

**A report by the Inspector of Prisons
Judge Michael Reilly into the circumstances
surrounding the death of Prisoner C
On 25th February 2013
While on temporary release**

*** Please note that the name of the deceased has been removed to anonymise this
Report**

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**A report by the Inspector of Prisons Judge Michael Reilly
into the circumstances surrounding the death of Prisoner C
on 25th February 2013 while on temporary release**

Presented to the Minister for Justice and Equality pursuant to
Part 5 of the Prisons Act 2007.

Judge Michael Reilly
Inspector of Prisons

26th November 2013

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Preface

The deceased was a 36 year old man when he died on the 25th February 2013 while on temporary release.

While I did not meet with the family of the deceased, members of his family did speak to officials from my office on the telephone. I offer my sincere condolences to the members of the deceased's family.

There are no matters of concern disclosed in this Report.

I would like to point out that I have removed the name of the deceased from this Report in order to anonymise such Report.

Judge Michael Reilly

Inspector of Prisons

26th November 2013

Inspector of Prisons Investigation Report

General information

1. The deceased was a 36 year old man at the date of his death. He came from the Dublin area. He was committed to prison on the 13th October 2011. His release date was to be the 30th October 2014.
2. On the 21st August 2012 the deceased was granted reviewable temporary release. The terms of his temporary release were varied between the 21st August 2012 and the date of his death.
3. On the 25th February 2013 the deceased died in hospital.
4. Prior to and during his time in prison the deceased suffered from a variety of medical problems.
5. Between the time that he entered prison and the 21st August 2012 the deceased and his family were concerned for his medical well-being. They were concerned that his medical needs might not have been met either in prison or in hospital. However, these are not matters which fall to be investigated by me as my remit is to enquire into the circumstances surrounding the death of the deceased in so far as the actions or non actions of the prison might have a bearing on his death.

Circumstances leading to the granting of temporary release and sequence of events thereafter

6. As I have already stated the deceased suffered from a variety of medical problems while in prison. He was treated for such problems in prison and on occasions in hospital.
7. The deceased's family made many representations to the Prison Service and elsewhere seeking the release of their son in 2011 and up to his release on the

21st August 2012. These were understandable representations having regard to the deteriorating medical condition of their son.

8. On the 21st August 2012 the deceased was granted weekly reviewable temporary release on compassionate grounds as his medical needs could then be best catered for in a hospital setting or at his home.
9. As the deceased was being released on health grounds and for the sole purpose of his hospitalisation the issue of a risk assessment did not arise.
10. Following his discharge from hospital his temporary release conditions were altered to the standard temporary release conditions which included an obligation to reside at his home address, to report to his local Garda Station and to sign on at Mountjoy Prison.
11. From the 4th January 2013 to the 22nd February 2013, due to the deceased's deteriorating medical condition the conditions to report to his local Garda Station and to sign on in the prison were removed and he was permitted to 'sign on' with the prison through his mother on a monthly basis by telephone.
12. On the 22nd February 2013 the deceased was granted full temporary release on compassionate grounds without conditions.
13. The deceased died in hospital on the 25th February 2013.

Findings

14. The deceased was in failing medical health while in prison.
15. The deceased required hospital treatment on an ongoing basis.
16. The prison authorities acted in a compassionate manner in granting the deceased temporary release as outlined in this Report.