

THE TRIBUNAL RESUMED AS FOLLOWS ON THURSDAY,

14TH FEBRUARY 2008, AT 10:30 A.M:

CHAIRMAN: Good morning, Ms. Dillon.

MS. DILLON: Good morning. Sir, it was intended to take the evidence of three witnesses this morning, namely, Ms. Mary Elliott, Mr. Batt O'Keeffe and Mr. Finbarr Hanrahan.

Now, Ms. Elliott for reasons that I can't explain to you is not here. And we did as late as yesterday send a courier to her house asking her to confirm her attendance today. And we have corresponded with her by letter and she was listed previously two weeks ago. So I can't offer you any explanation for why Ms. Elliott is not here but it is possible that she is delayed.

CHAIRMAN: She might turn up later.

MS. DILLON: Yes. Or that she is away and hasn't received the communication.

And insofar as Mr. O'Keeffe is concerned, through no fault of Mr. O'Keeffe's, it won't be possible this morning because we are awaiting some confirmatory financial documentation. That is no difficulty on the part of Mr. O'Keeffe. It won't be possible to take his evidence this morning. So the only witness this morning is Mr. Finbarr Hanrahan.

CHAIRMAN: All right.

MR. QUINN: Mr. Finbarr Hanrahan, please.

10:40:38 1 **MR. FINBARR HANRAHAN, PREVIOUSLY SWORN, WAS QUESTIONED BY**
2 **MR. QUINN AS FOLLOWS:**
3
4 Q. 1 MR. QUINN: Good morning, Mr. Hanrahan, you have already been sworn in this
10:40:43 5 module.
6 A. Good morning.
7
8 CHAIRMAN: Good morning, Mr. Hanrahan.
9 Q. 2 MR. QUINN: You gave evidence to the Tribunal in the, what is termed the
10:40:53 10 Quarryvale I portion of this module on the 23rd and 24th of June 2004, and your
11 evidence is to be found on days 497 and 498 of the Tribunal website.
12
13 Mr. Hanrahan, I think you represented Fianna Fail as a member of Dublin County
14 Council from 1985 until 1994. And thereafter I think you represented South
10:41:22 15 Dublin County Council, isn't that correct?
16 A. That's right.
17 Q. 3 And I think you were a candidate in the 1992 General Election, is that's
18 correct?
19 A. That's correct, yeah.
10:41:34 20 Q. 4 And the Tribunal I think, wrote to you in relation to Quarryvale and sought
21 statements from you both in relation to Quarryvale and indeed in relation to
22 Green Property and the development at Blanchardstown, isn't that correct?
23
24 And you were also asked for details of your contacts with a number of named
10:41:56 25 people. If we could have 2287 on the 14th of June 2001, I think for example,
26 you were asked to provide a statement setting out details of any meetings you
27 attended with Mr. Dunlop, Mr. O'Callaghan, advisors to Owen O'Callaghan,
28 Ambrose Kelly, Liam Lawlor, Pdraig Flynn and Tom Gilmartin, isn't that
29 correct?
10:42:17 30

10:42:17 1 And I think you responded to that on the 25th of June 2001. If we could have
2 2288, please. And you said that you "thanked the Tribunal for their letter of
3 the 14th of June requesting the information. Records and diaries in relation
4 to the lands at Quarryvale, you said that you had no documentation records or
10:42:34 5 diaries and therefore you were unable to furnish them. In addition the Sole
6 Member requested that I furnish details of meetings with Messrs. Dunlop,
7 O'Callaghan, advisors to O'Callaghan, Kelly, Lawlor, Flynn and Gilmartin. Of
8 the above I had one meeting with Mr. Gilmartin at his urgings details of which
9 are recorded in the transcript of my meeting with the Tribunal legal team."

10:42:53 10 That was your response to that request, isn't that right?

11 A. Yeah.

12 Q. 5 And I think then I think you were written to on the 13th of September 2001, at
13 2290. And you were asked to provide a further.

10:43:09 15 MR. CHAIRMAN: Sorry, Mr. Quinn, what page?

16

17 MR. QUINN: Sorry, 2290.

18

19 CHAIRMAN: It's okay we have it now. You can see it there in front of you,
10:43:17 20 Mr. Hanrahan.

21

22 Q. 6 MR. QUINN: You were requested by the Sole Member to furnish a narrative
23 statement as requested in the letter of the 10th of April 2000, which was
24 awaited and in addition you were asked to provide details on its extent of
10:43:34 25 which monies received in respect of political donations were lodged to bank
26 accounts etc. isn't that correct?

27

28 And I think on the 27th of September 2001 at 2292, you responded as follows to
29 the Tribunal. You say that "in response to your letter of the 13th of
10:43:52 30 September 2001, I wish to furnish the following narrative.

10:43:55 1
2 I first became aware of the Quarryvale proposal when I read it about it in the
3 national newspapers and heard general discussion about it amongst other
4 politicians, my friends and my colleagues in the general public. The opinion
10:44:05 5 at that time was that a proposal to develop the gigantic shopping centre of 1.5
6 square feet at Quarryvale. 1.5 million square feet at Quarryvale was far
7 fetched and wouldn't be an economic success. I formed the opinion that it was
8 too near the existing zoned area of Ronanstown and Blanchardstown.
9
10:44:25 10 Mr. Thomas Gilmartin phoned me a few times to ask my support for the project
11 and each time I stated my opinion that it should not be supported. At his
12 insistence I met him for a short period of time in Buswells Hotel and repeated
13 my refusal to support the project. He was not very happy with this. I may
14 have attended a public launch of the project which took place in the Berkley
10:44:45 15 Court Hotel but I would not have had any discussion with Mr. Gilmartin during
16 that launching.
17
18 I never met Mr. Gilmartin again. I do not know the date of my meeting with Mr.
19 Gilmartin as I did not keep any records but it must have been late '80s I
10:44:59 20 guess.
21
22 The next time Quarryvale surfaced for me was in May 1991, when it was due for
23 discussion at the May planning meeting of Dublin County Council. The Chairman
24 of Green Properties issued a letter stating that he was happy with Quarryvale
10:45:13 25 proceedings and the principals in Ronanstown had shown no interest in their own
26 zoning proceeding. At the planning meeting I supported, allowing the
27 Quarryvale proposal to be entered on the maps for discussion and eventual
28 decision at the final County Development Plan meeting. I just wished to allow
29 the proposal to be debated and discussed.
10:45:34 30 During the 1991 Local Election campaign Quarryvale became a huge issue and I

10:45:37 1 realised that the public, the Lucan and Palmerstown small business, Brian
2 Lenihan TD, and many more politicians were of the same opinion as myself, that
3 Quarryvale was not the proposal to be supported.
4

10:45:49 5 Reflecting the very strong opinion of my electoral area, I resolved to support
6 the Ronanstown originally zoned site and not the Quarryvale proposal. I made
7 my thoughts known among my political colleagues and a number of them were not
8 happy with this by that had to accept it as a fact of life.
9

10:46:05 10 I tabled a motion for the final Development Plan meeting proposing that the
11 Quarryvale lands be zoned E, to provide for industrial and related uses. At
12 the decision time, the Chairman proposed and it was agreed that two motions
13 similar to mine be taken together and dealt with first. These motions were
14 defeated by 37 votes to 32 votes. I voted for the motions. My motion was then
10:46:28 15 declared lost as it sought the same result.
16

17 I voted for an amendment which sought to put C1 zoning less than D and a cap of
18 100,000 square feet in the Quarryvale site and it too was defeated by 37 votes
19 to 32. I knew then that Quarryvale would go through successfully.
20

10:46:49 21 When the final proposal to rezone Quarryvale was put -- sorry. When the final
22 proposal to rezone Quarryvale and put a retail cap of 250,000 square feet was
23 put, I knew the battle was lost and I abstained. The final vote was 39 for 28
24 against and 2 abstentions.
25

10:47:07 26 Quarryvale was through and everybody knew that eventually the cap would be
27 lifted as it inevitably is in these circumstances. As I kept no records I
28 cannot provide details about any monies lodged by me. Sorry. Any monies
29 lodged by me to my accounts. I do not recall receiving any money from Frank
10:47:24 30 Dunlop."

10:47:26 1
2 Now, I should say that's typed a typed version of a letter which is at 2294
3 sent to the Tribunal by you in manuscript, isn't that correct?
4 A. Yes.
10:47:35 5 Q. 7 Just ... and then on the 13th of September 2002, you provided a statement at
6 2298, please. Where you set out to answer a series of queries asked by you of
7 the Tribunal and having introduced the statement by identifying your profession
8 as a school teacher and having served two terms as a member of Dublin County
9 Council and later South Dublin County Council you say that you were first
10 elected in 1985, reelected in 1992. I think that should be 1991. And
11 continued to serve until 1999, isn't that correct?
12 A. Yes, 1991 was the ...
13 Q. 8 Yes. Now, rather than repeat the questions which appear at paragraph 3. If I
14 go to 2299. And just put to you the questions and your responses to each if I
10:48:25 15 may.
16
17 You say in paragraph four. "I will now deal with each of the matters in turn."
18 And the first matter you are dealing with is an all request/representations
19 made to you whether directly or indirectly in relation to any development plan
10:48:39 20 matter including but not limited to rezoning, roads, services or planning
21 matter by or on behalf of any lobbyist including but not limited to Frank
22 Dunlop.
23
24 And your response to that was that you "knew Mr. Frank Dunlop. You were aware
10:48:51 25 of him from Fianna Fail where he had been general secretary up to the General
26 Election in 1977. You said that subsequently he became head of the government
27 information services and in the period that you were a councillor, Frank Dunlop
28 was well known among councillors as a lobbyist acting on behalf of certain
29 builders and developers."
10:49:09 30 You say that "you were never close to Frank Dunlop and in fact you did not

10:49:11 1 approve of the way in which he appeared to have access to the Fianna Fail rooms
2 in the County Council offices. You say however I had no personal dispute with
3 Frank Dunlop and I merely kept my distance from him. While I have obviously
4 read the newspapers and contributions made by Frank Dunlop on behalf of
10:49:26 5 builders and developers to members of the County Council, I do not recall
6 receiving any money from Frank Dunlop.

7
8 I believe that I would recall such an event and for that reason I believe that
9 it did not occur. In addition to Frank Dunlop never sought my support in
10:49:38 10 relation to any development plan matter. In the event that Frank Dunlop had an
11 interest in how a particular vote went he would let it be known that he wished
12 councillors to vote. However he never approached me and requested me
13 personally to support any individual proposal."

14
10:49:54 15 At paragraph five you say "It may be helpful if I give the Tribunal some idea
16 of the general role played by lobbyists. For the purposes of this statement
17 which I refer to lobbyists I am really referring builders and developers on the
18 one hand and persons representing pressure groups on the other. This may put
19 Frank Dunlop's activities and obviously the activities of other lobbyists into
10:50:14 20 some context.

21
22 Lobbyists were not just in favour of development proposals. There were
23 lobbyists around the County Council opposing various developments as well as
24 lobbyists who supported developments. Lobbyist who is were against
10:50:25 25 developments tended to be more extreme in the approach which they adopted and
26 they would sometimes appear almost aggressive. Lobbyists in favour of
27 proposals tended in many cases not even to ask me directly for support.
28 Instead they would outline what they believed were the positive points of the
29 proposals if any, if an individual councillor was willing to listen."

10:50:44 30 You say that "Given that lobbyists were around the County Council on a regular

10:50:47 1 basis it is impossible for me to recollect each and every occasion in which I
2 may have been told the advantages or disadvantages of a particular proposal.
3 Quite frequently councillors would be stopped in the corridor or in the lobby
4 by persons advocating or opposing one proposal or another. The lobbying
10:51:06 5 process was not an orderly or structured one."
6

7 At paragraph 7 you say. "As I have said, I do not believe that Frank Dunlop
8 ever lobbied me in relation to any proposal in the sense that I do not believe
9 that he ever approached me and asked me -- asked that I vote in a particular
10:51:21 10 way. I cannot of course exclude the possibility that Frank Dunlop could have
11 described to me individually or to a number of councillors gathered together
12 either in the Council offices or in a nearby venue, the advantages of a
13 particular proposal which he was advocating. I wish however to make it
14 absolutely clear that at no stage did Frank Dunlop offer me money in return for
10:51:42 15 my vote nor did I ever request any payment -- any such payment I should say."
16

17 At paragraph 8 you deal with the query "any such requests or representations
18 made to you by any politician, civil servant, developer or land owner,
19 including but not limited to the owners of some 106 acres of lands at
10:52:04 20 Carrickmines County Dublin."
21

22 And you deal with the Carrickmines lands there, isn't that correct?

23 A. Correct.

24 Q. 9 But in he is dealing with those lands you say "I will deal later with my
10:52:13 25 approaches made to me by other councillors in the County Council. No
26 politician ever approached me with a request or representation in relation to a
27 planning matter with the exception of the late Brian Lenihan Td, who was well
28 known to be opposed to the Quarryvale development.
29

10:52:25 30 Mr. Lenihan made it clear to me that he was opposed to the original proposal

10:52:29 1 with the exception of the entirely proper reports made to the council by the
2 manager and his staff, no civil servant everybody sought to influence my vote
3 on the planning matters".
4

10:52:39 5 The other matters redacted there are not relevant to this module.
6

7 If we go to 2302 you say that "You have already described to the Tribunal the
8 approach made to you by Mr. Gilmartin in respect of the Quarryvale project".
9

10:52:51 10 At paragraph 14 you say "That during the course of my political career I
11 believe that I received election contributions from a number of builders or
12 developers. It is of course possible that during the course of the 14 years
13 that I was on the County Council, one or other of the developers who supported
14 me may have asked me to support projects in which they were involved.

10:53:08 15 Notwithstanding the time afforded to me to do so for the purpose of preparing
16 this statement, I have been unable to recollect any such instance apart from
17 those described in this statement.
18

19 I have already informed the Fianna Fail Committee on standards on public life
10:53:22 20 that I did receive donations from developers for election purposes. And I
21 believe that none of these contributions were for more than 1,000 pounds.
22 Should the Tribunal wish to have information in connection with these
23 contributions, I will obviously supply it."
24

10:53:35 25 And then at paragraph 15 you say that you deal with all requests or
26 representations made to you by any other councillor. And you say "With regard
27 to approaches from other councillors I wish to make it clear that no councillor
28 ever offered me if I any financial incentive to support, abstain on or oppose
29 any particular vote. Equally, no councillor made me aware of any financial
10:53:56 30 incentive being available in the event that I was to take a particular stance

10:54:00 1 on a particular issue.
2
3 Councillors did of course discuss proposals between themselves. In the event
4 that there was a planning proposal relating to part of the county which was far
10:54:10 5 removed from my own electoral area Lucan, I would from time to time discuss
6 with the local councillor or councillors what attitude they had towards that
7 proposal. This did not necessarily involve solely Fianna Fail councillors, but
8 any councillor whom I might know. This was such a regular part of the ordinary
9 business of the council that no such discussions came to my mind. Sorry comes
10:54:32 10 to mind in the context of the Tribunal's business. In the event that the
11 Tribunal wishes to ask me about any specific planning vote other than the one
12 which is described in the next part of my statement, I would obviously give
13 whatever information I can."
14
10:54:45 15 And then at paragraph 16 you deal with the reasons why and at whose request you
16 voted in relation to the motion at the Council meeting held on the 12th of June
17 in relation to lands at another module which has already been dealt with, isn't
18 that correct?
19 A. Correct.
10:55:00 20 Q. 10 Now, that statement is dated the 13th of September 2002, isn't that correct?
21 Is there anything in that statement that you wish to clarify or correct,
22 Mr. Hanrahan?
23 A. No.
24 Q. 11 I think you were asked for a statement in relation to the Blanchardstown lands
10:55:21 25 and I think you provided a statement in relation to those including your
26 dealings with the developers of that site. And that statement I think was
27 provided at 2312. And it's dated the 19th of January 2004. And I think in the
28 course of that statement you advised the Tribunal that you came to meet with
29 Mr. John Corcoran who was identified with Green Properties, who were the
10:55:49 30 promoters of that development sometime around 1990 or 1991, isn't that correct?

- 10:55:53 1 A. Correct.
- 2 Q. 12 And I think at 2313 you say that you deal with the planning meeting of May 1991
3 and you say that "At the planning meeting in May 1991, I supported the proposal
4 to allow Quarryvale be entered on the maps for discussion in relation to the
10:56:07 5 implementation of the County Development Plan.
6
7 During the June 1991 Local Election campaign, the major issue concerning the
8 public in my area was Quarryvale. Whilst I had formed my own view that
9 Quarryvale was not a proposal to be supported, public opinion in my area was
10:56:22 10 against the proposal and accordingly I resolved to support the original zoned
11 site for a town centre at Ronanstown."
12
13 And I think again you referred Mr. Lenihan and his support for the Green
14 Property proposal, isn't that correct, and you have advised the Tribunal that
10:56:37 15 you were quite close to Mr. Lenihan?
16 A. Now, you've said there that I said that Brian Lenihan advised me of his support
17 for the Green Property. Now, what I said in my statement was that Brian
18 Lenihan spoke to me about a Quarryvale matter and was very much opposed.
19 Q. 13 More opposed to Quarryvale than supportive?
10:56:58 20 A. He didn't mention Green Property.
21 Q. 14 I understand.
22 A. In my discussions with him.
23 Q. 15 Okay. In fact I should read what say. "The late Brian Lenihan TD, spoke with
24 me about the matter and directed that I was to oppose Quarryvale. As I had
10:57:07 25 already formed a view that I was not in favour of Quarryvale and because the
26 late Mr. Lenihan was the senior politician of the constituency at the time and
27 did not normally give directives. I was happy to oppose Quarryvale."
28
29 I take it that there was quite an amount of opposition to the Quarryvale
10:57:21 30 proposal from the residents in the Blanchardstown area at this time?

10:57:26 1 A. Well I served the Lucan and Palmerstown and a small part of Clondalkin area.
2 And the residents of Lucan and Palmerstown in particular, including the
3 business community of Lucan/Palmerstown were seriously opposed to Quarryvale
4 development.

10:57:45 5 Q. 16 Right from the outset.

6 A. They were quite opposed but it became blatantly obvious to me during the 1991
7 local government election campaign that they were very much against the
8 Quarryvale development.

9 Q. 17 In your statement you go on to say that "There was a General Election in
10:58:09 10 November 1992, and you were selected as a Fianna Fail running in Dublin West
11 with Mr. Lenihan and Mr. Liam Lawlor. You said that this was your first
12 General Election campaign as a candidate and you said that Mr. Corcoran wanted
13 Liam Lawlor defeated and offered to support your campaign."
14

10:58:23 15 Can I ask you, did Mr. Corcoran tell you why he was anxious that Mr. Lawlor
16 would be defeated in that campaign?

17 A. No, he just said, he just expressed his interest in having Mr. Lawlor defeated.

18 Q. 18 Yes. It's obviously I was a candidate who was also interested in Mr. Lawlor
19 being defeated because if I was successful it meant he would have been
10:58:53 20 defeated, unless Brian Lenihan was to be defeated and that wasn't very likely.
21 So in the previous local government election the year before in '91, it was
22 obvious during the '91 election that only one of us was going to succeed in
23 winning a seat in that election and I was successful in topping Mr. Lawlor in
24 the vote in '91.

10:59:20 25
26 So you can appreciate that in '92, Mr. Lawlor would have been under a lot of
27 pressure from my direction because it could have followed that I might have
28 been successful in actually topping him once again. As it turned out I didn't
29 top him again. But I'm sure people who were interested in defeating
10:59:41 30 Mr. Lawlor, I took it that Mr. Corcoran would, if he was interested in

10:59:46 1 defeating Mr. Lawlor would have approached myself because I was the person who
2 had a chance of actually succeeding in that endeavour. I had actually defeated
3 him at the convention as well even though I state in the my statement that I
4 was selected to go forward along with Brian Lenihan and Liam Lawlor. In fact,
11:00:04 5 the night of the convention it was myself and Brian Lenihan who was selected to
6 go forward. And as sitting councillor Liam Lawlor was added to the ticket on
7 the following day by the National Executive of Fianna Fail.

8
9 So people would have seen that, it was, it was seen in the newspapers the
11:00:23 10 following day that Liam Lawlor had been defeated at the convention the night
11 before. There was a lot of publicity around it and the likes of Mr. Corcoran
12 would have no problem realising that there was a lot of, I suppose opposition
13 and difficulty between myself and Mr. Lawlor in terms of being a serious
14 political rivals at that time. No doubt it makes sense to him to approach
11:00:49 15 somebody if he wanted to defeat Mr. Lawlor. And I took it at face value on
16 that basis.

17 Q. 19 You were both sitting councillors in the period up to 1991, isn't that right?

18 A. We were, yes.

19 Q. 20 And you had no difficulty, both of you getting elected in 1985 to the council?

11:01:05 20 A. No, 1985 Mr. Lawlor headed the poll and I actually was second in, elected
21 around that time so ...

22 Q. 21 You say that you felt going into the Local Elections in 1991, that only one of
23 you was likely to be returned?

24 A. That was what our poll returns were telling us, the party poll returns were
11:01:25 25 telling us. So there was a battle to see us who would get through the door
26 first basically.

27 Q. 22 You go on to say in your statement that "you met Mr. Corcoran on a number of
28 occasions. You say that you have no records of the dates of those meetings but
29 you associate them with the General Election campaign and therefore you believe
11:01:43 30 they occurred over the latter half of 1992. I cannot recall the exact dates of

11:01:47 1 or venues of the meeting. You said that you met him for lunch on one or two
2 occasions. You say you met him at his club at St. Stephen's Green on three or
3 four occasions and there may have been a meeting in the Royal Dublin Hotel.
4 You say that at the meetings we would discuss my campaign and how I felt it was
11:02:03 5 proceeding. Mr. Corcoran advised that he would put Pat Keating in contact with
6 me to support my campaign.

7
8 I understood Mr. Keating was a lobbyist for Green Properties Limited in
9 relation to their development of a shopping centre at Blanchardstown as I had
11:02:16 10 seen him around the vicinity of the County Council offices. Mr. Keating
11 supplied a coach and a driver to me five evenings a week over the two/three
12 week election campaign period. Mr. Keating also gave me the names of a
13 printing company and organised that a leaflet/campaign flier be prepared for
14 me. I did not have to pay for the coach or the leaflets. To the best of my
11:02:36 15 recollection I did not receive any payments from Mr. Keating.

16
17 You say that you received payments in cash from Mr. Corcoran at some of the
18 meetings referred to at paragraph 7. You say that you have no recollection of
19 receiving a cheque from him. And you cannot be precise as to the amounts
11:02:56 20 received as you do not have records. But you understood that the payments were
21 from him personally and that he was a supporter of Mr. Lenihan. As regards the
22 money I did receive from him, my belief is that it was not a donation from
23 Green Properties Limited. The payments were made to assist you at your
24 election campaign you say and you did not utilise all of the donations which
11:03:12 25 you received for your campaign."

26
27 And I think you were asked for further particulars in relation to those
28 payments at 2317. And on the 9th of November 2004 at 2318, you say that
29 "having referred to the correspondence I estimate that I met Mr. Corcoran three
11:03:28 30 or four times in the period up to November 1992 General Election. The purpose

11:03:32 1 of these meetings was to o update Mr. Corcoran on the progress of my campaign.
2 I am unable to remember exact dates but it would have been within the period
3 between the election convention and the polling day.
4

11:03:44 5 On occasion Mr. Corcoran made a personal donation towards buying a round drinks
6 for your election term. You estimate that the accumulative total of these
7 minor donations would not exceed 300 pounds. The donations would have been
8 utilised almost immediately to provide refreshments for your election term
9 which would have been approximately 35 people.

11:04:04 10
11 With regard details of bank accounts, this money would have been used for petty
12 cash for the election campaign and would never have been lodged to a bank
13 account. You say that you were happy to accept these donations as they were
14 from Mr. Corcoran's own pocket to aid your election campaign.

11:04:18 15
16 Now, it is a fact, Mr. Hanrahan, that you did support initially a motion
17 brought in the name of Councillor McGrath to rezone the lands at Quarryvale for
18 a shopping centre development, isn't that correct?

19 A. That's correct, yeah.

11:04:38 20 Q. 23 And if I just very briefly put on screen at 16816, the summary of your
21 involvement in relation to Quarryvale. I think you've approved this summary as
22 accurately reflecting --

23 A. Sorry.

24 Q. 24 You've approved this summary as being an accurate reflection of the rezoning
11:05:01 25 meetings attended by you and the vote, your voting pattern in relation to
26 Quarryvale, isn't that right?

27 A. Yes, well it's all the details that they have been submitted to the Tribunal by
28 the County Council officials and I expect that they are pretty accurate. I
29 haven't, I have read down through them and I haven't seen anything that would
11:05:22 30 cause me any alarm.

11:05:23 1 Q. 25 Yes. And I think in summary just taking the two votes the one of the 16th of
2 May '91, and the one of the 17th of December '92, it would be fair to summarise
3 them as follows. First of all you voted in favour of the amendment to
4 Mr. McGrath's motion. You voted in favour of the amended motion. You voted in
11:05:44 5 favour of a motion to in December '92, to rezone the Quarryvale lands back to
6 E, industrial. And you also voted in favour of a motion which would have
7 sought to cap the Quarryvale development to 100,000 square feet with an
8 objective C1, isn't that right?
9 A. That's right, yeah.

11:06:03 10 Q. 26 And the two votes to cap the Quarryvale development at 250,000 square feet and
11 to deal with the Neilstown zoning were votes that you abstained on, isn't that
12 correct?
13 A. That's correct, yeah.

14 Q. 27 And just to complete the pattern, I think that you were also a member of South
11:06:22 15 Dublin County Council when a motion came before the Council on the 24th of
16 September 1998, which would have sought to re-impose the cap on the Quarryvale
17 development. And I think you voted against that motion, is that correct?
18 A. I expect, so, yes. Where does it appear here? I can't see the ...

19 Q. 28 Yes. It's in the statement given by Mr. Ciaran Kennedy at 14931 if I could
11:06:52 20 have that, please. Mr. Kennedy at page, at paragraph 16. You see paragraph
21 16?
22 A. Yes.

23 Q. 29 He says at a special meeting. This is the evidence given by Mr. Kennedy. He
24 says that "At a special meeting of it should be South Dublin County Council on
11:07:15 25 the 24th of September 1998, the manager's report on the above motion
26 recommended that the draft written statement not be amended as proposed.
27 Following discussion the motion was defeated. This had the effect of
28 confirming that the cap could not be re-imposed during the process of making of
29 the new plan for South Dublin County Council and confirmed that whilst the
11:07:36 30 Quarryvale lands had the rezoning designation D C district centre it would have

11:07:40 1 permitted town centre uses."
2
3 And then records that "the following councillors voted for the motion to
4 reverse the removal of the cap on retail space at Quarryvale and that the
11:07:51 5 following councillors voted against the motion to remove the cap". And you
6 were one of those councillors.
7 A. Yes.
8 Q. 30 Yes.
9 A. There must have been a motion though prior to that at some stage that actually,
11:08:07 10 that actually called for the removal of the cap.
11 Q. 31 No, actually, it would appear that what happened was that in summary. If I
12 could have 14905, please. That a position paper was produced in or about May
13 1997 by the local authority planners in relation to the matter. And then there
14 was a special meeting of the Council on the 1th 1st of December 1997, at which
11:08:35 15 a report on the Draft Development Plan was presented to the elected members.
16 And that report made no reference to the Quarryvale lands. And then at a
17 special meeting of the council on the 2nd of December 1997, a presentation was
18 made to the elected members on Draft Development Plan and none of the items
19 included in the list of agreed amendments to be incorporated into the final
11:08:58 20 draft for display referred to the Quarryvale lands.
21
22 And the Draft Development Plan was placed on public display on the 9th of
23 February 1998, and there was no specific objective restricting the quantum of
24 retail shopping permissible on the lands indicated in that Draft Development
11:09:15 25 Plan. In other words the Draft Plan which went on display did not contain a
26 cap on the Quarryvale lands and that went on display in February 1998.
27 A. Well is that must have been a decision by the County Manager then to have done
28 that, was it?
29 Q. 32 Yes it would appear to have been a decision of the officials.
11:09:37 30 A. Yeah.

11:09:38 1 Q. 33 And it says "The omission of any restriction often future shopping development
2 on the Quarryvale lands reflected the view of the senior management and county
3 Planning Officer that such a restriction was inappropriate. The county
4 manager's report and recommendations on the representations and received during
11:09:51 5 the public display of the draft plan were given to the elected members in
6 August 1998. And it included a comprehensive report on the objections to the
7 removal of the cap at Quarryvale."

8
9 And then to revert to the matter I commenced with. "At a special meeting of
11:10:07 10 the Council on the 24th of September 1998, a report by the manager was
11 presented in response to a motion in relation to Quarryvale. The effect of the
12 motion would have been to retain the cap on shopping development in the
13 Quarryvale lands. The manager's report on the motion recommended that the
14 draft written statement not be amended as proposed and following discussion a
11:10:26 15 motion was defeated. This had the effect of confirming that the cap would not
16 be re-imposed during the process of making the Development Plan"

17 A. Yes.

18 Q. 34 And you appear to have voted with, in support of the managers recommendation,
19 isn't that right?

11:10:42 20 A. That's right, yeah.

21 Q. 35 Now, if I could perhaps just review very quickly with you the evidence in
22 relation to your meetings with Mr. O'Callaghan and Mr. Gilmartin. You have
23 already given evidence over two days to this Tribunal in relation to the your
24 contacts with Mr. O'Callaghan and Mr. Gilmartin, isn't that correct?

11:11:08 25 A. That's correct.

26 Q. 36 And some of those contacts and what happened at those meetings is disputed,
27 isn't that correct? And I don't want to get into that dispute again this
28 morning, Mr. Hanrahan. But it's fair to say that Mr. Gilmartin's evidence was
29 that he had met you on the 28th of December 1988, that Mr. O'Callaghan was
11:11:25 30 present in Buswells Hotel when the meeting took place as were others. He

11:11:31 1 speaks about that meeting in the context of the demand he alleges by you of him
2 for 100,000 pounds. He alleges that on leaving the building he told, he had a
3 conversation with Mr. O'Callaghan in which Mr. O'Callaghan asked him words to
4 the effect did he tap you, referring to you. Now --

11:11:52 5 A. Can I stop you a moment?
6 Q. 37 Yes.
7 A. What's your name? You didn't introduce yourself when we started.
8 Q. 38 I am sorry, Mr. Hanrahan. Pat Quinn is my name.
9 A. Pat Quinn. Thank you, Mr. Quinn.

11:12:12 10 Q. 39 Now, that conversation is disputed by Mr. O'Callaghan and Mr. Gilmartin and it
11 is disputed by you, isn't that correct, you have denied?
12 A. I would have no knowledge of their conversation whatsoever. I would be in no
13 position to dispute it.
14 Q. 40 And you have given evidence, isn't that correct, in relation to that matter
11:12:37 15 yourself and you have denied that any such conversation took place between
16 yourself and Mr. Gilmartin?
17 A. Sorry?
18 Q. 41 You have denied that any such conversation took place between yourself and Mr.
19 Gilmartin where you demand -- sought from him money?
11:12:43 20 A. That's right.
21 Q. 42 In relation to your support, isn't that correct?
22 A. Correct.
23 Q. 43 You do say however that money was discussed but it was discussed in the context
24 of Mr. Gilmartin telling you that he had got 200,000 pounds from the sale of
11:12:53 25 properties in Bachelor's Walk, isn't that right?
26 A. That's correct.
27 Q. 44 But you do also accept that at some stage you met with Mr. Gilmartin in
28 Buswells Hotel where Mr. Gilmartin sought your support for his proposals in
29 Quarryvale, isn't that right?
11:13:09 30 A. Uh-huh.

- 11:13:09 1 Q. 45 And I think your evidence has been that you were not supportive of those
2 proposals, isn't that correct?
- 3 A. That's correct.
- 4 Q. 46 Now, you have also given evidence I think that you met with Mr. O'Callaghan
11:13:20 5 some time in 1988, that you were supportive of a proposal which he had at that
6 stage for a development at the old Tara co-op site, isn't that right, and you
7 may in fact have signed a Section 4 motion which was not proceeded with in
8 relation to that site?
- 9 A. Yes but I'm not quite sure if I actually met him, did I actually state
11:13:42 10 definitively that I met him or --
- 11 Q. 47 I think you state that you had met him before you met him for a second time
12 sometime in August 1989, when you travelled to Cork and sought his support
13 during a Senate election campaign.
- 14 A. Yes, I would have to see where I made the statement because it's many years
11:14:02 15 since I made the statement now. We are actually dealing with something that
16 happened first of all 16 years ago and the statements that I made now, go back
17 four or five years ago now maybe more. It's difficult for me to remember what,
18 you know, the absolute details of statements. So if you read out something to
19 me and say, isn't that right, I have to be absolutely certain what you are
11:14:26 20 asking me is right. So could I see the statement?
- 21 Q. 48 Yes. In a moment I'll bring up on screen your evidence in relation to your
22 first meeting with Mr. O'Callaghan. But in the meantime if I could put on
23 screen please page 23263. This was Mr. O'Callaghan's recollection of his
24 meeting with you.
- 11:14:55 25
- 26 Now, on screen is an extract from Mr. O'Callaghan's statement to the Tribunal
27 in relation to his meetings with you and rather than -- perhaps if I could
28 circumvent matters this way, Mr. Hanrahan, and if I were to ask you your
29 recollections of your meetings with Mr. O'Callaghan in 1988 and 1989.
- 11:15:23 30 A. Sorry.

11:15:23 1 Q. 49 If I were to ask you if you would again tell the Tribunal your recollection of
2 your first meeting with Mr. O'Callaghan?
3 A. I would have to actually look at the statement that I gave to the Tribunal
4 because at this stage I don't remember things that I did last year not to mind
11:15:37 5 what I said to the Tribunal five years ago, and meetings that I had with
6 somebody like with Mr. O'Callaghan perhaps 15, 16 or 17 years ago. These are
7 difficult things I wouldn't attempt to recollect them at this stage.
8 Q. 50 If I could have day 497, please. Page 58.
9
11:16:09 10 Now, on screen, Mr. Hanrahan, is your evidence and you say:
11
12 "Q: Now, leaving aside the date for the moment can you tell the Tribunal when
13 it was you first came to meet Mr. O'Callaghan?
14 A: I met Mr. O'Callaghan somewhere in 1988 into the year probably --
11:16:26 15 A. Sorry, I can't see that. You are reading something but the screen is moving.
16 I don't know where you are reading. I see it now.
17
18
19 Q. 51 Perhaps you would like the Tribunal to rise and I will give you a hard copy of
11:16:37 20 what I'm reading Mr. Hanrahan. Mr. Hanrahan?
21 A. Sorry? It mightn't be necessary if we just. I just want to have a look at
22 this.
23 Q. 52 What we are reading now is your evidence to the Tribunal.
24 A. Yeah.
11:16:50 25 Q. 53 "I met Mr. O'Callaghan somewhere in 1988, into the year probably autumn of 1988
26 at a meeting that in the Clondalkin area. It would have been attended by the
27 public, councillors and various people. I don't know what the meeting is
28 about. I forgot what it was about. The council frequently had meetings of
29 that nature and other meetings that might not necessarily have been council
11:17:11 30 meetings, public meetings or meetings called by pressure groups etc. would have

11:17:15 1 been attended by myself and therefore members of the public. I did meet Mr.
2 O'Callaghan at that meeting. He actually approached me and said who he was and
3 he told me that he had bought the Balgaddy site and I was delighted that he had
4 bought it because I felt that as long at long last we would get a decent bit of
11:17:33 5 shopping development into the Lucan area and indeed the Lucan/Clondalkin area
6 since it was designated town centre.
7 Q 292: Do you recollect whether you met Mr. O'Callaghan before or after you
8 signed the motion, Section 4 motion for the rezoning of Mr. O'Callaghan
9 Cooldrinagh lands?
11:17:49 10 A: Oh, it would have been after.
11 Q: And then you are asked how you came to sign the motion?"
12
13 Now, I don't want to spend the morning, Mr. Hanrahan, reading out transcripts
14 of previous evidence that you have given to the Tribunal --
11:18:00 15 A. Uh-huh.
16 Q. 54 -- unless you require me to do so. But would you agree with me that your
17 evidence to this Tribunal has been that you met Mr. O'Callaghan as I said some
18 time in the autumn of 1988?
19 A. Yes.
11:18:11 20 Q. 55 And is that still your evidence to the Tribunal?
21 A. Oh, it is yes. I just needed to refresh my memory on the statement.
22 Q. 56 Yes. I think you then again met Mr. O'Callaghan some time in August of 1989
23 when you travelled to Cork, isn't that right?
24 A. Yes, that's correct, yeah.
11:18:30 25 Q. 57 And at that stage you were I think a candidate in the Seanad election.
26 A. That's correct.
27 Q. 58 Which arose out of the June 1989 General Election, is that correct?
28 A. That's correct, yeah.
29 Q. 59 Now, on the previous occasion the Tribunal had circulated and you had seen a
11:18:49 30 document at 20299, compiled by Mr. O'Callaghan and given to a Mr. Edward Lyons,

11:18:57 1 who also gave evidence in Quarryvale I and who was an estate agent and
2 auctioneer.

3
4 And you will see at 20300, which is on the second page, Mr. O'Callaghan in this
11:19:10 5 document to Mr. Lyons a copy of which went to Mr. Ambrose Kelly and his partner
6 Mr. Deane. Mr. O'Callaghan had at that stage, that is to say the 4th of
7 November 1988, said the following.

8
9 "I spoke to Finbarr Hanrahan this morning in Cork. Finbarr was our main
11:19:27 10 supporter in Lucan and it was he who told me about the Gilmartin site some
11 three weeks ago". Do you recall you were asked about that in evidence as well,
12 isn't that right?

13 A. I don't recall if I was asked about it in evidence. I actually don't recall,
14 you know, what went on when I was in here giving evidence before. It's a blur
11:19:47 15 to me now.

16 Q. 60 Yes.

17 A. As this will be in another few months time, it doesn't stay with me.

18 Q. 61 If I were to read to you maybe what Mr. O'Callaghan said in his March 2004
19 statement at 23263, in relation to his meetings with you. And it's in the
11:20:08 20 context of the site at Cooldrinagh.

21
22 He says that "The site at Coolamber was sufficient to accommodate a shopping
23 centre was incorrectly zoned. I was informed that there should be no
24 difficulty in having the site rezoned for retail because the local Lucan
11:20:20 25 councillors would be supportive. My recollection is that this was sent to me
26 by a solicitor who acted for persons involved at this stage. There is no need
27 to mention him here.

28
29 He says in particular, I understood again from the solicitor that Finbarr
11:20:33 30 Hanrahan who was from the Lucan/Clondalkin ward was fully supportive of the

11:20:38 1 proposed retail project at Cooldrinagh. This was the first time I heard
2 mention of the name of Finbarr Hanrahan but to the best of my recollection I
3 did not meet him at that time. I never proceeded with the Cooldrinagh site.
4

11:20:49 5 At a local function in Lucan/Clondalkin probably towards the middle at of 1988,
6 I met Finbarr Hanrahan who was one of the local councillors. Finbarr Hanrahan
7 told me that as a local Councillor, he fully supported my proposed development
8 at Balgaddy. He also informed be that he was originally from the south of
9 Ireland but I cannot remember if it was either west Cork or Kerry.

11:21:10 10
11 I believe next time that I met Finbarr Hanrahan was in Cork when he arrived
12 unexpectedly in my office in Cork. This would have been in the second half of
13 1989. He told me that he was canvassing for the Senate Election and at his
14 request, I gave him the name of two or three councillors whom he might contact.
11:21:26 15 I said to him that he could use my name as a reference contact."

16
17 And then he says "sometime in 1989, Tom Gilmartin asked me to introduce him to
18 Finbarr Hanrahan".
19

11:21:38 20 Just in relation to your contact with Mr. O'Callaghan in 1988 and 1989, is that
21 a correct reflection of those contacts?

22 A. It is, yeah, it is.

23 Q. 62 So by 1991, Mr. Hanrahan, you would be fair to say that you were opposed to the
24 Quarryvale project, you had been introduced to the project by and lobbied in
11:22:00 25 relation to it if I could use that express in a conversation with Mr. Gilmartin
26 when he advised you of his proposals in relation to it, you were opposed to it
27 and you had advised him of your opposition to it. And in fact I think you went
28 so far in your evidence to say that Mr. Gilmartin became abusive in that
29 conversation when he heard of your opposition, is that correct?

11:22:22 30 A. That's correct.

- 11:22:22 1 Q. 63 And we know, Mr. Hanrahan, that a motion signed by Councillor McGrath. If I
2 could have 915 please, came before the council on the 16th of May 1991. This
3 is a motion which was received on the last date for receipt of such motions.
4 And on the 15th of February 1991, the motion provided as follows.
- 11:22:45 5
6 "That Dublin County Council hereby resolves that the lands at
7 Palmerstown/Quarryvale comprising approximately 180 acres as outlined in the
8 attached map adjacent to the western parkway intersection with the Galway Road,
9 be zoned D and E and the draft provision of the County Development Plan to
10 provide a major town centre business and industrial park."
- 11 A. Right.
- 12 Q. 64 Does that help you in any way setting the scene, so to speak, for the date of
13 the vote on the Quarryvale proposal in May 1991?
- 14 A. Yes.
- 11:23:21 15 Q. 65 And you attended that meeting, isn't that correct?
- 16 A. I guess so if the list says I was there. I'm not saying I didn't.
- 17 Q. 66 Yes. And not alone did you attend a meeting but in fact you were to add a
18 paragraph to that motion, isn't that correct? If I could have 933. The motion
19 was sought to be amended as follows:
- 11:23:45 20
21 "With the inclusion of the following. That a statement be included in the
22 Development Plan to indicate that the total area of commercial development in
23 the area zoned D, shall not accede the total area of commercial development
24 which would be appropriate to the Lucan/Clondalkin town centre site, designated
11:24:01 25 in the County Development Plan 1983."
26
27 And it's signed by Councillor McGrath, Councillor Tom Hand and you,
28 Mr. Hanrahan, isn't that right? Or is that your signature?
- 29 A. Oh, it is my signature.
- 11:24:15 30 Q. 67 So you signed that amendment, isn't that correct?

- 11:24:19 1 A. Oh, I did.
- 2 Q. 68 Now, can you tell the Tribunal your recollection, insofar as you have one, of
3 the circumstances under which you came to sign that amendment to Mr. McGrath's
4 motion?
- 11:24:31 5 A. As far as I recall when Mr. McGrath was submitting the motion and the addition
6 he asked me, he simply asked me would I sign the motion and I at that stage I
7 felt that it was probably not a bad idea to let the argument go on, put this
8 thing on the maps for discussion, as the final decision on it wouldn't be until
9 a much later date anyway.
- 11:25:05 10 Q. 69 I think you were very much supportive, you say, of the Neilstown designated
11 town centre site, isn't that right?
- 12 A. Yes.
- 13 Q. 70 That was always your position and I think even to this day you believed that
14 the town centre should have been built in Neilstown, is that correct?
- 11:25:23 15 A. That's correct, yeah.
- 16 Q. 71 And you had told Mr. Gilmartin that you were supportive of the Neilstown
17 designation town centre site, isn't that right?
- 18 A. Several years before this.
- 19 Q. 72 Yes. And you were opposed to his proposals. But can I ask you, how you came
11:25:37 20 to be supportive of pro proposal in May 1991, which if successful and finally
21 carried through in the Development Plan, would have in fact transferred the
22 town centre designation from Neilstown to Quarryvale?
- 23 A. I supported it to actually allow the proposal to be debated the way it was
24 rather than snuff it out at the very beginning.
- 11:25:59 25 Q. 73 Mr. McGrath's original motion at 915, was received within the council on the
26 15th of February 1991. Did you know Mr. McGrath was putting forward that
27 motion prior to February '91?
- 28 A. No.
- 29 Q. 74 Who did you think was behind the proposal to designate the Quarryvale site?
- 11:26:20 30 A. I have no idea.

- 11:26:21 1 Q. 75 But you must have at one stage you obviously knew that Mr. Gilmartin was behind
2 the proposal, isn't that right? He certainly was behind the proposal in 1988?
3 A. Some years before that.
4 Q. 76 Sorry.
11:26:32 5 A. Some years before that when I met him once, yes.
6 Q. 77 Had you any reason to believe that he was no longer involved in the Quarryvale
7 proposal?
8 A. Whether he was involved in it or not it wouldn't have effected the fact that I
9 supported it at that moment in time and I felt that it was a good idea to give
11:26:48 10 an opportunity, to give the public an opportunity as well to see the proposal.
11 It was whilst I was very much in favour of the Ronanstown site as the proposal,
12 I equally wanted to allow this to be debated properly rather than just straight
13 in and kill it off. So that's the reason I supported that particular motion on
14 that particular day.
11:27:14 15 Q. 78 Did anyone other than Mr. McGrath seek your support for his proposal in 1991?
16 A. No.
17 Q. 79 No.
18 A. Actually it was done in a moment as far as I recall. I think he just said that
19 I'm submitting this, do you want to sign it and I signed it. This was the
11:27:30 20 practice that sometimes would happen in the council when they were submitting
21 motions, not necessarily one of that important but it was something that might
22 be done by somebody presenting a motion, they might ask a colleague would you
23 sign this motion, they might even sign it without reading it. I am not
24 suggesting that I hadn't read this one.
11:27:49 25 Q. 80 Did you know for example that Councillor Tom Hand had signed the motion when
26 you signed it?
27 A. I don't recall whether I did or not. I wouldn't have a problem with Councillor
28 Hand. He was a nice man, a very responsible councillor as far as I was
29 concerned, even though he wasn't from my own party.
11:28:04 30 Q. 81 Did you discuss what you were signing with Councillor McGrath?

- 11:28:10 1 A. If we did it would be very short I would imagine.
- 2 Q. 82 At this stage you knew Mr. O'Callaghan, you knew Mr. Gilmartin, you knew
3 Mr. Corcoran, isn't that right?
- 4 A. That's right.
- 11:28:20 5 Q. 83 And Mr. Corcoran?
- 6 A. I'm not sure if I knew Mr. Corcoran by '91, but I'd know of his existence I
7 suppose. This is '91.
- 8 Q. 84 I think you may have said that you met him in 1990 or 1991.
- 9 A. Yes, I may have.
- 11:28:33 10 Q. 85 So you would have known him then in 1991, isn't that right, if you had met him?
- 11 A. Well ...
- 12 Q. 86 And did you know for example that Mr. Corcoran and had met with Councillor
13 McGennis on the 13th of May 1991. Sorry. On the 10th of May 1991 and had
14 expressed concern about the original Councillor McGrath motion?
- 11:28:59 15 A. No.
- 16 Q. 87 Did you know that there had been a meeting involving Mr. Corcoran, Mr. Boland,
17 Councillor McGennis, Councillor Lawlor and Councillor Ned Ryan on the 13th of
18 May 1991, at which it was agreed that there would be a revised motion?
- 19 A. No, I didn't.
- 11:29:17 20 Q. 88 You didn't know that?
- 21 A. No.
- 22 Q. 89 No.
- 23 A. I do know that Green Properties sent a letter at some stage that ... and it
24 seemed to show that they had no interest in the Quarryvale motion.
- 11:29:35 25 Q. 90 Well if we --
- 26 A. There was a letter and I saw it at some stage but I don't recollect it.
- 27 Q. 91 Had you seen the letter to which you refer by the time you came to sign this
28 motion?
- 29 A. I'm not sure. I don't know.
- 11:29:46 30 Q. 92 If we could have 5064 please. This is a letter of the 15th of May 1991. It's

11:29:53 1 from Mr. Corcoran and it's to Mr. Councillor, Chairman of the Dublin County
2 Council Councillor Tommy Boland?
3 A. Yeah.
4 Q. 93 Is this the letter?
11:30:00 5 A. That's probably the letter I am remembering to.
6 Q. 94 "I would like to thank you for receiving us on Monday morning last to discuss
7 the question Lucan/Clondalkin rezoning. We got a very fair hearing and came
8 away from the meeting happy that reasonableness would prevail.
9
11:30:12 10 I now understand that a new motion is being drafted in the connection with
11 moving the Neilstown site to Quarryvale site and I am happy with this".
12 A. Yeah, I guess, that may be another letter, Mr. Quinn, which was positive which
13 appeared positive from the Green Property, I'm not sure if that's the
14 particular one.
11:30:38 15 Q. 95 Did you know that Green Properties were opposed to the original Councillor
16 McGrath motion?
17 A. What? At the time that the motion was put? It didn't bother me, you know. I
18 hadn't thought about it.
19 Q. 96 Did you discuss the amended motion or indeed the original motion with
11:31:03 20 Mr. Corcoran on the date of the Council meeting on the 16th of May '91?
21 A. No.
22 Q. 97 Did you see Mr. Corcoran present at the council on that date?
23 A. I wouldn't remember if he was. I presume I suppose if he felt it was
24 interesting to himself he might have been there. I wouldn't remember.
11:31:20 25 Q. 98 Yes. Did you discuss it with Mr. O'Callaghan or Mr.-- or with Mr. Dunlop on
26 that date?
27 A. No.
28 Q. 99 Did you see Mr. O'Callaghan and Mr. Dunlop in the council on that date?
29 A. I wouldn't remember.
11:31:36 30 Q. 100 Did you see Mr. Gilmartin on the 16th of May in the Royal Dublin Hotel?

- 11:31:43 1 A. I wouldn't remember that either.
- 2 Q. 101 Did you go to the Royal Dublin Hotel on that day?
- 3 A. I might have.
- 4 Q. 102 Yes.
- 11:31:54 5 A. The Royal Dublin Hotel was only two doors up the street from the County Council
6 offices.
- 7 Q. 103 It would appear that Mr. O'Callaghan may have retained rooms there on the day
8 and that there was some celebration after the day and some activity during the
9 day and that Mr. Gilmartin was in the room throughout the day or throughout the
10 afternoon. You don't recall any of that?
- 11 A. No.
- 12 Q. 104 You don't record Mr. O'Callaghan or Mr. Dunlop approaching you on the day or
13 discussing the motion with you or indeed the amendment to the motion? You
14 don't know if they were present on the day?
- 11:32:34 15 A. No.
- 16 Q. 105 You don't know how you came to sign the amendment but you think you were asked
17 to do so by Councillor McGrath?
- 18 A. I think so, yes.
- 19 Q. 106 But you do accept that it had the effect or would have had the effect had it
11:32:45 20 been carried through to the Development Plan, of transferring the zoning from
21 Neilstown to Quarryvale, isn't that right?
- 22 A. Yes, and my decision was to allow it to be put forward before the public to
23 allow the debate for myself for clarification. But of course within a very
24 short time of passing that motion I realised, well the Local Election took
11:33:10 25 place just shortly after that motion went through and I realised that in fact
26 that the public in Lucan/Palmerstown the business people of the community and
27 my senior colleague in the constituency, Deputy Brian Lenihan, were all very
28 much against it.
- 29
- 11:33:29 30 So I've, I resolved to continue with my original belief that the Neilstown,

11:33:35 1 it's called the Neilstown site, it was site in the Ronanstown actually beside
2 Neilstown, I resolved that that would be the site that I felt should be
3 supported.

4 Q. 107 Did you see your colleague, Mr. Lawlor at the council on the 16th of May?

11:33:58 5 A. I don't recall but I probably did see him. He probably was there.

6 Q. 108 You see Mr. Corcoran is of the opinion that he was shown the amended motion by
7 Mr. Lawlor at approximately 2:30 in the afternoon of the 16th of May.

8 A. I wouldn't know anything of that nature. I wouldn't be involved in any
9 negotiations or discussions of that nature.

11:34:19 10
11 JUDGE FAHERTY: If you continue -- sorry Mr. Quinn. Can I just clarify
12 something with you, Mr. Hanrahan. Can I ask you, before you signed the
13 amendment. I think the amendment was passed and it appeared to have been
14 signed around the 16th of May. This is to Mr. McGrath's motion.

11:34:35 15 A. It was signed earlier actually.

16
17 JUDGE FAHERTY: Indeed it may well have been earlier. Can I just ask you. By
18 the time you signed the amendment had you changed your mind about your support
19 that the town centre should be on the Neilstown or the Ronanstown lands?

11:34:49 20 A. No, I hadn't. The point is that I would have an even vote on the day when the
21 actual, when the ultimate, I'll call it the ultimate vote would come. This was
22 a preliminary vote as far as I was concerned because this, I voted in support
23 of this in order to give it an opportunity to be debated but I still felt that
24 the Neilstown site was a better site.

11:35:15 25
26 JUDGE FAHERTY: I understand.

27 A. Rather than interrupt you please, I don't wish to.

28

29 JUDGE FAHERTY: No, no, that's all right.

11:35:22 30 A. But I felt that I would give them an opportunity to debate the thing. Remember

11:35:27 1 that this has now become a very serious problem you know debated here at a very
2 serious Tribunal. But at the time that I supported the motion there was no
3 question of anything untoward. I supported a motion to allow, to allow a
4 proposal to go before the County Council to be -- to allow it to actually be
11:35:50 5 debated. If it was killed off at that particular meeting there would be no
6 discussion about it any further I expect. And then we'd just revert directly
7 to the to the Ronanstown site, which I was supporting. In fact I would have
8 been happy to support it then of course. But I felt that when I was signing
9 that, that I was giving, that I was being fair actually.

11:36:14 10
11 JUDGE FAHERTY: That's fair enough. I was just curious about that because if
12 you were, you obviously supported the Neilstown that you felt that there was a
13 town centre zoning on that. I call it Neilstown but it's Ronanstown in fact.
14 A. Yes, they are right beside each other anyway.

11:36:29 15
16 JUDGE FAHERTY: Yes. We have heard a lot of debate here and a lot of evidence
17 about the original plan for Quarryvale and Mr. McGrath's motion was simply just
18 to transfer or basically the town centre zoning to Quarryvale without any
19 limit, the original motion. And I just wanted to ask you --

11:36:50 20 A. Well it wasn't a motion to transfer it really. It was a motion zone it all
21 right.

22
23 JUDGE FAHERTY: To zone it D and E.

24 A. The original zoning would still remain. It would have to be resolved
11:37:02 25 afterwards.

26
27 JUDGE FAHERTY: Absolutely.

28 A. I didn't have a problem with that. I felt that I was being fair to give them
29 an opportunity to state their case whilst I still felt that the Neilstown site
11:37:10 30 was the better of the two. And if it came down to it I would always come down

11:37:15 1 to the site of Neilstown. On the day the Neilstown site wasn't in question.
2
3 JUDGE FAHERTY: But my point is this, Mr. Hanrahan, when you when you signed
4 the amendment obviously it was capping or limiting rather the site at
11:37:28 5 Quarryvale, I can't remember the exact words but really the amendment that was
6 signed to Mr. McGrath's motion was saying that if Quarryvale was to be
7 developed on that basis, it wasn't to be any bigger than what was envisaged.
8 A. Oh, there was nothing to do with capping.
9
11:37:43 10 JUDGE FAHERTY: No, no, no, no capping. But what they said was that the
11 amended McGrath motion as amended was put to a vote and passed was that the
12 Quarryvale it developed as a town centre wouldn't be any larger than what was
13 envisaged for Neilstown/Ronanstown. That was the effect of the motion.
14 A. All right, yeah.
11:38:04 15
16 JUDGE FAHERTY: I just wanted to ask you this. Did you not worry at any point
17 that that limit on it, I am only using that word in a broad sense.
18 A. I hadn't thought about it.
19
11:38:13 20 JUDGE FAHERTY: Would perhaps make the Quarryvale more attractive to a lot of
21 councillors and that Neilstown would loose out, if you like. Now we know what
22 happened in 1992.
23 A. I hadn't thought of it.
24
11:38:28 25 JUDGE FAHERTY: Did you advert to that at all?
26 A. No, it didn't cross my mind.
27
28 JUDGE FAHERTY: I see.
29 A. I just supported it on the basis that I felt -- in fact, at the stage when I
11:38:39 30 supported that Mr. O'Callaghan was, appeared to be the primary mover, if I

11:38:50 1 should use that term, on that particular site. But he also was the primary
2 mover in terms of the Neilstown site because he had a controlling interest in
3 both sites. So there's nothing personal in anything there, you know, as far as
4 I was concerned it was the sites I was looking at and not considering anybody
11:39:08 5 else.

6
7 JUDGE FAHERTY: Thanks.

8 A. And I felt that I was giving everybody an opportunity to debate the, let's call
9 it the new site if you like. But I still in my, you know, in my own thinking
11:39:23 10 still believed and I believed still that in fact the Neilstown site would have
11 been better in terms of a town centre. It would have been more socially
12 inclusive. I think there probably would have been a better service generally
13 given to the communities of Clondalkin and Lucan and in fact maybe the
14 surrounding communities as well.

11:39:42 15
16 Whilst I think that the Liffey Valley shopping centre as it is now, is a fine
17 shopping centre, it still actually doesn't give, it still isn't giving the
18 service to the two communities that I envisaged that the original site that was
19 given. And it was unfortunate that it worked out like that. As I said, it's a
11:40:05 20 successful, it's a successful shopping experience now.

21
22 JUDGE FAHERTY: Thanks

23 A. And the local communities I think are quite happy with it now strangely.
24

11:40:15 25 JUDGE FAHERTY: Sorry, Mr. Quinn, I just wanted to ...

26
27 Q. 109 MR. QUINN: Mr. Hanrahan, just in relation to the evidence that you have just
28 given. First of all you say that you knew that Mr. O'Callaghan had an
29 involvement with Quarryvale when you came to vote on this motion in May 1991,
11:40:30 30 isn't that right?

- 11:40:32 1 A. Oh, yes.
- 2 Q. 110 That's what you've just said.
- 3 A. I would have known that.
- 4 Q. 111 How would you have known that can I ask?
- 11:40:38 5 A. I don't know. Literature, you know, that people would have ... generally
- 6 known.
- 7 Q. 112 Did you know that Mr. Dunlop or Mr. Gilmartin had an involvement or a remaining
- 8 involvement with the site on that occasion?
- 9 A. Well I would have expected so, yes. I don't know actually I can't tell you the
- 11:40:56 10 detail of that.
- 11 Q. 113 You knew of course that Mr. O'Callaghan had an option on the Neilstown lands
- 12 and by May 1991 had outline planning permission -- or had planning permission I
- 13 should say which was under appeal for the first phase of a shopping centre on
- 14 that site, isn't that right?
- 11:41:10 15 A. Well I didn't know the detail of it now. I knew that it had, it was a
- 16 designated town centre from a previous county plan and I knew, I was told that
- 17 he had controlling interest in it.
- 18 Q. 114 Yes. And you would also have known that the manager would have put in a report
- 19 on Councillor McGrath's motion received in February '91, isn't that right, or
- 11:41:36 20 would have been circulated to you together with the motion?
- 21 A. It would have been, yes.
- 22 Q. 115 And just in relation to what you understood was the effect of voting for the
- 23 motion. Could I refer you to what the manager's report was saying in relation
- 24 to Councillor McGrath's motion and in particular if I could have page 930. If
- 11:41:58 25 we could just the second paragraph. This is what the manager was telling the
- 26 councillors including yourself Councillor Hanrahan, Mr. Hanrahan.
- 27
- 28 He says "Dublin Planning Officer is strongly of the view that the town centre
- 29 designation should remain on the originally designated site. It would be
- 11:42:15 30 illogical and contrary to proper planning to locate two major town centres so

- 11:42:19 1 close to each other. If the Council decides to pass this motion, the only
2 logical conclusion can be that the original site should be rezoned and it is
3 considered that the most appropriate such zoning would be for the most part
4 industrial on the basis of the location and physical characteristics of the
11:42:35 5 site, the transportation network and the need to replace locally industrial
6 lands lost at Quarryvale".
7
8 Now, you would have known that because that that was what the Planning Officer
9 was suggesting, Mr. Hanrahan, isn't that right?
- 11:42:50 10 A. Yeah, I would have read that.
- 11 Q. 116 And you knew that by supporting the motion Mr. McGrath's motion, even as
12 amended, what you were effectively doing was supporting a proposal that the
13 Neilstown designated site would revert to industrial, isn't that right?
- 14 A. No, it's not right.
- 11:43:07 15 Q. 117 Isn't that what the manager is saying?
- 16 A. Whilst the manager says that.
- 17 Q. 118 And isn't that what actually happened? The Draft Development Plan, isn't it
18 the case that the draft development plan when it went on display, showed the
19 Neilstown lands zoned for industrial purposes?
- 11:43:24 20 A. A manager's report is one, is only one of the items that one would consider on
21 the day when one was deciding whether to vote on a particular motion.
- 22 Q. 119 Yes.
- 23 A. And if the manager was of that opinion, it might not necessarily be what the
24 outcome would be in the future. As far as far as I was concerned, I was giving
11:43:45 25 the Quarryvale site, I was giving them an opportunity to have it discussed over
26 a period of time to be displayed publicly and discussed and then and then it
27 would go for final decision and final vote.
- 28 Q. 120 Now, you have no great recollection of what transpired on the 16th of May, even
29 though you signed the amendment to the Councillor McGrath motion. But I have
11:44:10 30 to put to you, Mr. Hanrahan, that evidence has been given by Mr. Gilmartin in

- 11:44:15 1 this Tribunal that on the 16th of May, that's the date of the vote, that you
2 came into offices that Messrs. O'Callaghan, Deane, Dunlop and Gilbride were
3 operating and that you met him there for a second time?
- 4 A. No.
- 11:44:29 5 Q. 121 You dispute that.
- 6 A. I absolutely dispute that.
- 7 Q. 122 And you have no recollection having, of having met the promoters of the
8 Quarryvale project on the 16th of May, that is either Mr. O'Callaghan or his
9 consultant, Mr. Dunlop or indeed Mr. Gilbride or any of the other councillors?
- 11:44:51 10 A. I may have met them. Sure Councillor Gilbride or Mr. Gilbride as he is now
11 would have been a colleague of mine, he could have been sitting beside me
12 during the debate.
- 13 Q. 123 Yes.
- 14 A. I could have met them of course.
- 11:45:04 15 Q. 124 You could have met Councillor Gilbride, but what about Mr. O'Callaghan or
16 Mr. Deane?
- 17 A. Could have met them, I don't know.
- 18 Q. 125 Or Mr. Corcoran who appears to have been present on the day?
- 19 A. As I said I have no recollection of who was there and with wasn't there or who
11:45:15 20 I met. I would have no hope of remembering it.
- 21 Q. 126 Now, you I think have said that Mr. Dunlop never sought your support or never
22 lobbied you for support in relation to any proposal, isn't that right?
- 23 A. That's right.
- 24 Q. 127 Nor did he ever give you any money, isn't that right?
- 11:45:30 25 A. That's right.
- 26 Q. 128 And indeed you were asked by the Tribunal for a statement of any meetings that
27 you had with Mr. Dunlop, isn't that right?
- 28 A. That's right.
- 29 Q. 129 Mr. O'Callaghan, Mr. Ambrose Kelly, Mr. Lawlor, Mr. Flynn or Mr. Gilmartin.
11:45:44 30 And that letter I think which was sent to you on the 14th of June 2001, which

- 11:45:48 1 is at 2287. Was responded to by you at 2288 on the 25th of June 2001. Where
2 you said that you had one meeting with Mr. Gilmartin and that's the meeting
3 what I will refer to as the disputed meeting which appears to have occurred in
4 1988 or '89, isn't that right?
- 11:46:08 5 A. That's right.
- 6 Q. 130 But you don't make any reference to any meetings with either Mr. Dunlop, Mr.
7 O'Callaghan or Mr. Kelly or indeed the others referred to in the letter, isn't
8 that right?
- 9 A. That's right.
- 11:46:22 10 Q. 131 Did you meet Mr. Dunlop on the 6th of June 1991, at the Dublin County Council?
11 If I could have 14203. This is an extract from Mr. Dunlop's diary and he has
12 an entry for "10: 45 meeting Finbarr H at County Council". You see that?
- 13 A. Well No. 1 it doesn't say Finbarr. It does say H. It looks like FINR to me, I
14 don't know what it means. And H could be anything. It doesn't certainly say
11:47:02 15 Hanrahan. But whilst I can't say to you that I had a meeting with Mr. Dunlop
16 on June the 6th on a Thursday at 10:45 a.m.
- 17 Q. 132 Well did you ever meet Mr. Dunlop by prior arrangement at the council?
- 18 A. I never had any formal arrangements to meet Mr. Dunlop at any time. Mr. Dunlop
19 popped up so often around the place that I wouldn't have had to have an
11:47:33 20 arrangement with him at the time. If I were in attendance -- if I were
21 actually in the party room for instance at the County Council and if I happened
22 to be there on the 6th of June, and if he walked in the door he could easily
23 just say hello or something of that nature and he could actually write in his
24 diary that he met me.
- 11:47:57 25 Q. 133 Now, Mr. Hanrahan, you have said that even though you signed an amendment to
26 Councillor McGrath motion and you voted in favour of the amendment and the
27 amended, that the motion be amended and the amended motion in June 1991, you
28 were nonetheless against the proposal to transfer the zoning of the town centre
29 zoning to Quarryvale, isn't that right?
- 11:48:19 30 A. Yes but at the time I was, I supported that amendment, that motion and that

- 11:48:26 1 amendment in order to give a fair hearing to a big proposal, a pretty serious
2 proposal.
- 3 Q. 134 And I think the maps went on public display between September and December '91,
4 isn't that right?
- 11:48:43 5 A. I don't know the exact date.
- 6 Q. 135 And in the meantime, I think there had been a Local Election a number of
7 councillors had lost their seat but you had retained your seat, isn't that
8 right?
- 9 A. That's correct.
- 11:48:53 10 Q. 136 And you tell the Tribunal that after the May '91, you continued to be opposed
11 to the proposal, isn't that right?
- 12 A. After '91.
- 13 Q. 137 No after May '91.
- 14 A. After May. When the election was over --
- 11:49:12 15 Q. 138 Yes.
- 16 A. -- after May '91, the election campaign more or less happened pretty quickly
17 after that.
- 18 Q. 139 Yes.
- 19 A. And during the campaign it was obvious to me that my community that the
11:49:27 20 constituents that I was trying to get votes from to put myself back as a
21 Councillor into the Council again, were in the main, very much opposed to the
22 proposal.
- 23 Q. 140 And there is no reason why anyone wouldn't be of the opinion or know certainly
24 by August and September '91, that you were still opposed to the transfer of the
11:49:49 25 zoning, isn't that right, and certainly --
- 26 A. Sorry.
- 27 Q. 141 -- when the maps went on display that you were, you continued to be opposed to
28 the transfer of the zoning from Neilstown to Quarryvale, isn't that right?
- 29 A. I expect so, yeah.
- 11:50:02 30 Q. 142 And this would be well known. Now, there were a series of meetings I think

11:50:06 1 held in different communities attended by Mr. O'Callaghan and some of his
2 advisors. And I think you were aware of those meetings because you might have
3 amended some of those meetings yourself.

4 A. I don't know. You'd have to be more specific.

11:50:23 5 Q. 143 Well there was a meeting for example of the Palmerstown residents on the 19th
6 of September '91. Which it would appear you may have attended. If I could
7 have --

8 A. It's possible.

9 Q. 144 I am putting on screen, Mr. Hanrahan, a memo prepared within Allied Irish Bank
11:50:39 10 on a conversation with Mr. O'Callaghan. And it refers to that meeting of the
11 19th of September '91. Do you understand?
12

13 CHAIRMAN: What's the page?
14

11:50:51 15 Q. 145 MR. QUINN: 5990, please. This is a memo prepared within Allied Irish Bank on
16 a conversation with Mr. O'Callaghan or after that meeting. In fact it's the
17 day following the meeting of the 19th of September '91, and it records as
18 follows "majority of speakers at this meeting were traders opposed to
19 Quarryvale. Six councillors attended the meeting, O'Halloran, O'Connell,
11:51:15 20 Hanrahan, McGennis, Higgins and McGrath. Only Higgins who represents
21 Blanchardstown was against Quarryvale."
22 Do you see that?

23 A. I do.

24 Q. 146 Now, could someone attending that meeting in September 1991, come away in the
11:51:29 25 belief that only Councillor Higgins was opposed to Quarryvale?
26

26 A. Well that's a letter that he sent to somebody else, isn't that what it is?

27 Q. 147 No it's not.

28 A. What is it?

29 Q. 148 It's a note of what was said by Mr. O'Callaghan who was at the meeting.

11:51:46 30 A. Yeah.

11:51:48 1 Q. 149 And he came away from the meeting in the belief that although you were in
2 attendance with other councillors, only one of the other councillors, namely,
3 Councillor Higgins, was against the proposal?

4 A. But he didn't say that the other councillors spoke in favour.

11:52:15 5 Q. 150 Yes.

6 A. He put down that he was against. That was his own opinion --

7 Q. 151 -- you spoke against a proposal one would expect that that would also be
8 recorded and it would say Councillors Higgins and Councillor Hanrahan were
9 against a proposal.

11:52:19 10 A. But I might not necessarily have spoken on that particular occasion.

11 Q. 152 Yes.

12

13 CHAIRMAN: But if -- just, Mr. Hanrahan. This is obviously, this isn't proof
14 that you attended the meeting. It isn't proof that you attended the meeting or
15 that you took any position if you did attend the meeting. It's just, but the
16 question that's being posed because it's a memo written by someone else.

11:52:33 17 A. Yeah.

18

19 CHAIRMAN: But the question asked of you is; if you had attended the meeting
20 with those other councillors, do you think the impression would have been given
21 to those attending the meeting that only one individual, namely Mr. Higgins,
22 had opposed Quarryvale? Would that have been, do you think that view would
23 have been a reasonable view whether you had said anything or remained silent or
24 whatever? Or do you think your opposition would have been so well known or so,
25 you know, or what do you think the view might have been had such a meeting
26 taken place and you were there?

11:53:25 27 A. Well, Chair, I attended meetings at different stages but I would have no way of
28 actually being able to say whether I was in attendance at that particular
29 meeting and I can't say whether I spoke. But I certainly would imagine that at
11:53:52 30 that period in time I wouldn't have been speaking in favour of the Quarryvale

11:53:57 1 development at that stage. If Mr. O'Callaghan gave this impression to somebody
2 else, that was his impression, he may have decided to say that himself.
3
4 JUDGE KEYS: Did you ever speak at any meeting against the Quarryvale project?
11:54:16 5 A. I can't recall whether I did or I didn't.
6
7 JUDGE KEYS: You can't recall.
8 A. No, not at this stage, no.
9
11:54:21 10 JUDGE KEYS: Even though it was quite an issue at the time?
11 A. I might have. I might have.
12
13 Q. 153 MR. QUINN: In fairness to you --
14 A. I can't remember.
11:54:31 15
16 JUDGE KEYS: I would have thought you would remember something like that
17 considering your strong views about the Quarryvale issue project in the first
18 instance.
19 A. But I might have.
11:54:42 20
21 JUDGE KEYS: That this was run over a period of '91 to '92, and even further
22 when the cap was expanded with the controversy that was going on I would have
23 thought that most councillors who were involved in that particular project
24 would have a fair idea of whether they had spoken against it or for it and
11:55:03 25 certainly wouldn't have a lapse of memory to that extent.
26 A. Well I might have spoken against it but I certainly wouldn't have.
27
28 JUDGE KEYS: Surely you know.
29 A. But I certainly wouldn't have spoken for it.
11:55:15 30

11:55:15 1 JUDGE KEYS: Surely you know whether you spoke for it or against it. After
2 all you were a councillor, you were appearing for your constituents I would
3 have thought, and that bearing in mind that the project was so controversial
4 that you would certainly have at least the memory of whether you spoke in
11:55:34 5 favour or against it at a public meeting at some stage during the course, the
6 whole course of this project being put through the zoning system.

7 A. I probably did because it was obvious. I had no problem telling me that I was
8 against the Quarryvale development at that stage. Immediately after the local
9 government election, at meetings during the election campaign I spoke against
11:55:59 10 Quarryvale, already I was speaking against it at that stage. So I guess my
11 answer to your question is that I did speak against Quarryvale.

12
13 JUDGE KEYS: Do you think it's likely that if you attended a meeting or
14 meetings of this nature, discussing the pros and cons of the project, that you
11:56:14 15 would have remained silent at those meetings and said nothing?

16 A. That would depend on the attendance. I might have been only five minutes at
17 that meeting. These were not, these were not statutory meetings. Quite
18 frequently the life of a county councillor one might step into a meeting at the
19 very end.

11:56:36 20
21 JUDGE KEYS: Yes but if you took the trouble to go to one of these meetings it
22 would have been a purpose I would take it. Would that be correct? Either to
23 represent your views in the eyes of the people that were there or to generally
24 lodge an objection or try and convince people who had some doubt about it that
11:56:51 25 they should change their mind and be in favour of it. Isn't that what?

26 A. Or I might have just wanted to just attend to, for my own.

27
28 JUDGE KEYS: To say that you were there?

29 A. Possibly. Or to actually get a feeling of what the actual meeting.

11:57:06 30

11:57:06 1 JUDGE KEYS: But wouldn't your appear to be more effective or easily noticed
2 if you would have expressed a view at the meeting that you attended?
3 A. Well in answer to your question, I may have spoken against at different
4 meetings but I can't say specifically when or how.

11:57:25 5
6 JUDGE KEYS: You see, what I find difficult to accept in relation to your
7 evidence, because there seems to be a contradiction. You paint a picture that
8 you were very much against it. Yet at one stage when a motion came before the
9 Tribunal you voted in favour to give it a platform to launch it. Now, you say
11:57:45 10 that was to give everybody an opportunity to discuss it but I would have
11 thought that if you were against a project you do nothing to try and assist it.

12 A. I did mention that I was trying to be fair. The fact is that this was a very
13 serious proposal.
14

11:58:02 15 JUDGE KEYS: Well fair to who?

16 A. Fair to the proposal itself and fair to the whole aspect of it. I'm talking
17 about March when I signed or in the spring when I signed the amendment to the
18 '91 proposal. But after '91, during the Local Election campaign I realised
19 that it was definitely something that the local community didn't want and I,
11:58:27 20 from that point on I was absolutely against the proposal.
21

22 JUDGE KEYS: I see.

23 A. And I had given it an opportunity to be debated and the debate that raged
24 proved that the point that the local community were very much against it.

11:58:40 25
26 Q. 154 MR. QUINN: Mr. Hanrahan, just in relation to that last point, your signature
27 wasn't necessary to that amendment for it to be debated. It already had the
28 signature of Councillor McGrath and Councillor Hand, isn't that correct?

29 A. That's correct.

11:58:53 30 Q. 155 And just to be fair to you, Mr. Hanrahan, at 14665, Mr. Dunlop compiled and at

- 11:59:04 1 14664, compiled sheets setting out the likely outcome and those that were both
2 for and against the Quarryvale proposals in the lead up to the December '92
3 vote. Do you understand?
- 4 A. Yeah.
- 11:59:18 5 Q. 156 And you will see there a heading "support definite, "support lukewarm" and then
6 under a heading "definitely against" you will see your name, isn't that right?
- 7 A. Yes.
- 8 Q. 157 And again if the Dail were sitting at 14665, he again records you under the
9 heading as being against?
- 11:59:36 10 A. Yes.
- 11 Q. 158 However, there was a type sheet which recorded likely voting patterns which may
12 have been shown to Mr. O'Callaghan. And if we could have 14655 please. This
13 was a positioning of a likely voting pattern where 48 councillors it was
14 anticipated might vote for the proposal. And it was, if you look at 14656, you
15 are in there as one of the people that it was hoped might vote for the
16 proposal. However, there are two other scenarios one at 14658, which is a
17 position B, likely outcome at 14659, and you are recorded as having likely to
18 have voted against the proposal. Do you see that?
- 19 A. Yes.
- 12:00:01 20 Q. 159 And again on a worse position at 14661 we find it at 14662, you are again seen
21 as likely to vote against a proposal.
- 22 A. Yes.
- 23 Q. 160 Now, between May '91 and December '92, did Mr. Dunlop or Mr. O'Callaghan seek
24 your support for the proposals in relation to the designation of Quarryvale?
- 12:01:00 25 A. No doubt they did. I couldn't remember an actual detail, as I said, the type
26 of person that Frank Dunlop was, was, he just popped up, turned up, would find
27 you nearby if you weren't in the Council offices or if you weren't in your
28 party room. So it's possible that I might have bumped into Frank Dunlop.
- 29 Q. 161 And he might have sought your support for the Quarryvale position?
- 12:01:32 30 A. No doubt he, you know, he you'd hardly talk about the weather, you know.

12:01:38 1 Q. 162 Yes.

2 A. No doubt it was obvious if you met him you knew what he was going to be looking

3 for.

4 Q. 163 And if I could have 2299. This is your statement to the Tribunal in September

12:01:50 5 2002, Mr. Hanrahan.

6 A. Yes.

7 Q. 164 Could I just refer you to paragraph four and just very near the end of

8 paragraph four you are dealing with Mr. Dunlop you say "In addition Frank

9 Dunlop never sought my support in relation to any Development Plan matter".

12:02:04 10

11 How could you tell could you tell the Tribunal in 2002, that Mr. Dunlop never

12 sought your support in relation to any Development Plan matter when you can now

13 tell the Tribunal that he may very well have sought your support in relation to

14 Quarryvale?

12:02:17 15 A. Well I can say to you that I don't recall him, I don't recall him canvassing me

16 in relation to Quarryvale.

17 Q. 165 Now --

18

19 CHAIRMAN: Sorry, Mr. Quinn, it's just about five to twelve. If we could take

12:02:33 20 a ten minute break.

21

22 MR. QUINN: Yes, Sir.

23

24 **THE TRIBUNAL THEN ADJOURNED FOR A SHORT BREAK**

12:02:55 25 **AND RESUMED AS FOLLOWS:**

26

27 MR. QUINN: Mr. Hanrahan, please.

28

29 Thank you Mr. Hanrahan. Before the break we were dealing with your evidence in

12:19:01 30 relation to contacts that Mr. Dunlop might have made with you on behalf of

12:19:05 1 developers. And just in relation to that, Mr. Hanrahan, Mr. Dunlop has given
2 evidence to the Tribunal that he recalls at least one occasion in a telephone
3 conversation with you, where he rang you seeking your support in relation to a
4 development, possibly Quarryvale, where you said words to the effect "nothing
12:19:27 5 can be done for nothing". You'll have seen that in Mr. Dunlop's evidence I'm
6 sure. Do you want to comment on that evidence or do you want to deny that you
7 had that call with Mr. Dunlop?

8 A. I certainly -- whilst you know it's impossible to deny that you might possibly
9 have had a phone call or a discussion on a telephone with somebody. I
12:19:49 10 certainly deny that I made a remark like that.

11 Q. 166 Yes. He has also given evidence that he believed you to have been a man who
12 might make exorbitant demands. And he refers to a conversation he had he says
13 with Mr. O'Callaghan where Mr. O'Callaghan relayed on to him the fact that you
14 had asked Mr. Gilmartin for money.

12:20:11 15 A. Sorry, we're on to the fact that it was alleged.

16 Q. 167 Yes, alleged that Mr. Gilmartin had said that you had asked him for money.

17 A. Uh-huh, so.

18 Q. 168 Do you want to comment on that?

19 A. Well, when I was before the Tribunal before on this particular issue I pointed
12:20:35 20 out to the Tribunal that because somebody tells a lie to a number of people
21 doesn't make it a truth. So Mr. Gilmartin, if he said something to, if he did
22 say it to Mr. O'Callaghan these words, then in fact he was repeating a lie.

23 Q. 169 Now, he has also given evidence that he brought Mr. O'Callaghan to meet with
24 you alone. Do you recall meeting with Mr. O'Callaghan in October 1992?

12:21:05 25 A. Well I recall meeting Mr. O'Callaghan but I don't recall meeting him with Mr.
26 Dunlop.

27 Q. 170 No. Mr. Dunlop doesn't say he was present.

28 A. Oh, he I thought you said he brought him to me.

29 Q. 171 Yes. For you to meet him alone, to meet Mr. O'Callaghan alone. If I could
12:21:22 30 have 8179 please. This is the 9th of October 1992, entry in Mr. Dunlop's diary

- 12:21:28 1 "4:00 meeting OOC to see F HANN" which Mr. Dunlop has identified as you. It's
2 Friday the 9th?
3 A. Right.
4 Q. 172 Do you think you might have met Mr. O'Callaghan on the 9th of October 1992,
12:21:45 5 Mr. Hanrahan?
6 A. Well I wouldn't know. I wouldn't be able to recall a specific time but I
7 recall meeting Mr. O'Callaghan at some stage on that time all right, you know.
8 Q. 173 And Mr. O'Callaghan would have met with you and would have sought your support
9 for his proposals in relation to both the Neilstown and indeed Quarryvale?
12:22:04 10 A. Yeah.
11 Q. 174 I think in or around this time he was putting forward a Sports Stadium for
12 Neilstown site, isn't that right?
13 A. Yes.
14 Q. 175 And he was to lodge a planning application later in October 1992, for such a
12:22:17 15 Stadium, isn't that correct?
16 A. I wouldn't remember the detail of that at all.
17 Q. 176 Yes. And you don't --
18 A. I am just looking at the entry here in Mr. Dunlop's diary, perhaps it's just
19 this particular aspect of it but OOC ... I don't know if it says to see. I
12:22:40 20 mean it could be Councillor F Hanrahan I don't know what that's saying at all
21 what its words are.
22
23 CHAIRMAN: I think it's OOC to see F Hand.
24 A. To see, yeah.
12:22:52 25 Q. 177 MR. QUINN: Yes.
26 A. I suppose. That could be their resolve that they would see me. I mean that
27 has nothing to do with whether. They could have said you better see Hanrahan
28 he is not exactly what we think so and the evidence on his list would suggest
29 that he believed I was not in support and that I wouldn't be.
12:23:14 30 Q. 178 Well one of the lists seemed to suggest that you might support?

- 12:23:19 1 A. Well --
- 2 Q. 179 Isn't that right?
- 3 A. Frank Dunlop lists I'm sure he was at hundreds of them.
- 4 Q. 180 In any event at 1131, we see a motion signed by you dated the 9th of December
- 12:23:32 5 1992. Do you see that motion?
- 6 A. No.
- 7 Q. 181 Do you recall signing that motion, Mr. Hanrahan?
- 8 A. Yes.
- 9 Q. 182 The effect of that motion, if passed, would have been to revert the zoning on
- 12:23:55 10 the Quarryvale lands to industrial zoning, isn't that right?
- 11 A. That's right.
- 12 Q. 183 It would be totally in counter to what I might term the O'Callaghan Dunlop
- 13 proposals for the site, isn't that right?
- 14 A. It would be yes.
- 12:24:06 15 Q. 184 How did you come to prepare -- sign and propose that motion?
- 16 A. Well I, at that stage I had resolved to support the other site, the, what was
- 17 the existing designated town centre remember.
- 18 Q. 185 But that was Mr. O'Callaghan's site, isn't that right?
- 19 A. It was.
- 12:24:29 20 Q. 186 And Mr. O'Callaghan had applied for planning permission on that site for a
- 21 Sports Stadium, isn't that correct?
- 22 A. As I said I wouldn't know the detail on that now.
- 23 Q. 187 Well you must have known some detail in relation?
- 24 A. Not necessarily.
- 12:24:43 25 Q. 188 In relation to --
- 26 A. I wouldn't necessarily know --
- 27 Q. 189 But you were proposing motions in relation to the matter, isn't that right?
- 28 A. In relation to the Quarryvale site.
- 29 Q. 190 And you would have got the manager's report, isn't that correct, and that would
- 12:24:54 30 have set out for you the what was happening in relation to both sites both the

- 12:24:59 1 Neilstown site and the Quarryvale site?
- 2 A. Perhaps not necessarily.
- 3 Q. 191 And I suggest to you that it's highly unlikely that you would be proposing a
- 4 zoning on a particular property without knowing the background to it and where,
- 12:25:16 5 what was happening on it, certainly after you had received not after you had
- 6 received the manager's report or the Planners Report on the site?
- 7 A. Sorry, are you discussing my motion here?
- 8 Q. 192 Yes. My original question to you, Mr. Hanrahan, was how you came to prepare,
- 9 sign and propose that motion?
- 12:25:36 10 A. Because I was sporting the supporting the other site, the other site -- when I
- 11 was preparing that motion, the other site was the designated town centre.
- 12 Q. 193 No, it was certainly under the 1983 plan the designated town centre.
- 13 A. It was still designated town centre.
- 14 Q. 194 But under the Draft Plan it was proposed for industrial zoning, isn't that
- 12:25:57 15 right?
- 16 A. Yes but my proposal would revert it back to its position as designated town
- 17 centre in my view.
- 18 Q. 195 And there was a planning application in for a Sports Stadium or a National
- 19 Stadium on this site?
- 12:26:09 20 A. As I said I wouldn't know the detail on that.
- 21 Q. 196 Even though you had received the manager's report which would have outlined it?
- 22 A. I may have but I may not have noticed it or remembered it.
- 23 Q. 197 Who typed up that motion, Mr. Hanrahan?
- 24 A. I don't recall.
- 12:26:22 25 Q. 198 Did you discuss your motion with anyone?
- 26 A. I don't recall, maybe not.
- 27
- 28 JUDGE KEYS: Did anybody canvass you to bring that motion?
- 29 A. No.
- 12:26:34 30 JUDGE KEYS: Are you sure?

- 12:26:36 1 A. Sure, yes.
2
3 JUDGE KEYS: Just off your own bat you brought it?
4 A. Yes.
12:26:41 5
6 JUDGE KEYS: I see.
7
8 Q. 199 MR. QUINN: And I think there was a further motion again dated the 9th of
9 December '92, in relation to the Neilstown site at 1137, please. That "the
10 County Council hereby resolves that the lands at Neilstown/Ronanstown outlined
11 in red be zoned D, that would be to revert those lands to the town centre
12 zoning". Isn't that right?
13 A. Yes, that was my intention.
14 Q. 200 Why was one motion typed and the other motion in manuscript can you recall?
12:27:08 15 A. For the same reason that some of Frank Dunlop's lists were in manuscript and
16 others were typed. I have no doubt I had the possibility of typing on one
17 occasion and I wrote it on another occasion, some of the, some of my statements
18 to the Tribunal here have been written and some of them have been sent in, in
19 typed form.
12:27:33 20 Q. 201 But Mr. Dunlop has given evidence that on the date of that vote, that is the
21 17th of December 1992, that yourself and Mr. O'Callaghan had a conversation.
22 Do you recall speaking with Mr. O'Callaghan on the date of the vote?
23 A. I recall having had a conversation with him all right, yes, probably on that
24 day, very close to it anyway.
12:27:55 25 Q. 202 He says that you went for a walk together. What was discussed between yourself
26 and Mr. O'Callaghan?
27 A. I wouldn't ... No. 1, whilst it's -- Mr. Dunlop may have described it as a walk
28 together. We walked together but what would have actually happened there was
29 just like we were out for a ten minute break, we were out for a break in the
12:28:23 30 County Council and I walked out the front door of the County Council to -- we

- 12:28:27 1 had a longer break than a ten minute break and I was going to have a
2 refreshment, Mr. O'Callaghan walked along with me I recall something like that
3 all right. I don't recall it in great detail.
- 4 Q. 203 Yes.
- 12:28:39 5 A. But the discussion would have been would I support his motion. And the answer
6 would have been that I wouldn't because I'd have a contrary motion to his on
7 the book at that stage.
- 8 Q. 204 He sought that from you that you might revert to the position you had adopted
9 in 1991, is that correct?
- 12:29:03 10 A. I wouldn't remember the detail about our conversation but no doubt you probably
11 would have asked me to support his motion, yes. But I don't know the detail of
12 what he would have said while reverting or whether he asked me to withdraw my
13 motion or what. I actually can't recall the conversation, other than the
14 result was that I continued to resolve to take the course that I took, yes.
- 12:29:31 15 Q. 205 Mr. Dunlop has told the Tribunal in evidence that when Mr. O'Callaghan returned
16 to the grouping, including Mr. Dunlop, that he was, to use his expression,
17 "spitting fire" that he was very angry?
- 18 A. Maybe he was, he didn't seem angry when I was talking to him.
- 19 Q. 206 And Mr. Dunlop has told the Tribunal in private session and again in public
12:29:49 20 hearing, that he believed that Mr. O'Callaghan believed that you may have been
21 looking for money?
- 22 A. There is no question of that.
- 23 Q. 207 Mr. Dunlop has also told the Tribunal that he gave you a contribution towards
24 your election campaign in 1992. Did he?
- 12:30:15 25 A. No.
- 26 Q. 208 He has told the Tribunal on the 9th of May 2000, he gave a list of councillors
27 whom he says were given contributions from withdrawals from his Rathfarnham
28 account. And included amongst that, if I could have 13847. No. 24 in that
29 list is Finbarr Hanrahan, Fianna Fail 2,500 pounds cash?
- 12:30:41 30 A. Yes, I've seen that list.

12:30:43 1 Q. 209 And you will have seen at 21241, Mr. Dunlop's evidence to the Tribunal where he
2 said. Sorry. His interview with the Tribunal where he said that "he stands
3 corrected but he may have given you two or 2,500 pounds for the election in
4 which you stood" which I think was the 1992 election.

12:31:07 5
6 And again at 1783 in his statement to the Tribunal under the heading "Finbarr
7 Hanrahan Fianna Fail" he says "Mr. Hanrahan was very unhelpful in relation to
8 Quarryvale. I made a decision at that it that it might bear some fruit if I
9 made a contribution to his election campaign. He was a candidate in Dublin
12:31:24 10 West in the November 1992 General Election. Bearing in mind that there was a
11 vote to be held in December 1992. I don't believe I ever paid or was asked for
12 monies by Mr. Hanrahan for his support for motions during the Development
13 Plan".
14

12:31:36 15 But again it appears from that that he was suggesting that he had given you
16 2,500 pounds at that time for your election campaign?

17 A. Yes well the way he couches it, it looks you know, he is claiming that he gave
18 me a donation with no strings attached and no, nothing untoward about it.

19 Q. 210 That's correct.

12:31:57 20 A. But the fact is --

21 Q. 211 Unlike what he has said about other councillors.

22 A. That's correct, he has given a long list of councillors and he alleges that he
23 gave them various bribes etc. etc. But it would be a much easier for me before
24 the Tribunal here to actually acknowledge that if he had given it to me to
12:32:18 25 acknowledge that he gave to me, that he gave me a sum of money during my 1992
26 campaign but I'm afraid he didn't and I have to say that he didn't. Can I just
27 point out something else about Mr. Dunlop in 1992?
28

29 In 1992, Mr. Dunlop now I don't know if he actually -- if he actually had
12:32:43 30 joined the Fianna Fail election team at Fianna Fail headquarters by November.

12:32:50 1 But he was certainly very much involved in Fianna Fail headquarters directing
2 the election in 1992. And he -- I can't see how he would have decided to hand
3 me a subscription or a donation sorry of 2,500 or any other amount in one of
4 his other statements he thought it might be two or so. Frank Dunlop was a very
12:33:28 5 close friend of Mr. Lawlor, who was my political rival, serious political rival
6 at the time and was helping Deputy Lawlor at that time. Remember during that
7 period of time politically within our own party people takes sides of course
8 and Frank Dunlop was on the side of Deputy Lawlor, who was deputy at the time.
9 And it would have come as a surprise to me if he came over to me and handed me
12:34:04 10 money for my campaign.

11 Q. 212 Yes.

12 A. If Deputy Lawlor heard it, he would have been most annoyed with him, I can tell
13 you. And it didn't happen. It's a sticking point I realise but unfortunately
14 it didn't happen.

12:34:19 15 Q. 213 Yes.

16 A. He may have intended, he was according to himself he was, he seems to have
17 been, I can't say because I didn't know anything about his business. But he
18 seems to have been drawing out money, putting in money, handing out money to
19 different people. He may have intended or possibly thought it was a good idea
12:34:42 20 to try to give me a subscription, a donation for my campaign but it never
21 happened.

22 Q. 214 You say you never received any monies from Mr. Dunlop?

23 A. That's correct.

24 Q. 215 Thank you very much, Mr. Hanrahan.

12:34:56 25
26 CHAIRMAN: Mr. Quinn, I am just wondering did Mr. O'Callaghan tell the
27 Tribunal anything about this supposed walk outside the ?
28

29 MR. QUINN: No but I think it may have been because he wasn't asked about it.

12:35:19 30 CHAIRMAN: No just if he had, it would be fair to Mr. Hanrahan that that would

12:35:19 1 be put to him.
2 No, that concludes your evidence.
3 A. Chairman, is there something in Mr. O'Callaghan's statements?

4
12:35:25 5 CHAIRMAN: No, I apparently he hasn't. I was just asking Mr. Quinn that if he
6 had said something that it might be fair to be put it to you.

7 A. Because it might help me to remember because it's an awful long time ago.

8
9 CHAIRMAN: So that concludes your evidence. Thank you very much

12:35:40 10 A. Thank you very much.

11
12 **THE WITNESS THEN WITHDREW.**

13
14 CHAIRMAN: Now, we have Mr. Lydon at two o'clock.

12:35:46 15
16 MR. QUINN: At two o'clock.

17
18 CHAIRMAN: So we'll sit again at two.

19
12:36:07 20
21 **THE TRIBUNAL THEN ADJOURNED FOR LUNCH.**

22
23
24
25
26
27
28
29
30

12:36:13 1

THE TRIBUNAL RESUMED AS FOLLOWS AT 2:00 P.M.:

2

3

4

MR. QUINN: Good afternoon, Sir. Mr. Don Lydon, please.

14:13:37 5

6

MR. DONAL LYDON, HAVING BEEN SWORN, WAS QUESTIONED BY

7

MR. QUINN AS FOLLOWS:

8

9

CHAIRMAN: Good afternoon, Mr. Lydon

14:13:59 10

A. Good afternoon.

11

12

Q. 216 MR. QUINN: Good afternoon, Mr. Lydon.

13

14

Mr. Lydon, you I think were a member of Dublin County Council from 1985 until

14:14:11 15

December 1993, and thereafter I think you were a member of Dun Laoghaire

16

Rathdown County Council, isn't that correct?

17

A. That's correct.

18

Q. 217 And --

19

A. Sorry, Mr. Quinn, just before I. I want to thank the Tribunal for the slight

14:14:22 20

delay. I apologise for being late but it was impossible. Thank you very much.

21

Sorry, Mr. Quinn.

22

23

CHAIRMAN: No, no. It's all right.

24

14:14:29 25

Q. 218 MR. QUINN: You were written to, as were a number of other councillors in

26

December of 1999. If I could have 2696. And you were asked a series of

27

questions in relation to your involvement, if any, in the rezoning of lands at

28

Quarryvale. And your response is at 2698. And that's a letter given to the

29

Tribunal, I think and received by the Tribunal on the 2nd of February 2000. In

14:14:53 30

fact it's a typed version of your handwritten note to the Tribunal. And in

14:14:59 1 relation to the queries raised you answer them as follows.

2 The first query whether you had attended any public meetings in connection with

3 the rezoning and you said no. The second was whether you had attended any

4 private meetings with any party or parties in connection with the rezoning of

14:15:10 5 Quarryvale and you said no.

6

7 The third question was whether you were requested by any party or parties to

8 provide any assistance in connection with the proposal to rezone Quarryvale and

9 you answered no.

14:15:21 10

11 Then you were asked whether you were lobbied in connection with the rezoning of

12 Quarryvale and if so, in what manner, when and by whom. And I think your

13 response was no and then in brackets you said "I may have been asked by some of

14 the lads from that area but you I honestly don't know whether I was or not."

14:15:40 15

16 I take it you were referring there to councillors from the area when you say

17 "lads from the area"?

18 A. Probably, yes.

19 Q. 219 And then at next question was whether you were requested to or did solicit the

14:15:53 20 support of any other member of Dublin County Council for the rezoning and you

21 said no.

22

23 And finally, you were asked whether you were at any time and for any purpose in

24 receipt of any payments donations or benefits from any party who were involved

14:16:06 25 in the development of the Quarryvale Shopping Centre or any persons or company

26 acting on behalf of the developers and you answered yes. And I think were you

27 there referring to a payment that you received from Mr. Dunlop in 1993?

28 A. Yes, that was a cheque for the Senate campaign at that time.

29 Q. 220 You don't elaborate in your response in 2000, isn't that right? You just say

14:16:28 30 that you are in receipt of a payment or payment from either, from parties who

- 14:16:33 1 were involved in the development of the shopping centre?
- 2 A. Well he was the only party but I didn't receive any money from anybody else
- 3 ever.
- 4 Q. 221 And then in relation to F. With regard to F these were the parties who are
- 14:16:46 5 identified you say "I have never heard of Barkhill Limited, Riga Limited or
- 6 Shefran Limited. I have heard of O'Callaghan Properties and of Frank Dunlop &
- 7 Associates limited. The first time I heard of Thomas Gilmartin was on the Late
- 8 Late Show".
- 9 A. That's correct.
- 14:16:59 10 Q. 222 I met Owen O'Callaghan (in connection with a Stadium that never materialised).
- 11 I have known Frank Dunlop for years and years. Frank gave me a donation for
- 12 the Senate Election in 1993. I have no record of this but I'm almost certain
- 13 it was 1,000 pounds. He also gave me a donation for the local government
- 14 election in 1999. I am not sure how much but it was under 500 pounds. I trust
- 14:17:23 15 this information will be helpful to you in your deliberations. Don't worry
- 16 about having to trouble me again I am more than happy to be of assistance."
- 17
- 18 And then in a post script at 2699 you say "please ensure the hurried
- 19 handwritten reply that I have he lost". I think that should mean please excuse
- 14:17:41 20 the hurried hand written reply but I have lost your original letter and only
- 21 just got a copy the other day. And at PPS you say "another Councillor".
- 22 A. That should be councillor.
- 23 Q. 223 "has told me that we were lobbied in the Royal Dublin, where a model of
- 24 Quarryvale was presented but I don't remember this so I probably missed that
- 14:17:58 25 presentation."
- 26 A. That's true.
- 27 Q. 224 And at 2713 on the 14th of June 2001, you were asked by the Sole Member to
- 28 provide a detailed account of your meetings if any, attended with the
- 29 following. Included were Mr. Dunlop, Mr. O'Callaghan, advisors to Mr.
- 14:18:14 30 O'Callaghan or any persons on Mr. O'Callaghan's behalf, Ambrose Kelly, Liam

14:18:19 1 Lawlor, Padraig Flynn and Tom Gilmartin.
2 And at 2714 I think on the 28th of June 2001, you responded as follows to that
3 query. You said:

14:18:36 5 "I am pleased to respond to yours of the 14th 2001 with regard to the above
6 named place.

7
8 First, I have no records or documents of any kind relating to Quarryvale.

14:18:41 10 Secondly, I have no recollection of Mr. Dunlop ever meeting with me about
11 Quarryvale or indeed speaking to me about it. If indeed he did meet me it
12 would probably have been a cursory meeting in the hall of the council buildings
13 because like nearly all Fianna Fail or Fine Gael councillors I was in favour of
14 development and he would clearly have taken my support for granted.

14:19:02 15
16 Thirdly, Mr. O'Callaghan came to see me one time at my office at the hospital
17 where I work, and at this meeting he showed me plans for a big Stadium that he
18 planned to build. I think he may have been accompanied by Frank Dunlop but I
19 am not sure. I do not remember him mentioning Quarryvale and this was the only
14:19:24 20 meeting I had with Mr. O'Callaghan.

21
22 Fourthly, I never had any meetings about Quarryvale with any advisors to Mr.
23 O'Callaghan nor with Mr. Ambrose Kelly Mr. Liam Lawlor, Mr. Padraig Flynn or
24 Mr. Tom Gilmartin.

14:19:37 25
26 And at 2715 you go on to say "I understand from Senator Anne Ormonde that there
27 was one day a presentation made on Quarryvale on the Royal Dublin but I have no
28 recollection ever attending such a presentation.

29
14:19:50 30 The only person who really lobbied me about Quarryvale was Mr. John Corcoran of

14:19:55 1 Green Properties, who wanted me to oppose the Quarryvale because as he put it
2 Quarryvale would detract from his development at Blanchardstown . I have never
3 visited either Blanchardstown or Quarryvale but I have heard from various
4 people that both shopping centres are booming.

14:20:09 5
6 I trust that the above information will be of assistance to you with your
7 deliberations and if you feel I may be of any further assistance please do not
8 hesitate to contact me."

9
14:20:18 10 Do you want to add or take away from anything contained in other of those
11 statements I have read?

12 A. No, I think it's all true.

13 Q. 225 And you were sent a summary of your involvement in the Quarryvale rezoning with
14 Dublin County Council at, if I could have document 16786. And I think it would
14:20:49 15 be fair to say that in relation to the May 1991 vote, on what I might refer to
16 as the McGrath motion, motion and the amendment to the McGrath motion that it's
17 fair to say that you didn't vote on either of those proposals since you don't
18 appear to have been present?

19 A. Was that the 16th of May?

14:21:06 20 Q. 226 That's correct.

21 A. No, I wasn't there.

22 Q. 227 You weren't present. And in relation to the motions on the 17th of December
23 1992, you appear to have been present. You have voted against a motion which
24 would have rezoned Quarryvale to industrial. You voted against a motion which
14:21:22 25 would have as an objective for Quarryvale a C1 and a cap of 100,000 square
26 feet. And then you voted in favour of an amendment to the motion to restrict
27 shopping on the site to 250,000 square feet and you voted in favour of an
28 amendment to the motion to approve the manager's recommendation, that the lands
29 in Neilstown be zoned D a with a specific objective to encourage the
14:21:46 30 development of specialised commercial, recreational, industrial and residential

14:21:49 1 uses in the area." Is that correct?

2 A. Yes.

3 Q. 228 Now, Mr. Lydon, you will know from the documentation circulated and from the

4 evidence given, that Mr. Dunlop has told the Tribunal that he paid you a sum of

14:22:06 5 1,000 pounds in cash sometime between the 16th of May 1991 and the 6th of June

6 1991, in relation to your support for the Quarryvale proposal, isn't that

7 correct?

8 A. I know he said that, yes.

9 Q. 229 Yes. Now, do I take it that you take issue with Mr. Dunlop's evidence in that

14:22:26 10 regard?

11 A. I'm sorry. What I beg your pardon.

12 Q. 230 Do you take issue with Mr. Dunlop's evidence?

13 A. Oh, yes. It's not true.

14 Q. 231 Did you meet Mr. Dunlop in that period?

14:22:37 15 A. Oh, I'm sure I did, yes. I'm not sure but I think that came from, I say -- he

16 was always in the County Council around meeting times so if he was there and I

17 met him. But around, I know that in May of that year I was two or three

18 meetings that's all, so.

19 Q. 232 Yes.

14:22:54 20 A. It could have been there, I could have met him but I don't know. No

21 recollection of it really.

22 Q. 233 Just to put it in context, on day 769 question 606 Mr. Dunlop is asked to deal

23 with a conversation he might have had with you after the 16th of May vote. And

24 he answers as follows.

14:23:17 25

26 "Yes, I had a discussion obviously by prior arrangement, I had a discussion

27 with Councillor Lydon and I agreed to meet him. And I gave as I said in my

28 statement where I met him and this was as a result of Councillor Lydon seeking

29 funds from me in relation to the local, the upcoming Local Elections and

14:23:34 30 discussing Quarryvale and him expressing his support for it."

- 14:23:39 1
2 Did you have a discussion first of all with Mr. Dunlop in relation to the
3 upcoming Local Elections?
4 A. No.
14:23:45 5 Q. 234 No.
6 A. No, well he didn't contribute to the Local Elections or I didn't ask him to.
7 Q. 235 But he did contribute you say subsequently, isn't that right?
8 A. About a year or two later to the Senate campaign. Unsolicited, as he did to a
9 number of Senate candidates.
14:24:03 10 Q. 236 Now, we know that Mr. Dunlop was supporting the Quarryvale proposal, had been
11 retained by Mr. O'Callaghan in relation to the proposals in May '91, isn't that
12 right?
13 A. Yes.
14 Q. 237 And you would have known that presumably at that time?
14:24:17 15 A. I'd say I would have, yeah.
16 Q. 238 And we know that Mr. Dunlop from time to time in his capacity as a lobbyist
17 would have lobbied councillors whom he knew in relation to proposals, isn't
18 that right?
19 A. That's right.
14:24:30 20 Q. 239 And I think it's fair to say that he lobbied you from time to time in relation
21 to proposals?
22 A. I wouldn't think so. He probably lobbied me once and I said identify a support
23 it and that would be the end of it.
24 Q. 240 So if he were retained in 1991 as he appears to have been, it's almost certain
14:24:46 25 I suggest to you that he would have sought your support for the proposal. Now,
26 I accept that you weren't present on the day but would you agree with me that
27 as a matter of probability he would have sought your support for the proposal?
28 A. As a matter of probability he probably would have asked me at some time to
29 support Quarryvale to which I would have replied yes.
14:25:05 30 Q. 241 For example on the Day 145 the 11th of April 2000 at 13769, Mr. Dunlop in

- 14:25:13 1 evidence provided a list of members of Dublin County Council whom he says were
2 lobbied by him in relation to Quarryvale. And if we go to 13711 he includes
3 you in that list, isn't that right?
- 4 A. I don't know but I take your word for it, yeah. If he was a lobbyist for the
14:25:35 5 development, he'd probably have lobbied me like he lobbied everybody else.
- 6 Q. 242 Now, you say that you had no meeting with Mr. Dunlop in the carpark?
7 A. No, no, no.
- 8 Q. 243 Of the County Council. And that you did not receive monies from him in '91, is
9 that correct?
- 14:25:49 10 A. That's absolutely true.
- 11 Q. 244 Yes. You were queried by the Tribunal in relation to certain lodgements, isn't
12 that correct? If I could have 14521. These are lodgements made to your
13 account or your joint account or your wife's account, isn't that correct?
- 14 A. I think we went through those before, yes.
- 14:26:06 15 Q. 245 And would you agree with me that there appeared to at least three lodgements
16 made on the 17th of May which would be the day following the vote. Those are
17 items No. 10, 11 and 12 in the sum of 1,325, 588 and 500 pounds?
- 18 A. I answered all of those things there.
- 19 Q. 246 Yes.
- 14:26:25 20 A. But I mean have you got the answers that I gave.
- 21 Q. 247 Yes, I do indeed. It's a letter to the Tribunal of the 29th of November 2004
22 at 2730. And you answered items No. 10, 11 and 12 at 2732.
- 23 A. That's right.
- 24 Q. 248 And at the bottom of 2732 under the heading item No. 10 you say "Bank of
14:26:52 25 Ireland current account, account number given, date 17th of May 1991, lodgement
26 of 1,325 reference Bank of Ireland. You say our client has no recollection of
27 this sum due to the time lapse." Is that correct?
- 28 A. That must be correct if I said it at the time. I wrote to the bank about all
29 of these things and they sent me back as much as they had. And whatever they
14:27:17 30 sent me I sent to you, that's all I can say.

- 14:27:20 1 Q. 249 Yes we see the lodgement at 5090, isn't that correct?
- 2 A. That be the 20th of June, there's a lodgement there, that's only 588. And
- 3 there's one in --
- 4 Q. 250 Yes. The one on screen at the moment should be a lodgement in the sum of
- 14:27:34 5 1,325. It's at 5090.
- 6 A. I have no idea. I didn't even ask so I have no idea what it is. If the bank
- 7 didn't give me. As I explained before, when I started I had no records. I
- 8 never kept any records. And the only thing we ever had were what do you call
- 9 them, my wife kept lodgement slips and that's how we pieced it together. If I
- 14:27:56 10 don't have any information about it I can't give it to you. We can go back to
- 11 the bank again if you like and write to them once more.
- 12 Q. 251 Certainly in relation to some of the earlier lodgements you were queried about
- 13 in that letter your response was to the effect that they were to the best of
- 14 your recollection -- knowledge sums related to donations received by you from
- 14:28:15 15 the local election campaign in 1991, isn't that right, although you couldn't be
- 16 absolutely certain?
- 17 A. I can't certain, not at all.
- 18 Q. 252 You say for example items No.s 2, 3 and 4 have been identified by you as such,
- 19 isn't that right?
- 14:28:29 20 A. Well let me see.
- 21 Q. 253 If we could have 2731?
- 22 A. They would be all, they look like they'd be all, yeah, cheques, where are we.
- 23 Small cheques they were probably for the Local Elections, that's right.
- 24 Q. 254 Yes.
- 14:28:47 25 A. I yeah, they were all to do with the Local Elections I'd say.
- 26 Q. 255 I mean for example there is a lodgement on the 14th of June of 900 pounds?
- 27 A. Yeah.
- 28 Q. 256 Item No. 5.
- 29 A. Have I any explanation for that?
- 14:29:06 30 Q. 257 At 2731 you say "To the best of our client's knowledge, these sums relate to

- 14:29:11 1 donations received from the local election campaign in 1991, although he cannot
2 be absolutely certain of such".
- 3 A. Yes.
- 4 Q. 258 How did you come to the conclusion that it was a sum referable to the Local
14:29:28 5 Election campaign receipts?
- 6 A. Well you see the small cheques mentioned on the other two questions there. I
7 think they were recorded somewhere I haven't got the accounts here but I think
8 they were recorded somewhere.
- 9 Q. 259 If we look at for example 5339, this is the lodgement on the 14th of June. Now
14:29:49 10 I accept that Mr. Dunlop's evidence is that he had paid you the 1,000 pounds by
11 the 6th of June. The vote was on the 16th of May. But that appears to be a
12 lodgement by way of a giro credit?
- 13 A. Giro credit. That would have come from one of the other accounts.
- 14 Q. 260 If we could have 5340 please. You think that this lodgement has come from
14:30:19 15 another account?
- 16 A. Well I think that's what a giro means now I'm not sure but I think so.
- 17 Q. 261 I see.
- 18 A. I think that was an account opened for the Local Elections but I'm ...
- 19 Q. 262 You think that the account in question at 5339 was an account opened for the
14:30:37 20 local elections?
- 21 A. The account number there 2331 something I think that was it, I can't remember.
22 I really can't remember.
- 23 Q. 263 23314379 is the account. It's opened and it appears to be an account of Donal
24 and Mary Lydon or Maeve Lydon?
- 14:30:53 25 A. Was that open the beginning of June.
- 26 Q. 264 It seems to have a balance on the 13th of June, a balance forward of 4,000
27 pounds odd, do you see that at 5339?
- 28 A. I have no idea. Honest to God. I mean that might be the one for the Local
29 Elections that I opened but I couldn't tell you off the top of my head. I have
14:31:22 30 a look at these accounts for three or four years they're in a box somewhere.

14:31:26 1 I'd have to go back to them again I can do that for you but ...

2 Q. 265 You did receive money I think in January '93 from Mr. Dunlop, isn't that right,

3 Frank Dunlop & Associates if we look at 9068 please?

4 A. That's right he sent me a cheque for 1,000 pounds unsolicited.

14:31:45 5 Q. 266 And you say that that cheque was unsolicited?

6 A. Definitely. He did and the same with a number of other people.

7 Q. 267 Did you issue a receipt of that 1,000?

8 A. Did what?

9 Q. 268 Did you issue a receipt to Mr. Dunlop for the 1,000 pounds.

14:31:59 10 A. Not at all, no.

11 Q. 269 Why do you think Mr. Dunlop selected you as someone he might give a financial

12 contribution to in January 1993?

13 A. The same reason as he selected the other senator candidates to whom he sent the

14 same amount.

14:32:17 15 Q. 270 Yes.

16 A. We were Senate candidates. I mean, that's all --

17 Q. 271 Now, Mr. Dunlop has identified you in a list as amongst a number of people with

18 whom he discussed the Tribunal subsequent to its establishment?

19 A. Yes.

14:32:34 20 Q. 272 Isn't that correct? He said that you had two meetings after the establishment

21 of the Tribunal. If I could have 1931 please.

22 A. Forgive me.

23 Q. 273 He says "Don Lydon spoke to me on two occasions that I recall regarding the

24 Tribunal. The second is a matter of public record as part of my evidence to

14:32:52 25 the Tribunal in recent days.

26

27 Prior to my appearance to the Tribunal in April 2000, and following his receipt

28 of some documentation from the Tribunal, he rang me to corn firm that he could

29 say that the January 1993 Senate Election donation of 1,000 pounds was

14:33:06 30 legitimate and was unconnected to any matter relating to votes in Dublin County

- 14:33:10 1 Council during the Development Plan. I concurred. It was mutually agreed
2 between us that no reference would be made to any other payments".
3
4 What do you want to say to that Mr. Lydon?
- 14:33:19 5 A. I say that he said the same thing about a number or a couple of other senators
6 to whom he sent 1,000 pounds. He said they rang him but in fact he rang all of
7 us and he rang other councillors as well. He rang them. He rang me.
- 8 Q. 274 He says and has given evidence that on one occasion you told him that he should
9 watch what he was saying on the telephone because --
- 14:33:43 10 A. We've been through that before.
- 11 Q. 275 -- because you were being tapped?
- 12 A. I don't think that was anything to do with Quarryvale. I will go through it
13 again. On that occasion I believe he was mixing me up with another councillor
14 who met him in a carpark, and went to a pub with him and told him that he was
15 being followed.
- 16 Q. 276 There is Councillor McGrath, is that correct?
- 17 A. Correct.
- 18 Q. 277 But you say that you never had that conversation with him?
- 19 A. No!
- 14:34:06 20 Q. 278 And the conversation you say which you had with him when you did make contact
21 with him, what was that in connection with?
- 22 A. He rang me. He rang most of the people that he had given donations. I think
23 for example, I think he was trying to square things up so that when he came to
24 the Tribunal. When he sent me the donation for the Local Elections in '99 or
14:34:29 25 2000 or whatever it was, it was 250 or something like that, I can't remember,
26 something under 5500. He put a little note on this. Be careful this of this
27 it's going to turn up in a Tribunal somewhere. I'm sorry I didn't keep the
28 note but that's. So he was concerned about the Tribunal I'd say, that's why he
29 rang all of these people.
- 14:34:48 30 Q. 279 We're only concerned about his conversation with you, Mr. Lydon, for the

- 14:34:52 1 moment. Do you recall him ringing you?
- 2 A. I beg your pardon.
- 3 Q. 280 Do you recall his conversation with you?
- 4 A. No.
- 14:34:57 5 Q. 281 You have no recollection of speaking with Mr. Dunlop after --
- 6 A. I have a vague recollection that he rang me. I wouldn't remember what he said.
- 7 That's years ago. I couldn't possibly remember that.
- 8 Q. 282 Do you know where you were when he rang you?
- 9 A. No, probably in my office but I don't know.
- 14:35:11 10 Q. 283 This would be in your office in --
- 11 A. I had no mobile phone at that time.
- 12 Q. 284 This is your office in Stillorgan, is that right?
- 13 A. Yes, that's correct.
- 14 Q. 285 And why do you think he rang you?
- 14:35:21 15 A. I just said to you he probably wanted to make sure that everything as he saw it
- 16 was kosher with the Tribunal.
- 17 Q. 286 Yes.
- 18 A. Didn't matter to me.
- 19 Q. 287 Now, I think you have said in your statement to the Tribunal that you were --
- 14:35:42 20 Mr. O'Callaghan came to your office or to the hospital seeking your support for
- 21 the Stadium project, is that correct?
- 22 A. Stadium, yes, that's correct.
- 23 Q. 288 When did that take place?
- 24 A. I have no idea.
- 14:35:59 25 Q. 289 How did the meeting come about?
- 26 A. I don't know, probably. You see he had another man with him. Now, for a long
- 27 time I thought the other man wasn't Mr. Dunlop but now it appears it was Mr.
- 28 Dunlop and I'm prepared to accept that it was.
- 29 Q. 290 But you would have known Mr. Dunlop at that stage, isn't that right?
- 14:36:18 30 A. Oh, sure I knew Mr. Dunlop for years.

- 14:36:21 1 Q. 291 It's unlikely that you would forget that Mr. Dunlop had accompanied Mr.
2 O'Callaghan, isn't that right?
- 3 A. It is actually now that you mention it, yeah. It's unlikely but there was
4 somebody in the room. I was concentrating so much on what your man was telling
14:36:35 5 me about the Stadium and I told you before that he had a big glossy brochure
6 which showed that the roof would slide open and different grass courts and hard
7 course, things sliding in and out of the floor. And I kept it for a long time.
- 8 Q. 292 And I think Mr. Dunlop came to see you on the 7th of October 1992, isn't that
9 right, if we look at 8179 please?
- 14:36:56 10 A. I have no idea.
- 11 Q. 293 Yes.
- 12 A. He may have.
- 13 Q. 294 This is an entry in his diary for --
- 14 A. The fact that it's in his diary as far as I'm concerned it doesn't mean
14:37:08 15 anything. I quite accept that he may have come to see me. I have no worry
16 about that.
- 17 Q. 295 Did you not give him directions? If we look at 8214 at 9.55 in the morning of
18 the 7th of October 1992, his telephone attendance records --
- 19 A. I am very glad you brought that up because there is no way that I would have
14:37:29 20 rung that man and given him directions to a house in which I didn't live.
21 First of all he has never expressed any interest in coming to my house nor more
22 than I to his. He never came to my house. He never asked to come to it. And
23 I wasn't living there at the time. I had moved from that house and maybe
24 somebody else gave him the directions which is more than likely. Why would I
14:37:52 25 phone him and tell him to go so to some place where I wasn't living I don't
26 know.
27
- 28 CHAIRMAN: Did you own that house at the time?
- 29 A. I'm sorry.
14:37:59 30

- 14:37:59 1 CHAIRMAN: Did you own that house at the time?
- 2 A. I don't know whether I owned it still or not. I don't know the exact date.
- 3
- 4 CHAIRMAN: This would be the 7th of October '92.
- 14:38:18 5 A. I think it was sold by that stage but I'd have to check that now I really
- 6 honestly do not know.
- 7 Q. 296 MR. QUINN: And on the 7th of October '92 at 8215, we know that Mr. Dunlop
- 8 withdrew 3,000 pounds in cash, do you see that?
- 9 A. What?
- 14:38:24 10 Q. 297 On the 7th of October 1992, Mr. Dunlop withdrew from Frank Dunlop & Associates
- 11 --
- 12 A. Yes, yes, yes, I see it yes.
- 13 Q. 298 A sum of 3,000 pounds in cash, you see that?
- 14 A. Yes.
- 14:38:36 15 Q. 299 And we know that on the 8th of October, you had a lodgement to your and your
- 16 wife's joint account of 1,900 pounds. If I could have 23711. Which in
- 17 response to Tribunal queries you describe for the source of that money "as cash
- 18 in hands" do you see that?
- 19 A. Are you suggesting that he took money and the bank gave me the cash.
- 14:39:01 20 Q. 300 No, I'm asking you, Mr. Lydon.
- 21 A. He didn't ever give me any cash. If that was cash in hands that's what it was
- 22 if that's what I said at the time because we spent six or seven weeks going
- 23 through the accounts then trying to put bits together.
- 24 Q. 301 Could Mr. Dunlop when he came to your house on its 7th of October, having got
- 14:39:18 25 directions --
- 26 A. Mr. Dunlop never came to my house.
- 27 Q. 302 At 7:15 in the evening --
- 28 A. He never said he came to my house and I am saying he never came to my house.
- 29 Q. 303 Could he have given you money on that occasion?
- 14:39:31 30 A. Pardon.

- 14:39:31 1 Q. 304 Could he have given you some money on that occasion?
- 2 A. On which occasion?
- 3 Q. 305 On the 7th of October 1992.
- 4 A. You mean when he came to my office.
- 14:39:41 5 Q. 306 No, when he came to your house?
- 6 A. He never came to my house. He never said he came to my house. He has never
- 7 been to my house.
- 8 Q. 307 Can I ask you, Mr. Lydon, why you supported the proposals when they came
- 9 forward in December 1992?
- 14:40:00 10 A. The Quarryvale.
- 11 Q. 308 Yes.
- 12 A. I thought it was a great idea. I went out there recently for the first time
- 13 and I just if I had anything to do with putting it there I'm delighted I think
- 14 it's great. As far as I know it belongs to two Irish men and that's good.
- 14:40:14 15 Q. 309 When Mr. O'Callaghan came and spoke to you concerning the Stadium, did he raise
- 16 with you the possibility of your support for the Stadium project and support
- 17 for the Quarryvale development?
- 18 A. I don't recall that he did but it would be unlikely that he didn't.
- 19 Q. 310 Yes because they were linked, isn't that right?
- 14:40:33 20 A. If he had asked me to support it, I would just say yes and we wouldn't need any
- 21 more explanations.
- 22 Q. 311 Did any of your colleagues ever discuss either proposals with you?
- 23 A. They probably did but I don't know which. Maybe of one of the lads from the
- 24 area but I don't know.
- 14:40:48 25 Q. 312 Included amongst the fellows from the area would have been Mr. Lawlor, isn't
- 26 that right?
- 27 A. I don't know but yes probably, yeah.
- 28 Q. 313 Did Mr. Lawlor ever discuss the proposal with you you?
- 29 A. Mr. Lawlor never asked me to vote for or against anything in all the time that
- 14:41:04 30 I was in with him in the Council for five years. But maybe someone like

14:41:10 1 Mr. McGrath. I have no idea but I'm sure they did.

2 Q. 314 Thank you, Mr. Lydon?

3 A. Thank you, Mr. Dunlop.

4

14:41:18 5 CHAIRMAN: Do you want to ask your client any questions?

6

7 MR. HUMPHREYS: No. I have no questions. Just to apologise again to the

8 Tribunal for the delay for starting to Mr. Quinn.

9

14:41:28 10 CHAIRMAN: No no that's all right.

11

12 Mr. Lydon, can I just ask you about this address we see on the 7th of October.

13 This was a house I think that you had previously lived in.

14 A. I lived there for about 20 years or so.

14:41:37 15

16 CHAIRMAN: Had you moved house at that time?

17 A. Yes.

18

19 CHAIRMAN: And did you keep the house?

14:41:42 20 A. Well I kept it --

21

22 CHAIRMAN: When approximately did you move house?

23 A. Oh, I think it it was June or something May or June.

24

14:41:50 25 CHAIRMAN: Of that year?

26 A. Yeah.

27

28 CHAIRMAN: And would you have kept that house for a period?

29 A. I kept it for a period of months or whatever it was until it was sold.

14:41:57 30

14:41:57 1 CHAIRMAN: And would you have, was it occupied during that time?

2 A. I think so. What we did was during the period before it was sold there was a

3 friend of my wife's who later passed away and she had it for a while and then

4 we sold it to another lady who came along one day and bought it.

14:42:19 5

6 CHAIRMAN: Is it likely that on the 7th of October 1992, that you would have

7 still owned it although you weren't living there?

8 A. It's a possibility but I wouldn't be in it, I wouldn't go there.

9

14:42:29 10 CHAIRMAN: That's the next. If you did own it but had moved, would you have

11 had reason to call back and forth to the house, would you have possibly met

12 somebody there or agreed to?

13 A. Not if somebody else was in it, not really no. Sure if Frank Dunlop wanted to

14 meet me he'd say can I come to where you live now and I'd just say sure. He

14:42:51 15 never asked to come to my house.

16

17 CHAIRMAN: How close approximately would the new house have been to the old

18 house?

19 A. It's about a mile. It's the other side -- this first one was in Mount Merrion

14:43:05 20 my other house is across the road on the dual carriage way, it's not that far

21 away. It's about ...

22

23 CHAIRMAN: You say if you had wanted him or agreed to meet him in your house?

24 A. He would be more than welcome, yeah.

14:43:16 25

26 CHAIRMAN: You would have met him in what was then your new house.

27 A. Yes. But I don't think that he ever, ever expressed an interest in going to my

28 house.

29

14:43:25 30 CHAIRMAN: We are just interested in really the fact that it's in his records

14:43:28 1 for some reason he had an address for your old house?
2 A. Well I can't believe that I did it but ... I don't know why ... even ...
3
4 CHAIRMAN: But you don't believe?
14:43:40 5 A. No.
6
7 CHAIRMAN: You would have given him that address at that time?
8 A. I don't for many reasons. First of all, all of our addresses were printed in
9 the little handbook of the County Council, so he'd know where I was. That was
10 an old address so maybe he asked somebody else and they phoned him, I don't
11 know.
12
13 CHAIRMAN: All right. Thank you very much, Mr. Lydon.
14 A. Thank you.
14:44:00 15
16 **THE WITNESS THEN WITHDREW.**
17
18 MR. QUINN: Those are the available witnesses for this afternoon.
19
14:44:07 20 CHAIRMAN: All right. So we are sitting tomorrow at --
21
22 MR. QUINN: Half past ten.
23
24 CHAIRMAN: At half past ten. Thank you.
14:44:51 25
26 **THE TRIBUNAL THEN ADJOURNED UNTIL THE FOLLOWING DAY,**
27 **FRIDAY, 15TH FEBRUARY 2008, At 10:30 A.M.**
28
29
30