

22 JUL 2013

HIA REF: 94

Witness Name:

HIA 94

THE INQUIRY INTO HISTORICAL INSTITUTIONAL ABUSE 1922 TO 1995

WITNESS STATEMENT OF HIA 94

I, HIA 94, say as follows:-

Personal details

1. I was born on [REDACTED] I was placed in care as a baby in Fahan in Donegal. My mother was a single mother and I think this may have been the reason for being placed in care.

St Joseph's Home, Termonbacca, Derry

2. I think I moved from Fahan to Termonbacca in 1961. I stayed there until around 1972 when I was about 13 years old.
3. I stayed in a dormitory in the old building before it was knocked down. We then moved into tin huts which were our dormitories. There were maybe 20 or 30 boys in each dormitory. I remember there were two nuns in charge of the two dormitories – SR 2 and SR 1 SR 1 left Termonbacca when I was there.
4. SR 2 was in charge of my dormitory. She used to say I was her pet and then the next minute she beat me. She beat me for years. I may have been misbehaving or not doing what I was told or quite frequently she just lost her temper for no reason. I got hit on the head many times and now I have about 20 scars on my head. I used to get hit on the head with a brush pole or the electric

cable of a kettle. **SR 2** was with me for about ten or twelve years at least. She was the one that did the damage.

5. Older boys who had left the home used to come back to visit. I saw the older boys beat younger boys and I am of the view that **SR 2** knew this was going on and had asked the older boys to do this.
6. **SR 2** hit me if I wet the bed. I was made to have a cold bath and I got beaten. I got hit on the head and around my ears a lot and that is probably why I am partially deaf in my right ear. I now have a hearing aid. **SR 2** beat me with anything she could put her hand on. She would use a wooden brush or mop or a branch of a tree. I did witness other children getting beaten by her.
7. In the home I swallowed things to get out because I was getting beat. I was in Altnagelvin hospital twice. I was about twelve years old. On one occasion I swallowed a pen knife.
8. I ran away many times from the home with blood running out of my head when **SR 2** would have hit me with a brush pole or something over my head. Usually I hid up a tree out of her way so I wouldn't get beat again.
9. One day I was sliding down a grassy bank with another boy called **SR 2**. **SR 2** caught us and as punishment she made us wear skirts. I can't remember how long we had to wear them for. It was humiliating.
10. I remember being hungry all the time. As a punishment I was sent to bed early without dinner. **SR 2** seemed to blame me for most things. She would take me in and beat me and then send me to bed. This went on over years. When this happened I sneaked out of the dormitory and into another part of the home and I would steal buttered bread or anything to eat because I was so hungry. If I was caught doing this I was punished for that as well. Anything that happened in and around the home I always got the blame. I feel like I was always picked on and blamed for things that I didn't do. I feel that I was used as a scapegoat.

11. We got up about 7am. If you wet the bed you had to go to Mass every day. If you didn't you only had to go on a Sunday. After breakfast we went to school. I attended the school at Nazareth House and then Long Tower primary school. At school we were called the 'home boys' because of where we lived. There was no uniform but we had to wear shorts and that is probably why they knew we were from the home. I used to fall asleep during lessons and I always remember being tired. I couldn't hear properly in class because of my hearing difficulties and I got frustrated. I didn't learn anything and I was punished for it by the nuns who were the teachers in Nazareth House school.
12. After school we walked back to the home. We might have got a drink and bread and jam or something like to eat. Afterwards we went out to the field at the home to play cowboys and indians and games like that.
13. The last time I was up in Derry I visited a friend called HIA 130 who was also in Termonbacca. We were both told by an ex resident SND 14 that the nuns ordered two men called SND 65 and SND 122 to burn papers relating to children in the home. I believe SND 65 is now a [REDACTED] down south or abroad.
14. I do not recall seeing any inspectors or welfare officers in the home.

Rubane House

15. I went to Rubane on 4th October 1972 when I was thirteen years old. I think I was there for about six months. I don't know why I was moved from Termonbacca. Rubane was frightening. It was very big and there were about a hundred boys there and I had to learn to defend myself.
16. One Brother constantly beat me. He was tall and skinny but I don't remember his name. He beat me with his cane. Sometimes he would make me drop my trousers and cane me on my backside. One day I stood up to him and they took me out of the chalet I was in. I think I was in chalet one. They moved me into

the big house. I was also beaten there by the Brothers. I cannot remember any of their names.

17. I didn't tell anyone about the abuse at the time. I had no one to tell. I had no family. I had no visitors. It annoyed me that boys got out at weekends and I did not get to go anywhere. I thought that was wrong. I didn't get out at holiday times either.

18. School was on site and it was tough enough with the Brothers. I still had problems with my hearing and I didn't learn anything.

St Patrick's Training School

19. I was moved to St Patrick's on 24th April 1973 because I fought back when the Brother's hit me in Rubane. I was moved under a Training School Order. I think I was about thirteen at the time and was in for around eight months.

20. I do not believe I should have been there as there were paramilitaries operating in St Pat's. In the senior side there was the IRA and on the junior side there was Fianna. I should have never been brought up in that kind of environment. I saw people getting their beatings and getting their legs broken. As punishment I got sent to a cell and that is where I got beaten by the staff. I got beaten by two [REDACTED] called SPT 1 and SPT 2. Another staff member called SPT 3 witnessed the abuse but did not intervene.

21. On a few occasions the Brothers made us get in the shower naked and they beat us with a strap which had lead in it. They did this as a form of punishment. On one occasion they did it after a few boys and I got drunk. Two boys that were with me were [REDACTED] and [REDACTED]. They were both from [REDACTED]. I cannot remember the names of the Brothers who did this but I remember they were smirking while they were beating us.

Lisnevin

22. When they felt they couldn't control me in St Pat's they sent me on again to another institution. I was transferred to Lisnevin on 7th November 1973. I was fourteen years old. I was of the view that Lisnevin was an assessment centre for IRA/UVF paramilitaries at that time to see if they were fit for prison. I should never have been put in that institution to mix with others who were involved in paramilitary activity.
23. They locked me up and kept me in a cell at night and sometimes during the day for about twenty months. Most of the boys stayed in dormitories, however some were also in cells. They said I was uncontrollable. I stayed in almost solitary confinement. I spent two periods of about 6 weeks each time in Muckamore Abbey and I was put on 600mg of Ospolot tablets to keep me suppressed.
24. I was beaten in Lisnevin in the cells by the [REDACTED] called LN 1 and LN 2. They punched and kicked me. There was a [REDACTED] called LN 3 and I think she saw a lot of things that were going on in Lisnevin. LN 3 is still alive.

Other institutions

25. I was moved from Lisnevin to various borstals. I think this was under a court order. I spent time in Crumlin Road Prison and Armagh Prison. I think I was released when I was about seventeen and a half.

Life after care

26. I spent time in various prisons including Magilligan and Long Kesh for hijacking and kidnapping after I left care. When I got out of prison I met my mother. There were no feelings there as I didn't know her. I met my father for the first time when I was forty. He lives in England.

27. I was married for a couple of years and we are now separated. I have five children aged from sixteen to thirty four. I can't stay in a relationship. I very rarely tell my children anything. I tend to keep my feelings to myself. I don't even tell my children I love them because I have never been shown love so I don't show love to them.
28. I self harmed in prison. I cut my arms and legs and swallowed glass. When I came out of the home I was practically threw onto the scrap heap for years. I am now [REDACTED] and work keeps me busy. I never got an education as I was never in one institution long enough and there was no care given to my education needs. As a result I have had literacy and numeracy problems all my life.
29. I have attended counselling once. I am scared that reliving the past might do me more harm than good. I try to deal with my past by getting on with my life. I still have nightmares about my time in care and it will never go away.
30. A couple of years ago I visited [REDACTED] SR 2 in Nazareth Care Village on the Ravenhill Road. I think she is called [REDACTED] SR 2 now. I took my son with me. I told her she abused me when I was in Termonbacca and she walked out of the room.
31. Approximately ten months ago I made a statement to the police in Dundonald and Derry about the abuse I have suffered. My solicitor is Kevin R Winters & Company.

Statement of Truth

I believe that the facts stated in this witness statement are true.

Signed _____

HIA 94

Dated _____

22. 7. 13

Christian Name	Where Born	Date of Birth	Where Baptised	Parents' Names	Occupation	Recommended by
HIA 94						Mother Superior J Co Donegal.

Occupation	Recommended by	Received	Died	Left	Observations	No.
	Mother Superior Jahan Co Donegal.	18 TH May 1961.		4 th Oct. 1972.		779

them to faint. Again I would deny that I hit HIA 22 or any child with the flex of a kettle or any length of wire which could in anyway be described as the flex of the kettle.

HIA 98

73. I recall HIA 98 as being one of the boys in my group. I would describe him as a shy lovable little child you could only love. He kept in touch with me and continues to keep in touch. He has visited me on occasions with his wife and children. I do not know why he says he saw me beat HIA 94. I cannot understand why he would say that because it did not happen.

HIA 94

74. I am extremely surprised about the allegation brought by HIA 94 although it is not new to hear it. It is one which he has said before and which he has brought to my attention before. For some reason he thinks that he was my pet but that I also beat him made it even more hurtful.

75. I recall HIA 94 coming to visit me when I was in hospital. We had a long conversation. He seemed very caring and it was nice of him to visit. He told me that he had bought He was telling me about how difficult it was to keep a business going.

76. I never beat him with sticks or any other implement as he describes. It is possible, and I would have to accept, that children could have been smacked but it would never have been with sticks or straps. I am sure that in schools children could have been slapped with rulers or even a strap. I did not at any time ever have any form of strap to use as implement to slap a child. I have no recollection of having hit a child with a stick or any other implement such as described.

77. I am completely amazed that he felt that I blamed him for everything. To be honest my memory of HIA 94 is that he would never have been blamed. I think that he could have twisted me around his finger and could have gotten away with murder. I remember him being in St. Patrick's. At that time he was under the care of the Brothers. He would have run away on a number of occasions and always reappeared up to me. I remember one occasion in particular when he arrived and his feet were absolutely soaking. I remember giving him a pair of shoes to put on his feet while I got his socks and shoes got dried. They may not even have been a matching pair but it was something warm and dry to put on his feet. When I telephoned the Brothers and told them where he was, he said that he would rather have his feet wet than have the Brothers told where he was.

78. HIA 94 has come to see me to say that I had hit him with the flex of the kettle. This was at a time when a number of allegations had started to come out but they were still very rare. I told him that it would not be proper for me to speak with him but that he should bring his complaint through the proper channels, through someone who could advise him such as Social Services

25 May 2009 [Typed version]

Visit from [redacted] HIA 94 [redacted] ex-Termonbacca boy to [redacted] SR 2 [redacted] on 25th May 2009

1. [redacted] HIA 94 [redacted] an ex- Termonbacca boy visited this morning with his son. Initially [redacted] HIA 94 [redacted] talked about things in general. He asked as to how I was and if I was able to get out. At an earlier date he had visited me in hospital.
2. Later he referred to his work. He said work was very scarce, [redacted] HIA 94 [redacted] has his own [redacted].
3. [redacted] HIA 94 [redacted] then asked as to why he was sent to St Pats [St Patrick's], Lisnevin or Magilligan. He said he was mixed with IRA and UFV which he said should never have happened.
4. I did say it was Social Services' decision. He then added I was hit in all those places but he said his trouble started '*when I was 4 years old, you hit me on the legs with a stick and a piece of electric flex*'. He repeated all my trouble goes back to my childhood. '*I have may have been your pet but that was the cause of all my trouble*'.
5. [redacted] HIA 94 [redacted] laughed when he said I may have been your pet. At no point was there any animosity.
6. [redacted] HIA 94 [redacted] reminded me that it was I who got him out of Migilligan and a place to stay. He also talked about having met his mother and grandmother.
7. As [redacted] HIA 94 [redacted] left he shook my hand and said '*I will call again Sister*'. To which I responded '*you will be very welcome*'

Signed [redacted] SR 2 [redacted]

[redacted] HIA 94 [redacted]

Witness Statement of

Dr. Janet A. Hall

This statement consisting of 2 pages, each signed by me, is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence at a preliminary enquiry or at the trial of any person, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Signature

J Hall

Date 27/04/11

1. I am Janet Aileen Hall, registered Medical Practitioner. I graduated from Queens University Belfast in 1976 with Bachelor of Medicine, Surgery and the Art of Obstetrics.
2. I have been a member of the Royal College of General Practitioners since 1981. I spent 10 years in General Practice, and in 1990 I trained as a Forensic Medical Officer specialising in Child Abuse and Sexual Offences.
3. In 2004 I was appointed Lecturer in Sexual Offences and Child Abuse, University Of Ulster, Diploma of Forensic Medicine.
4. In 2007 I gained an MSc. in Forensic Medicine, with entitlement to Foundation Membership of the Faculty of Forensic and Legal Medicine, Royal College of Physicians, London.

Case Introduction

5. I was asked by D/ Inspector Richard Graham of Dundonald Child Abuse Investigation Unit to examine 51 year old **HIA 94** at Garnerville Care Suite on 27th April 2011.
6. D/I Graham informed me that during a police investigation of possible institutionalized childhood abuse, **HIA 94** alleged that he had been subjected to repeated physical punishment, consisting of beatings, punchings and kickings at the hands of staff at Lisnevin Juvenile Justice Centre and also whilst he lived in St Joseph's Children's Home Co. Londonderry.
7. The details of this examination are contained within my original notes, which I have in my possession.

Consent

8. I explained to **HIA 94** the role of independent medical witness and the procedures that would take place. He gave written consent which allowed me to take a medical history, examine him for evidence of healed injury, write a report and release any information about this to the Police or Public Prosecution Service, if necessary.

J Hall

Medical History

9. HIA 94 informed me that he is a 51 year old taxi driver.
10. He has 4 sons and one daughter whose ages range from 30 to 14 years.
11. He uses 2 inhalers for asthma. He is a smoker.
12. He had a squint correction at the age of 17.
13. He informed me that he was admitted twice to Muckamore Hospital at the age of 14 or 15 where he was given Ospolot medication. He also referred to Largactil sedation.
14. In connection with the allegations, HIA 94 stated, "As a child I never slept; I don't know why. I was always sleeping at school and would get beat about the head. In the home, St Joseph's, the nun hit me with a brush, or a lump of wood, or a flex off the kettle, or a strap, anything. I started swallowing knives and went to Altnagelvin Hospital twice. I think I passed them; I don't know. I didn't have surgery."
15. On specific questioning he informed me that he did not receive hospital treatment for any beatings he had received, even though his head was bleeding. He stated, "There was blood flying out of me. I climbed up a tree. It was one particular nun."
16. HIA 94 also informed me that he was always "getting into fights" in later years.

Examination

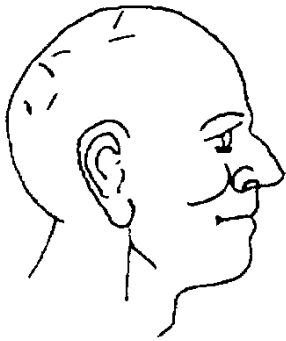
17. HIA 94 appeared vague about specific details concerning his time spent in various children's homes, but otherwise appeared lucid and coherent.
18. He stated that his reading and writing were not good, as he "never had an education."
19. He was neat and tidy in appearance with no evidence of anxiety, depression or thought disorder.
20. He weighed 86Kg and measured 5'7" tall.
21. Multiple old small white silvery scars were noted on his scalp, numbering approximately 15 or 16 in total- see body chart.
22. Nasal deformity was visible.
23. There was evidence of old healed self- harm scars on his left forearm and lower leg.
24. No further examination was carried out.

Opinion

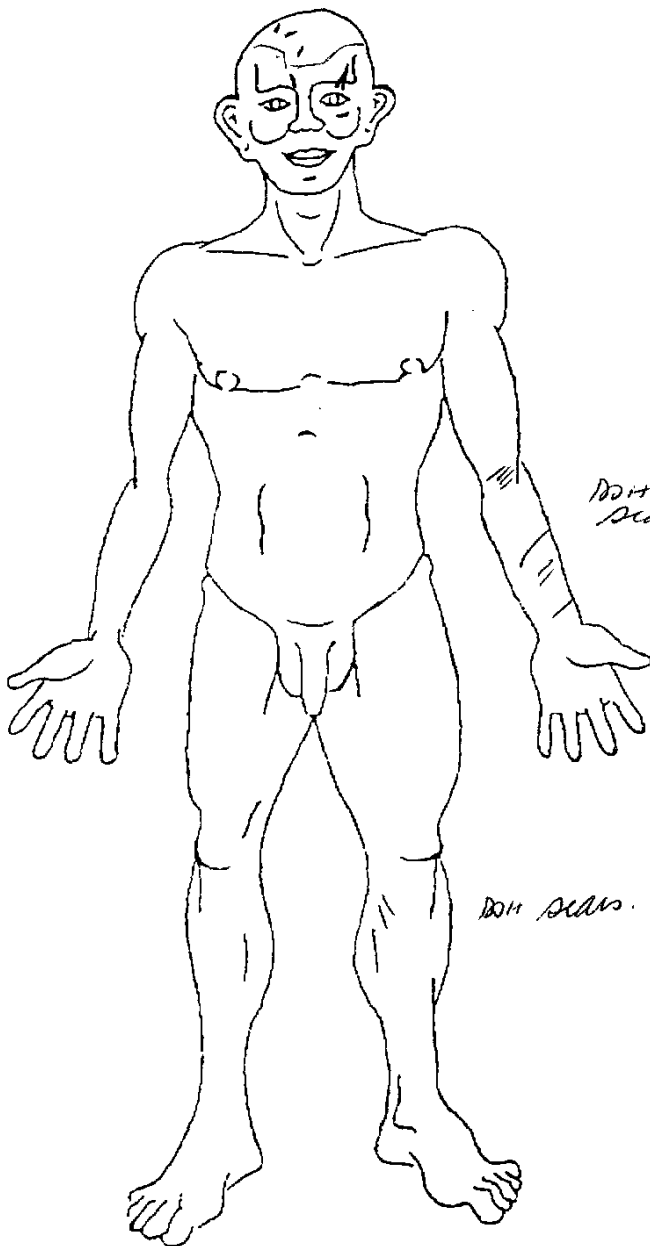
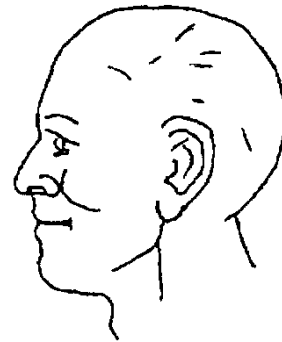
25. Fifty one year old HIA 94 alleges multiple acts of physical punishment at the hands of one particular nun during his time at St Joseph's Children's Home, consisting mainly of beatings to the head, as well as beatings to the head whilst at school and also later at Lisnevin.
26. Today's examination identifies multiple old healed scars to the scalp. These have arisen as a result of direct blunt trauma causing bleeding lacerations, which now appear as scars.
27. It is not possible to accurately state when the injuries occurred.
28. Should other information become available, I would welcome an opportunity to scrutinise it and if necessary amend my opinion.



NAME **HIA 94** DATE 27/4/11 TIME 15:20 SERIAL No. _____

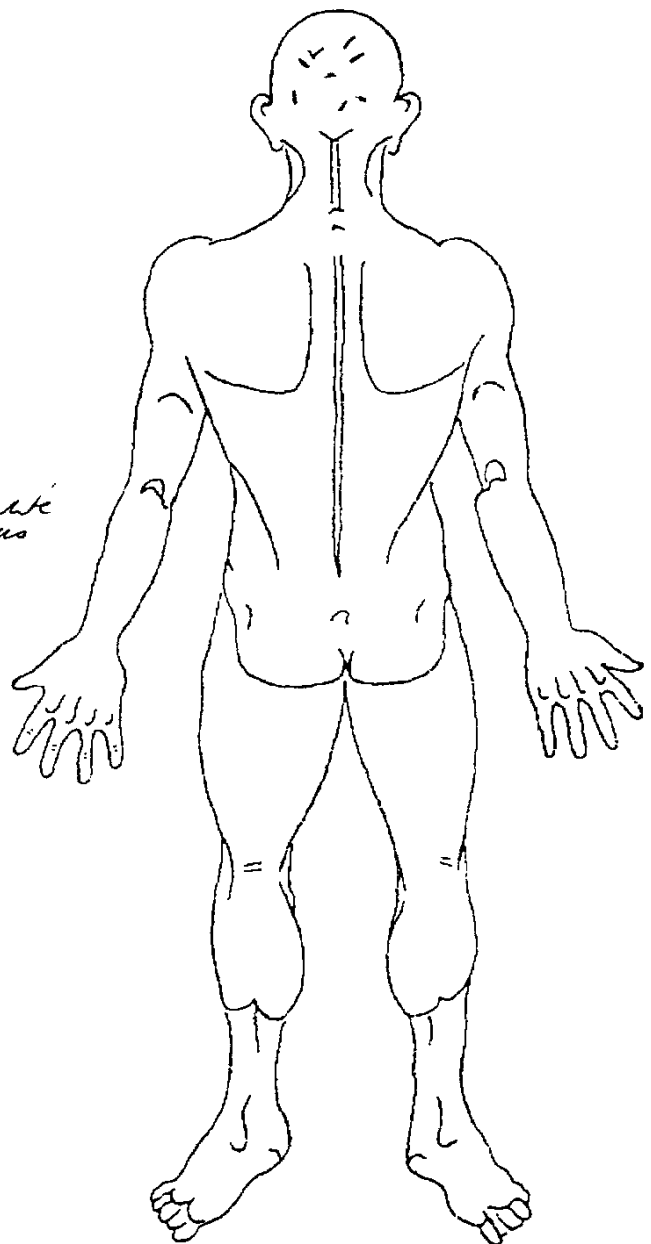


*multiple
healed
scalp
scars
white/silvery
215/16*



*DoH white
scars*

DoH scars



CLINICAL NOTES

Record of illnesses and treatment; immunizations; results of special examinations, e.g. ophthalmic; notes on medical inspections.

Date	
	Vaccinated Dec. 1960.
	Immunised Jan. Feb. March 1960.
	B. C. G. Aug. 1960.
	Polio March, April July 1965
20.3.69	School medical exam at River View House
10/5/69	Signed for Vaccination against (Chronic measles)
29/8/69	Attended Altnagelvin Hospital with a Cut on Left Ankle and had same stitched. Also got Tetanus Injection
12/4/70	Attended Altnagelvin Hospital re Cut Chin and had Stitches
17/9/70	Attended the Orthoptic Clinic Altnagelvin Hospital Check up.
11/4/71	Attended Altnagelvin Hos. Re-cut on head, had two stitches.
21/4/71	R.I. Strabismus - Def. Vm. R. eye. Left eye. One for opt. at Altnagelvin Hosp. Upper eyelid was on margin - Deterioration for opt. with Occasional N. Strabismus - Deterioration only at present. <u>dentist</u> Slight Flat foot. N.H. <u>W</u>
28th Sep 72	Signed for Vaccination B. C. G. & Skin Test. "St. Peter's Sec. School"
4th Oct 72	Was medically examined before being transferred to De La Salle Brothers Co Down.



Phone 61981

CHRISTIAN BROTHERS,
ST. PETER'S SECONDARY SCHOOL,
FOYLE HILL,
DERRY.

SCHOOL No: 222 2

HIA 94

Came to the above School in September 1971. He has now spent one year as a pupil here and is well known to all members of the Staff and almost certainly to all 800 or so pupils.

I here give some recent examples of the type of conduct one has come to expect from him.

Pulling a teacher's tie while cursing at him.

Breaking toilet fittings.

Cutting out polythene window fixtures with a dagger.

Throwing tins at walls.

Continuous stoning of security forces during School

hours as well as outside School.

Throwing food at other pupils in the canteen.

Smoking in the toilets.

Refusing to face the teacher in class.

Apparently spontaneous filthy language when addressed by teachers & pupils alike.

Persistent and vicious bullying of other boys.

Fighting & refusing to stop (can only be restrained physically & with great difficulty)



Phone 61981

CHRISTIAN BROTHERS,
ST. PETER'S SECONDARY SCHOOL,
FOYLE HILL,
DERRY.

SCHOOL No: 222 2

2

General Observations: **HIA 94** engages in all the usual schoolboy pranks with much more violence and viciousness than one might expect. He terrorises the other boys in his classes and is hated by them. Indeed, on one occasion, a group of them assaulted him. The other Termonbacca boys obviously fear him and he makes a point of being nearby when any of them is punished. The effectiveness of discipline in their case depends to a great degree on the presence or otherwise of **HIA 94**.

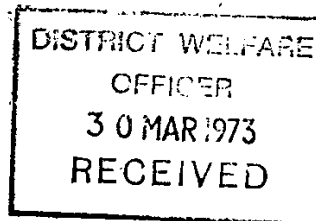
He manifests uncontrollable rage during which stoning, language and violence generally are present to an incredible degree. He does not subscribe to discipline and is having a very serious effect on school discipline generally. Appeals to reason, Christianity etc are to no avail.

I consider him a menace about which something requires to be done urgently, and in this opinion I have the full concurrence of all the staff.

Incidentally, he has not been in class today at all & can not be found.

T.V. O'Leary (Headmaster)

Copy/Mr. Vance (Mr. Johnston to see)



29th March,

73.

A. F. Colhoun, Esq.,
Solicitor,
Market Street,
O M A G H.

Dear Mr. Colhoun,

Re: HIA 94 born [REDACTED]
De La Salle Boys' Home, Rubane House,
Kircubbin, Newtownards, Co. Down.
Mother: [REDACTED]

I attach herewith copy case report of 5th February 1973 and long birth certificate in respect of above-named boy, who was admitted to St. Patrick's Training School, Glen Road, Belfast, under Section 99 C. & Y.P. Act on 28th instant.

HIA 94 was placed by his mother, on a Voluntary basis, with the Nazareth Nuns, Londonderry, when he was an infant. She took no subsequent interest in him, and in September 1972 he was referred to the Welfare Department by the Senior Educational Psychologist. At that time, it was considered advisable that HIA 94 should be redeived into care under Section 103 C. & Y.P. Act (N.I.) 1968 and that he should be transferred from St. Joseph's Home, Termonbacca, Londonderry, to the De La Salle Boys' Home, as his behaviour was such that he could no longer be controlled by the Nuns. He was accordingly accepted into our care with effect from 1st September 1972, and was transferred to the De La Salle Boys' Home on 4th October 1972. Since Christmas, HIA 94's behaviour at the Home in Kircubbin has been deteriorating steadily, and BR 2 the Prior there, advised that he would have to be removed.

I shall let you have copies of reports from BR 2 and Mr. Johnston, S.S.W., as soon as these are to hand.

Please make an application to Newtownards Juvenile Court on 24.4.73 for a

SND-1906

De la roll boyshome
Kumblin
Go Down

Dear

SR 2

I hope you
are getting on well tell all the
boys that I was asking for
them tell sister [redacted] and [redacted]
and Mrs [redacted] and Miss [redacted]
That I was asking for them
I hope Snowy the cat and Jofay
the dog is getting on well I
mide be up for the Christmas holidays
this is all of now good by a good bless

Tell SND 193

That I am asking
for him

SR 2

Good Bless you

X X X X X X

De La Salle Boys School,
Furculbin

Co. Down

October 8, 1972

Dear

SR 2

I hope you
are getting on well
me getting on well to
I hope to get up soon Sister
SR 2 I hope to see you soon
I hope I may come to see you
for the holiday tell Miss
and Mrs [redacted] file that I
am asking for that then.

mind My cat Siler

SR 2

HIA 94

Dear Sister,

HIA 94

is doing very well, God Bless you
but is very lonely - poor X X X X
child. I knew a few lines X X X X
from the boys would cheer, X X X X
him up. Love, Siler [redacted]
Co. Down

SND-1914

March 76

Visiting Monday to Friday 10 a.m.—12 a.m. and 2 p.m.—4 p.m.

Saturdays 2 p.m. to 4 p.m. only.

No visits on Sundays.

Special visits may be arranged by written application to the Governor.

MALE BORSTAL INSTITUTION
CRUMLIN ROAD
BELFAST

BT14 6AE

(Name) HIA 94

16.3.1976

Dear Sister

Just a few lines
to let you know how
I am keeping I am doing
o.k here I hope you are
keeping well would you tell
all the boys I was asking
for them I wish I was
up there again Terence
is the best home I was
in I have been in Ter
institution I do not see

SND 24

not what is to become of me
was her about
two weeks ago but not
in the same past as me
I think he is out now
P.T.O.

I wouldst like you to come
 down here to visit because
 it is to dangerous anyway
 SR 2 I would have
 some photos of me and the
 boys from Ternobacca be-
 cause I want to show
 them to my friend [redacted]
 How lives up in Casigayen
 Because I have known him
 since he was about three
 or four at the Long
 Tower prison. I am
 writing this letter while
 I have the cold so I
 haven't much to say so
 good bye for now

P.S. Please the Photos soon

God Bless
 You

HIA 94