



(short form)

**“ASSEVERATION”**

I-I/FCA/06/3

NOTICE & LAWFUL DECLARATION

**In the matter of the question as to: “The specific obligations upon members of An Garda Síochána to abide by the commitments of the Garda Code of Ethics?”**

*This matter being brought to the I-IFC for consideration and assessment according to; (i) the Rule of Law; (ii) to existing positive (written) law; and (iii) with reference to the full form of this Asseveration and the constitutional rights, legal authorities and intrinsic jurisdiction as laid out in the respective grounding publications listed therein; the Findings Commission of the Integrity Ireland Association hereby finds and determines as follows:*

1. **The Garda Code of Ethics** aligns with; (a) the ‘Policing Principles’ of the *Garda Síochána Act 2005*; (b) the *Garda Discipline Regulations*, and (c) the *Civil Service Code of Standards and Behaviours*. **The Garda Code** sets out nine core values of the Garda Síochána: (i) the duty to uphold the law; (ii) honesty and integrity; (iii) respect and equality; (iv) authority and responsibility; (v) police powers; (vi) information and privacy; (vii) transparency and communication; (viii) speaking up; and (ix) wrongdoing and leadership. These core values are specified in 53 matching ‘ethical commitments’.

2. **The Garda Code** requires members to adhere to the said 53 commitments (as listed in the full form of this Asseveration No 006) under pain of a ‘breach of discipline’ action.

**Finding / Determination:**

1. Any deliberate and knowing breach of the 53 commitments of the said **Garda Code of Ethics** by a serving member of An Garda Síochána would constitute an internal ‘breach of discipline’ and, inasmuch as the circumstances are so proven, could further constitute an unlawful or criminal act, in violation of *the Garda Síochána Act 2005*.

2. Inasmuch as any such violation further qualifies as a criminal offence, then the same may be prosecuted according to law (as per the Rule of Law) by ‘any authorised person’, including by any member of the Public acting in their own name as a ‘common informer’ under the auspices of *S.10 of the Petty Sessions (Ireland) Act 1851*.

Reg No. Pages & P	I-I/FCA/006/3/2	Committee	JH/NM/WN/KD/SM/VC/JM
Date of Approval	15.11.2021	Served by	

I hereby declare that this is a true copy of the original PDF version.

Submitted / served by.....

*The signed and sealed original of this Asseveration is on file at the Integrity Ireland Association.*

*For downloadable and printable versions: see the Integrity Ireland website / Home / Asseverations*

