

Ireland – national procedures for transfer of sentenced persons
Updated 03/12/2014

The information contained in this table should be updated on a yearly basis.

<p>The Central Authority (name of the institution, address, telephone, fax and email where available) responsible for the transfer of sentenced persons:</p>	<p>Paul Mannering Irish Prison Service IDA Business Park Ballinalee Road Longford pvmannerin@irishprisons.ie</p>
<p>If different from the Central Authority, the authority to which the request should be sent (name of the institution, address, telephone, fax and e-mail where available):</p>	<hr/>
<p>If different from the Central Authority, the Authority/ies in charge of coordinating and/or implementing the physical transfer of the person concerned (name of the institutions, address, telephone, fax and e-mail where available):</p>	<hr/>
<p>Channels of communication for the request for the transfer of sentenced persons (directly, through diplomatic channels or other):</p>	<p>Directly</p>
<p>Means of communication (e.g. by post, fax, email);</p>	<p>Post or email</p>

Language requirements:	English
Documentation required:	Copy of prisoners application form
Continued enforcement or conversion of the sentence:	Continued enforcement
General rules on early release:	Prisoner will be granted 25% remission on the remainder of their sentence. Prisoner can apply for temporary release.
Scope of application with regard to transfer of mentally disordered persons:	Each application for transfer is considered on its own merit and in accordance with the procedures and requirements of the Convention. In 2013 additional procedures were introduced whereby medical information on the transferee is requested from the sentencing state in order to assist with the transfer, placement and future sentence management of all prisoners transferring to Ireland.
Scope of application with regard to nations and/or residents:	It has been long established Government policy that, wherever possible, prisoners should be permitted to serve their sentences close to home.

Other particularly relevant information (such as practice regarding time limits or revocation of consent):	Ireland continues to make every effort to ensure that each application is processed as promptly as possible.
Links to national legislation, national guides on procedure:	Transfer of Sentenced Persons Act 1995 and 1997
Link to information about the Convention (according to Article 4) in the official language(s) of the State Party (see also Rec. R (84) 11 of the Committee of Ministers concerning information about ETS 112 and PC-OC INF 12):	Information about the Convention is available through the following: Transfer of Sentenced Persons Annual Report published on the Department of Justice and Equality's website. www.justice.ie
For Parties to the Additional Protocol	
Information on the implementation of Article 2 (e.g. interpretation of "by fleeing to"):	The Irish Courts have taken a very strict and precise interpretation of the provisions which allow a transfer of sentence where a person has "fled to" this country from another state. The prosecution must be able to show that the person was either imprisoned or otherwise legally restricted from leaving the other state, and either escaped from imprisonment or breached conditions restricting the persons movements. In cases where the person simply left the other state to avoid imprisonment, but was legally free to leave the other state, the Irish Courts do not interpret this as coming within the meaning of the term "fleeing to".

<p>Information on the implementation of Article 3 (e.g. interpretation of the requirement of a consequential link between the decision on expulsion and the sentence):</p>	<p>Ireland has ratified the Additional Protocol, however, in the instrument of ratification deposited on 13th December, 2006 Ireland declared that it will not apply Article 3 of the Protocol and will not take over the execution of sentences under the circumstances described in Article 3 until notification to the contrary.</p> <p>Ireland does not transfer prisoners compulsorily. We are, however, committed to supporting the transfer of prisoners to facilitate their social rehabilitation where possible.</p>
<p>Documentation required:</p>	
<p>Other relevant information:</p>	