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HISTORICAL INSTITUTIONAL ABUSE INQUIRY  
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being heard before:

- SIR ANTHONY HART (Chairman)
- MR DAVID LANE
- MS GERALDINE DOHERTY

held at  
Banbridge Court House  
Banbridge

on Thursday, 2nd June 2016  
commencing at 10.00 am  
(Day 206)

MS CHRISTINE SMITH, QC and MR JOSEPH AIKEN appeared as  
Counsel to the Inquiry.

1 Thursday, 2nd June 2016

2 (10.00 am)

3 CHAIRMAN: Good morning, ladies and gentlemen. Can I remind  
4 everyone please ensure that your mobile phone is either  
5 turned off or placed on "Silent"/"Vibrate", and I must  
6 remind everyone that no photographs can be taken in the  
7 chamber or indeed anywhere on the Inquiry premises.

8 Finally, for the benefit of those who may not have  
9 been here on previous occasions, there will be probably  
10 many times today and other days when it will be  
11 necessary to use the real name of someone who has been  
12 given a designation. We do that in the chamber because  
13 it is otherwise extremely difficult for everyone to  
14 follow the very large number of designations we have  
15 been given. Those names must not be used outside the  
16 chamber under any circumstances whatever.

17 Yes, Mr Aiken?

18 Opening statement by COUNSEL TO THE INQUIRY (cont.)

19 MR AIKEN: Chairman, Members of the Panel, good morning.

20 When we finished last evening we had looked at  
21 Hugh Quinn, who, as you can see, was during the first  
22 period from our wall chart with just Joseph Mains as the  
23 member of staff but, like R2, someone who returned on  
24 a regular basis over the next twenty years.

25 You will see this morning we have added on to the

1 wall chart the second period, which is the Mains and  
2 Semple period from '64 to '66 that I will be coming to  
3 shortly, but before I get there I am going to deal with  
4 KIN1, who is "KIN1". So you will see him at the top of  
5 the long wall chart in the top right corner. So he  
6 begins his time during the Mains-only period but is also  
7 there whenever Raymond Semple first comes to work in  
8 Kincora.

9 You can see similarly that is the circumstances in  
10 respect of R7, "R7", who begins his time when it is only  
11 Joseph Mains but his time crosses over into the period  
12 whenever Joseph Mains and Raymond Semple are working in  
13 Kincora.

14 I am going to move quite rapidly today through the  
15 material. So what I am going to do is I will call up  
16 the police statements as I go on the screen, but I will  
17 be summarising them and I will keep going unless there  
18 is a point where, Members of the Panel, you want to stop  
19 me to look at something specific.

20 KIN1 crosses the first and second sections. He was  
21 born on . He had been in care from  
22 a young age. He resided in Kincora from 2nd May 1963 to  
23 7th November 1964 between the ages of 15 and 17.

24 He spoke to the RUC during the Phase One Inquiry on  
25 3rd April of 1980 and it is fair to say that his

1 statement concentrates on abuse that he says he suffered at  
2 the hands of Hugh Quinn, who was also at that time a  
3 resident and a returning ex-resident. He claimed that he  
4 had informed both Mains and Raymond Semple of what he said  
5 Hugh Quinn was doing to him.

6 When Raymond Semple was interviewed, as I made you  
7 aware, he identified a number of boys who had complained  
8 to him about being interfered with, but he denied that  
9 KIN1 had ever told him about being interfered with by Hugh  
10 Quinn.

11 However, at interview on 29th May 1980 Joe Mains  
12 informed police that he did know that Hugh Quinn had  
13 interfered with KIN1 and also another boy by the name of  
14 KIN2, who is "KIN2", who was never traced and spoken to.  
15 He explained -- this is Joseph Mains explained -- in the  
16 police interview the action that he took, having been  
17 informed by KIN1 of what Hugh Quinn had done, by moving  
18 the boys to two different bedrooms. He explained to  
19 police he could not recall reporting the matter to the  
20 authorities and there is no evidence from the material  
21 the Inquiry has gathered to show that he did.

22 Now I want to just show you, please, if we look at  
23 10108, because here you have a situation where you have  
24 one resident, who himself is saying he was abused by  
25 a member of staff, said to be interfering with another

1 resident, and in fairness some corroboration from Joseph  
2 Mains about that, and I want to show you the direction  
3 or the recommendation that the Detective Chief Inspector  
4 Caskey made when he came across these type of  
5 situations.

6 If we scroll down, please, to paragraph 585, you can  
7 see:

8 "It is considered that in view of the  
9 recommendations at paragraph 41 ..."

10 That's where he'd already identified very early on  
11 in the investigation at that stage four boys who had  
12 confessed to activity with each other and with other  
13 adults, that he had gone and obtained, as we will see,  
14 an immunity from prosecution for those four boys so that  
15 they could be free to talk about whether or not the  
16 allegations against the staff were true, and he is here  
17 recommending at the end of the investigation:

18 "It is considered that in view of the  
19 recommendations previously made all residents and former  
20 residents be granted immunity from prosecution in  
21 respect of offences committed by them with the  
22 defendants Mains, Semple and McGrath and that this  
23 should be extended to include offences committed with  
24 each other and other adult males not connected with  
25 Kincora."

1 Later the Sussex investigators would point to these  
2 steps as indicating the lengths to which the RUC were  
3 going to have the residents free to tell them what  
4 happened in terms of the behaviour of the staff.

5 Now this is likely to explain why Hugh Quinn,  
6 whenever he was making his police statement, does not  
7 appear to have been interviewed about KIN1's  
8 allegations. Obviously you will hear from Hugh Quinn.  
9 Ms Smith can ask him about this.

10 KIN1 also speaks in his police statement about  
11 Joseph Mains examining a medical complaint around his  
12 groin and washing him around that area in the bath,  
13 which in fairness he is reflecting on with hindsight.

14 Just put on the screen, please, 10159. It is at the  
15 bottom of the page, moving on to the next page. You can  
16 see:

17 "Mr Mains told me to go up and have a bath. I went  
18 up and was having a bath when Mr Mains came in. He  
19 locked the bathroom door and he started to bathe me. He  
20 was fully clothed. As he bathed me he rubbed" -- scroll  
21 down, please -- "he rubbed around my private parts with  
22 his hands. I told him I was old enough to bath myself."

23 Those allegations were put to Joseph Mains at  
24 interview on 29th May, when he explained the nature of  
25 the medical complaint and the advice he gave, but denied

1 that he had touched KIN1 in the -- KIN1 -- sorry -- in  
2 the bath.

3 When submitting his Phase One report, Detective  
4 Chief Inspector Caskey, as he was at that point,  
5 recommended that Joseph Mains should face an indecent  
6 assault charge in relation to KIN1.

7 On 23rd February 1981 the DPP, when they were  
8 issuing their directions in respect of the Phase One  
9 Inquiry, directed that Joseph Mains should face one  
10 count, and that would become count 12 on the indictment,  
11 of indecent assault. KIN1 was person E on the  
12 indictment.

13 Joseph Mains was not prepared to plead guilty to the  
14 indecent assault charge, which he continued to deny, and  
15 the Crown entered a nolle prosequi in respect of it at  
16 trial when he was pleading guilty to the offences that  
17 he did accept.

18 You will, of course, notice from what KIN1 has to  
19 say what he is not alleging nor suggesting he was aware  
20 of in terms of the wider allegations being made in  
21 respect of Kincora.

22 The last individual from the first period that  
23 I want to touch on is a boy called KIN3, who is "KIN3".  
24 He was born on . He was in Kincora for  
25 one and a half years from 2nd April 1963 until

1 31st July 1964.

2 When he spoke to the RUC on 15th April of 1980, he  
3 explained that he was never approached in a sexual way  
4 and was unaware there was anything of that kind going on  
5 in Kincora.

6 When he was reinterviewed by the Sussex detectives  
7 on 17th June 1982 -- just show that statement, please,  
8 at 40618 -- he reiterated what he had said and confirmed  
9 he had no knowledge about politicians, civil servants,  
10 Justices of the Peace, police officers or businessmen  
11 being involved at the hostel. As you will recall, as  
12 I was explaining last evening, those were the  
13 allegations at that point in time arising from the  
14 February -- January '82 Irish Times article.

15 Now when Superintendent Harrison, the Sussex  
16 superintendent, analysed the work done by the RUC in  
17 relation to the Kincora residents from this first  
18 period, the '58 to '64 period, having reinterviewed some  
19 of those individuals, he concluded as follows. If we  
20 can look, please, at 40039, and paragraphs 22 and 23, he  
21 says:

22 "Although the prosecution's charges succeeded, it is  
23 interesting to consider the evidence in support of the  
24 charges. The complainants had made no official approach  
25 to the police or to any other authority about matters



1 that had laid dormant for as long as twenty years.  
2 Complaints had only been made after the police had  
3 contacted potential victims and to some extent canvassed  
4 for complaints. Having learned of offences alleged to  
5 have taken place many years earlier, the investigating  
6 officers interviewed Mains and obtained confessions to  
7 a substantial number of offences and through this  
8 enterprising and determined approach eventually  
9 succeeded in bringing Mains to justice for crimes that  
10 he appeared to have got away with for more than a --  
11 more than a decade ago. It is appreciated that the  
12 evidence was bolstered by the number of witnesses  
13 available to prove systematic conduct by Mains over more  
14 recent years, which must surely have influenced Mains to  
15 plead guilty to charges concerning offences committed so  
16 long ago.

17 In assessing this '58 to '64 phase of the Kincora  
18 scandal, when Semple and McGrath had not yet come on the  
19 scene, I take the view that the Royal Ulster  
20 Constabulary officers were remarkably successful in  
21 pursuing what many would have considered to be a lost  
22 cause."

23 It will be a matter for you, Members of the Panel,  
24 but given that the RUC started with nothing more than  
25 a 1980 newspaper article, you may wish to consider

1 whether that's a fair analysis of this period.

2 The second period that I am going to look at -- as  
3 I say, the chart is now on the wall. It's a shorter  
4 chart, because it covers the period 8th September 1964  
5 to 28th February 1966. This is the period when Joseph  
6 Mains and Raymond Semple worked together for the first  
7 time before Raymond Semple resigns. It's a one year and  
8 five months period during which Raymond Semple is the  
9 assistant warden, having taken up the appointment on 8th  
10 September 1964.

11 The only two boys that he would be involved with in  
12 Kincora as far as the investigations up to and beyond  
13 the year 2000 resided in Kincora during this period, the  
14 '64-'66 period, and he would explain that it was the  
15 sexual relationship that he formed with one of these  
16 boys -- and you will see on the chart "B3"; he has got  
17 the designation "B3" from The Hughes Inquiry, because he  
18 was originally in Bawnmore and then moved on to Kincora  
19 -- and it was this sexual relationship, as he explained  
20 it to the police, that would lead him to resign in  
21 addition to looking after his sick mother. He would be  
22 convicted of three offences involving B3 and then one  
23 offence involving the other boy, which is R7, "R7", that  
24 you can also see on the chart.

25 If I can just by way of explanation say that where

1       you see an individual's bar and it has two colours, that  
2       is because the individual is saying that they were  
3       interfered with by more than one man. So in the case of  
4       B3 and R7 they both say that they were interfered with  
5       by Joseph Mains but also by Raymond Semple, although you  
6       will see they explain that that was not in concert, not  
7       together. It was conducted separately.

8               As you can see, Joseph Mains would abuse during this  
9       period as well and would be convicted for it. Again in  
10      context William McGrath has not taken up employment at  
11      Kincora at the period we are looking at.

12              There are thirteen former residents from this  
13      '64-'66 period who were traced and I am going to look at  
14      what they had to say.

15              The first is KIN127, who was born on                      .  
16      He spent three periods in Kincora: December '61 through  
17      to March '63, April '64 to August '64 and a week in  
18      February 1965.

19              He was not traced as part of the Phase One Inquiry,  
20      but during Phase Two he approached police himself in  
21      Bangor,                      , and in his statement --  
22      if we just show it on the screen, please, at 20793 -- of  
23      21st March 1982 he said that whilst he was in Williamson  
24      House, predating his time at Kincora, he had witnessed  
25      Joseph Mains kiss another boy, who the police couldn't

1 trace, on the lips, who was in the bed next to him in  
2 his room.

3 Now Joseph Mains would later explain he only worked  
4 in Williamson House for one week and did not accept he  
5 had done that.

6 "When in Kincora for some reason which could not  
7 explain ..."

8 This is KIN127, KIN127. You will see on 20794:

9 "When in Kincora for some reason he could not  
10 explain he went of his own volition into Joseph Mains'  
11 room and got into bed beside him",  
12 and then says:

13 "For the next thirty minutes Joseph Mains tried to  
14 grab him on the privates, but he continually pushed his  
15 hands away and to the best of his knowledge nothing else  
16 happened that night."

17 He would go on to explain in the statement that  
18 during his remaining period in Kincora nothing else of  
19 a homosexual nature happened to him.

20 Just scroll down on to the next page, please, where  
21 he describes that. That because -- he explains in the  
22 police statement that because he was out of the  
23 jurisdiction for some time, he had only just learned of  
24 the Kincora investigation he said in the previous two  
25 months prior to making his statement in March '82 and

1 wanted to speak to police, as he was about to get  
2 married and didn't want his girlfriend to think he was  
3 a homosexual. You will find that on the next page at  
4 20795.

5 It would appear that prior to him making his  
6 statement he had spoken to R2, the man that we were  
7 speaking about yesterday, who told him the police would  
8 be interviewing him. You can see there the reference to  
9 R2.

10 He, KIN127, was examined by Dr Irwin, the Medical  
11 Officer, and his medical condition did not suggest that  
12 what was then described as sodomy had taken place  
13 recently.

14 Detective Superintendent Caskey, as he was during  
15 the Phase Two Inquiry, explained in his report that, as  
16 the matter was relatively minor compared to the matters  
17 for which Joseph Mains had already been sentenced, that  
18 no further action was necessary.

19 Then I want to mention KIN9, who is "KIN9". KIN9,  
20 who was known as "KIN9" or "KIN9", was born on  
21 . He was resident in Kincora for two years  
22 in total spread across three periods from April '64 to  
23 February '65, May '65 to March '66 and then -- sorry --  
24 May -- yes, May '65 to March '66. I am going to have to  
25 check the third date. I think it is December '66 to

1 April '67.

2 He explained to the RUC on 18th April 1980 -- if we  
3 can put, please, 11661 on the screen -- that nothing of  
4 a homosexual nature ever happened to him, nor was he  
5 aware of it happening to others. He was aware -- and  
6 you will see the reference from the designation at the  
7 bottom of the screen -- of Hugh Quinn coming back on  
8 holiday from London during his time.

9 Now because of the length of time that he spent in  
10 Kincora, which was two years in total, I am going to  
11 show you -- if we look, please, at 40619 -- when he was  
12 reinterviewed by the Sussex superintendents on  
13 22nd June 1982, he explained he had nothing to add  
14 except that he had no knowledge of the involvement of  
15 the type of people that were being referred to in the  
16 Irish Times article.

17 I am going to then turn to R7, who is "R7". He was  
18 born on . He spent three periods in  
19 Kincora from 10th August 1964, when he was 15, to 17th  
20 December 1965, when he was 16, and it is during that  
21 period, his first period, that he says Joseph Mains  
22 interfered with him. So if I can ask you to bear when  
23 we are looking at this, the first period relates to  
24 Joseph Mains.

25 He returned for a second period to the hostel from

1 3rd March 1966, when he was 16, to 17th September 1966,  
2 when he was 17. It is during this second period he says  
3 that the incident involving Raymond Semple that we are  
4 going to look at occurs.

5 The third period was 8th November 1966 to 18th  
6 January 1968, between the ages of 17 and 18. So you can  
7 see again that's a lengthy spell of thirteen months --  
8 fourteen months. There is certainly a suggestion that  
9 -- that's what the registers imply in terms of his stay.  
10 The Hughes Inquiry refers to him staying until 10th  
11 December 1968. So -- I am sorry. The Hughes Inquiry  
12 refers to January '68. There is a reference in the  
13 Sussex Police material to it being to December '68. So  
14 there seems to be some ambiguity as to the length, but  
15 the minimum length of the third stay is fourteen months.

16 Both Mains and Semple would be charged and convicted  
17 of sexual offences relating to R7, though in respect of  
18 the different time periods. R7 never spoke to anyone  
19 about his experiences in Kincora, though he would tell  
20 the RUC who traced him in 1980 that he could recall R6,  
21 who you will recall being one of the two boys who first  
22 wrote to Belfast Welfare in 1967, he could recall R6  
23 after discussion with three other boys -- and he  
24 identified those as being himself, a guy called KIN5  
25 that we'll come to and another boy called KIN10 --

1 writing a letter as far as R7 was concerned about what  
2 was happening in March 1966, although when the Sussex  
3 Superintendent Harrison subjected that averment to  
4 scrutiny, it appeared that R7 must have been mistaken as  
5 to at least who was involved, because KIN5 and KIN10  
6 never mentioned when they were spoken to by police any  
7 involvement with this, and when it occurred, because R6  
8 didn't arrive until August '67, though we know he did  
9 complain in September '67. So there is clearly  
10 a significant issue over the suggestion of this letter  
11 being written.

12 The Hughes Inquiry would analyse this potential  
13 complaint from March '66 for which no evidence could be  
14 found. You will find that in the Hughes Report at  
15 75233.

16 R7 would also tell the Hughes Inquiry, as would  
17 the social worker whom he spoke to, which was a  
18 Mr Mavin, of his subtle efforts to ensure that his  
19 brother was not sent to Kincora after R7's time and The  
20 Hughes Inquiry would look at whether Mr Mavin should  
21 have picked up on R7 wanting to make sure his brother  
22 wasn't going to Kincora, and The Hughes Inquiry  
23 concluded it wasn't reasonable to expect him to pick up  
24 on that, having already formed the view his brother  
25 wasn't going to Kincora. R7 was not telling him about



1 sexual offences when that discussion was taking place.

2 R7 made a statement to the RUC during Phase One on  
3 31st March 1980 -- I am just going to show it on the  
4 screen, please, at 10143; then if we can just scroll  
5 down through the three pages slowly, please -- by which  
6 time when he is speaking to the police he is  
7 thirty years of age.

8 In relation to Joseph Mains -- I am going to deal  
9 with him first -- he said that a short period into his  
10 first stay -- he arrived in August 1964 -- he said  
11 Joseph Mains grabbed him around the testicles after he  
12 got out of the bath. At a later point Joseph Mains took  
13 him into his bedroom, and after they talked for a while,  
14 Mains started to feel around his testicles and then took  
15 his trousers and underpants down and endeavoured,  
16 according to R7, to have anal sex with him, but he  
17 pulled away and left the room, with Mains saying to him,  
18 according to R7, that he was not much good.

19 He said that Mains didn't bother him after that, as  
20 he had another lad, whom he called R4 , who was always  
21 with him. From piecing together, as you will see us  
22 able to do, it seems that he was referring to R4, who is  
23 R4, and you will see him also on the chart for the  
24 second period. I will be coming to him shortly.

25 After initial denials during his first interview

1 Joseph Mains admitted that he had engaged in  
2 masturbation with R7. It was -- the acceptance was  
3 different from R7's allegation. Mains denied that  
4 intercourse had taken place, just masturbation. He told  
5 police that he had actually been washing R7's hair at  
6 the time in the bathroom and that R7 had had an erection  
7 and he masturbated him and it started from there.

8 When submitting his Phase One report in August 1980,  
9 DCI Caskey recommended that Mains should face  
10 an indecent assault charge and an attempted buggery  
11 charge, because, as you can see from R7's statement, he  
12 was not claiming that anal penetration had taken place.

13 On 23rd February 1981 the DPP directed that Mains  
14 should face two counts in respect of R7, count 6 of  
15 attempted buggery and count 7 of indecent assault.  
16 Those charges would then be mirrored at charges 6 and 7  
17 on the bill of indictment in November 1981. R7 was  
18 person B on the indictment.

19 But Mains was not prepared to plead guilty to the  
20 attempted buggery charge against R7, and again the Crown  
21 entered a nolle prosequi in respect of it at trial when  
22 Joseph Mains was pleading guilty to the offences he did  
23 accept, including the indecent assault on R7. Mains  
24 received two years' imprisonment for that indecent  
25 assault.

1           Going back to R7's police statement, please, if we  
2           can look at 10144, you will see that he explains that  
3           during his second period, that's March to September  
4           '66 -- now in fairness to R7 -- because Raymond Semple,  
5           as we will come to see, accepts in broad terms what R7  
6           says took place, but Raymond Semple had left Kincora in  
7           February 1966. So it is possible that R7 attributing  
8           this to the second period of his stay isn't accurate,  
9           but what he says is that Raymond Semple would come into  
10          the bathroom and offer to dry him, would dry his bottom  
11          and would make him face him to do so, and then Raymond  
12          Semple would pull him towards him as he was doing that.  
13          There is not a suggestion that Raymond Semple had his  
14          trousers off. It is simply that is the activity he did  
15          while clothed, and he admitted at interview on 1st April  
16          that he had rubbed R7's private parts and bottom when he  
17          was having a bath and pulled him into him on the spur of  
18          the moment. He was asked why he did that and he  
19          explained that he was aroused by R7, but he denied that  
20          he ever had intercourse with him.

21          When he was interviewed again about R7's allegations  
22          later the same day, he explained that when R7 was in the  
23          bath, he would have come in to watch him. He explained  
24          that he did that because he fancied R7, and that on one  
25          occasion he said he would dry him and felt his bum and

1 fondled him. When asked if he had intercourse, he said  
2 that he did not, but he accepted he did push his clothed  
3 but erect penis up against R7's bottom.

4 He made a statement -- that is Raymond Semple made  
5 a statement -- to police on 1st April 1980 after he had  
6 made his admission interviews when he had admitted what  
7 he had done in relation to R7 in the bathroom. On the  
8 one occasion he said it had escalated into fondling and  
9 pulling R7 towards him.

10 When submitting his report in August 1980 Detective  
11 Chief Inspector Caskey recommended that Raymond Semple  
12 should face an indecent assault charge.

13 The DPP directed that instead, in fact, R7's -- what  
14 R7 was saying should be dealt with as a count of gross  
15 indecency, and that charge would then be mirrored on the  
16 indictment at count 4, and, as I said in relation to  
17 Mains, R7 was person B on the indictment.

18 Semple, having been rearraigned on the first day of  
19 trial, entered guilty pleas to the four counts that he  
20 faced. As I said, three related to B3 that we will come  
21 to, but one count related to R7, and he pleaded guilty  
22 to that count of gross indecency and was sentenced to  
23 two years' imprisonment.

24 Now you may consider, if we can look, please, at  
25 40620, that given that R7 made complaints about both

1 Joseph Mains and Raymond Semple and given the length of  
2 his stay, that -- and they were each convicted of  
3 abusing him, that what he would have to say on the wider  
4 issues that the Sussex superintendents were also  
5 investigating may be of interest. You can see he says:

6 "I can add nothing more to my statement. If I knew  
7 of anything more being involved I would say so, because  
8 I have no reason for not doing so",

9 and he says then that he is not aware of any  
10 prostitution or vice ring or important people being  
11 involved and says:

12 "The only homosexual behaviour I know of at the  
13 hostel concerned Joseph Mains and Raymond Semple, as  
14 I have explained in my previous statement."

15 R7 did participate in The Hughes Inquiry in  
16 1984/'85. There he was given the designation R7, which  
17 is why we have carried that on. He was represented by  
18 John Gillen, QC, as he then was, and David Smith, as he  
19 then was. He gave evidence to The Hughes Inquiry on Day  
20 20 of its hearings, but in private session, on 25th  
21 October 1984. You will find that transcript at 71401 to  
22 71430.

23 In his evidence he explained that when he rejected  
24 Joe Mains' advances, he was left alone by him. He also  
25 explained that Raymond Semple was a very kind-hearted

1 person, who the boys liked, and he regarded Semple's  
2 actions as him getting something of a cheap thrill.

3 He did comment on the other boy that I have  
4 mentioned, R4, and Joe Mains, and expressed the view  
5 that Joe Mains was not taking R4 into his room for  
6 nothing. That was his assumption about what would be  
7 happening and we will look at what R4 says shortly.

8 He was questioned closely about the complaint letter  
9 that he believed he was part of in 1966. The  
10 difficulties with that recollection I have already  
11 highlighted the main points in relation to.

12 The report of the Hughes Inquiry deals with the  
13 evidence of R7 at paragraphs 3.87 to 3.99. You will  
14 find that at 75232 to 75234. In fairness if I show you  
15 75233, please, at paragraph 3.93, the Inquiry report  
16 reflects, having heard the evidence of R7, the views  
17 that he had towards Raymond Semple. You will see that  
18 the summary of the evidence that he gave to the Hughes  
19 Inquiry in respect of Raymond Semple's behaviour was  
20 that he:

21 "... did not regard the nature of his advances as  
22 very serious, although he did not want them to  
23 continue."

24 R7 settled his civil claim against the Eastern Board  
25 in September 1989 for £6,000.

1 I want to then deal briefly with KIN148, who is  
2 KIN148 . He was born on . He  
3 was resident for a short period of less than three weeks  
4 in January to February 1965, which covered his 17th  
5 birthday. It doesn't appear he was spoken to by the RUC  
6 during the Phase One Inquiry, but he was traced by the  
7 Sussex Inquiry and was spoken to by Detective  
8 Superintendent Harrison on 14th July 1982.

9 If we can look, please, at 40830, he, it seems, the  
10 Sussex superintendent, informed KIN148 that he had been  
11 resident during the period. He gave the dates, and he  
12 could recall staying at a house in the Upper Newtownards  
13 Road, but he did not recall the name "Kincora" nor much  
14 of his time there, and he was not subjected to any  
15 assault or aware of homosexual practices going on, but  
16 that was an individual traced beyond those who had been  
17 traced by the RUC.

18 Then I want to turn to B3/R1, who is "B3/R1". That  
19 is because -- and this Inquiry has had some experience  
20 of it -- he is in two different places and he has been  
21 given two designations and therefore sometimes  
22 unfortunately a different designation is on one page  
23 from that which is on another. He was A on the  
24 indictment when it came to the Crown Court trial.

25 He was born on . He was in care from

1 the age of 7 and he was admitted to Manor House in  
2 March 1961. Just in light of what I opened about the  
3 Department of Health's position I want to show you,  
4 please, 76470. This is a memo. I am not sure whether  
5 you saw it during the Manor House module, but I want to  
6 show it to you. You can see that:

7 "The Reverend Thompson called to me at 5.30 on  
8 Tuesday, 14th August. He reported a serious affair at  
9 the children's home, Manor House, involving two of the  
10 Committee's children, B3/R1 and BM 21 .  
11 Apparently there had been some serious sexual  
12 malpractice going on over a period of time."

13 He explains the date when he comes to know about it.

14 "At the first opportunity I had a word with  
15 Ms Forrest, the Children's Inspector, Ministry of Home  
16 Affairs on 16th August, and informed her of the  
17 position.

18 Ms Forrest and the Reverend Thompson called at the  
19 office at 2.30 when a long discussion took place. Ms  
20 Forrest said that she would make further inquiries  
21 through Dr Simpson ..."

22 You will recall that's the Medical Inspector within  
23 the Department of Health:

24 "... and Dr Burns, the Divisional Medical Officer,  
25 and in the meantime the Reverend Thompson said he would



1           arrange for B3/R1     and    BM 21   to be seen at the Child  
2           Guidance Clinic."

3           Then:

4           "The Divisional Welfare Officer informed me that the  
5           two boys could not return home, as their father was  
6           unable to exercise proper parental control."

7           So there's obviously a serious situation.  It has  
8           been reported.  Action is being taken and Ms Forrest is  
9           involved, who is a name that you are very familiar with.

10          I want to show you then a letter from the matron,  
11          Miss Watson, of 29th December 1962.  That's at 76471.  
12          So at this point in time B3/R1 is 14 and it is before he  
13          moves to Bawnmore and then before he moves to Kincora.  
14          You can see:

15          "Dear Mr Green."

16          It gives the date B3/R1 was admitted to Manor House,  
17          which is March '61:

18          "My staff and I have done all in our power to help  
19          break away from the desire of sexual relations with  
20          other boys and also girls.  He comes home from school  
21          late with his shirt hanging out over his trousers and  
22          part of his trousers open."

23          You can see:

24          "B3/R1 threatens the younger boys and girls he will  
25          give them a good hiding if they tell me.  He also ran

1 away in July taking with him ..."

2 CHAIRMAN: "... a younger boy ..."

3 MR AIKEN: "... a younger boy also a younger  
4 girl. For this he received corporal punishment."

5 You can see then in school he has attended the Child  
6 Guidance Clinic.

7 "He gave some girl in the choir sixpence and had her  
8 behind some wall!"

9 Then:

10 "B3/R1 may improve if he was with older boys.

11 I have tried my very best and find it all to no avail."

12 So you can see that there's a significant problem  
13 and the suggestion is that the matron of Manor House  
14 feels unable to do any more and makes the suggestion of  
15 older boys being involved, maybe that would help.

16 He moves to Bawnmore at the age of 14, where, when  
17 he spoke to police in 1980, he would say that a member  
18 of staff there called S1, who has The Hughes Inquiry  
19 designation "S1", would sexually abuse him.

20 Ms Smith will look at Bawnmore on Monday. S1 would  
21 not accept that he had done anything to B3/R1, but B3/R1  
22 told Dr Irwin in May 1980, when he was taking part in  
23 the Phase One Inquiry, that he had had homosexual  
24 relations with S1 at weekly intervals in Bawnmore  
25 according to B3/R1. The DPP directed no prosecution

1 against S1 in respect of the allegations and Ms Smith  
2 will look at that aspect in more detail with you.

3 It is the case, however, if we can look at 10479,  
4 that Joseph Mains admits during his police interview in  
5 April 1980 -- if we just scroll down a little, please,  
6 you can see he is being read out:

7 "... the following portion from B3/R1's statement  
8 to Joseph Mains: 'I then thought S1 must have told Mains  
9 because I had seen him up visiting Mr Mains and they  
10 used to go out together'. Mains commented by saying,  
11 'Untrue'."

12 He then asked:

13 "Q. Do you know a S1 who used to work at Bawnmore?

14 **A. That's right, yes.**

15 Q. If you do, how long have you known him and how  
16 did you meet him?

17 **A. Possibly twelve years. I met him as a member of**  
18 **staff at Bawnmore.**

19 Q. Were you having a homosexual relationship with  
20 S1?

21 **A. Yes, in Kincora in the staff bedroom.**

22 Q. How many times over the twelve years?

23 **A. Once.**

24 Q. Did any relationship take place in Bawnmore?

25 **A. No.**

1 Q. To your knowledge did S1 have a relationship  
2 with any of the boys in Kincora?

3 **A. I can't be sure. I don't know."**

4 **If we scroll down a little further, please:**

5 **"Q. Are you aware that B3/R1 had a relationship**  
6 **with S1?**

7 **A. No.**

8 Q. B3/R1 has told us that he had seen S1 in Kincora  
9 and he thought that S1 had told you about his  
10 relationship with him. Is that right?

11 **A. I have never known of any relationship between**  
12 **B3/R1 and S1.**

13 Q. Is he right when he says that he you and S1 used  
14 to go out together?

15 **A. No."**

16 So you can see this is an occasion Joseph Mains is  
17 himself admitting to having a one-off sexual  
18 relationship with S1 according to him, and B3/R1's  
19 suspicion or, in fact, more than that based on what B3/  
20 R1 says was said to him, he thought Joseph Mains may  
21 have been informed by S1 about his involvement with B3/  
22 R1 in Bawnmore, though, as you can see, Joseph Mains  
23 denied that was the case and S1 denied that he had ever  
24 been involved with B3/R1.

25 Now B3/R1 came -- so there's a complex web to this,

1 as no doubt is already apparent. B3/R1 came to Kincora  
2 aged 16 on 10th February 1965. He would stay for  
3 fifteen months until 14th May 1966, when he was aged 17.  
4 You may consider what he has to say of particular  
5 importance, because, as you can see from the chart, he was  
6 involved with both Raymond Semple and Joseph Mains, and  
7 you may also consider that the sequence of how his  
8 involvement comes to light to be of particular relevance  
9 in assessing any allegation about the staff in Kincora  
10 acting in consort with one another, never mind in respect  
11 of individuals coming from outside the home.

12 It would appear that the name of B3/R1 had not  
13 surfaced in the Kincora investigation by the time that  
14 the RUC came to first interview Raymond Semple on 1st  
15 April 1980. At his initial interview on 1st April -- he  
16 is interviewed initially at 9 o'clock in the morning --  
17 the RUC, having asked Raymond Semple about whether he had  
18 received various reports from boys of allegations against  
19 William McGrath, put it to Semple -- this is the RUC  
20 detectives put it to him -- that they had information to  
21 suggest that he'd, as in Raymond Semple, interfered with  
22 one or more of the inmates.

23 If we can look, please, at 10388. Now I am not sure  
24 whether that was, in fact, the case. It may be another  
25 boy had talked about suspicions about Raymond Semple,

1 but you can see he mentions those who reported to him about  
2 William McGrath during his second phase of employment, and  
3 we will come back to that.

4 "It was then put to him that we had information to  
5 suggest he had interfered with one of the inmates, who  
6 we did not name, and then he said:

7 **A. B3/R1 wanked me off.**

8 Q. When?

9 **A. During 1969 I think.**

10 Q. How often did this happen?"

11 Scroll down, please:

12 **"A. At least six times."**

13 So just bear in mind at this point B3/R1 hasn't been  
14 spoken to:

15 "Semple then said, 'I can't be sure of the year, but  
16 it was a year after I started in Kincora, the first time  
17 I worked there'.

18 Q. Yes, from '64 to 66."

19 Then he describes his later period:

20 "Q. How did this start?

21 **A. The two of us were in one bedroom. He was**  
22 **cleaning wee bits of things and dusting. Then he just**  
23 **masturbated me.**

24 Q. Whose bedroom was this?

25 **A. My bedroom."**

1           So he is saying it began about a year after he  
2 starts in Kincora. So that's June 1965 approximately.  
3 The first encounter is in his bedroom when B3/R1 is  
4 cleaning, and B3/R1 he says masturbated him, and then you  
5 will see if we move to 10390, please, that he explains  
6 that the sexual activity with B3/R1 proceeded, developed  
7 to oral sex and then anal sex. You can see he describes  
8 the sequence of events:

9           "Q. Who was the first to have sexual intercourse,  
10 you or B3/R1?"

11           You can see he is saying B3/R1 was the first to have  
12 anal intercourse with him. We will come back to the  
13 portion that you can see about what happened, but I just  
14 want to show you before I do that -- if we move down on  
15 to 10391, please, you will see that Raymond Semple  
16 explains that this was the first boy, the first person  
17 that he had had sexual intercourse with. You can see he  
18 was asked about other boys, if he had intercourse with  
19 any other ones.

20           **"B3/R1 was the first male I ever had intercourse  
21 with."**

22           He is asked:

23           "Q. What about R7?"

24           **A. I never had intercourse. I only handled him  
25 when he was having a bath."**

1           We have looked at him. So he admitted, if we just  
2 go back on to 10389, please -- I am sorry that we are  
3 having to jump about, but it is the way the interview  
4 was conducted. He was asked:

5           "Q. How many times did you have sexual intercourse  
6 with B3/R1?"

7           and he said:

8           **"About six times",**

9           though in his police statement that he would make  
10 at the end of first day of interviewing, which was 1st  
11 April, he said that it was about eight times, with each  
12 penetrating the other about the same number of times. I  
13 am not going to turn to it, but you will also find  
14 a reference to that at 10357.

15           Now he explains then, if we go back down on to  
16 10391, please, that Joseph Mains, having been told by B3/  
17 R1 about what was occurring, called him into the office  
18 and told him to stop it; that he did stop it for about a  
19 week; and then he and B3/R1 resumed their sexual activity.  
20 You can see then at the top of this page Mains, having  
21 again been informed by B3/R1 about what was occurring,  
22 then called Raymond Semple in a second time and told him  
23 to stop. Raymond Semple told him that Joseph Mains was  
24 serious about it having to stop. You will also find  
25 another reference to that at



1 the top of page 10365.

2 When he is asked about why he had engaged with B3/R1  
3 in this way, he -- if we look at 10390, please -- he  
4 explains that it began on the spur of the moment and he  
5 got satisfaction from it. As I said, he then made  
6 a statement that evening -- and you will find that at  
7 10356 and 7 in the bundle -- where he outlined what he  
8 said had occurred between himself and B3/R1.

9 As you probably gather, Joseph Mains was being  
10 interviewed by other detectives at the same time as  
11 Raymond Semple is being interviewed and William McGrath  
12 is being interviewed. So the RUC were then able to put  
13 to Joseph Mains what Raymond Semple was confessing to,  
14 and Mains admitted, if we look at 10415, please, that  
15 B3/R1 had told him what he and Raymond Semple were  
16 doing. You can see:

17 "Q. Did you get any specific allegations about  
18 Semple from a boy named B3/R1?

19 **A. Aye, I did.**

20 Q. Did you report it?

21 **A. No, I don't think so."**

22 Just scroll down a little bit, please. He did  
23 suggest to Semple that he -- if we look at 10415 it  
24 should be -- I think it is on this page. Yes. There  
25 you can see -- if we just scroll up just a little bit,

1 please:

2 "Q. Did you speak to him at the time?

3 **A. I did. His was mother was in failing health and**  
4 **I said, 'Why don't you resign?', which he did. Then he**  
5 **came back and done a lot of voluntary work and I thought**  
6 **he was all right and had sorted himself out."**

7 So you can see Joseph Mains is implying that before  
8 he takes up the post for the second time, so between '66  
9 and '69, he is coming back at times doing voluntary work.  
10 He says:

11 **"As far as Raymond was concerned, I never saw him**  
12 **doing anything."**

13 So what Joseph Mains is saying, that when he came  
14 back, when Raymond Semple came back in '69, he thought  
15 he had sorted himself out, and based on the material  
16 available, and we looked at the context yesterday, that  
17 would appear to be the case in that he went to Botanic  
18 Gardens and no other boy was alleging that he was  
19 involved with him, at least during this 1980 and '82  
20 period.

21 The RUC then make a point of tracing B3/R1. He made  
22 a detailed statement, and I am going to put it on the  
23 screen, but I am going to summarise it for you. It is at  
24 10138. It was on 12th May 1980. It includes what he  
25 says happened to him and indeed R7 in Bawnmore to do

1 with S1, although you will note from R7's statement he does  
2 not make any allegations about Bawnmore, but then B3/R1 goes  
3 on to speak about his time in Kincora from 10140, please.  
4 About halfway down he begins to talk about Kincora and does  
5 so over the next three pages.

6 He was warned, he says, by R7, who he knew from  
7 Bawnmore and who had moved to Kincora in August of '64 --  
8 so about six months before B3/R1 R7 is in Kincora and B3/  
9 R1 is saying that when he arrived, R7 told him to watch  
10 out for both Mains and Semple, because they would  
11 interfere with him. That's at the bottom of 10140.

12 A few weeks subsequent to that B3/R1 says that  
13 Joseph Mains called him into his room and asked him to  
14 masturbate him. He initially refused and he claims that  
15 Joseph Mains replied that he had been told that he,  
16 B3/R1, did that sort of thing. B3/R1 told the police  
17 that he assumed S1 from Bawnmore must have told Mains  
18 about his involvement with him, and he claimed he was  
19 aware that they, that's Mains and S1, used to go out  
20 together. Joseph Mains had already on 1st May said what  
21 he had to say about that.

22 B3/R1 went on to say that he and Joseph Mains would  
23 regularly masturbate each other, but they never engaged  
24 in anal sex. B3/R1 then went on to say at the top of  
25 10141, please, that after he was already involved with

1 Joseph Mains, Raymond Semple spoke to him and asked him to  
2 masturbate him, saying if he could do it for Joseph Mains,  
3 he could do it for him.

4 Now Raymond Semple at interview would say, "That's  
5 just not true. Joseph Mains never talked to me about  
6 his involvement with any boy".

7 B3/R1 went on to describe how his activity with  
8 Raymond Semple progressed to anal sex, with each  
9 penetrating the other, as he did about his involvement  
10 with Joseph Mains. He claimed in this statement that  
11 the sexual activity was a daily occurrence. He also  
12 explained how the sexual relationship with Raymond  
13 Semple continued until around 1974, when B3/R1 was aged  
14 26. That was two years before B3/R1 got married in  
15 1976. That's on 10141. In contrast he said he never  
16 saw Joseph Mains after he left Kincora.

17 He then went on to raise two further matters in his  
18 statement in relation to Joseph Mains. He claimed that  
19 he could recall Joseph Mains having visitors to the  
20 hostel, one of whom he believed was an ex-Kincora boy.  
21 So that has the potential to be R2 or Hugh Quinn. He  
22 said this ex-Kincora boy came to his room one night  
23 about 2.00 am, got into bed with him and said Joseph  
24 Mains had sent him. He said they masturbated each  
25 other.

1           The police were never able to establish precisely  
2           who this was. B3/R1 gave a description that this was  
3           someone with ginger hair, who he believed to be an  
4           ex-resident, and when Joseph Mains was spoken to, he  
5           explained that the only person with ginger hair who  
6           fitted B3/R1's description was S1. Superintendent  
7           Harrison observes that, as B3/R1 knew S1, there wouldn't  
8           have been any doubt about giving his name if that's who  
9           B3/R1 was claiming that it was. Superintendent Harrison  
10          expressed the view that B3/R1 could be describing Hugh  
11          Quinn, and you will find that at paragraph 37 of his  
12          report at 40044.

13           The second point that B3/R1 made was that he -- and  
14          this is on 10142, please, if we scroll down -- was that  
15          he could recall Joseph Mains taking him out in his  
16          Morris Minor on drives to Bangor. He said that Joseph  
17          Mains would have got him to steer the car as he  
18          masturbated B3/R1 with his free hand.

19           B3/R1 was medically examined by Dr Irwin on 12th  
20          May 1980 and told him that the homosexual activity was  
21          almost a daily occurrence with Raymond Semple.

22           Mains was interviewed again on 29th May, when these  
23          matters were put to him. He explained, as we saw, that  
24          he did once have a sexual encounter with S1 in his  
25          bedroom at Kincora, but he didn't know of the

1 relationship between B3/R1 and S1 and that he, Mains,  
2 had not masturbated with B3/R1. He says he had not  
3 discussed with Raymond Semple that he, Mains, had  
4 homosexual relations with boys in Kincora.

5 So if I can just pause to observe, if Joseph Mains'  
6 assertion was correct that he had not masturbated B3/R1,  
7 then Raymond Semple making the comment to B3/R1 about  
8 "I was told you did that by Joseph Mains" wouldn't happen  
9 either. Joseph Mains was adamant that he hadn't discussed  
10 with Raymond Semple that he had homosexual relations with  
11 any boys in Kincora and he denied strongly that he had  
12 sent any man to B3/R1 at 2.00 am in the morning, and, as I  
13 said, the only ginger-haired man he could suggest met that  
14 description was S1.

15 He explained to the police that while he did take  
16 boys out for trips in his car, they would not be alone,  
17 and he had never masturbated B3/R1 while having him  
18 steering his car or at any other stage.

19 When Raymond Semple was reinterviewed by the RUC,  
20 which was also on 29th May, what B3/R1 had had to say  
21 beyond what Raymond Semple had already spoken about was  
22 put to him, and Raymond Semple said to the police that  
23 half of the things that B3/R1 was saying were not right,  
24 including the use of Vaseline and it happening every day  
25 and B3/R1 had exaggerated some things, including their

1 subsequent encounters after B3/R1 had left Kincora. So  
2 he was accepting that they had continued in contact with  
3 one another, but not engaging in sexual activity on the  
4 train to football matches the way B3/R1 was describing  
5 it.

6 In any event when submitting his Phase One report in  
7 August of 1980 Detective Chief Inspector Caskey  
8 recommended that Raymond Semple should face a buggery  
9 charge in respect of B3/R1 relating to B3/R1's time in  
10 Kincora, but also a separate buggery charge relating to  
11 B3/R1's time after he left Kincora, and then, thirdly, a  
12 gross indecency charge which would relate to his time in  
13 Kincora.

14 The Chief Inspector also recommended that Joseph  
15 Mains should face a single charge of gross indecency  
16 based on what B3/R1 was saying Joseph Mains had done to  
17 him.

18 Those matters would appear then at counts 1 to 3 as  
19 far as Raymond Semple was concerned, and count 5,  
20 because the numbering continued -- so you had four counts  
21 to do with Raymond Semple and then counts 5 onwards  
22 related to Joseph Mains, and then eventually the next set  
23 of counts in the sequence would relate to  
24 William McGrath.

25 The DPP directed that Raymond Semple and Joseph

1 Mains should face the charges that were recommended,  
2 albeit they reordered them in respect of B3/R1 to deal  
3 with buggery charges, and Raymond Semple and Mains were  
4 then charged. B3/R1 was person A on the indictment, and  
5 Raymond Semple pleaded guilty to all three charges  
6 against B3/R1, so the two buggery charges and one of  
7 gross indecency.

8 Joseph Mains was not prepared to plead guilty to the  
9 gross indecency charge in respect of B3/R1, as he  
10 remained adamant he had not engaged in masturbation with  
11 him, and the Crown entered a nolle prosequi in respect of  
12 it at trial when Mains was pleading guilty to the  
13 offences he did accept.

14 B3/R1 would come to the attention of the police  
15 again during Phase Two of the Inquiry. That's the  
16 '82/'83 phase. In his Phase Two report of 26th August  
17 1982 Detective Superintendent Caskey explained that the  
18 Inquiry team had been contacted on 25th February 1982 by  
19 Ed Moloney, as you know, then journalist for the Irish  
20 Times. So Ed Moloney had already been spoken to on the  
21 foot of the initial three articles and made statements  
22 and produced documents, but he contacted police on 25th  
23 February. It is important that we look at what he had to  
24 say.

25 If we look, please, at 20567, he explains he is



1 a journalist. He says:

2 **"In or around 20th February 1981 ..."**

3 Again that's an error. It should be 1982.

4 **"... I was approached by another journalist and was**  
5 **told that there was a person called B3/R1 who had been**  
6 **telephoning around newspaper offices offering to name**  
7 **names of people other than those convicted from Kincora.**  
8 **The journalist, whom I don't wish to name at the moment,**  
9 **told me that this man was asking for payment of £50 for**  
10 **the information. All I had to identify this man was the**  
11 **name 'B3/R1' and a telephone number. Since it is not**  
12 **the policy of the Irish Times to pay for information,**  
13 **I did nothing about this, but telephoned Detective**  
14 **Superintendent Caskey at RUC Headquarters and gave him**  
15 **the information."**

16 Detective Sergeant Elliott was dispatched to trace  
17 and speak to B3/R1, and if we can look, please, at  
18 20568, despite what Ed Moloney was claiming B3/R1 was  
19 saying, B3/R1 would make a further statement to police  
20 on 8th March 1982 where he was asked if he had anything  
21 to add to the statement. He said:

22 **"I have not. I have no knowledge of any homosexual**  
23 **type ring either within or outside Kincora. I have no**  
24 **knowledge of any politicians, policemen or such ever**  
25 **being involved in any such activity."**

1           Then he said:

2           **"Last Monday, 1st March, a reporter from the Belfast**  
3           **Telegraph spoke to me at my home. He asked me if I knew**  
4           **of names of people mixed up in the Kincora situation.**  
5           **I told him I did not."**

6           Now the journalist he mentioned speaking to, the RUC  
7           were able to establish that was Jim Cusack of the  
8           Belfast Telegraph. You may consider that his statement  
9           is very revealing. If we look, please, at 20569, he  
10          explains he is a reporter and that he had ...

11          **"During mid-February 1982 ..."**

12          Sorry. I should have explained. That's why I said  
13          with conviction that Ed Moloney's statement had the  
14          wrong date in it:

15          **"... a man now known to me as B3/R1 contacted the**  
16          **Belfast Telegraph offices per telephone and indicated**  
17          **that he had names 'about Kincora'. In one of two**  
18          **conversations I had with B3/R1 on the telephone he**  
19          **stated that he thought the information he had might be**  
20          **worth money to him. I eventually spoke to B3/R1 at his**  
21          **home in or around the end of February or the beginning**  
22          **of March. B3/R1 indicated that he had been in the**  
23          **Kincora Hostel for a period in the '60s. He was**  
24          **suggesting that he was being used in a homosexual vice**  
25          **ring by Joseph Mains in the Bangor area during the**

1 period he was in the home. He said he met a man in  
2 a house somewhere near the sea front in Bangor. He  
3 referred to the first name and then a second name --  
4 a second man. He couldn't put second names to it.  
5 B3/R1 then suggested that he knew the Mr X, who I know  
6 at this stage to be Roy Garland. I asked him to  
7 describe Garland. He stated he was tall, dark hair, in  
8 his 50s. I had been taping B3/R1's conversation, but as  
9 I questioned him on aspects of his information, I became  
10 satisfied that the information was unreliable. I turned  
11 the tape recorder off. From my interview with B3/R1  
12 I satisfied myself that his information was unreliable  
13 and could not form the basis for a newspaper story.  
14 Such was the interview with B3/R1 that I overtaped the  
15 recording on the tape. I did not use his information on  
16 any follow-up story. From the outset it had been made  
17 clear to B3/R1 that it was not the Telegraph's policy to  
18 pay for information. In my telephone conversation he  
19 had mentioned a figure of £50 and then £30 as payment  
20 for the information that he had."

21 Now this perhaps demonstrates rather starkly for  
22 you, Members of the Panel, some of the difficulties  
23 faced by police or indeed Inquiries in investigating  
24 these matters, because by the time B3/R1 is speaking to  
25 the Belfast Telegraph and then Ed Moloney he has read

1 the article alleging vice rings and he is offering  
2 information for money, and you can see what Jim Cusack  
3 claims he was told, and then that information makes its  
4 way to the police through Jim Cusack talking to Ed  
5 Moloney, who talks to the police.

6 The police go and speak to B3/R1 and he says, "No,  
7 I wasn't involved in any of that". So you can see --

8 CHAIRMAN: But he told the journalist he was.

9 MR AIKEN: Yes. Detective Superintendent Caskey, if we  
10 look, please, at 20101 and paragraph 369, he explains  
11 having again -- I have not mentioned to you yesterday  
12 there is a significant analysis that comes before this  
13 which is available to you, but he concludes:

14 **"To date no evidence has been forthcoming to**  
15 **indicate that Joseph Mains was involved in a homosexual**  
16 **vice ring in the Bangor area."**

17 He then makes this observation in light of what the  
18 journalists were saying:

19 **"B3/R1 may have been motivated by the prospect of**  
20 **monetary gain."**

21 Now what there is no doubt about, as you can see  
22 from Raymond Semple's own admissions, there was  
23 an engagement in sexual activity between B3/R1 and  
24 Raymond Semple and Raymond Semple was convicted of it.  
25 Joseph Mains did not accept what was alleged about him.

1 So the difficulty that this is perhaps an example of is  
2 that there is no doubt accuracy to some degree and then  
3 potential for inaccuracy beyond. It will be a matter  
4 for you, Members of the Panel, in looking at this.

5 But in fairness to B3/R1, he was then spoken to by  
6 the Sussex superintendents at a later date on 13th May  
7 1982. If we can look, please, at 40624. You may  
8 consider in light of what we have just been looking at  
9 his statement is instructive then on the wider issues.  
10 He says:

11 **"As I said in my statement, I was taken out several**  
12 **times by Mains in his Morris Minor car for a trip to**  
13 **Bangor. We just used to have a ride round, see the sea**  
14 **and go back to Kincora. As I have already explained, he**  
15 **would interfere with me in the car while letting me**  
16 **steer. I have never been taken to any hotels or pubs by**  
17 **Mains. I have never had homosexual relations with**  
18 **anybody except Mains, Semple and S1. Mains has never**  
19 **offered me to any other men for homosexual or any other**  
20 **reasons. I don't know of him knowing RUC, Justices of**  
21 **the Peace, businessmen or people from the Northern**  
22 **Ireland Office. I do not know of any other boys in**  
23 **Kincora at the same time as me being taken to any hotels**  
24 **or pubs. Occasionally he would take R7", and he names**  
25 **two other boys, "on trips to Bangor in his car."**

1           In fairness, Joseph Mains would say that's the modus  
2           operandi, that he took a number of boys. He never took  
3           a boy on his own.

4           **"The boys never used to discuss the trips with me. I**  
5           **was never paid any money for what I did with Mains,**  
6           **Semple or S1, although Semple would give me money if**  
7           **I asked for it. When I read of the goings-on at Kincora**  
8           **in the press, I was very surprised, because when I was at**  
9           **Kincora, I knew nothing of prostitution and homosexual**  
10           **relations with fellas outside the hostel. If that had**  
11           **been happening there, I would have known of it. Other than**  
12           **the things I have mentioned above I have nothing further**  
13           **to add to my other statement."**

14           B3/R1 participated in the Hughes Inquiry. He had  
15           the designation B3, which we have continued on. He was  
16           represented by James McNulty, QC and Carl Simpson, as he  
17           then was, and gave evidence to the Hughes Inquiry on Day  
18           51 of the hearings, but in private session, on 7th March  
19           1985. That can be found at 74062 to 74106. I am  
20           summarising this. So I am going to do it in the  
21           most charitable way I can, because you will recall The  
22           Hughes Inquiry involved cross-examination of individuals  
23           by multiple counsel.

24           It is fair to say that there were a number of  
25           inconsistencies exposed in B3/R1's evidence about his

1 sexual history, about the events in Bawnmore with S1 and  
2 in Kincora with Mains and Semple, albeit there is no  
3 doubt, as I said, that activity did occur between B3/R1  
4 and Raymond Semple. B3/R1 did tell the Hughes Inquiry  
5 that Raymond Semple never threatened him or intimidated  
6 him and that he participated in sexual intercourse and  
7 did nothing to stop it.

8 The report of the Hughes Inquiry deals with his  
9 evidence at paragraphs 3.72 to 3.75. If we just look,  
10 please, at 75230 and at 3.75, you can see:

11 **"We concluded that the offences with which**  
12 **Messrs Mains and Semple were charged could not have been**  
13 **detected on the information available or accessible.**  
14 **There is no evidence that B3/R1 displayed any signs of**  
15 **distress or anxiety which might have been taken as**  
16 **significant by an outside observer. Indeed, the**  
17 **continuation of the relationship with Mr Semple for over**  
18 **seven years after his discharge would suggest that B3/R1**  
19 **viewed homosexual activity with a degree of acceptance.**  
20 **The absence of regular visiting from a social welfare**  
21 **officer was a regrettable feature of the system prevailing**  
22 **at the time, but we do not accept B3/R1's evidence that**  
23 **he would have complained to a social welfare officer.**  
24 **His history from before his admission to Bawnmore and his**  
25 **extended relationship with Mr Semple indicate that he**

1       **did not have such an aversion to homosexual**  
2       **activity that might have motivated a complaint at**  
3       **that time."**

4           I also draw attention -- if we can look at  
5       paragraph 3.73, please -- I draw to the Panel's  
6       attention the observation in the report of the Hughes  
7       Inquiry contained in paragraph 3.73. That is in  
8       relation to the fact that there were no allegations of  
9       S1 being involved with Kincora residents.

10           So you have B3/R1 explaining that he had this  
11       relationship with S1, that he believed there was a  
12       connection between Mains and S1, and although B3/R1  
13       talks about the ginger-haired man and Joseph Mains says,  
14       "Well, that sounds like S1", obviously B3/R1 would know  
15       S1.

16           So what The Hughes Inquiry is observing is that  
17       despite there being a relationship or a connection  
18       between Joseph Mains and S1, there was no suggestion  
19       from any boy of S1 interfering with them in Kincora.

20           B3/R1 settled a civil claim against the Eastern  
21       Board in March 1988 for £5000 and that covered his time  
22       in Bawnmore and Kincora.

23           I wonder, Chairman, should I give the stenographer  
24       a break?

25       CHAIRMAN: Yes. We will rise for a short time.



1 (11.27 am)

2 (Short break)

3 (11.50 am)

4 CHAIRMAN: Yes, Mr Aiken?

5 MR AIKEN: Chairman, Members of the Panel, before the break  
6 we had looked at the more complicated nuance story  
7 relating to B3/R1.

8 I want to turn to KIN4, who was born on

9 . He was initially in Kincora for four  
10 months from 5th March 1965 until 9th July '65, when he  
11 was 15. He was then readmitted on an unknown date and  
12 remained in Kincora until his 16th birthday on

13 .

14 He did not make any complaint until he was traced by  
15 the RUC during the Phase One Inquiry. By that time he  
16 was serving a life sentence for murder in the Maze  
17 Prison.

18 In his police statement of 27th March 1980 -- if we  
19 just leave it on the screen, please, at 10146 -- he  
20 talked of Joseph Mains coming into the bathroom when he  
21 was nude and commented on KIN4, to quote him -- it is at  
22 10146, please -- not being, to use his words, "too well  
23 hung" and then patted him on the backside.

24 At interview on 1st April 1980 Joseph Mains denied  
25 doing anything wrong in relation to KIN4. He said that

1 on occasions you had to as a warden supervise in the  
2 bathroom, but he never touched KIN4.

3 KIN4 also referred in the statement you can see to  
4 Raymond Semple. He misnamed him as "Philip". He said  
5 he would lie on the beds in the rooms with some of the  
6 boys, and he named R7, which we take to be a reference  
7 to R7, although he, KIN4, says he didn't see any  
8 homosexual acts going on. He said the talk among the  
9 boys was that Mains and Philip, who we take to mean  
10 Raymond Semple, were bent.

11 The panel will note that R7, who himself made  
12 allegations, made no mention in his statement of any  
13 involvement between him and Raymond Semple on a bed and  
14 at no stage during The Hughes Inquiry does that appear  
15 to have been the subject of discussion either.

16 It would appear Raymond Semple was not asked about  
17 what KIN4 had to say about lying on a bed.

18 When submitting the Phase One report, the Detective  
19 Chief Inspector recommended that Mains should face  
20 an indecent assault charge in relation to KIN4 based on  
21 what KIN4 was saying.

22 In its direction in February 1981 the DPP disagreed  
23 and did not direct a charge against Mains in respect of  
24 KIN4.

25 The Sussex superintendents reinterviewed him-- if we

1 just put it on the screen, please, at 40621 -- on  
2 14th June 1982 and he confirmed he didn't know of any  
3 politicians, civil servants, Justices of the Peace,  
4 police officers or businessmen being involved at the  
5 hostel.

6 The last four lines seem to be a reference to  
7 a different event involving a letter that he wrote to  
8 his MP.

9 I want to then deal with KIN166, KIN166. He was  
10 born on . He was in Kincora for a very  
11 brief five-day period between 19th and 24th April '65  
12 when he was 15.

13 He spoke to the police and could not remember being  
14 in Kincora and had no allegations to make. He had  
15 nothing to add when he saw the Sussex superintendents in  
16 June 1982.

17 KIN6 was born on . He was in  
18 Kincora between 9th April 1965 and 26th February 1966,  
19 so a ten-month period. You can put his statement on the  
20 screen, please, at 11623. He made a statement to the  
21 RUC on 28th March 1980. He remembered having suspicions  
22 about Raymond Semple and R7, which may have been based  
23 on talk and being aware that R7 seemed to have an excess  
24 of bus tokens. He did say he could recall once being  
25 made to wash Joe Mains' hair. However, no sexual

1 suggestions or advances were ever made towards him.

2 When he was reinterviewed by the Sussex  
3 superintendents in June 1982, he had nothing to add to  
4 what he had said except that he had no knowledge --  
5 that's at 40622 -- no knowledge in respect of the wider  
6 allegations. That's 40622, please.

7 I am going to then deal with KIN7, who was born on  
8 and was in Kincora from 13th May to 3rd  
9 July 1965. He spoke to the RUC on 17th April 1980. His  
10 statement is at 11695, please, and it covers two pages.  
11 He recalled getting slapped by Joseph Mains on his  
12 bottom as punishment for staying out late. Mains denied  
13 that at interview, and you will find that at 10478.

14 KIN7 did say he was never touched in a homosexual  
15 way, nor was he aware of anyone else behaving in that  
16 way.

17 When he was reinterviewed, if we look, please, at  
18 40626, he explained his position to the Sussex  
19 superintendents about the suggestion of prostitution and  
20 vice rings. He said he:

21 "... could not believe it when I heard the  
22 allegations on television, because I certainly do not  
23 know of anything like that happening whilst I was at the  
24 hostel."

25 KIN8 was born on . We can put on

1 the screen, please, 11677. He was in Kincora for three  
2 months from 30th July to 23rd October 1965. He  
3 explained to the police on 24th March 1980 that he was  
4 not approached by anyone in a homosexual way and was not  
5 aware of anything of that nature going on.

6 If we look, please, at 40627, when the Sussex  
7 superintendents spoke to him on 9th June 1982, he  
8 explained he could not -- he still could not believe  
9 that Joseph Mains was involved in any homosexuality.  
10 You can see:

11 "I still find it difficult to believe that Joe Mains  
12 was involved in any homosexuality."

13 He confirmed he wasn't aware of any prostitution or  
14 vice ring, whether involving prominent people or anybody  
15 else.

16 The next boy that I am going to deal with is HIA534/  
17 R4, who is "R4". You can see his period I hope on the --  
18 it begins in the second period and it extends into the  
19 third period, which we haven't got on the wall as yet.  
20 HIA534/R4 was "R4" before The Hughes Inquiry and we have  
21 kept that designation. He was in Kincora for one year and  
22 three months from 2nd August 1965 until 4th November 1966,  
23 between the ages of 16 and 17. So you will recall that  
24 Raymond Semple resigned in February '66. So R4's period  
25 effectively straddled

1 either side of Raymond Semple leaving.

2 Joseph Mains was asked about R4 at interview on 1st  
3 April 1980. Joseph Mains said that the first encounter  
4 he had had with R4 was that, because R4 wouldn't wash,  
5 he was bathing him. Mains said to the police, if we  
6 look, please, at 10423, that he thought, that is Mains,  
7 that R4 would make allegations about him. If we just  
8 scroll -- you can see there:

9 "A. The first encounter I had was that he wouldn't  
10 wash and I was bathing him. I threw him in the bath.  
11 He would make allegations about me I think.

12 Q. Why would he?

13 **A. I don't know. He's a bit simple."**

14 R4 at this point had not been spoken to by the  
15 police, although they had asked Joseph Mains about him.  
16 The officers asked him whether anything had happened  
17 between him and R4 and Joseph Mains replied "No".

18 R4 made a statement to the police, please, if we can  
19 look at 10161. Now this statement runs across five  
20 pages, so it can scroll through on the screen, but I am  
21 going to summarise it to you. The statement is of 3rd  
22 April 1980, so it is two days after Joseph Mains has  
23 already been interviewed.

24 He said, that is R4 said, Mains was like a father to  
25 him. He explains that on page 10161. He explains that

1 Mains got him to rub cream into his back, and you will  
2 find a number of boys who say about Joseph Mains asking  
3 them to do that. He says that Mains, having got him to  
4 rub cream into his back, then felt around him. He  
5 explains, as we scroll through on to the next page, that  
6 this developed into mutual masturbation and oral sex,  
7 although he says on 10162 that anal intercourse never  
8 occurred between him and Joseph Mains.

9 He explains on 10162 that after he left Kincora he  
10 would go back to visit and the same mutual masturbation  
11 or oral sex would occur. If we just scroll up a little  
12 bit, please, I think. Yes. Just pause there. So he is  
13 describing what occurs, and he is talking then in this  
14 section about his engagement with other residents. I am  
15 going to mention that now, but what he explains in his  
16 statement was that the last time -- if we can look at  
17 10162, please, and then we will move back -- the last  
18 time that he engaged with Joseph Mains he says was just  
19 before Christmas '79. You can see the reference here is  
20 "BAR1". So he also explains that on one occasion they  
21 engaged in sexual activity in BAR1's house when she was  
22 asleep.

23 Now by at that stage R4 is thirty years old. So  
24 he's continued to come back and he says engage with  
25 Joseph Mains, but in addition he also explained to the

1 police, if we can look at 10162, please, at the bottom  
2 of the page, and then scrolling on to 10163, that as  
3 a returning ex-resident, he engaged in sexual activity  
4 with three then residents.

5 So it's a little complicated, but he is coming back,  
6 having left, and then engaging with those who were in  
7 care resident at the time he is returning.

8 So he explains that he formed a sexual relationship,  
9 this time including anal intercourse, with a then  
10 Kincora resident called R9. We spoke about him  
11 yesterday. He is "R9". He resided in Kincora from 21st  
12 October 1974, so long after R4 had left, he having  
13 left in November 1966. So he said he engaged in sexual  
14 activity with R9, and R9 would be there between October  
15 '74 and April '77, by which time R4 was at least 25 when  
16 it began. Their sexual activity, according to R4, took  
17 place both in Kincora and in the flat that R4 was living  
18 in. We will come back to R9. He wouldn't describe the  
19 sexual activity between the two of them in exactly the  
20 same way as R4 did.

21 The second boy who R4 says he engaged with -- and  
22 just for your note, someone who R9 did have homosexual  
23 relationship with -- is R17. He is "R17". He resided  
24 in Kincora again a similar period to R9, 6th October  
25 1974 to 8th March 1976, so just before R9



1 but leaving before R9 leaves. There is some doubt about  
2 the precise date that R17 himself leaves Kincora, but we  
3 will be coming back to him, but on 10163 you can see  
4 that R4 explains that -- he says he and R17 engaged in acts  
5 of masturbation and oral sex together in Kincora,  
6 and we will come back to R17, who again did not agree  
7 with the extent of the sexual activity that R4 said they  
8 had engaged in.

9 Now R17 and R9 would also each disclose their  
10 homosexual relationship with each other in Kincora and  
11 after their time in Kincora and also their involvement  
12 with William McGrath. So we will be coming back to look  
13 at them in the fifth period because of the time that  
14 they were in the home.

15 The third individual that R4 said he engaged with as  
16 a returning ex-resident was with R18. You heard me  
17 mention him yesterday, because Hugh Quinn commented on  
18 R18 being overtly homosexual as far as he was concerned  
19 when he came back at Christmas 1979.

20 R18 was born in and was in Kincora initially  
21 for weekends and school holidays between May and August  
22 '77, when he was 15, and then on a permanent basis from  
23 August '78 through to July 1980, so between the ages of  
24 15 and -- I am sorry -- I think that should be August  
25 '77 to July '80, when he was 18. So between 15 and 18

1 he is living permanently in Kincora.

2 This all gets a bit confusing, but R18 and R17 that  
3 we have just mentioned did overlap between May and  
4 August 1977, but R18 and R9 did not overlap, R9 having  
5 left in 1976.

6 R4 explained to police on 10163 how on one occasion  
7 R18, who is "R18" you can see on the screen, asked to  
8 masturbate him. R4 says he initially refused, because he  
9 said there were too many people about -- this was in the  
10 television room -- including McGrath, who was in the  
11 kitchen, but R18 persisted he says. You can see what he  
12 says R18 did. We will be returning to R18 again later at  
13 the appropriate point in the chronology in section 5.

14 When he was speaking to police, R4 then goes on in  
15 his police statement to reveal two further adult  
16 homosexual relationships he had with two adult men. As  
17 was the practice of the RUC investigation, they then  
18 traced those men and spoke to them about their homosexual  
19 activity, and ultimately the DPP would decide not to  
20 prosecute the consenting adults, as it were, who engaged  
21 in homosexual activity when those matters were reported to  
22 them.

23 In addition, on 10164 R4 also confessed to the  
24 police perpetrating a sexual assault on an 8-year-old  
25 boy, the son of a family he was lodging with. He

1       apologised in the statement for what he had done and  
2       expressed his shame.

3               He was medically examined by Dr Irwin when he made  
4       his statement and he was found to be a practising  
5       homosexual.

6               It is in his statement -- if we can -- it would be R4  
7       disclosing to the police that he lived with John McKeague.  
8       If we can scroll down, please, till we find John McKeague.  
9       If we just scroll up, please. Maybe we have ...

10              Up a little bit further. There we are. So:

11              "During '77 or '78 ..."

12              You can see where it begins just above the "John McKeague".  
13              Now R4 left Kincora as a boy in 1966. So this is  
14              1977/'78. It would be R4's disclosure to the police that  
15              he lived with John McKeague, who was a Loyalist terrorist  
16              and was murdered. They lived in the same house in 1977/'78  
17              when R4 was an adult of 28 or 29 years of age, and  
18              according to R4 they engaged in homosexual activity. That  
19              would cause -- because of the practice of the detectives  
20              where any homosexual activity, whenever occurring, was  
21              disclosed, the police then traced the other participant and  
22              spoke to them, and that's what would cause the Kincora  
23              detectives to speak to John McKeague.

24              If we can look, please, at 10334, the RUC did that on  
25              1st July 1980. He, that is John McKeague, would not make

1 a police statement, but the police officer who  
2 interviewed him recorded in a statement what had  
3 occurred during the interview. They explain they  
4 introduced themselves.

5 " ... wish to speak about Kincora Hostel. He asked  
6 if he could make a telephone call and did so. He was  
7 taken to Strandtown Police Station where we questioned  
8 him concerning any associations he might have had with  
9 Kincora and did he know Joseph Mains, William McGrath or  
10 Raymond Semple. He stated that he had nothing to do  
11 with Kincora and did not know Joseph Mains or Raymond  
12 Semple. Although he did not know William McGrath, he  
13 stated that he might have met him at meetings during  
14 1969-1972 which he attended."

15 Now he was not asked, but it may well be that is  
16 a reference to Tara meetings.

17 "He was asked if he knew R4 and he replied that he  
18 had met R4 about a year ago. His nephew, whom he said  
19 was a policeman, introduced him to R4 and asked him if  
20 R4 could stay in his house. He agreed to this and R4  
21 had stayed at the house for four or five months. He  
22 said he had thrown R4 out of the house when he caught  
23 him stealing copper tubing and materials from it. He  
24 didn't want to prosecute R4, as he had offered to pay  
25 some recompense. He stated the value of the stolen

1           **property was approximately £100, including a chair which**  
2           **had been his mother's. I asked him if he was**  
3           **a homosexual and he replied, 'I refuse to answer that.**  
4           **It concerns my private life'. He was asked if he knew**  
5           **a youth whose name ..."**

6           I will just check who that is, but he is denying  
7           knowing them. He is then asked about a man. Yes. The  
8           name that he is denying knowing is not a resident of  
9           Kincora. It's a name that had come up through  
10          homosexual activity with others.

11          He was asked if he knew another man in Dundonald or  
12          Stormont and he stated he didn't know anyone by that  
13          name. He knew a large number of people and anyone could  
14          make allegations about him. People would know him, but  
15          he would not necessarily know them."

16          They then had a conversation about the organisation  
17          Tara and he explained briefly Irish politics as he saw  
18          them. Then the interview terminated.

19          Whatever else John McKeague was or did, there was --  
20          this is the link that there is between him and Kincora,  
21          that a boy who lived in Kincora some thirteen years before  
22          as an adult male lived with him in his house and as an  
23          adult male said he engaged in homosexual activity with him.  
24          There are no other boys who were interviewed who resided in  
25          Kincora who make any reference to John McKeague.

1           Going back to R4, the Detective Chief Inspector  
2           recommended that Joseph Mains should be prosecuted for  
3           a count of gross indecency with R4 during his time as a  
4           resident.

5           The DPP didn't agree with that and did not direct  
6           that Mains face a charge of that type.

7           The Sussex superintendent -- I will just show you at  
8           40041, please -- Superintendent Harrison expressed the  
9           view in paragraph 28 that:

10           **"When interviewed, Mains denied the allegation and**  
11           **in all the circumstances it was not surprising that the**  
12           **Director of Public Prosecutions didn't include this**  
13           **offence in the charges laid against Mains."**

14           The DPP did, however, direct -- I am going to show  
15           you 11716. This is paragraph 34 of the direction, and  
16           you can see, if we scroll down to paragraph 34, they  
17           did direct that R4 be prosecuted for the indecent  
18           assault on the 8-year-old boy, and I mentioned to you  
19           earlier that -- the immunity that DCI Caskey  
20           recommended in respect of residents and then ex-  
21           residents engaging in homosexual activity. However,  
22           the DCI drew a distinction in respect of R4 and the  
23           admission he had made in respect of the indecent  
24           assault on the 8-year-old boy.

25           If we can look, please, at 10108 and paragraph 586,

1 you will see that distinction, the exception to this  
2 recommendation of the immunity for residents and  
3 ex-residents so that they would speak freely, the one  
4 exception that he was identifying was to be that in  
5 respect of R4, and R4 was prosecuted and pleaded guilty  
6 and sentenced to three months' imprisonment in  
7 October 1981 for that indecent assault.

8 If we can bring up, please, 40623, given that R4 was  
9 a resident of Kincora, who on his case continued to  
10 return to Kincora and engaged in sexual activity not only  
11 with Joseph Mains but with three boys who were resident  
12 there at different periods in the 1970s, so from '74  
13 through to '78/'9 in the case of R18, what he had to say  
14 you may consider on the wider questions relating to  
15 Kincora may be of some importance.

16 The Sussex superintendent spoke to him on 10th  
17 June 1982 and he referred back to the detailed statement  
18 we have been looking at, the five pages:

19 **"I made a statement to the police on 3rd April 1980**  
20 **about the time I stayed in Kincora. What I said then**  
21 **tells the whole story. I don't know of anything else**  
22 **happening at the hostel. While I was there I didn't**  
23 **hear or see anything of boys being used sexually by**  
24 **important people ... When I heard the allegations on**  
25 **television of prostitution and vice ring I was shocked,**

1           **because nothing like that was going on while I was**  
2           **there."**

3           R4 participated in The Hughes Inquiry. He had the  
4           designation "R4". He again was represented by John  
5           Gillen, QC, as he then was, and David Smith, as he then  
6           was, of counsel. He gave evidence to the Hughes Inquiry  
7           on Day 20 of its hearings, but in private session, on  
8           25th October 1984. The transcript runs from 71374 to  
9           71401. It was acknowledged very quickly in the  
10          transcript -- and I want to draw this to your attention  
11          -- that R4 had educational and learning difficulties.

12          He explained that while Joseph Mains did not  
13          necessarily threaten him to engage in sexual activity,  
14          he didn't like it he said, and it was only as it  
15          continued over time that he got used to it as a way of  
16          life and was thereafter as far as he was concerned  
17          a willing enough participant.

18          He explained a whole range of fears about making any  
19          complaint about it. He wanted to keep it a secret and he  
20          and Joseph Mains did so. None of the boys he said ever  
21          teased him about it, because they didn't know about it, or  
22          at least that's what R4 believed, because -- the position  
23          to be in terms of the knowledge of others, but there were  
24          others who were at least thinking that that's what was  
25          going on.



1 He confirmed that Raymond Semple had never made any  
2 sexual advances towards him.

3 The report of the Hughes Inquiry deals with his  
4 evidence at paragraphs 3.76 through to 3.86. I am not  
5 going to look at that now other than the conclusion. If  
6 we look, please, at 75232 at paragraph 3.86, you can  
7 see:

8 "No criticism attaches to R4 on account of his  
9 failure to complain. He was a minor in statutory care  
10 and a rather backward boy, who may not have been entirely  
11 aware of the significance of what was happening to him,  
12 but nonetheless embarrassed by it. As such he fell into  
13 a pattern similar to that revealed by the evidence of  
14 other former residents. A reluctance to complain,  
15 together with varying degrees of compliance and  
16 concealment, all based on perfectly understandable  
17 reasons, given the circumstances of the boys, prevented  
18 offences from coming to the attention of the responsible  
19 authorities. Taking this into account along with the  
20 fact that social work was at a relatively early stage of  
21 its development, it is possible to reach some  
22 understanding of how offences went undetected in the  
23 first half of the 1960s."

24 It would appear that R4 did initiate civil  
25 proceedings in the 1980s, which were ongoing in 1986, in

1 that the Health & Social Care Board has been able to  
2 produce some pleadings from the case, but they have  
3 explained that the actual files that were held by their  
4 legal service were destroyed before the Inquiry came into  
5 being and it is not at present possible to confirm the  
6 outcome of those proceedings in a way that they have been  
7 able to for others. Whether that's something that can be  
8 -- Ms Smyth can look into that for me and see if there is  
9 any way --

10 CHAIRMAN: They have the pleadings, do they?

11 MR AIKEN: They had one part of the pleadings.

12 CHAIRMAN: Does it have the name of the plaintiff's  
13 solicitors on it?

14 MR AIKEN: If we look at 1335, we can see the -- it's  
15 a notice for particulars that they have. If we scroll  
16 through to the end, please --

17 CHAIRMAN: Just a moment. It should have a court serial  
18 number on it.

19 MR AIKEN: Yes. If we scroll up, please, we will be able to  
20 see what that is without the numbering and we will be  
21 able to ask --

22 CHAIRMAN: I would have thought the Court Service should be  
23 able to turn up from the records the pleadings and the  
24 name of the plaintiff's solicitor, who will not  
25 necessarily have the outcome, if it was settled, but

1 perhaps the plaintiff's solicitors, if they are still in  
2 existence, could --

3 MR AIKEN: Give assistance.

4 CHAIRMAN: -- cast some light on it.

5 MR AIKEN: Maybe there is more the Health & Social Care  
6 Board can do to see if they can trace the payment.

7 That's all I propose to say about R4. Again you can  
8 see the complexity that arises from a resident engaging  
9 and then coming back an as ex-resident and then engaging  
10 not only with a member of staff but with other  
11 subsequent residents.

12 KIN5 was born on . He spent two  
13 spells in Kincora, which stretch beyond Raymond Semple  
14 leaving in February '66. The first period was from  
15 September '65 to April '67 between the ages of 15 and  
16 17. He is then readmitted in April '67 before being  
17 discharged again in May '67. So he was in Kincora for  
18 almost two years in total. He was traced to England by  
19 the RUC and was spoken to on 27th March.

20 If we can put up 10166, please, he explained to the  
21 police in 1980 that he recalled some peer sexual  
22 activity taking place and he named the two boys that  
23 were involved in that with whom he shared a room, but he  
24 did describe on one occasion Joseph Mains coming into  
25 the bathroom and putting his hand under the water and

1 pulling back his foreskin in order to see was that why  
2 he was so skinny. That's how he describes it in his  
3 statement.

4 If we just scroll down a little bit further, please,  
5 and then on to the next page, he also said that on one  
6 occasion he walked into Joseph Mains' office and found  
7 Mains and R4 kissing each other on the lips. He said it  
8 was a known fact in the hostel that Mains was what he  
9 described as "queer".

10 He also told the police about an occasion when  
11 Joseph Mains blamed him for stealing and he claimed that  
12 he was punched to the ground. KIN5 claimed that  
13 incident was witnessed by a cleaner, who reported it to  
14 his social worker, who took Joseph Mains' side on the  
15 basis it was corporal punishment.

16 Now when Mains was interviewed on 1st April 1980, he  
17 explained he had not punched KIN5, but he had caned him for  
18 stealing money. Neither the RUC nor the Sussex officers  
19 could trace the social worker, Mrs Brown, but they were able  
20 to interview both of the domestic staff, Elizabeth McCullough  
21 and Elizabeth Smyth, who both denied they had ever witnessed  
22 anybody being physically assaulted in Kincora.

23 I just observe in passing that Superintendent  
24 Harrison in his report drew attention, as I mentioned  
25 I believe on Tuesday, that where he found a matter of

1 detail having been overlooked, then he points it out in  
2 his report, and the interviewing officers had not put  
3 the indecent assault on KIN5, so this incident of  
4 putting the hand under the water in the bath, to Mains.  
5 He expressed the view that there didn't appear to be  
6 anything sinister to what appeared to be an oversight  
7 and he did make the point in paragraph 64 that it was  
8 inevitable in an investigation of this sort that  
9 an occasional detail would get overlooked.

10 Now in fairness to the RUC, Members of the Panel,  
11 I will draw your attention to -- in fairness, if we look  
12 at 10426, please, when I looked at the interview  
13 transcript, it does look like there may be a question is  
14 being asked about KIN5 and it would appear by inference  
15 that the indecent assault matter was put, though the  
16 line doesn't appear on the transcript, because you can  
17 see the denial appears. So you have got the name  
18 "KIN5", the answer:

19 **"No, that didn't happen",**

20 and then the question:

21 "Did you hit him for stealing money?"

22 **A. No, he was caned. I didn't punch him."**

23 So it may not necessarily have been something that  
24 was overlooked, but in any event the point was it wasn't  
25 raised with Joseph Mains at interview, but in fairness

1 to Detective Chief Inspector Caskey the KIN5 statement was  
2 in the police file submitted to the DPP, and DCI Caskey had  
3 recommended to the DPP that Joseph Mains face a charge of  
4 indecent assault on KIN5, a recommendation with which the  
5 DPP did not agree.

6 So what I am saying is if it is correct that this  
7 point of detail was overlooked when interviewing Joseph  
8 Mains, it wasn't overlooked by the investigating officer  
9 in charge, who recommended that KIN5 be one of the  
10 complainants.

11 On one view you may consider it demonstrates the  
12 lengths that Superintendent Harrison was prepared to go  
13 to to point out something less than perfect that he  
14 found in the 1980 police investigation.

15 KIN5 was reinterviewed by Sussex superintendents --  
16 if we look, please, at 40632 -- where he confirmed that  
17 he had nothing to add to his previous statement to the  
18 RUC and wasn't aware of vice rings and prostitution.

19 KIN10 was born on . He was in  
20 Kincora from 2nd January 1966 to 8th February 1967. So  
21 he falls -- he arrives just before Raymond Semple  
22 resigns and then stays well beyond that, beyond a year,  
23 and then he enters again from March 1967 to 22nd April  
24 1969. I pause there to observe that he is in Kincora  
25 for three years in total. You may therefore consider

1           what he has to say to be of some assistance.

2           If we look at 11618, he explained to the RUC on  
3           14th April 1980 that he was unaware of any homosexual  
4           activity occurring and was very surprised when he heard  
5           that there was. Now he was between the ages of 16 and  
6           19 when he was living in Kincora.

7           The Sussex superintendents spoke to him again on 7th  
8           June 1982 and, given the length of his stay, you may  
9           consider that that's of potential importance to you. If  
10          we look, please, at 40668, he explains -- he refers back  
11          to his statement:

12                **"I have nothing to add to that. I said when I --**  
13                **I said then I was very surprised at the allegations of**  
14                **boys being taken to the coast at Bangor for**  
15                **prostitution. While I was at Kincora I heard and saw**  
16                **nothing of any homosexuality. I know Joe Mains' brother**  
17                **was a Chief Constable in Londonderry, but I never met**  
18                **him and I don't know of him visiting the hostel.**  
19                **I don't know of any policemen, JPs, business or civil**  
20                **servants or anyone being involved in any homosexuality**  
21                **with the boys either inside or outside Kincora. I do**  
22                **remember policemen, some in uniform and some in plain**  
23                **clothes, visiting Kincora, but I believe they were on**  
24                **duty on official business. Once when they came it was**  
25                **to see me, although I can't clearly remember what for.**

1       **I did give two fellas a hiding once and then the police**  
2       **came to see me about that."**

3           You will find in the two inquiries a number of  
4       police officers who were spoken to who explained, "Yes.  
5       Well, I would be regularly going to deal with a  
6       disturbance or deal with a problem that a boy had caused  
7       and he was being taken back to Kincora". So they would  
8       have been regularly going in and out, as it were, on --  
9       as part of their work.

10          The -- when reviewing this period and the activity  
11       taking place -- if we can look, please, at 40045 --  
12       particularly involving B3/R1 and R7 that you can see, the  
13       two boys that have the two colours, green and blue, on the  
14       wall chart, Detective Superintendent Harrison made this  
15       observation in paragraph 42, if we scroll down a little  
16       bit, please:

17           **"When viewing the activities that were taking place**  
18       **at Kincora involving so many boys, it is difficult for an**  
19       **investigator to believe that persons in authority did not**  
20       **know or suspect what was taking place. Yet the witnesses**  
21       **providing the evidence covering this period give no**  
22       **indication that any complaint was made by any of the**  
23       **victims to anyone in authority other than Mains or Semple**  
24       **at Kincora Hostel. As I have indicated in paragraph 15,**  
25       **despite the sordid activity of the men**



1       **with some of the boys at Kincora, the parties concerned**  
2       **apparently concealed their sexual activity not only from**  
3       **outside visitors but from other Kincora residents, many**  
4       **of whom were sexually naive youngsters."**

5           The reason for the observation relates to the number  
6       of former residents who were traced and who confirmed  
7       that nothing happened to them and they witnessed nothing  
8       of a homosexual nature, including prostitution or vice  
9       rings, but following Superintendent Harrison's analysis  
10      of the Phase One investigation into this second period,  
11      his conclusion, if we look at paragraph 47, please, on  
12      40047, was the same as the first, that in his view as  
13      a reviewing officer that the RUC had been remarkably  
14      successful in pursuing what many would have seen as  
15      a lost cause, given the time that had elapsed from the  
16      offending.

17           I am going to move on now to the third period.  
18      There has been some overlapping into the third period,  
19      which is after Raymond Semple has resigned as a result  
20      of his activity with B3/R1 and the health of his  
21      mother-in-law or health of his mother.

22           The third period covers 28th February 1966 to 10th  
23      June 1969. It is on 10th June '69 that Raymond Semple  
24      returns. During the period February '66 to June '69, as  
25      I was mentioning yesterday, the assistant warden post

1 would often be vacant, but there were a number of  
2 individuals who took that post up for short periods of  
3 time, one of whom we talked about in terms of systemic  
4 failings with the HSCB on Tuesday. That was KIN66, who  
5 had the post of assistant warden between June '67 and  
6 Christmas, as it were, of '67.

7 So this is a period of three years and four months when  
8 Raymond Semple is not in Kincora. Joe Mains would continue  
9 to be in charge. The domestic staff of Elizabeth Smyth and  
10 Eliazbeth McCullough would continue in their roles, and you  
11 would have occasional assistant warden posts held by others.

12 KIN66, as I said, worked from 26th June 1967 until he  
13 went on sick leave on 11th December 1967 and his  
14 employment then terminated in January 1968.

15 It is also during this period that we are now going  
16 to look at, the third period, that R5 and R6 would  
17 complain to Belfast Welfare. They were the first two  
18 individuals which, when making their complaint, would  
19 commence the Mason file.

20 There are eighteen residents from this period and  
21 I am going to travel through them reasonably quickly.

22 KIN11 was born on . He was in  
23 Kincora for two periods: firstly, for three months from  
24 30th June '66 until October '66 and then a week in April  
25 '67.

1           He was spoken to on 11th April 1980 by the police.  
2           He stated that Mains was in charge at the time and Semple  
3           was his assistant. He confirmed that he was not  
4           interfered with when he was at the hostel and he was not  
5           aware of any other boys who were.

6           He did describe an incident after he had absconded  
7           from the hospital -- hostel for two or three days. He  
8           stated that upon being returned to the hostel by police  
9           he was ordered by someone he could not recall to go to  
10          Mains' office, and he said both Semple and Mains were  
11          there, and Mains instructed him to kneel across a chair,  
12          take down his trousers, and he was struck on the bare  
13          bottom with a cane at least six times, and that that was  
14          very painful. Neither Raymond Semple or Joseph Mains  
15          touched him as in sexually interfered with him, but  
16          Raymond Semple observed the caning that Joseph Mains  
17          engaged in. KIN11 did not tell anyone about the  
18          incident.

19          When he was spoken to by the Sussex investigation,  
20          he gave a statement of 24th June 1982 and he explained he  
21          couldn't add anything to what he had previously said. He  
22          knew nothing of a vice ring or important people having  
23          involvement or connection with the hostel, the staff or  
24          the boys.

25          KIN12 -- if we can leave his statement on the

1 screen, please, at 11697 -- he was in Kincora -- he was  
2 born on , and he was in Kincora for eight  
3 months from 1st July 1966, aged 16, until 15th  
4 March 1967, so eight months.

5 He gave two statements to the RUC during the Phase  
6 One Inquiry, the first of which related to his time at  
7 Kincora. That's at 11697 to 11699. He said that Mains  
8 was in charge at the time. He recalled a young man who  
9 also worked for a short time but got the sack. He  
10 couldn't recall the individual's name, but suspected it  
11 was R4. He stated that R4 came to stay at the hostel  
12 when Mains was out. He stated that R4 never interfered  
13 with him, but that he recalled he was in Mains' office a  
14 lot.

15 KIN12 did describe one occasion when Mains came into  
16 KIN12's bedroom shortly after KIN12 had returned late one  
17 night and he said Mains put his hand under the bedclothes,  
18 but KIN12 pushed Mains away and got up. He stated that  
19 Mains didn't touch him, but he knew Mains was, to quote  
20 him, "a bit queer that way". KIN12 said that Mains then  
21 instructed him to go into the office, remove his trousers  
22 and pants and bend over, holding on to a chair. He  
23 stated that Mains struck him on his bare bottom five or  
24 six times with a big leather belt that he took from his  
25 drawer in the office. He said he ran crying from the

1 room. He claimed that the incident was witnessed by  
2 Elixabeth McCullough. You are aware she didn't accept  
3 seeing anything of that nature having occurred.

4 Other than the incident of Mains reaching under the  
5 bedclothes, KIN12 stated that no-one had interfered with  
6 him during his time at Kincora. It is something that was  
7 not proceeded with in the police investigation.

8 He was traced by the Sussex superintendents, who  
9 spoke to him on 22nd June. If we look, please, at  
10 40634, he explained that he couldn't add anything to the  
11 statement that he already made, and he expressed his  
12 surprise at the allegations -- sorry -- he was not  
13 surprised when he heard the allegations about Mains. He  
14 was surprised when he heard the vice ring allegations.  
15 Stated he knew nothing of important individuals having  
16 any involvement at the hostel and didn't know of any  
17 boys being interfered with or receiving homosexual  
18 approaches.

19 KIN15 was born on . He was in  
20 Kincora for three short periods in August '66, December  
21 '66 and April '67.

22 He spoke to the RUC on 4th March 1980 at 11638. He  
23 explained he was there when only Mains worked in Kincora,  
24 which wouldn't appear to be an accurate memory, and that  
25 Mains made no advances towards him and he was

1 unaware of any other boy being interfered with.

2 KIN17 was born on . He was in  
3 Kincora from 8th to 23rd September 1966. Spoken to by  
4 police on 8th April 1980. It is at 11667. He confirmed  
5 that nothing happened to him and nobody made any indecent  
6 suggestions to him.

7 The Sussex detectives interviewed him on 14th June  
8 1982, 40635, when he confirmed he had no knowledge of  
9 any outside figures involved with any boys from the  
10 home.

11 KIN24 was born on . He was in Kincora  
12 from 9th September 1966 until 8th March 1967. If we can  
13 look, please, at 11613, when he was interviewed by the  
14 RUC on 12th March 1980, he explained that during his time  
15 in Kincora, which spanned some six months, he was not  
16 approached by any member of staff to engage in any  
17 indecent act, nor did any of the other boys in the home  
18 approach him in that way. He didn't hear talk of that  
19 type of thing going on.

20 When he was reinterviewed by the Sussex  
21 superintendents in June 1982 -- if we can look, please,  
22 at 40667 -- he explained he was surprised at the wider  
23 allegations of prostitution and vice rings involving  
24 prominent people, because to the best of his knowledge  
25 nothing like that was going on when he was in Kincora.

1           In 2015 KIN24 would make an allegation about Joseph  
2 Mains, and I will come back to that when I deal with the  
3 post-2000 complaints.

4           The next boy is KIN179. He was born on  
5           . He was in Kincora over three periods  
6 that amount to a year and three months from October '66  
7 to December '66, so a two-month period, November '67 for  
8 one month and then February '68 to February '69, a year.

9           If we look, please, at 11705, he spoke to the  
10 police on 19th April 1980. He stated Mains was in  
11 charge at the time of his first stint at the hostel and  
12 described him as a very decent man who treated KIN179  
13 well and never indecently interfered with him. He had,  
14 he explained, heard rumours from the other boys that  
15 Mains was, to quote him, "queer", but he had no reason  
16 to agree with it.

17           He did recall an incident, however, during his first  
18 stay. If we just scroll -- we can see it at the bottom  
19 of the page here and then we will scroll on to the next  
20 page. One day when he was running a bath, a man or  
21 a young man that he described as a student, who was  
22 working at the hostel when Mains was on leave, he says  
23 came into the bathroom naked and started masturbating  
24 himself. He couldn't remember the student's name, but  
25 described him as driving a motorbike and having dark

1 hair and being in his 20s. KIN179 says that that person  
2 asked him to masturbate him and KIN179 responded that he  
3 would report him to Joseph Mains. After that the man  
4 apologised a short while later. KIN179 did not, in fact,  
5 report it to Joseph Mains, nor did he tell anyone about  
6 the incident until asked by the RUC. It has never been  
7 possible to identify who this student was. It is the  
8 case, however, that no-one else speaks about him other  
9 than KIN179.

10 He also described, as you can see on the screen,  
11 a young female social worker talking to him about sex  
12 and whether he was a virgin, which he found embarrassing  
13 he says. He said he used to regularly see that social  
14 worker with the student male that he had described from  
15 the bathroom experience.

16 He was traced during the Sussex investigation and  
17 spoke -- if we look at 40628, please -- he spoke to  
18 police on 22nd June 1982, in which he had nothing  
19 further to add. He said he wasn't interfered with,  
20 didn't know of any boys being sexually assaulted while  
21 he was there. He said that he could not believe the  
22 allegations of prostitution at Kincora and stated that  
23 nothing like that went on when he was there.

24 I want to then turn to R5, who was one of the two  
25 boys who instigated the creation of the Mason file. He



1 was born on . He is "R5", because he  
2 participated in The Hughes Inquiry, and he was also F on  
3 the indictment when it comes to the prosecution. He was  
4 in Kincora from 31st March 1967 until 30th November 1967,  
5 so six months, and it was he along with R6, who is "R6",  
6 was the first to complain about Joseph Mains to the  
7 Belfast Welfare Authority.

8 If we look, please, at 11021, I am going to show you  
9 at this point the handwritten complaint from R5 of 8th  
10 September 1967. You can see he is saying:

11 "On Sunday, 16th June Mr Mains was at camp", and you  
12 can see, "R2 and another man" -- I will get you his name  
13 -- "came down to the camp". I think this is the only  
14 person who speaks about this individual, a social worker  
15 by the name of OV 4 :

16 "... came down to the camp in a car and some of the  
17 boys were sitting in the minibus, and Mr Mains said,  
18 'They're away to the camp' and he seen them drinking.  
19 When we went into the camp ..."

20 Sorry.

21 "We seen them drinking. Mr Mains said to ..."

22 CHAIRMAN: "... said to us ..."

23 MR AIKEN: "... said to us, 'They're away in your tent and  
24 lie down', and when they went away, we went to the camp  
25 and seen a whole lot of bottles of whiskey, and there

1 was whiskey in the tea, and me and another boy had to  
2 clear it all away. Then I got the ..."

3 CHAIRMAN: "... ball ..."

4 MR AIKEN: "... ball and played football in the ..."

5 CHAIRMAN: "... big field ..."

6 MR AIKEN: "... big field and ..."

7 CHAIRMAN: "... then they came back and I got knocked down."

8 MR AIKEN: That's maybe something on the football field.

9 "They were laughing. Then I was sitting with

10 ov 4 -- KIN66 ..."

11 Sorry. "KIN66" is KIN66.

12 CHAIRMAN: "... one night and all the boys were in bed.

13 Then KIN66 said to me, 'He ..."

14 MR AIKEN: "... [something] be coming in the night, and when

15 I spoke up the next morning, I seen him coming back. He

16 said he was just down the town a message."

17 CHAIRMAN: "He mightn't be", perhaps:

18 "... and then when I spoke up the next morning,

19 I seen him coming back."

20 MR AIKEN: "Then that night KIN66 said to me ..."

21 CHAIRMAN: "... 'He wasn't in last night at all'. Then he

22 said, 'There is my wee ...', whoever R5 is. "'How are

23 you keeping, son?' and I said, 'All right'."

24 MR AIKEN: "I said, 'All right'."

25 Then if we scroll down on to the next page, please,

1 he says:

2 "I was getting washed that night ... my clothes off,  
3 all but my trousers, and he came in and said, 'Do I not  
4 get a kiss then?' He felt all over my body and put his  
5 hand down my underpants. Then the next day I told KIN66  
6 that I was going to tell all about him to" -- I am not  
7 sure -- "Mrs Brown."

8 I think Mrs Brown was the more senior social worker.

9 CHAIRMAN: This was the subject of one of the complaints  
10 that was investigated subsequently. Isn't that right?

11 MR AIKEN: Yes. This was the first of the two complaints  
12 that Mr Main --

13 CHAIRMAN: Yes.

14 MR AIKEN: -- that Mr Mason investigated.

15 CHAIRMAN: Then he's saying it looks like:

16 "The next day ..."

17 MR AIKEN: Yes.

18 CHAIRMAN: "... I asked Mr Mains could I go to the bath and  
19 he said, 'All right', and when I was -- when I was come  
20 back, I seen a fella out of the home, and when I got off  
21 the bus, the fella was right behind me. Then when  
22 I went in, Mr Mains said, 'What did I tell you not to  
23 hang about with him?' I said, 'I wasn't with him'.  
24 Then he said, 'Wash the dishes'".  
25 and so on.

1 "And the other day he groped me and said, 'Don't you  
2 answer ...'

3 MR AIKEN: "'Don't answer me back' ..."

4 CHAIRMAN: "... 'Don't answer me back' and I haven't been  
5 down home since."

6 MR AIKEN: So that's -- he went and attended at Belfast  
7 Welfare and wrote that statement and that became part of  
8 the first stage of the Mason file along with what R6 had  
9 to say.

10 He was interviewed by the RUC on 23rd February 1980,  
11 if we can look, please, at 10168. Thankfully this is  
12 going to be easier to read, because it is typed for us,  
13 and we are going to look at what he had to say, because  
14 he was the first person to bring forward the complaint.

15 He said he was placed in Kincora. He explained when  
16 he went to the hostel, Mr Mains was the person in charge  
17 along with KIN66, who helped out in the house. There  
18 was also a woman, a cook. I think that's Elizabeth Smyth.

19 "I cannot remember who else worked there. I was  
20 there for about six months or something when I realised  
21 there was something wrong as far as Mr Mains was  
22 concerned. Very often when boys were washing he would  
23 come into the wash room and put his arms round our  
24 chests and hold us tightly to him. Also sometimes as  
25 boys walked past him in the home, he would touch them

1 up, that's to say he would touch their behinds with his  
2 hand. He did this to me personally on several  
3 occasions. This is what made me think he was 'queer'.  
4 He may well have said something as he did this, but  
5 I can't remember now.

6 One incident sticks in my mind. It happened one  
7 night when I was getting washed. I was in the wash room  
8 stripped to the waist. Mr Mains came in. I was the  
9 only boy in the wash room at the time. Mr Mains came up  
10 to me and he said, 'Do I not get a kiss then?' I didn't  
11 answer him. He then put his arm around me and rubbed  
12 his hand up and down the sides of my armpit and my  
13 waist. He then slid his hand down inside my trousers  
14 and I pulled his hand away and told him in 'Fuck off'.  
15 He then walked out of the wash room.

16 The next few days Mr Mains told me to go to bed at  
17 7.00 pm, made me scrub floors and work in the garden.  
18 This is because I wouldn't have nothing to do with him  
19 and had argued and swore at him. During that summer --  
20 it was during July -- we were taken to Portrush for  
21 a summer camp for two weeks. On the Sunday two men came  
22 to visit."

23 That's ov 4 and R2.

24 "Mr Mains sent all the boys to their tents, although  
25 it wasn't late. It was still light. Mains and the

1 other men sat outside the tents pouring whiskey into  
2 their cups of tea. I could see this quite clearly as  
3 I stood outside my tent. When Mains saw us watching, he  
4 told us to get into the tents. Later that evening  
5 I helped KIN66 clear up the cups and things. I can't  
6 remember whether I was told to clear up or whether I  
7 just helped him.

8 It was after these incidents that I eventually went  
9 with R6, another hostel boy, into Belfast and reported  
10 the matter to a Mr Ross of the Social Services. In his  
11 office I made a statement. I have been shown  
12 a photocopy of the statement, which I identify as being  
13 in my writing and the one I made at the time. The  
14 statement is dated 8th September 1967, although I do not  
15 remember exactly when I made the statement. I can only  
16 assume it was on that date."

17 He produces the copy of it:

18 "When I returned with R6 to the hostel, Mr Mains  
19 asked us where we had been, started shouting at us and  
20 told us to bend over a table in his office. I refused  
21 at this time. He had a length of wooden rod in his hand  
22 and he intended to hit me. I told him he wouldn't be  
23 hitting me, because I had reported him to the Welfare  
24 and they were going -- they were coming to see him.  
25 When I told him this, his nerves went and he started

1 giving R6 and I cigarettes. His hands were shaking. He  
2 asked me what I had said to the Welfare and I said,  
3 'I've told them everything'. This frightened him and he  
4 didn't say anything else. I am nearly sure he also gave  
5 R6 and me money as well while we were in his office.  
6 I remember that two people from the Welfare came to the  
7 hostel and saw Mains, but I don't know what happened.  
8 About a month after all this happened I left the hostel  
9 and returned home to live."

10 So we will be looking at how that was dealt with  
11 later, and you have access to the Mason file, but that  
12 is what he was saying his experience was with Joseph  
13 Mains.

14 Joseph Mains denied that he had indecently  
15 interfered with R5. When the police returned -- if we  
16 can look, please, at 10421, the police returned to the  
17 subject a number of times, because there was this  
18 contemporaneous record, and he is asked:

19 "Q. Is R5's complaint right?

20 **A. No. I only checked his underwear. He was a guy**  
21 **who was never changing. I pulled his pants back and**  
22 **looked at them when he was in the bathroom to see if**  
23 **they were clean.**

24 Q. Did he have his trousers on?

25 **A. No, he didn't.**

1 Q. Did you give R5 a hiding when he told you he  
2 reported the incident to the Welfare?

3 **A. He got a hiding, yes. I used a cane.**

4 Q. Why did you think he made the allegations?

5 **A. These boys had a personal grudge against me and**  
6 **they concocted this to get back at me."**

7 He continued to maintain, if we look at 10427,  
8 please, that there was nothing -- if we just scroll down  
9 so we get to the bit with R5, please. There we are. He  
10 was then shown the statement by R5:

11 "Q. Are you saying the allegations made by these  
12 boys are untrue?

13 **A. Yes. There was nothing of a sexual nature going**  
14 **on as they seemed to describe."**

15 Despite the denials, in his report Detective Chief  
16 Inspector Caskey on 6th August 1980 recommended that  
17 Mains face one charge of indecent assault on R5, and the  
18 DPP directed that Mains should be so charged and that  
19 would appear as count 13 on the indictment.

20 Mains was not prepared to plead guilty to the  
21 indecent assault charge against R5 and maintained his  
22 position that this was a grudge and he had not done  
23 anything sexual to him, and the Crown entered a nolle  
24 prosequi in respect of it at trial when he was pleading  
25 guilty to the offences he did accept.



1           If we look, please, at 40636, R5 was reinterviewed  
2           by the Sussex superintendents on 8th June 1982. He  
3           explained he was not surprised by the allegation against  
4           Mains. You can see:

5           "I was not surprised to hear the allegations against  
6           Mains, because I thought he was a fruit",

7           but he says he did not know of any prostitution or  
8           vice ring or of the involvement of any prominent people.

9           It would appear to be the case that R5 was not  
10          a participant in the Hughes Inquiry. He wasn't  
11          represented, but he did have the designation R5 and, as  
12          you know, the 1967 complaints he and R6 made were,  
13          according to the report of the Hughes Inquiry -- and  
14          that's at 75237 -- considered at great length, because  
15          they were regarded as the first occasion when complaints  
16          with identifiable homosexual connotations came to the  
17          attention of those responsible for childcare in Kincora,  
18          and because it would be another twelve years before the  
19          Irish Independent article of January 1980. Those  
20          complaints would form the initial part of the Mason  
21          file.

22          The report of the Hughes Inquiry analysed how those  
23          complaints were handled, and I am not going to go  
24          through that now, but it runs from 3.107 to 3.124. You  
25          can find that at 75235 to 75239.

1           Perhaps this would be a suitable time to pause.

2   CHAIRMAN: Yes. We will sit again at 2 o'clock.

3   (1.00 pm)

4                                       (Lunch break)

5   (2.00 pm)

6   CHAIRMAN: Yes, Mr Aiken?

7   MR AIKEN: Chairman, Members of the Panel, before lunch on  
8           the wall over there was a different plan and now we have  
9           it replaced with -- furthest from you on my left is the  
10           period -- third period that we are presently looking at,  
11           and we are midway through that period. We are about to  
12           deal with KIN14, who is "KIN14", who -- you can see the  
13           right side of his bar just touching the left side of the  
14           bar of R8, who is R8, in the top right. Then we will be  
15           moving into section 4, which is the one nearer to you on  
16           my right, and again thank you to Ms Slevin for all of  
17           the work that has gone into that. When it is up on the  
18           wall -- I appreciate the Panel will appreciate this --  
19           as it is on the wall, it looks like a plan that someone  
20           has put together, but the hours of effort that has gone  
21           into producing that so that it can assist with  
22           understanding of the story of Kincora has been immense.  
23           KIN14 was born on                                       . He was in  
24           Kincora from 30th June 1967 until 31st May 1968 between  
25           the ages of 16 and 17, so for almost a year.

1           He spoke to the RUC on 29th February 1980 and we  
2 will see his statement on the screen at 10147. You may  
3 consider his statement -- and we have mentioned it  
4 previously -- to be illuminating in that his statement  
5 discloses in addition to his positive relationship with  
6 KIN66, who worked for six months between the summer of  
7 '67 and Christmas of '67 as the assistant warden, that  
8 KIN66 appears to have been in a position to warn KIN14  
9 of the need to watch R2, "R2", the returning resident  
10 that we looked at yesterday, who KIN14, as you can see,  
11 as I mentioned yesterday, mistakenly viewed as a Welfare  
12 Officer, and also to watch Joe Mains.

13           In addition, KIN14 himself was in a position to  
14 observe R2 staying over in Mains' flat and the natural  
15 implication that he drew from the sleeping arrangements,  
16 and that while he himself was not abused in any way, the  
17 talk amongst the boys he was in a position to say was  
18 that Joe Mains and R2 were homosexuals.

19           As we discussed and as the HSCB has accepted, the  
20 statement, if correct, also discloses another systems  
21 failure in that KIN66 does not appear -- possessed of  
22 the knowledge that KIN14 suggests he has, doesn't appear  
23 to have imparted that knowledge to his superiors in the  
24 Belfast Welfare Authority.

25           You will note the reference to R2 and, of course, we

1 are going to shortly see in the R8 letter that began the  
2 second part of the Mason file a reference to R2 staying  
3 over, and it seems that was something that didn't  
4 feature at all in the thinking of the Welfare  
5 Department. There is no evidence available to the  
6 Inquiry to the present that KIN66 reported what he  
7 appears to have known, if KIN14 is correct.

8 Despite what was characterised by Superintendent  
9 Harrison as considerable efforts -- and the references  
10 to that are at 40050 and 40938 -- in Superintendent  
11 Harrison's report, the RUC were not able to trace KIN66.  
12 It would seem his role doesn't seem to have been the  
13 subject of examination in the Hughes Inquiry. I will  
14 stand corrected if that can be identified, but it seems  
15 it may not have been, and therefore it is something in  
16 addition that this Inquiry has identified in respect of  
17 Social Services.

18 KIN25 was born on . He was in  
19 Kincora from 8th to 22nd July 1967. If we put 11703 on  
20 the screen, please, RUC detectives interviewed him on  
21 15th April 1980. He was there, as you can see, for  
22 a short period of two weeks in July '67. He explained  
23 that no-one had interfered with him and nothing had  
24 happened to him to suggest there was anything of that  
25 nature occurring. He said some of the boys did suggest

1 that Semple was queer, but he never interfered with him.

2 Now it is the case that Raymond Semple was not  
3 employed formally in Kincora during KIN25's stay, so  
4 either he may be confused as to the identify of the man  
5 he is referring to, or he may be correct, but it was  
6 Raymond Semple as a volunteer returning, as it were, to  
7 Kincora before he would take up reemployment in 1969.

8 If we can look at 40631, please, when reinterviewed  
9 by the Sussex detectives in June 1982, he explained, in  
10 addition to confirming he had no knowledge of  
11 prostitution or vice rings, that based on his own  
12 experience he found those allegations carried in the  
13 media and press and the television press difficult to  
14 believe.

15 KIN22 was born on . He was in  
16 Kincora from 29th July 1967 until 13th November 1967.  
17 He was spoken to -- if we can look, please, at 11586 --  
18 by the RUC on 19th March 1980. He could remember Mains  
19 and he believed Raymond. Now this may, in fact, be  
20 KIN66 based on his time period as assistant to Mains,  
21 which was between June '67 and December '67. He said,  
22 that is KIN22 here said, no-one made any advances to  
23 him, nor did he recall any other boy being involved in  
24 homosexual activity.

25 If we can look at 40665, please, he was

1 reinterviewed by the Sussex superintendents on  
2 9th June 1992, when he confirmed he didn't know of any  
3 boys involved in prostitution or vice connected to  
4 Kincora.

5 He was able to say, and you can see this in his last  
6 sentence, that he could recall R2, "R2", and Hugh Quinn,  
7 "R3", coming to Kincora one Christmas. He knew them to be  
8 friends of Mains, and you can see what he says. He  
9 regarded them to be fruits, but he never heard of anything  
10 improper happening as a result.

11 Then I want to look at R6, who was "R6". He was  
12 born on . He was admitted to Kincora on  
13 17th August 1967, and that's important, because he would  
14 very shortly after his admission complain. He was there  
15 until 3rd August 1968. So he would be there for almost  
16 a year as a 17-year-old. Not long into the stay he went  
17 and complained about Joseph Mains to the Belfast Welfare  
18 Authority along with R5.

19 If we look, please, at 11039, the complaint itself  
20 that he made when asked to make a statement by the  
21 social worker who spoke to him is available, and you can  
22 see it says:

23 "On Friday ..."

24 I will summarise it, if I may, because that's  
25 probably easier than following the text, but there are

1 a significant number of points in a short and difficult  
2 to read statement, and if I -- because there's a bit of  
3 a jigsaw. Earlier parts are at the end and so on. So  
4 if I deal with it this way.

5 On Friday, 1st September 1967 Mains had felt round  
6 his body in his room. Further down he refers to the  
7 night Mains came to his bed saying he could smell drink  
8 off him. On Saturday, 2nd September 1967, so the next  
9 day, Mains had come to wake him wearing just his  
10 underpants and asked him for a kiss, and then on what  
11 I take to be an attempt to identify the Wednesday,  
12 6th September 1967 Mains was said to have made a comment  
13 to him while he was in the bath about looking lovely in  
14 the water, indicating he was in the bathroom with him at  
15 the same time in order to be in a position to do that.  
16 On Thursday, 7th September 1967 Joe Mains again said to  
17 him about giving him a kiss.

18 Then you will notice the reference to KIN66,  
19 although here it is spelt "KIN66 ", and it would  
20 appear, if the statement is correct, that KIN66 was  
21 aware of Mains' drinking habits and warned R6 to be  
22 careful what he said about Mains, because he was a very  
23 bad man.

24 Now there are handwritten notes of the interview  
25 that was conducted with Joseph Mains on foot of this

1 letter being received -- on foot of this statement being  
2 made and that relating to R5 that we have already looked  
3 at. There is a typed-up summary of Mains' responses.  
4 If we look, please, at 10994, you can see the record.  
5 Now there's a handwritten record and then this is the  
6 typed version of it, but Mr Mains stating that --  
7 dealing with the camp trip that R5 raised, and Mr Mains  
8 is saying:

9 "R2 brought a few cans of beer with him the day he  
10 visited the camp. There was no whiskey at all and no  
11 excessive drinking.' Mr Mains appeared to be amused by  
12 the allegation.

13 'To my knowledge he's a very light drinker of  
14 intoxicating liquor, but ov 4 might be classified  
15 as a moderate drinker and does drink whiskey.'

16 I have heard it suggested that ov 4 earlier in  
17 his career with the Department may have had a drink in  
18 the company of more junior officers, but take this  
19 opportunity to emphasise the undesirability of this.'"

20 Then you can see the second allegation by R5.

21 Mr Mains:

22 "'I did not sleep in the camp one night', he  
23 admitted."

24 That was his night off.

25 In respect of having said, "Do I not get a kiss



1 then?", he replied that:

2 "R5 was wearing his hair too long. It was an effort  
3 to shame him into getting it cut by treating him like  
4 a girl."

5 The suggestion he felt all over his underpants --  
6 all over his body and put his hand down his underpants,  
7 he said he:

8 "... put his hand down his pants to check he had  
9 changed them, that R5 won't change his underclothes and  
10 frequently keeps the clean set in his locker."

11 Then in respect of R6 saying Mr Mains had come to  
12 his bed and felt round his body, if we can get the  
13 answer for that, please, if we go to 10993, because it  
14 had been omitted from the record:

15 "I refer to item 5 of my report regarding the above.  
16 Mr Mains states that some of the boys go to bed with  
17 part or all of their day clothing under their pyjamas  
18 and R6 is one of the worst offenders. He was  
19 ascertaining, therefore, that R6 was dressed properly  
20 for bed."

21 If we go back then to 10994, please, the next point  
22 is, if we scroll down further, please:

23 "Mr Mains said whilst R6 was bathing he looked  
24 lovely in the water.

25 Mr Mains laughed at this and said he was unlikely to

1 have said that. He supervised R6's bath because the boy  
2 would not bath unless supervised. He washed his hair  
3 because it was long and tended to become dirty.

4 Mr Mains called him for work in his underpants.

5 Mr Mains said that R6 was a bad riser. He wakens  
6 him as soon as he gets out of bed. He sleeps without  
7 pyjamas in the warmer weather, and although he normally  
8 puts upon a dressing gown, he may have omitted to do so.

9 Then the suggestion from R6 Mr Mains said to him,  
10 'Give me a kiss'.

11 Mains agreed with that and said R6 wears his hair  
12 long too."

13 So a reference to embarrassing him about that.

14 "Mr Mains goes out every Friday and Saturday and  
15 gets drink.

16 Mains denied that, although he stated he did go out  
17 on Friday and Saturday night.

18 When I talked to Mr Mains about the above matters on  
19 Friday, 8th September, he appeared at first to be tense  
20 and perspired visibly. During the interview he relaxed.

21 He told me that both boys were troublesome in the  
22 home. R5 was cheeky and would not do as he was told.  
23 He had to chastise him the day before R5 came down to  
24 the office for refusing to clean his shoes before he  
25 entered the house. Both boys wore their hair too long

1 and did not keep themselves clean enough. Mr Mains'  
2 difficulty was to get them to conform without being too  
3 overbearing about what were minor points. He tried to  
4 shame them by treating them as girls. Both of them have  
5 now had their hair cut.

6 Mr Mains and I talked about the situation.  
7 I pointed out to him that all staff in charge of boys  
8 have to be extra careful as they were vulnerable to  
9 these forms of complaints. It seemed to me that the  
10 boys had, however, stated facts most of them agreed by  
11 him to be true, but that they might have tried to put  
12 a construction upon them for malicious reasons.

13 I suggested that he might be careful not to give the  
14 impression that he was 'persecuting' the boys for coming  
15 to see Mr Moore."

16 That's Robert Moore, the Children's  
17 Officer/Designate.

18 "He felt that he should have been present when the  
19 boys made their complaints, but I pointed out that:

20 (a) we did not know that they had called to  
21 complain;

22 (b) his presence would have been inhibiting to the  
23 boys."

24 Then Mr Mason summarises the position in this way:

25 "This may have arisen from a spirit of retaliation

1 from the boys. Taken as it stands, it does not present  
2 prima facie indication of wrongful conduct. We have to  
3 make up our minds what prompted the boys to make their  
4 complaints.

5 (a) Was it genuine belief that Mr Mains was making  
6 suggestive overtures to them? Both these boys have had  
7 lengthy experiences of institutional life and will have  
8 some comprehension of this aspect of male behaviour."

9 Then:

10 "(b) Were they prompted from feelings of  
11 vindictiveness because Mr Mains was firm towards them?  
12 Does he single them out for reproach? Is he making them  
13 unhappy? Do we want to live in Kincora or would  
14 Mr Mains unconsciously prefer them to live elsewhere?"

15 You can see then Mr Moore was going to be tasked to:

16 "... interview the boys again and explain to them  
17 the reasons for the incidents, and then there was going  
18 to be:

19 "A closer supervision of Kincora.

20 A careful sifting of any further information which  
21 might come our way."

22 If we just scroll down a little, please, on to  
23 the -- yes. We can see that conclusion is reached on  
24 11th September 1967.

25 The Hughes Inquiry looks at the circumstances around

1 this and comments on it in its report extensively.

2 So that's what R6 was saying in 1967. The RUC were  
3 not able to trace him during the investigation, but  
4 having obtained the Mason file, Detective Chief  
5 Inspector Caskey did question Mains about what R6 was  
6 saying, if we look, please, at 10414, and he puts to him  
7 the 1967 statement. So you can see here:

8 "We then told Mains that three boys called ...", and  
9 this is R8. We are going to come to him later. He is  
10 the second limb of the Mason file, and then you have  
11 got:

12 "... R6 and R5 had complained about his behaviour to  
13 the Social Services. Mains said there was no truth in  
14 the allegations and they were malicious as he had  
15 reprimanded these boys. We discussed R5's complaint.  
16 He said he didn't indecently interfere with him, merely  
17 pulled back his underpants to see if they were clean.  
18 Mains said he had trouble with R5 changing his  
19 underpants. We then mentioned complaints made by R7 and  
20 others."

21 So he was not accepting of the complaints that were  
22 made and claimed they were malicious.

23 If we look, please, at 10421, you will see that he  
24 remained adamant during these interviews that these two  
25 boys, R5 and R6, had concocted their stories to get back

1 at him because they had a personal grudge. So he is  
2 asked about R5 and he is saying: "These boys had  
3 a personal grudge against me and they concocted this to  
4 get back at me".

5 It would appear to be the case that R6 did not  
6 participate before the Hughes Inquiry. It may be he was  
7 not found by them, if indeed they were looking for him.  
8 He certainly wasn't represented it seems. He was given  
9 the designation R6 and, as I said, the complaints from  
10 1967 that he and R5 made were, according to the report  
11 of the Hughes Inquiry, considered at great length.

12 I am not going to go through those now, but they are  
13 there for you, Members of the Panel, at 3.107 to 3.124.  
14 It is something we will come back to when we are looking  
15 at the -- what Social Services knew.

16 I am then going to deal with KIN23, who was also  
17 known as KIN23. He was born on . He was  
18 in Kincora from 25th August 1967 until  
19 9th September 1967.

20 When the RUC interviewed him on 20th March -- if we  
21 can put 11620 on the screen, please -- he confirmed that  
22 he neither was involved in nor witnessed any acts of  
23 indecency. He was only there for a short period of just  
24 over two weeks.

25 He reiterated surprise at 40666 to the Sussex

1 superintendents in respect of the suggestions of  
2 prostitution and vice rings when they interviewed him on  
3 7th June 1982.

4 KIN26 was born on . He was in Kincora  
5 from 25th August 1967 until 5th June 1968. So he was 16  
6 when he went in.

7 If we put up, please, 11702, when he spoke to the  
8 RUC on 16th April 1980, he explained that a member of  
9 staff that he referred to as Mr Semple told him Mains  
10 was a queer and he felt certain he was.

11 Now given the time period that we are dealing with  
12 here, which is August '67 to June '68, we know KIN66  
13 worked there between June '67 and Christmas '67, and you  
14 may consider it is perhaps more likely to be him, if  
15 KIN14 and R6 are correct about KIN66's position, but in  
16 any event KIN26 said he didn't like the atmosphere in  
17 Kincora and Mains was overbearing. He said he could  
18 recall male friends returning to Mains' flat with him  
19 and they had drink taken.

20 If we scroll down, we can just see here:

21 "His belief was that Mains ..."

22 You can just see the section:

23 "I knew that KIN14 ..."

24 "His belief was that Mains made a pass at

25 a particular boy, whom he named as KIN14 ."

1 Now we believe that to be KIN14, "KIN14". He said,  
2 as you will recall when we looked at it, nothing  
3 happened to him. So you may consider this may indicate  
4 it was an unfounded piece of gossip essentially among  
5 the boys. However, KIN26 explained that no-one ever  
6 made a homosexual advance towards him.

7 If we look at 40630, please, he was reinterviewed by  
8 the Sussex superintendents on 23rd June 1962. He  
9 explained he had the impression that Mains' male friends  
10 were in some way connected to the Welfare Department,  
11 but that he did not know of anything improper taking  
12 place between Mains' friends and any of the boys in  
13 Kincora. He went on to confirm he didn't know of any  
14 prostitution or vice ring involving any prominent  
15 people.

16 R8, who was "R8" in Hughes, otherwise known as R8 or  
17 R8, was born on . He lived in Kincora  
18 for three years and four months from 29th April 1968 to  
19 August 1971 between the age of 15 and 18. So if I can  
20 refer to the chart, he is in the top right corner of the  
21 left-hand chart, and you can see his stay would span  
22 both the end of the third period and throughout the  
23 fourth period, which is Mains and Semple together  
24 working again, and it would also cross over into the  
25 William McGrath period, which began in June 1971.



1 I am dealing with him in this period because  
2 although his complaint letter which formed the second  
3 part of the Mason file was dated 12th August 1971 and  
4 was written shortly after he left Kincora and after  
5 Semple's return, it appears that the complaints to which  
6 the letter relates pre-date Semple's return, ie they  
7 relate to the period at the end of the third period we  
8 are looking at, when it's only Mains working in Kincora.  
9 That was established by Mr Mason, as we will see  
10 shortly.

11 It was R8's complaint via two almost identical  
12 letters sent to two different parts of the Belfast  
13 Welfare Authority on 12th August 1971 that would form  
14 the second part of the Mason file and would lead to  
15 Henry Mason recommending to the town clerk and solicitor  
16 the now three matters that had come to his attention in  
17 relation to Mains, so you have R5, R6 and now two years  
18 later R8 -- sorry -- four years later -- that this  
19 should be referred to the RUC.

20 Now the letter runs from 11015. If we can just put  
21 it on the screen, please, for me for a moment. It's --  
22 this is -- there are two letters. They are identical.  
23 One is more easily read than the other. This one runs  
24 from 11015 to 11019. So it's a five-page handwritten  
25 letter, and what I am going to do is I'm going to

1 summarise it for you as we scroll through.

2 What he talks about initially on the first couple of  
3 pages is the unwanted attentions he and another boy whom  
4 he names as KIN67 had received from a third boy, R34.

5 I will ask you to note that name, because it will become  
6 the subject of further discussion with other boys later  
7 on in the chronology, but they shared a room with R34,  
8 and those unwanted attentions resulted in R8 telling  
9 Joseph Mains, who laughed and said that R34 would grow  
10 out of it. KIN67, however, was moved, but not R8.  
11 That's what he explains if we scroll down, please, on to  
12 11017.

13 In his letter R8 expresses the view that he  
14 disagreed with Mains' approach and expresses the view  
15 that it should have been reported to the Welfare  
16 Department, and he implored that any educated person  
17 reading his letter would agree that Mains' decision to  
18 overlook R34's behaviour was totally wrong.

19 It seems that R34 may well be the same boy as other  
20 boys talk about as a trainee chef in the Park Avenue who  
21 was rumoured to be queer, and it is possible to  
22 associate -- when the accounts are put together, it  
23 seems that R34 had the room at the very top or the attic  
24 room, as it were, and as he approached a number of boys,  
25 then they moved elsewhere in the accommodation.

1           It was after this incident involving R34, if you  
2           look at 11018, please, that according to R8 Mains was  
3           complaining to him about having a sore back and asked  
4           him to rub cream into it in exchange for money. He  
5           described Mains encouraging him into bed beside him and  
6           then in response to Mains' behaviour he says in this  
7           letter that he got out and ran upstairs.

8           Then if we scroll slightly further down, please, on  
9           to the top of the next page, R8 claimed that the exact  
10          same thing had happened to another boy, who was  
11          identified as R33, who is "R33", who was born in  
12                          and was in Kincora from July '68 until  
13          September '69, so for over a year, and also then between  
14          February '70 and April '71, so another year. He was  
15          there for two years in total. He wasn't traced by the  
16          RUC.

17          R8 concluded his letter by -- if we scroll further  
18          down, we can see the reference to R2 -- concluded the  
19          letter by informing the authorities that Mains had  
20          a friend -- we will looked at this yesterday -- whom he  
21          identified as R2, whom R8 said Mains regularly slept  
22          with, and evidences this by describing R33 finding R2 in  
23          Mains' bed one Saturday morning.

24          Now, as I said, there's two letters. One is sent to  
25          the Headquarters of Belfast Welfare Authority and the

1 other was handed to the office where his social worker  
2 worked with the envelope marked "To be handed in at  
3 Central Police Station". As the Hughes Inquiry covers,  
4 and as we have looked at with the Health & Social Care  
5 Board, that reference to the police wasn't spotted. The  
6 matter was reported to the social worker's senior and  
7 then it was clarified that it was being dealt with in  
8 head office.

9 Ultimately this letter that we are looking at or  
10 either copy of the letter would not come into the hands  
11 of the police via provision of the Mason file until  
12 1976. That is despite the memo -- I am just going to  
13 put it on the screen again, please, at 11006 -- of Henry  
14 Mason of 25th August 1971.

15 We have looked in a little more detail about the  
16 background to R34 and to R33, and therefore you will see  
17 -- it will perhaps make it even starker -- that he is  
18 enclosing a file containing the letter from R8, but he  
19 is also explaining that in addition to R8 and what he  
20 has to say, albeit they found issues over his  
21 credibility, they had interviewed R33 and he confirmed  
22 that he had been asked to rub cream into the member of  
23 staff's back and invited to stay the night in his  
24 bedroom and he refused and returned to his own room.

25 Now what the letter doesn't do, although it may have

1        been intended that when the matter was referred to the  
2        police, they would be in a position then to look at all  
3        angles of the various complaints when put together, but  
4        the letter here does not or the memo here does not refer  
5        to, for instance, R2 being found in bed and the  
6        appearance of a homosexual relationship being carried  
7        out, albeit in the annex to the premises, but on the  
8        premises.

9                The RUC spoke to R8 on 25th February 1980. It is  
10       a three-page statement and I am just going to put it on  
11       the screen, and perhaps we could scroll as I go through  
12       it, but at 10170, please, and if we go to the top of the  
13       next page, R8 would date the incident of being in Mains'  
14       bed and his flat and the abuse that occurred to about  
15       a year after his stay in Kincora began, which would have  
16       been around April 1969, so shortly before Raymond Semple  
17       would return. He would tell the police, as you will  
18       find at the top of the next page at 10172, that, in  
19       fact, he spent all night in Mains' bed and didn't run  
20       out and upstairs. You will recall in the letter he was  
21       saying he was disgusted by this, ran out of the bed, ran  
22       upstairs. He tells the police he didn't, in fact, do  
23       that, that he assumed he'd been -- he'd misrepresented  
24       what occurred in his letter because of the embarrassment  
25       he felt about the whole incident. He reiterated in the

1 statement that this was the only incident where Joe  
2 Mains had interfered with him.

3 Now if I can show you at 10026, please, and  
4 paragraph 151, the Detective Chief Inspector does  
5 observe that Detective Sergeant Middlemass, who was  
6 an experienced detective involved in this investigation  
7 and interviewed many of the individuals, found R8 to be  
8 what he described as a somewhat strange individual, who  
9 in the opinion of the police would make a very poor  
10 prosecution witness, should he be required to give  
11 evidence.

12 "He is what's described as a malleable individual  
13 and under pressure would undoubtedly change his story to  
14 suit his audience."

15 So that was the assessment made by police, and in  
16 fairness to the police you will see that the Welfare  
17 Authority officials were expressing themselves in  
18 similar terms.

19 Now that is not and should not be seen by me -- as  
20 me dismissing what R8 says, because, in fact, whatever  
21 about his appearance and presentation and the concern  
22 about how he would be able to give his evidence, what he  
23 was actually saying would be corroborated by others.

24 In fact, the -- even if one for our purposes were to  
25 take the view that there was a difficulty over the

1 sexual encounter on the basis that Mr Mains would reject  
2 it at interview and say, "No, I didn't engage sexually  
3 with R8", at the very minimum it was demonstrative, you  
4 may consider, of inappropriate conduct from the head of  
5 a children's home, even if it were to be accepted that  
6 the sexual element didn't occur.

7 The RUC, however, did receive corroboration for what  
8 R8 was saying when they spoke to KIN29 on 23rd  
9 March 1980. In addition to telling the RUC -- if we  
10 look, please, at 10156 -- in addition to telling the  
11 police about Mains talking to him about a sexual  
12 involvement with Hugh Quinn, which I previously referred  
13 you to, KIN29 also told police that R8 -- you will see  
14 him there, R8 -- had told him about being interfered with  
15 by Joe Mains. He believed he was told it was in Mains'  
16 flat.

17 When Mains was interviewed about R8 on 1st April  
18 1980 -- if we can look, please, at 10414 -- he said, as  
19 we have observed with the earlier complaints of R5 and  
20 R6, that the '67 to '71 complaints were malicious. He  
21 admitted that R8 had rubbed cream into his back but that  
22 nothing else happened beyond that.

23 If we move on to the top of the next page, please,  
24 he explained that R8 had come down to complain that  
25 another boy, R34, had made advances to R8 and Mains

1 claimed that he suggested to R8 that he should stay with  
2 him if he was frightened; that initially R8 stayed --  
3 I am just wondering have we got the wrong -- 10422.  
4 Yes. He was recounting here:

5 "... came down to my room one night about 2.30 and  
6 complained about another boy, R34, who had made advances  
7 to him. Says I, 'You can stay down here if you're  
8 frightened' and he slept for a while in a chair and then  
9 decided to get into bed with me. I had my trousers on.  
10 He had his clothes on too, but nothing of a sexual  
11 nature happened."

12 It is that -- that's the point I was observing to  
13 you. Even if that were true, you may consider that was  
14 inappropriate conduct from the head of a children's  
15 home.

16 He admitted that he had rubbed cream or had had R8  
17 rub cream into his back.

18 When the officers returned to the matter again and  
19 tested Mains, he remained adamant, if we look at 10427,  
20 please, that despite the complaints made in 1971, there  
21 was nothing of a sexual nature going on between him --  
22 if we scroll down a bit, please -- nothing of a sexual  
23 nature going on between him and the boys who made these  
24 complaints.

25 In his report in August 1980 Detective Chief



1 Inspector Caskey recommended that Mains should face  
2 a charge of indecent assault against R8.

3 The DPP didn't agree with that direction and no  
4 count was framed in respect of it.

5 If we can look, please -- R8 would come to the  
6 attention of the RUC again during the Phase Two Inquiry  
7 as a result of the journalist Ed Moloney again, then of  
8 the Irish Times, making a statement to the police on  
9 19th February 1982. I am not going to open that  
10 statement. It is five pages in length. It covers  
11 a number of matters. It runs from 20234 to 20239. As  
12 you know, he was being interviewed about the basis for  
13 his series of articles with Andrew Pollak of the Irish  
14 Times on 12th, 13th and 14th January 1982.

15 He explained about a third of the way -- if we put  
16 20236 on the screen, please -- about a third of the way  
17 down that the third article that he wrote, that was Ed  
18 Moloney wrote, of 14th January 1982 was entirely based  
19 on R8, whom he had interviewed twice. We looked at that  
20 article on the first day of our hearings.

21 In his Phase Two report Superintendent Caskey  
22 explained that he had also received from Ed Moloney  
23 a copy of a letter that R8 sent to the Irish Times,  
24 which more concentrated on the behaviour of R8's  
25 co-resident, R34, and didn't mention Mains' behaviour

1 other than he had been told he was a fruit.

2 He was, however, also -- this is Superintendent  
3 Caskey -- given a transcript of an interview that  
4 Ed Moloney had with R8. It is a lengthy transcript. It  
5 runs from 21174 to 21197. In that interview R8 does  
6 talk about the bedroom incident with Mains.

7 It does also record -- if we can look, please, at  
8 21185 -- it records R8 being asked by Ed Moloney about  
9 men coming into the home to take boys out, and you can  
10 see R8 says to Ed Moloney that he doesn't know anything  
11 about that.

12 Detective Superintendent Caskey concluded his Phase  
13 Two report in respect of this further engagement with R8  
14 on the basis that, as R8's allegations were  
15 substantially the same as to what he had said in 1980,  
16 there was no need for anything further to be done.

17 However, the Sussex superintendents did speak to  
18 him, and you will recall he was there for a long period  
19 of time, a number of years. If we look, please, at  
20 40923, he lived in Kincora for three years and four  
21 months in total, and therefore you may consider what he  
22 was in a position to say of importance.

23 There is nothing more to add to his statement, he  
24 said.

25 "I was not aware of any boys at the hostel being

1 involved in prostitution or a vice ring. I consider  
2 those allegations to be absolute nonsense. I do not  
3 know of any important or prominent members of the  
4 community such as civil servants, politicians, Justices  
5 of the Peace, businessmen, Northern Ireland Office  
6 officials being involved or connected with the hostel,  
7 staff or boys. It was said around the hostel that Joe  
8 Mains had some police officers as friends with whom he  
9 occasionally spent social evenings. I never met any of  
10 the officers and I don't know of any police officers  
11 visiting the hostel. Other than that I don't know of  
12 any police officers being connected with the staff at  
13 the hostel. I certainly do not know of any officers  
14 being connected in any way with the boys there."

15 Then he says this:

16 "About Christmas 1981 Ed Moloney, a reporter from  
17 the Irish Times, called at my flat at the above address.  
18 His visit was not by arrangement and came as a surprise.  
19 Moloney said he believed I had been in Kincora and had  
20 some information. I have now decided to tell the truth  
21 about my dealings with Moloney. There had been articles  
22 in the press in early December '81 about Kincora and the  
23 trial of Mains, Semple and McGrath. I was £200  
24 overdrawn at the bank and was desperate for money.  
25 I went down to the Belfast Telegraph office just before

1 Christmas '81 and asked to see a reporter. I saw  
2 someone whose name I don't know and told him I was  
3 assaulted by Joe Mains whilst in Kincora and for £200  
4 I would tell the whole story. He said to leave my name  
5 and address and he would contact me. In fact, he did  
6 not contact me, but Moloney arrived, as I have already  
7 explained above. He said that he understood I might  
8 have some information regarding Kincora Boys' Hostel.  
9 I told him I wanted £200 for the interview. He said he  
10 could give me £20 and put it down to expenses."

11 If we scroll down, please:

12 "We finally agreed to a fee of £30. I saw Moloney  
13 and another man at the office of the Irish Times the  
14 following day. Moloney tape-recorded the interview and  
15 said it was to protect me as well as him. I told him  
16 more or less what is recorded in my statement to the  
17 police of February 1980. He then questioned me about  
18 the information. He then introduced the subject of  
19 prostitution and vice rings in Kincora and said, 'We're  
20 going to get these prominent people, politicians and  
21 businessmen, connected with the prostitution and vice  
22 ring'. I then asked him what information he had on such  
23 matters. Moloney said he did have the information and  
24 statements from lawyers, doctors, accountants and  
25 professional people about prostitution and a vice ring.

1 He said my information wasn't really important because  
2 he had all he needed. On reflection I believe he  
3 mentioned lawyers, doctors, etc on the first occasion  
4 I saw him at my flat. In the final stages of the  
5 interview in Moloney's office I advised him not to  
6 continue with the story about prostitution and vice  
7 ring, because I considered it a total fabrication.  
8 I still believe that to be the case. Moloney assured me  
9 that my identity would not be revealed in the article  
10 and he gave me a signed letter on Irish Times notepaper  
11 confirming that my name wouldn't be published."

12 Then he produced his letter.

13 "He gave me a cheque for £40, which was £10 more  
14 than was agreed. The cheque was drawn on the Ulster  
15 Bank."

16 He said he had not read the Ulster Times -- Irish  
17 Times article.

18 Superintendent Flenley examined across a number of  
19 pages in his report the perhaps overstatement of what R8  
20 was saying about the police, and if we look at 40524,  
21 please -- the beginning of this runs from 40521 -- but  
22 at 40524 at paragraph 1309 he said:

23 "No attempt has been made to trace and interview  
24 every police officer with whom Joseph Mains may have  
25 been acquainted, since there would appear to be little

1           tangible benefit in doing so and the effort required  
2           could not be justified on the basis of such a flimsy and  
3           non-specific allegation."

4           So that was reference to the fact that Joseph Mains  
5           had some friends who were police officers who drank  
6           socially with him:

7           "It was a natural consequence of professional visits  
8           by the police to Kincora that Mains should strike up  
9           a casual friendship with some officers who, like  
10          himself, were members of the nearby Harland & Wolff  
11          Social Club.

12          Since the Kincora Hostel catered for adolescents,  
13          some with criminal convictions and most from problem  
14          families, it should come as no surprise that many of the  
15          inadequate and impressionable residents" -- scroll down  
16          please -- "saw the frequent visits to Kincora by police  
17          officers, uniformed and plain clothes, to deal with  
18          criminal matters, abscondees and general misbehaviour by  
19          the inmates as being evidence of collusion between Mains  
20          and the police.

21          In that sense the social structure of Mains must  
22          have seemed unassailable to the boys and the comments  
23          attributed to R8 that there appeared to be little or  
24          nothing to be gained by lodging complaints against Mains  
25          is probably a fair illustration of the residents'

1 thoughts on the matter at that time. There is no  
2 evidence, though, that Mains was ever able to use or  
3 attempted to use his acquaintance with members of the  
4 force to avoid detection or exposure for his crimes or  
5 to nullify any complaints against himself."

6 Now R8 did not give evidence to the Hughes Inquiry,  
7 but he was given the designation "R8", and the report of  
8 the Hughes Inquiry looked at matters relating to R8 in  
9 its consideration of the 1971 Mason file, and the  
10 failure of the town clerk and town solicitor to refer  
11 the matter to the RUC, as Mason had recommended. You  
12 will find that at paragraphs 3.141 to 3.164, which is at  
13 75242 through to 75248 in the bundle.

14 KIN20 was born on . He was in  
15 Kincora from 28th June 1968 until 22nd November 1968.  
16 When he was spoken to -- if we can put on the screen,  
17 please, 11643 -- he was spoken to by police on  
18 13th March 1980, he explained that no-one interfered  
19 with him and he wasn't aware of any incidents of that  
20 kind occurring, at least during the five -- six months  
21 he was there.

22 If we can look then, please, at 40670, he was  
23 reinterviewed by the Sussex superintendents on 8th  
24 June 1982, when he expressed his amazement at  
25 allegations of prostitution and vice at Kincora. He

1 said he was totally unaware of any homosexuality  
2 occurring either inside or outside Kincora and did not  
3 know of the involvement of any prominent people.

4 KIN21, was born  
5 in . He was  
6 in Kincora June to  
7 November '68. He informed the RUC when he was  
8 interviewed in March 1980 there were no indecent  
9 suggestions or advances made to him.

10 If we look, please, at 11644, he did recall a rumour  
11 about another boy, the name of whom he could not  
12 recall -- if we scroll down, please -- who was a trainee  
13 chef in the Park Avenue who was rumoured to be queer.  
14 So this may be the reference again to R34, "R34", who R8  
15 spoke about and some other individuals in their  
16 statements.

17 He recalled that just before he left a man called  
18 McGrath took up the role of assistant to Mains. He said  
19 he tried to be a popular person with the boys, but KIN21  
20 didn't like him. Now William McGrath did not take up  
21 his role in Kincora until June 1971 and there is no  
22 other evidence to suggest his presence at an earlier  
23 date, unlike Raymond Semple. So you may consider it is  
24 more likely KIN21 was mistaken as to the name of the  
25 person who began to assist Joseph Mains at that point in



1 time.

2 He was reinterviewed by the Sussex superintendents  
3 -- if we can look, please, at 40671 -- on 7th June 1982,  
4 when he expressed his amazement at allegations of  
5 prostitution and vice at Kincora.

6 KIN18 -- and I don't want him to be confused with  
7 KIN38, who I am going to come to later -- was born on

8 .

9 CHAIRMAN: Sorry. Just go back to KIN21.

10 MR AIKEN: Yes.

11 CHAIRMAN: He named McGrath as becoming Mr Mains' assistant  
12 and that, if correct, would have been in the five months  
13 or so from June to November 1968.

14 MR AIKEN: Yes.

15 CHAIRMAN: We know that, as you have pointed out, McGrath  
16 didn't take up employment in Kincora until three years  
17 later.

18 MR AIKEN: Yes.

19 CHAIRMAN: So if he is referring to somebody who was there,  
20 it presumably would be either KIN66 or some casual  
21 replacement.

22 MR AIKEN: Yes. It's -- I am not sure -- maybe we can do  
23 a little more work with Ms Smyth around this, whether we  
24 can get a list of all of those who for very short  
25 periods of time worked. There is obviously -- in this

1 period you have the KIN66 window in the middle. There  
2 is reference to a student that one boy refers to. There  
3 are some documents that suggest -- it is out of the  
4 period of time that is here -- twenty of the months  
5 there was nobody, but there are potentially some people  
6 who carried out the role for a short time, and we will  
7 try and look into that further to see if we can identify  
8 it, but certainly not from the statements. The main  
9 characters from this period are KIN66, the student.  
10 There is a reference occasionally to Raymond Semple. If  
11 that's right, then it is not as a formal employee --

12 CHAIRMAN: As a volunteer.

13 MR AIKEN: -- but as a volunteer. One can't rule out the  
14 possibility that someone called McGrath was either in  
15 that role or employed for a short period of time, but  
16 not William McGrath, because all of the material  
17 available to the Inquiry puts that employment commencing  
18 in June 1971, and the material also tends to suggest  
19 that Joseph Mains and Raymond certainly did not know  
20 William McGrath. He answered a newspaper advertisement  
21 to get the job, unlike how Raymond Semple became aware  
22 of the post, but we will see if we can do a little bit  
23 more work in that regard.

24 KIN18, he is "KIN18", not KIN38, who is "KIN38".

25 This KIN18 was born on . He was in

1 Kincora for a week in August of 1968. When he was  
2 traced to England and spoken to by the RUC on 15th April  
3 1980, he confirmed no-one interfered with him and  
4 recalled no talk amongst the boys of that type of thing.  
5 That's at 11619. If we just put it on the screen,  
6 please. Thank you.

7 I am then going to deal with KIN13. He was born on  
8 . He was in Kincora for four and  
9 a half months when he was 16 between 24th March 1969 and  
10 11th August 1969. So looking at the chart to my left  
11 and furthest from you, he spans over Raymond Semple's  
12 return to Kincora for a second spell on 10th June 1969.

13 The RUC took a statement from him on 14th April  
14 1980. If we can look, please, at 10178, the statement  
15 runs across two pages, and I am going to summarise it  
16 for you. There was talk among the boys, according to  
17 KIN13, that Mains and Semple were homosexuals, that  
18 KIN13 was friendly with Joseph Mains, who used to let  
19 him play records in his flat, but never touched him.

20 The one occasion he was interfered with by Joe Mains  
21 was when he was out for a drive with him in his car and  
22 he had him hold the steering wheel while he opened  
23 KIN13's trousers and masturbated him. You will recall  
24 that B3/R1, who was at an earlier period, made a similar  
25 allegation about this modus operandi. It is also

1 a similar modus operandi that was seen in Bawnmore.

2 KIN13 said that that was the only incident that  
3 happened to him while he was there and he never told  
4 anyone about it, because he was afraid to talk about it  
5 and he later forgot about it.

6 When Joe Mains was being interviewed on 29th  
7 May 1980 -- if we can look, please, at 10485 -- he was  
8 asked about KIN13's allegation. If we just scroll down  
9 please till we get to KIN13. There we are:

10 "Q. Do you remember KIN13 being resident during  
11 March '69?

12 **A. I do, yes.**

13 Q. Did you have a silver-coloured Hillman Minx ...?

14 **A. No, a Singer Gazelle.**

15 Q. Was it a silver colour?

16 **A. A light blue colour."**

17 Then read over the statement that we've just looked  
18 at. If we scroll down, please. Just keep going down on  
19 to the next page. Thank you.

20 "Q. Did this incident occur as KIN13 describes it?

21 **A. Never.**

22 Q. Did you ever take KIN13 out in your car?

23 **A. He probably has been, but I didn't -- I don't  
24 think on his own.**

25 Q. Don't you think it strange that B3/R1..."

1 That is the reference back to B3/R1:

2 "... should make the same allegation while he was  
3 driving the car?

4 **A. No comment.**

5 Q. Do you remember ..."

6 Then he goes on to talk about KIN11 that  
7 we have spoken about.

8 When submitting his Phase One report, Detective  
9 Chief Inspector Caskey recommended that Mains should  
10 face a charge of gross indecency in respect of KIN13.

11 The DPP when it issued its direction didn't agree.  
12 It is not clear what the reason was. It may be they  
13 consulted over it. It is certainly not clear from the  
14 papers why, but it did not feature on the indictment.

15 KIN13 was reinterviewed -- if we look, please, at  
16 40633 -- he was reinterviewed by the Sussex  
17 superintendents on 21st June 1982. As he had said to  
18 the RUC in 1980, he thought there was something strange  
19 about the hostel, particularly because of his own  
20 experience. So that was his engagement with Joe Mains,  
21 but he knew of no prostitution or vice ring or the  
22 involvement of prominent people.

23 Chairman, Members of the Panel, that brings me to  
24 the end of the residents for the third section, and  
25 perhaps this would be a good moment to give the

1 stenographer a break.

2 CHAIRMAN: Yes. We will rise until 3.15.

3 (3.05 pm)

4 (Short break)

5 (3.20 pm)

6 MR AIKEN: Chairman, Members of the Panel, before the break  
7 we had just completed looking at the third period, which  
8 is the plan furthest from you.

9 Now we are going to look at the fourth period, which  
10 runs from 10th June 1969 to 22nd June 1971. This is the  
11 period whenever Raymond Semple returns in an official  
12 capacity to work with Joseph Mains, and it is  
13 artificially stopping on 22nd June 1971, because Joseph  
14 Mains and Raymond Semple would continue to work until  
15 4th March 1980. The reason for breaking it up in this  
16 way is because William McGrath takes up his employment  
17 on 22nd June 1971.

18 What I will just ask you to observe, looking at what  
19 is on the wall at the moment, which is the third and  
20 fourth periods, there is no green for Raymond Semple.

21 During this period we are going to look at twelve  
22 individuals, some of whom overlap because of the lengthy  
23 time period that they were in Kincora into the fifth  
24 period, and you will be able to note those for tomorrow,  
25 because what they have to say, those that were there for

1 a long period of time, you may find of assistance.

2 The first is BM 17 . He was born on  
3 . He was in Kincora from 9th May 1968  
4 until a date that's unknown or unclear and then again  
5 from 31st December 1969 until 20th March 1971. So,  
6 therefore, he was in Kincora for approximately two  
7 years. Given the length of his residence, you may  
8 consider what he has to say may be of particular  
9 assistance.

10 If we can look, please, at 11625, he spoke to the  
11 RUC on 2nd July 1980. It's 11625, please. He had been  
12 in Bawnmore before he was in Kincora, but if we scroll  
13 down, you see:

14 "When I was about 16, I transferred to Kincora. Joe  
15 Mains was in charge and Raymond Semple was his assistant.  
16 There was also the cleaner and the cook, both females. I  
17 believe Elizabeth Smyth was the cleaner. I left Kincora  
18 when I was 18. Throughout my time there no-one ever  
19 interfered with me. I heard talk among the boys that Joe  
20 Mains was a bit queer, but I thought this was only talk.  
21 He spent a lot of time in his office, though sometimes he  
22 would come into the TV room and talk about football and  
23 the like. I moved to the Arlington Boys' Club and stayed  
24 there."

25 He had a social worker who used to come and talk to

1 him. So that's what he had to say about the allegations  
2 in respect of him and what he knew, who was there for  
3 a two-year period.

4 I am next going to mention KIN19, who was also known  
5 as KIN19. He was born on . He was in  
6 Kincora from 30th July 1969 to 11th January 1972. So he  
7 is there for some two and a half years between the age  
8 of 15 and 17, and he also spans the fourth period but  
9 into the fifth period, including during William  
10 McGrath's time working in the hostel.

11 If we can bring up, please, 10148, he was spoken to  
12 by the RUC on 23rd March 1980, when he explained that he  
13 was not interfered with, nor did he see anyone else  
14 being interfered with.

15 You will see at the bottom of the statement that he  
16 did remember R2, "R2", that we have talked about calling  
17 regularly to see Mr Mains, mainly at weekends. If we  
18 just scroll down a little further, please, and he said:

19 "It was general talk amongst the rest of us in the  
20 hostel that there was something funny going on between  
21 Joe Mains and R2. I did not see anything to confirm  
22 this."

23 Then he said:

24 "I also remember two other fellows who were in the  
25 hostel during my time, a fellow called R8", R8, "and





1 given the length of his stay in Kincora. He is saying:

2 "There is nothing I can add to the statement. I was  
3 at the hostel between the ages of 16 and 18 and apart  
4 from the suspicions I have already mentioned ..."

5 So that's to do with Joseph Mains and R2, but also  
6 R8 and KIN38 and Mains:

7 "... I don't know of anything else untoward going on  
8 there. I don't know of any boys being involved in  
9 prostitution or a vice ring. I don't know of any  
10 important or prominent people. I was surprised when the  
11 allegations were made, because I know of no such things  
12 happening."

13 I am going to turn then to KIN16, who was born on  
14 . He was in Kincora for a short  
15 two-week spell, 28th October '69 to 6th November '69.

16 Put on 11692, please. He explained to the RUC on  
17 27th May 1980 that nothing untoward happened to him and  
18 he was not aware of it happening to anybody else.

19 He was spoken to by the Sussex detectives -- if we  
20 can look, please, at 40669 -- on 8th June 1982, when he  
21 confirmed his previous statement and expressed surprise  
22 at the allegations of prostitution, as he had not heard  
23 anything of that sort when he was in Kincora and did not  
24 know of any prominent people being involved in  
25 homosexuality at the hostel.



1 interviewed him on 16th March 1980, and he explained  
2 that other than being told by a younger boy, who from  
3 our work we think is probably KIN43, who we will come to  
4 talk about later, about the unwanted attentions that  
5 that boy, KIN43, was receiving from another boy in the  
6 attic, who is we think probably R34, "R34", that we have  
7 talked about already, and KIN28 went up -- effectively  
8 swapped places. He went up to the attic and KIN43, the  
9 younger boy, came down. That is the only matter that he  
10 refers to. He himself says he was not interfered with.

11 When he was interviewed by the Sussex  
12 superintendents -- if we look at 40672, please -- on 8th  
13 June 1982 about the wider issues of prostitution and  
14 vice rings, he said he was very surprised when he read  
15 it and he didn't hear or see anything that supported  
16 those allegations.

17 KIN29 we have mentioned a couple of times in  
18 different contexts. He was born on . He  
19 was in Kincora for a relatively short period from 27th  
20 October 1969 until 7th January 1970. I have referred to  
21 him twice already, once in the context of Hugh Quinn, as  
22 he told police about Mains telling him, KIN29, about his  
23 relationship with Hugh Quinn, which Mains, as you know,  
24 didn't accept he had done, although Superintendent  
25 Harrison, as you know, expressed the view that KIN29's

1 accuracy was remarkable if he had not been told, and  
2 then the second occasion was in the context of R8, as  
3 KIN29 also told police R8 had told him about Mains. He  
4 was not himself alleging that -- that is KIN29 was not  
5 himself alleging -- that he had been interfered with.

6 He was reinterviewed by the Sussex superintendents  
7 -- if we can look, please, at 40673 -- and he confirmed  
8 that he did not know of any basis for claims of  
9 prostitution or vice rings or the involvement of  
10 prominent people with boys from Kincora.

11 KIN33 was born on . He was in Kincora  
12 for two shorts spells, over Christmas/December 1969, and  
13 again from 5th to 12th January -- 5th to 12th  
14 February 1971.

15 He was spoken to by police on 19th March 1980. If  
16 we can look, please, at 11595, he was in Kincora as  
17 a young boy. He is an example of what I was observing  
18 to you a couple of days ago, that occasionally for  
19 a short period of time if there was difficulty with  
20 finding another placement. He was in when he was 7 and  
21 then another period when he was 8. He confirmed there  
22 was nothing untoward happened to him.

23 He was spoken to again, if we look at 40675, please,  
24 by the Sussex superintendents on 10th June 1982 and had  
25 nothing to add.



1 confirmed that nothing of a homosexual nature had ever  
2 happened to him, nor was he aware of any activity of  
3 that kind in the hostel.

4 When he was reinterviewed by the Sussex  
5 superintendents -- if we can look, please, at 40676 --  
6 some two years later on 30th June 1982, he confirmed  
7 that the wider allegations had, to quote him, "surprised  
8 the hell out of" him, because he did not know of any  
9 prostitution or vice ring or the involvement of  
10 prominent people.

11 I am then going to deal with KIN27. KIN27 is  
12 covered in the statement from Detective Chief  
13 Superintendent Clarke on behalf of the PSNI, because it  
14 appears to be potentially the first occasion that police  
15 officers might have been spoken to directly about  
16 something going on in the home.

17 KIN27 was born on . He was in  
18 Kincora for a three-month period between 1st April '71  
19 until 7th July '71, when he was 15.

20 If we put up, please, 10183, the end of his time  
21 does cross over with the arrival of William McGrath, but  
22 he explains in his police statement that the talk when  
23 he entered the hostel was that Mains was, to quote him,  
24 "queer". He said that while walking between the  
25 bathroom and his bedroom in his underwear Mains would

1 pat him on the backside and put his hand inside his  
2 underwear. He said that on two occasions when making  
3 Mains' bed he was aware of Mains fondling himself.

4 Now you will immediately observe from the statements  
5 you have seen to date that that is a different form of  
6 behaviour than has been attributed to Mains by anyone  
7 else.

8 KIN27 claimed to have told his female social worker  
9 about Mains' behaviour after the first time that he did  
10 it. If we scroll on to the next -- yes. That's fine.  
11 That's the second page. He claimed nothing was done  
12 about his complaint. He explained that she, the first  
13 social worker, was replaced by a new female social  
14 worker, whom he also told. He claimed that she spoke to  
15 his mother and told her that KIN27 had been telling  
16 lies.

17 So the third element to the story then is the part  
18 that involves the police. He says he ran away at one  
19 point and that when being brought back by the police, he  
20 told them that they were all queer in the hostel. He  
21 says they didn't seem to believe him.

22 So what he was telling this group of police officers  
23 different from the specific things he is saying he was  
24 telling the two social workers.

25 He also talked in the statement of being caned one



1 evening by Mr Mains. He said he was unaware of any  
2 other homosexual acts between staff and the boys.  
3 That's at the bottom of 10184.

4 When Joseph Mains was interviewed on 29th May 1980  
5 -- if we look, please, at 10488 -- about what KIN27 had  
6 to say, he said that the incidents of patting KIN27 on  
7 the backside -- he is "KIN27":

8 "Q. Do you remember KIN27 staying in the hostel  
9 during 1971?

10 **A. I do, yes."**

11 Then he reads what we have been looking at from the  
12 statement, KIN27 claiming to have told him to "Fuck  
13 off".

14 "Q. Did these incidents happen?

15 **A. No, it didn't happen.**

16 Read a second portion of the statement."

17 This is the bit about making the bed and Joe Mains  
18 masturbating himself. If we scroll down, please -- or  
19 fondling himself:

20 "Q. Did these incidents happen as they are  
21 described?

22 **A. No, no. He may have been asked to make the bed.**

23 Q. Did you have many boys make your bed for you?

24 **A. This was a general rule, and if they were  
25 unemployed, they were employed in the hostel.**

1 Q. Did you pay the boys for jobs they did around  
2 the hostel?

3 **A. Yes, if they had been stuck for cigarette money.**

4 Read a further portion of KIN27's statement: 'One  
5 evening when I came home late Joe was waiting there with  
6 a cane'.

7 Q. Did you cane him?

8 **A. I don't think so. I can't remember.**

9 Q. Was KIN27's social worker informed that you had  
10 caned him?

11 **A. I can't remember caning him.**

12 Q. Did any social worker ever discuss with you the  
13 fact that KIN27 had complained about your behaviour?

14 **A. No.**

15 Q. Do you know who KIN27's social worker was?

16 **A. No."**

17 So if we pause there to observe based on what KIN27  
18 is saying, he has told two social workers. If -- there  
19 is no documented record amongst the social work papers  
20 of these complaints being made to one or two social  
21 workers, and Joseph Mains is saying, "Well, neither of  
22 them spoke to me", and you will recall KIN27 also was  
23 saying one of the social workers confronted his mother  
24 about it.

25 Now the RUC did trace -- if we can look, please, at

1 10029 -- the -- if we just scroll down a little bit,  
2 please. Yes.

3 "Although ..."

4 Go back up a little bit for me, please. Yes.

5 "Although the file in this case is not available, it  
6 has been established that Ms Eleanor Simpson was the  
7 social worker responsible for the [name redacted]  
8 family. She does not recall KIN27", so KIN27, "making  
9 any complaint regarding his stay in Kincora."

10 She would explain in her statement, please, if we  
11 can look at 10182 -- and there are many social workers  
12 who made statements during the police inquiry -- but she  
13 explains her role. She can remember having the [name  
14 redacted] family. She can remember visiting Kincora:

15 "Cannot remember whether or not it was in connection  
16 with KIN27. To my recollection KIN27 at no time made  
17 any allegations of either homosexual or physical  
18 assault. I remember him coming to see me on the  
19 Hollywood Road by appointment. I can remember visiting  
20 the family home. I cannot remember any visits to KIN27  
21 in Kincora. On any visit I made to Kincora I do not  
22 remember having ever had cause to suspect that  
23 homosexual activities were taking place or had taken  
24 place in the hostel. I may have had other boys placed  
25 in Kincora. However, I cannot remember this, nor do

1 I remember any boys in my case load making any  
2 allegations of homosexual activities in Kincora or any  
3 other hostel."

4 The RUC was unable to trace the -- KIN27 didn't  
5 identify the police officers, and he was talking about  
6 unidentified officers who he said had picked him up ten  
7 years beforehand and dropped him to his mum's house and  
8 to whom he said he had complained, and there was -- we  
9 have no means, according to Detective Chief Inspector  
10 Caskey, of ascertaining who that could possibly have  
11 been.

12 When submitting his Phase One report, he did  
13 recommend that Mains be charged with an indecent assault  
14 on KIN27.

15 The DPP when it issued its direction didn't direct  
16 any charge against Mains in respect of KIN27.

17 If we look, please, at 40085, in his report at  
18 paragraph 141, please, Superintendent Harrison explained  
19 why he could understand the approach. He said:

20 "In my view the evidence was unlikely to succeed in  
21 gaining a conviction, because KIN27's complaint,  
22 canvassed by the police some nine years after the event,  
23 was denied by Mains, and the evidence of the witness  
24 Simpson" -- so that's the social worker who was spoken to  
25 -- "would have tended to support the defence case

1           rather than the prosecution case. Additionally, the  
2           police witnesses would have been obliged to concede  
3           that they could not locate any police officers who had  
4           received a complaint from KIN27 in 1971. Tactically by  
5           not charging Mains on KIN27's unsupported evidence,  
6           there was left the possibility of calling him as a  
7           witness to support other cases and perhaps prove a  
8           consistent mode of conduct or a systemic code of  
9           behaviour."

10           Then Superintendent Harrison said he does not  
11           criticise the RUC for submitting the charge for the DPP  
12           to consider. It's a familiar practice within The Police  
13           Service. If he had charged Mains before seeking advice  
14           as to whether to do so or not, then that would be  
15           a different matter.

16           Now he was reinterviewed by the Sussex detectives,  
17           and we will come back to the next passage in a moment.  
18           If we can look, please, first, at 40677, he reiterated  
19           his recollection of the occasion when the RUC picked him  
20           up after he absconded and telling them about Mains  
21           playing with himself when he had made the bed. So this  
22           is more -- he is saying now not just -- previously, as  
23           you will recall, he said, "They are all queer in the  
24           hostel". What he is saying now he said to the police  
25           officers was that Mr Mains had been --

1           "I told them that Mr Mains wanted me to help him  
2           make the bed. I told them that he had made me do it  
3           before and that each time he would watch me and play  
4           with his privates."

5           So that's what he is saying to the superintendents  
6           from Sussex that he told the RUC officers.

7           If we can go back then, please, to 40086, because  
8           the Sussex superintendents:

9           "Superintendent Flenley and I", says Superintendent  
10          Harrison, "looked closely into the circumstances of  
11          KIN27's complaint, because it was the first occasion  
12          when the police were said to have been made aware of  
13          offences against Kincora and allegedly failed to take  
14          any action. Superintendent Flenley conferred with  
15          Mr Burke, KIN27's probation officer in 1971. He said  
16          the file on KIN27 had been destroyed in accordance with  
17          their six year rule. KIN27 had apparently visited the  
18          probation officer on a weekly basis whilst on probation  
19          and residence at Kincora. According to Burke, no  
20          complaints were made no him and he denied that he was  
21          even aware of KIN27's habit of absconding."

22          So that's not the social worker we are talking about  
23          now. That's a probation officer.

24          If we scroll on to the next paragraph, please:

25          "Ms Eleanor Simpson was interviewed, but she could

1 not tell Superintendent Flenley anything that she had  
2 not already told The Royal Ulster Constabulary",  
3 which was, as you know, she was unaware and didn't  
4 believe he had told her what he was saying he had told  
5 her.

6 "The difficulties of locating the police officers  
7 who were said to have ignored KIN27's complaint some  
8 eleven years earlier on an unknown date in June are  
9 obvious.

10 There is no reason to suppose that such a routine  
11 matter would be recorded in the daybook on the day in  
12 question. Systematic interviews with officers known to  
13 have been serving in the area during the time KIN27 was  
14 resident at Kincora were not likely to justify the time  
15 spent so occupied, particularly in view of the fact that  
16 investigating officers would have been inviting policemen  
17 to confess to neglecting their duty regarding the matter  
18 that's now known to be of significant importance, but  
19 which at the time was unlikely to have been identified as  
20 a serious complaint.

21 KIN27 was reinterviewed, but could not add anything  
22 to what he had already told The Royal Ulster Constabulary  
23 officers. He also stated that he was unable to describe  
24 any of the police officers to whom he had made the  
25 complaint and would not be able to identify

1           them.

2           The only grounds for accepting KIN27's story that he  
3           complained to the police in the circumstances described  
4           has to be on the basis that, 'well, I will just have to  
5           take his word for it'. In order to do that I have to  
6           disregard Ms Simpson's statement, which conflicts with  
7           KIN27's, and his dishonest record, which includes  
8           convictions for going equipped to steal, allowing himself  
9           to be carried and burglary with intent.

10          I do not consider Mains' denials deserve much  
11          credence, although there is an argument that says he was  
12          prepared to admit such serious offences as buggery and  
13          gross indecency, and therefore was likely to admit  
14          a comparatively minor indecent assault, had it taken  
15          place.

16          When looking as objectively as one can at KIN27's  
17          episode, the only conclusion I can fairly arrive at is  
18          that whilst the evidence casts doubt on the credibility  
19          of statement, the issue must be left open, as there is  
20          no conclusive proof one way or the other."

21          If we can look then, please, at 40893, KIN27 makes  
22          a further statement to the Sussex detectives on the  
23          wider issues of prostitution rings, but it also may be  
24          of assistance to you, given some of the detail he  
25          provides about trips and his experience. He says:





1 explained:

2 "I have been told about allegations of homosexual  
3 activity at the hostel between 1967 and January 1980.  
4 During my stay in the hostel I was not interfered with  
5 in that way. Mr Mains and Mr Semple were in charge at  
6 the time."

7 So he's confirming he hadn't been interfered with  
8 during his time in Kincora.

9 That, Chairman, Members of the Panel, brings us to  
10 the end of the fourth period. That's the period when  
11 Joseph Mains and Raymond Semple are working together. You  
12 can see that there were -- nothing was being said to the  
13 police adverse to Raymond Semple, and you can see  
14 visually from the chart the extent of those said to be  
15 involved in anything of an indecent nature.

16 Unless there is anything else I can assist with,  
17 I propose that we stop there and we will begin afresh  
18 with the fifth period tomorrow. There is a lot of  
19 detail to that, but all being well, we will be able to  
20 cover it tomorrow.

21 CHAIRMAN: Yes, certainly. Well, we will rise now.

22 (3.55 pm)

23 (Inquiry adjourned until 10 o'clock tomorrow morning)

24 --ooOoo--

25

I N D E X

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3	Opening statement by COUNSEL TO THE .....2
4	INQUIRY (cont.)
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