail.
106	Patrick Conway - -	Waterford County -	20 September	12 September	4 November	6 November	
107	John Killilea - -	Clonmel - - -	21 September	27 September	—		
108	Thomas Hennessey - -	Clonmel - - -	27 September	30 September	4 November	8 November	Discharged on bail.
109	Pierse Power - -	Clonmel - - -	27 September	30 September	4 November	8 November	
110	Garrett Cannody - -	Limerick County -	28 September	30 September	13 November	16 November	Discharged on bail.
111	Daniel M'Carthy - -	Clonmel - - -	30 September	1 October	13 November	3 Jan. (1849)	
112	Thomas Kehoe - -	Waterford County -	30 September	3 October	13 November	13 November	
113	George Whelan - -	Waterford County -	6 October	12 September	4 November	6 November	
114	Joseph O'Grady - -	Clonmel - - -	5 October	5 October	3 Jan. (1849)	Not stated -	Discharged.
115	Edward Trouton - -	Newgate - - -	6 October	5 October	- - -	13 October	Removed to Clonmel.
		Clonmel - - -	12 October	13 October	- - -	7 November	Removed back to Newgate.
		Newgate - - -	6 November	7 November	28 November	29 November	Discharged on bail.
116	James M'Kenna - -	Newgate - - -	6 October	5 October	4 November	11 November	Discharged on bail.
117	William Wall - -	Clonmel - - -	31 July -	5 December	22 December	23 December	Discharged on bail.
118	James Jennings - -	Newgate - - -	14 December	11 December	22 December	23 December	Discharged on bail.

Dublin Castle, }  
3 Feb. 1849. }

(signed) Thomas Redington.