



Policy Legacy FOI Team
Headquarters 38 (Irish) Brigade
British Forces Post Office 801

E-Mail: 38X-PolicyLegacy-FOI-Mailbox@mod.uk



Reference: FOI: 2018/05272

Date: 18 July 2018

Dear [REDACTED]

REQUEST FOR INFORMATION – INTELLIGENCE REPORTS RELATING TO THE MURDER OF MR ADRIAN CARROLL

I can confirm that your request has been considered under the provisions of the Freedom of Information Act 2000 (FOI (A)), and the process is now complete.

You asked for the following:

"I am writing under the Freedom of Information Act (2000) to request a copy of all intelligence reports either held electronically or hard copy relating to the murder of Adrian Carroll prior to 08/11/1983 and immediately after."

I can confirm that the MOD holds some Intelligence reports relating to the death of Mr Carroll on 8 November 1983, these can be found at Annex A.

Some of the information you have requested could be exempt under section 23(1) of the Freedom of Information Act, which relates to the bodies dealing with security matters, although it is also possible that the information relates to none of the bodies dealing with security matters. Sections 23(1) and 24(1) are being cited in the alternative as it is not appropriate, in the circumstances of the case, to say which of the two exemptions is actually engaged so as not to undermine national security or reveal the extent of any involvement, or not, of the bodies dealing with security matters. Section 23 is an absolute exemption and, if it were engaged in this material, the MOD would not be required to consider whether the public interest favours disclosure of this information.

Any information that is not exempt from disclosure under section 23(1) could be exempt under section 24(1) of the Freedom of Information Act, which exempts information from disclosure if its exemption is required for the purpose of safeguarding national security. We cannot say which of the two exemptions is actually engaged, but to the extent that S24(1) might be engaged. We acknowledge the public interest in openness and transparency, but we consider that there is a stronger public interest in protecting national security.

All Police Service of Northern Ireland (PSNI) cases remain open and if new evidence comes forward the PSNI will reinvestigate. Release of these documents must be carefully considered under Section 31 (Law Enforcement) of the FOI(A). I have completed this consideration through a public interest test including consultation with the PSNI who have advised that release of some of the information could adversely impact on any investigative process, and may jeopardise any future prosecutorial process. On this basis I am withholding some of the information under Section 31 of the FOI(A).

I appreciate that this incident took place 30 years ago and the passage of time can be a factor in diminishing the applicability of exemptions to information. However, in this instance the passage of time is less relevant as the PSNI continue to investigate Troubles-related murders and the overall balance is in favour of partial exemption.

Some of the information contained within the disclosure constitutes personal information, such as names and addresses. Under FOIA 2000 this information is exempt under Section 40 (2) by reason of the first condition under Section 40 (3) (a) (i), as disclosure would contravene data protection principles under the Data Protection Act 1998 (DPA 98). This is an absolute exemption and does not require a public interest test to be conducted in order for this information to be exempt from disclosure. Therefore all information has been redacted.

If you have any queries regarding the content of this letter, please contact this office in the first instance

If you wish to complain about the handling of your request, or the content of this response, you can request an independent internal review by contacting the Information Rights Compliance team, Ground Floor, MOD Main Building, Whitehall, SW1A 2HB (e-mail CIO-FOI-IR@mod.uk). Please note that any request for an internal review should be made within 40 working days of the date of this response.

If you remain dissatisfied following an internal review, you may raise your complaint directly to the Information Commissioner under the provisions of Section 50 of the FOI(A). Please note that the Information Commissioner will not normally investigate your case until the MOD internal review process has been completed. The Information Commissioner can be contacted at: Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF. Further details of the role and powers of the Information Commissioner can be found on the Commissioner's website at <https://ico.org.uk/>.

Yours sincerely

38 Irish Brigade FOI Team

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POLICE SERVICE OF NORTHERN IRELAND
Intelligence Report

Date/Time of Report	08/11/1983 00:00 GMT	Report URN	I303010
Intelligence Type	IN	CHIS PIN	

WARNING - BEFORE TAKING ANY ACTION OR DECISION IN RELATION TO THIS INFORMATION, THE ATTACHMENT MUST BE REVIEWED.	
Grading User	

Report	
Subject	SHOOTING MURDER
Date/Time of Information	[REDACTED]
Information	ADRIAN CARROLL WAS SHOT OUTSIDE [REDACTED] ABBEY ST, ARMAGH, BY THE PROTESTANT ACTION FORCE. HE DIED LATER AT 1920 HRS IN HOSPITAL. THIS IS AN EXTERNAL REFERENCE: 2 UDR THIS IS AN EXTERNAL REFERENCE: FACT
DSL	General Release
Readership	

Evaluation	
Source	[REDACTED]
Intelligence	[REDACTED]
Handling	
Operation Name/Number	
NIM Level	
Office Of Origin	DATA/CONV

**** CAUTION - DATA PROTECTION ACT 1998 ****

This personal Data is provided to [REDACTED] by [REDACTED] for the Agreed Specified purpose(s).
This Data must be kept secure and protected against loss or unauthorised access.

**** CAUTION - DATA PROTECTION ACT 1998 ****

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Action	
Business Area	
Detailed Handling Conditions	
Dissemination	Historic DSL: [REDACTED]
Statistical Information	
Activity	

**** CAUTION - DATA PROTECTION ACT 1998 ****

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FOI 2018/05272
dated 18 July 2018

POLICE SERVICE OF NORTHERN IRELAND
Intelligence Report

Date/Time of Report	08/11/1983 00:00 GMT	Report URN	T333454
Intelligence Type	TEXT	CHIS PIN	

WARNING - BEFORE TAKING ANY ACTION OR DECISION IN RELATION TO THIS INFORMATION, THE ATTACHMENT MUST BE REVIEWED.

Grading User

Report	
Subject	SHOOTING MURDER
Date/Time of Information	[REDACTED]
Information	<p>ADRIAN CARROLL WAS SHOT OUTSIDE [REDACTED] ABBEY ST, ARMAGH, [REDACTED] 08 NOV 83 AT APPROX 1636 HRS. ADRIAN CARROLL WAS WALKING UP ABBEY ST TOWARDS HIS HOME, [REDACTED] ABBEY ST, [REDACTED]</p> <p>[REDACTED]</p> <p>CARROLL SUSTAINED GSW TO THE HEAD AND WAS CONVEYED TO THE CRAIGAVON AREA HOSPITAL WHERE HE DIED SHORTLY AFTER ADMITTANCE.</p> <p>NO FORENSIC EVIDENCE WAS RECOVERED FROM THE</p>

**** CAUTION - DATA PROTECTION ACT 1996 ****

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SCENE



THE PROTESTANT ACTION FORCE CLAIMED THE
ATTACK IN A TELEPHONE CALL TO DOWNTOWN
RADIO.
THE LAST ATTACK CARRIED OUT BY THEM WAS ON
25 OCT
82.



DSL	General Release
Readership	

Evaluation	
Source	
Intelligence	
Handling	
Operation Name/Number	
NIM Level	
Office Of Origin	DATA/CONV

Action	
Business Area	
Detailed Handling Conditions	
Dissemination	Historic DSL

**** CAUTION - DATA PROTECTION ACT 1998 ****

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Statistical Information	
Activity	

**** CAUTION - DATA PROTECTION ACT 1998 ****

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