

HIA REF: 69

Witness Name HIA 69

THE INQUIRY INTO HISTORICAL INSTITUTIONAL ABUSE 1922 TO 1995

WITNESS STATEMENT OF HIA 69

HIA 69 will say as follows:-**Personal details**

1. I was born on [REDACTED]. My mother and father grew up together in Derry. My mother was twenty two and my father was seventeen when she got pregnant. They ran off to [REDACTED] where I was born along with my older brother **DL70** and younger sister **HIA 352**. I am the second eldest in the family. My parents separated and my mother came back to Derry and my father stayed in [REDACTED]. I was placed in Termonbacca in 1971 when I was [REDACTED] years old. I was taken from my mother as she had an alcohol problem. I was taken under a court order and placed in Termonbacca. I had a brother [REDACTED] and sister [REDACTED] born after I went into Termonbacca. They were also placed in care.

St Joseph's Home, Termonbacca

2. I was placed in Termonbacca around 1971 when I was [REDACTED] years old. I remained there until 1978. When I went in I was placed in a large dormitory in a nissan hut. They were like army huts. The dormitory had single beds up each side of it. We had sheets and blankets. About a year or two after I arrived I was moved into a new modern building which had smaller bedrooms. The rooms had about two or three boys in each room. Around this time I can remember duvets were introduced.

3. There were two groups in Termonbacca. A nun was allocated to each group. There was **SR 5** and **SR 2**. **SR 5** was in charge of my group. She left when I was about eight years old and was replaced by **SR 6**. I think **SR 6** was from **SR 6**. She had **SR 6**. There was hardly any staff around Termonbacca. I can recall civilian workers called **SND 20** **SND 21** and **SND 22** **SND 22** who did maintenance around the home. A few years ago **SND 22** was working in Nazareth House in Bishop Street.
4. The older boys and ex-residents were in charge of us in the home when the nuns were away praying. A boy called **SND 63** who was an **SR 6** was in charge of a group. The older you got the more freedom you got. When you became a senior it was almost expected that you kept the junior boys in place. The seniors were in control. The demarcation between juniors and seniors was when boys moved to secondary school. The seniors used to give us jobs to do to keep us occupied such as 'picking up the pieces' which meant cleaning the carpets.
5. In Termonbacca you knew your place and your place was governed by what age or how weak you were. There was a hierarchy. I learned this through the experience of being beaten by ex-residents and seniors. You knew to keep your mouth shut and not to draw attention to yourself. If you did you would get beaten by the ex-residents and seniors. They pulled us by the hair and kicked us in the face. Beatings were a regular occurrence. There was no love in the place. It was a regime of fear. I was beaten by seniors, ex-residents and **SR 6**. I also witnessed other boys getting beaten by seniors and the nuns.
6. Life in Termonbacca was regimented. You got fed, went out to school and came back to the home. Life revolved around the Roman Catholic religion. The nuns got up very early every morning to pray. We went to Mass every morning. A priest came from St Columb's College to say Mass. The priests changed and there was no one priest allocated to Termonbacca. When we reached a certain age we became altar servers and I also read at Mass because I was one of the

██████████ As I was an altar server I could have been at two or three Masses on a Saturday and Sunday.

7. When I came to Termonbacca I went to ██████████ Primary School and from primary five onwards I went to ██████████ Primary School. The teachers out of goodness such as ██████████ from ██████████ came in to the home to help out with homework and to provide extra lessons. The boys used to enjoy it.

8. I could read and write, not everybody could. ██████████

██████████ SR 6's level of cruelty towards me hit the ceiling. She picked on me but she also gave boys called SND 33 and SND 35 a hard time. SND 33 has passed away. SR 6 constantly told me how much she hated me and how much of an abomination I was to her and to everybody around me.

9. After the ██████████ we went on holiday to Shrove in Donegal. We stayed in a coastguard's cottage and used the local two classroom primary school which was a fifteen to twenty minute walk from the cottage. One day two local girls called at the school and told SR 6 that they were there to see me. SR 6 didn't allow me to go to the beach as punishment and she punched me with her fists all over my head calling me a 'dirty article'. SND 21 a worker who came with us had to put SR 6 off me.

10. While we were on holiday a friend of mine SND 241 and I were messing around. SND 241 has since passed away. As a result SR 6 would not let us go to the beach. I answered back to her and SND 22. SND 22 took me and dumped me into a stream to resolve the situation. I was so angry I threw stones from the stream at everyone including SR 6. SR 6 until SND 22 stopped me.

11. In Termonbacca there was an awful lot of sexual abuse. It was endemic. It was just expected and that's the way it was. The older boys and particularly the ex-residents viewed it almost as a perk. They preyed on the weak ones. The opportunity to abuse was there and they took it. They would come into your room and do whatever they wanted with you. You daren't say anything about it. They ruled in fear. I don't know whether the nuns knew about the sexual abuse.
12. I was sexually abused during my time in Temonbacca. I shared a room with two older boys. Juniors went to bed earlier around 7.30pm so I was in the room alone. A senior boy came nearly every night for a least a year. I was about eight or nine years old and he might have been between fourteen and sixteen. The boy put his hand under my blanket and masturbated me. Then he made me masturbate him. I do not want to give his name.
13. We had baths or showers every night around 7.30pm and sexual abuse would occur at this time. The daily routine consisted of coming in from school, having dinner, getting bathed and then bed. The bath and communal shower rooms were very public as the doors were always open. You learned to be in and out as quick as you could. There were certain senior boys who were always around when the showering was going on. For example, if you were coming in two or three at a time to the bath these boys would make the other two get dressed and out so you would be alone **SND 23** always tried to touch me especially when I was in the shower. I pushed him off every time and threw punches at him. On one occasion he tried to bugger me. I pushed him off and ran and hid under a bench in the shower room and screamed. He then left. My friends and I always tried to stay together around the home as there was safety in numbers.
14. Older residents as well as ex-residents oversaw the dorms. The ex-residents would hang around the dorms until 9pm and they did anything they wanted. It was horrendous. I learned to develop coping mechanisms. I had a problem with wetting the bed. I wet the bed almost every night. I used to get picked on and be called smelly and all other cruel names. When I was younger I think I did it out of

nerves. However as I got older I knew boys weren't going to come to me if I was wet or messed myself. It was like a physical defence mechanism.

15. In the mornings I was beaten by **SR 6** because I wet the bed during the night. When I came back I had to do a walk of shame with the wet sheets in front of everybody. Then I got beaten again.
16. **SR 6** used her fists and the flex of a kettle to beat me. On one occasion she had her fingers around my throat and I actually thought she was going to kill me. She eventually stopped but she left marks on my throat. The next day I skipped school and ran away to my mother. My mother took me to see a doctor and then she **SR 6**. She kept me away. I think that was the third time I ran away. We stayed in a caravan in **SR 6** and after a week or so we came back **SR 6**. I think she ran out of money. She took me to my granny's home and they contacted the police. When I went back to the home **SR 6**
SR 6
17. I went back to Termonbacca and I recall talking to a female social worker called **SR 6**. She was a lovely woman but I never told her about the sexual abuse, only the physical abuse. A social worker called **SND 332** was appointed to the home. He lived in the home for a while. I think that he was appointed to my case as a direct result of me telling my mother about the abuse in Termonbacca. At the time older boys and ex-residents came up to me and said 'you f**king squealed'. I think **SND 332** is still working as a social worker in Derry.
18. The physical cruelty from **SR 6** towards me stopped and it became verbal abuse. **SR 14** arrived at the home when I was about nine years old. I was taken out of **SR 6**'s group and put into **SR 14**'s group. **SR 14** was the complete opposite of **SR 6**. **SR 6** **SR 6** was the like the devil and **SR 14** was a saint. She was a breath of fresh air. Until she arrived we didn't play any games and we had to wear shorts in all weather. She made sure we all had individual clothes so we all

looked different, she gave us pocket money, she made us leave the home and visit our relatives. For the first time she encouraged sport and games. On a Saturday as a treat she brought us up tea and toast on the landing beside the dorms.

19. A lot of the ex-residents moved into flats or houses in Creggan which was near Termonbacca. They came back at meal times during the day and particularly at the weekends. Around the time **SR 14** arrived the ex-residents stopped coming in. I think they were told they weren't allowed in anymore. As the staff changed life in the home also changed. Up until then it was horrendous but you just had to get on with it. You relied on your resilience and kept yourself safe as best you could. I know people that didn't survive it. Some people didn't reach their mid twenties because of alcohol and drugs which lead to suicides. My best friend in the home **SND 241** and **DL 48** a former resident both committed suicide.
20. Everybody had chores in home and they differed depending on your age. I was excused from a lot of chores because I was an altar server and read at mass. The food was very good. We got porridge for breakfast. When I first went into Termonbacca I think it was a working farm so there was no way anybody was under nourished. The food was the best of the best.
21. St Vincent de Paul and other charities and people from the DuPont factory all came into the home and gave presents. At Christmas for instance you would either receive a present from St Vincent de Paul and/or from DuPont. Also a lot of the organisations would raise money for the home. St Vincent de Paul used to organise a bus trip to Donegal and show films in the home. I remember they showed some James Bond films. People used to visit and the nuns loved showing off the fruits of their labour - all these well behaved boys all dressed the same sitting down to a good hearty breakfast or evening meal.
22. The clothing was all the same. Everybody in town would know we were the home boys because we were all dressed the same. We wore shorts until we went to Secondary School. We got our shoes for school from a shop on the

Strand Road called Huston Shoes. There was no individuality until **SR 14**
SR 14 came to Termonbacca.

23. After school you came back to the home and did your homework and got it checked by older boys. Dinner was around about 5pm. If you wet the bed you were sent to bed early. There were athletic clubs in town that we joined and we used to go to that a couple of nights a week. There was a soccer club up in Creggan that we used to go to and [REDACTED] One of the main abusers [REDACTED] **SND 23** [REDACTED]

[REDACTED] He attempted to feel me up on many occasions. On one occasion he tried it on in the [REDACTED] and I resisted. He punched me on the nose and it bled **SR 14** arrived in and saw that something had happened. I don't think he was around the home much after this. I think everybody feared this [REDACTED] the most. He was particularly nasty. I don't know **SND 23** is still alive.

24. **SND 24** was an [REDACTED] and he tried to sexually abuse me but he did not succeed. I think he was a well known abuser. He has now passed away. An [REDACTED] called **HIA 144** [REDACTED] He tried to touch me all the time. He came around the dorms at night saying that he was doing security but it was an excuse to go round the dorms. One night he appeared in my room and sat down on my bed. He tried to reach under the blanket to touch my private parts but I stopped him and there was a struggle and the bed broke. [REDACTED] **HIA 144** was [REDACTED] I told **SR 14** about **SND 23**, **HIA 144** and the senior boy that sexually abused me. She took me to the Doctor who was a local GP but I cannot remember his name.

25. [REDACTED] When I went I was well received by the school and the priests whom I knew from serving Mass. In school the first years were called yaps presumably because they did a lot of talking. There was a tradition that the second years would come in and grab you

and stick your head under a tap or down the toilet. I can remember being in one classroom in first year at the beginning of the term and second year boys came towards me and I almost knocked them out. I knew that these people were going to be bothering me and I wanted to show them that I was not going to be messed with. School was redemption for me. It was something I enjoyed. I met friends at school who are still good friends. Education was my way out. I didn't feel any stigma coming from Termonbacca.

26. My brother **DL 70** and I were separated in Termonbacca. When he was about years old he became too much for the nuns to handle and he was moved out to Rubane House in Kircubbin so the Brothers could teach him a lesson. I never met him until years later. He was a stranger to me.

27. Termonbacca was originally all boys. If you were a girl you were in the nursery depending what age you were. After **SR 14** arrived girls started coming into Termonbacca. My sister was moved to the unit I was in and she was there for about three to six months before I was fostered out. My younger brother and sister who were born while I was in care were in the nursery and they also moved to the same unit. There was a lot of transformation around about that time. I think it was the combination of the social care staff coming on the scene and **SR 14** being around.

28. I left Termonbacca when I was a at school when I was about . I was fostered out to and in . They were lovely genuine people. However after about two years I was placed in Harberton House children's home. I don't think I was ready to be placed with a family as I spent so long being institutionalised. Harberton was completely different from Termonbacca and was professionally managed. I felt safe and secure there. There were a smaller number of children living there and the staff were completely different. They weren't abusive. They were nurturing and encouraging.

Life after care

29.

[REDACTED]

30. There was a lightness and dark in Termonbacca. There was [REDACTED] SR 6 who was like the devil and then there was [REDACTED] SR 14 who was the kindest woman. She treated us as individuals and encouraged us to start visiting our families. She gave me a hug at one time.

31. I was always upbeat and happy-go-lucky. I had a lot of friends and I played a lot of sport when I was living in [REDACTED]. However I went to a really dark place for a couple of years and I started drinking and became a loner and I locked everybody out while I was going through the counselling. I think there is only so much resilience and humour one has. There comes a point then when you have to stop and face what's going on. Thankfully I had good people around to help me. I came out the other side of it two or three or four years ago. I am not on any medication and have never made any suicide attempts. Other boys were not as lucky and didn't make it. There is a boy called [REDACTED] DL 48 and he was a resident in the home. He was intelligent and resourceful and he hung himself.

32. My father played no part in my life. I met him for the first time weeks before he died in the early 1990's. My mother died last [REDACTED]. I still keep in contact with my brothers and sisters. I have a close relationship with my brother [REDACTED] DL 70.

33. I was married for three years however [REDACTED] we divorced in [REDACTED]

[REDACTED]

34. In or around 1985 I was contacted by the RUC asking about my time in care. It was around the time of the investigation into Kincora and I assumed they were interviewing everyone who had spent time in care. I cannot remember what I said to the police at the time. There was no further action arising from this. Since this I have never made a statement to the police in relation to the abuse I suffered in Termonbacca.
35. When I was living in [REDACTED] between [REDACTED] and [REDACTED] I was interviewed by the [REDACTED] Police in relation to allegations of abuse made against me by another resident from Termonbacca called **SND 33** **SND 33** made a statement to the RUC making allegations that I abused him. The police did not inform me what the allegations were. The police asked me about the time I worked in Termonbacca. I corrected them and advised that I was a resident and left when I was [REDACTED] years old and that I never worked in the home. Furthermore **SND 33** was a similar age to me. I believe it was a case of mistaken identity and no further action was taken against me.

Statement of Truth

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

Signature

HIA 69

Dated

8/7/2013

28. I remember both **SR 2** and **SR 1** as loving, caring and compassionate people. More so **SR 2** than **SR 1** but both were very caring people who took on a mother role for me. When **SR 2** was moved on from Termonbacca I found this a very unsettling feeling. **SR 2** I recall as more authoritarian and not as loving a person. When I look back now at the period of change from the loving and caring feelings from **SR 2** and **SR 1** I may have been rebelling a bit and so maybe **SR 2** was being stricter with me as a result.
29. Almost as a rule, apart from the incident earlier, I would say the lay staffs were good caring people. I have no complaints about them other than the issue above.
30. There were incidents of bullying in the home as there were in school and outside. These actions were always away from the sight of the sisters as they would not have allowed any behaviour like that. I recall an incident when an older boy, I can't recall his name, made me stand against a wall and then shot at me from a slingshot. I was in my pyjamas at the time. I also recall being made to fight my best friend, **SND 132** for the amusement of **SR 2** and **SND 113**. I did not suffer a lot of bullying and it was not a standard thing. The bullies in the home actually looked out for you at school.
31. In some ways I was quite lucky. I got weekends away and some holiday time away with **SR 2** and stayed with her family. I even got to calling her parents Ma and Da. The sisters encouraged visits like this and fully supported it. I also recall staying with a family in **SR 2** and I believe this was the sisters trying to get us to experience life in a non-home family environment.
32. We were always encouraged to take part in activities outside the house as well. There were running clubs football, karate, Irish dancing and bands. I was in a band called **SR 2** and there were concerts at Nazareth House Bishop Street. There was also a local youth club we would have attended.
33. The sisters arranged extra tuition for me before the 11+ exam with **SND 388** of the Christian Brothers. They hoped I would get into St Josephs. This didn't happen so I went to **SR 2**.
34. **SR 2** I remember **SR 2** cooking me a big breakfast before driving from Greencastle to Derry before my trip. I remember **SR 2** and their three children. It really was an adventure.
35. The home was not a bad place but was very regimented in many ways. We all had chores to do such as cleaning cupboards, dusting and even doing dishes. I do recall going to the farm to pick spuds. I recall someone saying we were to get paid for doing this but that didn't happen. **SND 132** and I acquired a big bag of spuds, split it into small

bags and sold them to the carers. One of the carers, I can't recall who, thought this showed great innovation.

36. I was able to get a copy of my birth certificate and after a couple of phone calls tracked down my mother. This was not a difficult task. Looking back I feel there was a major miscarriage of justice here. I was taken from my mother and, because she visited me, was then moved to Derry away from her. She has since told me she had wanted to return for me but this did not happen and she eventually moved to [REDACTED] I think I heard something in the home about my mother moving to [REDACTED] so maybe they had some contact with her or someone was keeping them informed.
37. I feel as if the state simply abandoned me when they handed me over to the sisters. Someone took the decision to remove me from my mother and then to send me to Derry.. Out of sight, out of mind. The Sisters of Nazareth took me in and cared for me. Having read the material on the website for the Inquiry I would say that I believe there was a clear systemic failing where a child can be placed in a house many miles from his home clearly to inconvenience his family and to separate them and then duck their responsibilities. I do not have ill will towards the sisters who took me in, raised funds to provide my bed and board, education and even entertainment that many children outside the homes simply did not have.
38. I think there is a lot of "passing the buck" being done here. Children came into care for many reasons and the state should have been aware of who was in care and how they got there. Blaming the institutions for failings is not right in my view.

Statement of Truth

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

Signed

SND 136

Dated

21 Jan 2014

LONDONDERRY DEVELOPMENT COMMISSION
CO. BOROUGH WELFARE COMMITTEE

CASE REPORT

Name..... Family
Address..... Londonderry.

Case Category

DATE	CASE DETAILS—VISITS, REPORTS, ETC.
13.11.73	<p>As Social Worker on call for the Londonderry District Office, I received a telephone call at 12.30 a.m. from R.U.C., Spencer Road, Londonderry, to inform me that three young children had been left unsupervised at the above address. They had been contacted by a neighbour who was at present caring for the children, but due to lack of space, was not in a position to care for them for the night, and consequently it was necessary that accommodation be found for the children. Neighbour knew of no relatives in a position to help. I visited and assured myself that the children, HIA 352 and could not be cared for by the neighbour for the night. As it was after 2.00 p.m. it was imperative that accommodation be found urgently. I contacted the Good Shepherd Convent but they did not have facilities to care for the children. I then contacted Sisters of Nazareth House, Bishop Street, but they also did not have facilities for the children. I could get no reply from St. Joseph's, Termonbacca. As I could think of no other facilities in this area, I contacted the Social Worker on call for Omagh, Monica Gillespie, and arranged to have the children admitted to Coneywarren Home.</p> <p>I then conveyed the children to Coneywarren Childrens Home, where I left them fairly well settled at approximately 4.30 p.m. From conversation with HIA 352 I gathered that the children are frequently left on their own and the neighbours have looked after them on a number of occasions previously. HIA 352 was not in any way distressed, and seemed to accept admission to care, with no apparent difficulty, giving the impression she was well used to the procedure. The other two children, being 10 months and 2 years approximately were of no age to understand what was happening.</p> <p>The children were admitted to care under Section 103 of Children and Young Persons Act.</p> <p>TL 20</p>
14.11.73	<p>I have been informed that a Petition Order in respect of children has already been obtained in favour of Londonderry Borough County Welfare Authority in July 73.</p> <p>TL 20</p>

THE NATIONAL SOCIETY FOR THE PREVENTION OF CRUELTY TO CHILDREN

HEADQUARTERS: 1, RIDING HOUSE STREET, LONDON, W1P 8AA

Ulster Group "C" Branch

Date 9.3.73

Case of

Reference 11682

Parent

Family Details

aged 31 Mother Unmarried Housewife

Children

DL 70
HIA 69
HIA 352

Son Now at Boys Home
Son Attending Boys school
Daughter Not yet at school
Son
Daughter

This family have been known to the NSPCC since 1968. The three eldest children are believed to have the same father, who is living in England. The younger children are the result of a later association.

In 1968 the mother left the home of the Maternal Grandmother after a disagreement and the Grandmother was left to care for the three children; while the mother is said to have been in England.

In 1971 the mother returned to Londonderry and lived for a time at a flat in . In October 1971 she squatted into a new house in Kilfennan Londonderry and took the three children to live with her there. Since then two more children have been born.

DL 70 has never settled in the new home and has persistently run away to the area, where he formerly lived. The Grandmother is unwilling and unable to have the care of him again and has repeatedly returned him to his mother, either through the help of relatives, a priest, or myself. However, DL 70 has refused to stay with his mother in spite of many promises to do so. This has given cause for great anxiety as he has been roaming the streets and the Estate at all hours of the day and night, sometimes indeed staying out all night. He was taken into care in and placed in St. Joseph's Home Termonbhacca where he remained for about six months. He is reported to have behaved very well while there but on his return to his mother he reverted to his former habit of running away; he is obviously at considerable risk especially in the present disturbed state of the area. His mother appears to have no control at all over his movements. He has not been going to school and has not been receiving adequate food or rest.

It is felt that DL 70 could benefit considerably from a stable male relationship which is clearly lacking in the home environment. His mother seems genuinely attached to him and very concerned at his failure to settle down. DL 70 however does not seem to have any sense of "belonging" with his mother and the other children; and still regards as his home. This may partly be explained by his attachment to a Maternal Uncle who resides with the Grandmother and has been a sort of father figure to the boy.

The physical conditions in the home are quite good but while the mother copes fairly well while things are going well, she tends to be rather inadequate especially when difficulties arise.

WESTERN HEALTH & SOCIAL SERVICES BOARD
LONDONDERRY, LIMAVADY AND STRABANE DISTRICT

CASE REPORT

Name **HIA 69** Case Category
Address [REDACTED]

DATE	CASE DETAILS - VISITS, REPORTS, ETC.
	<p>disclose HIA 69's whereabouts and arrange for him to be returned to our custody, but only on condition that we would request his uncle and aunt ([REDACTED]) foster him out of Termonbacca. This was agreed, and HIA 69 was returned later this evening to Termonbacca.</p> <p style="text-align: right;">SND 466</p>
2.5.77	<p>Phoned SND 332 [REDACTED] in Termonbacca. HIA 69 had settled in well again. SND 332 explained that no-one had pressed him about the circumstances of his escape, or his subsequent whereabouts. Informed me that HIA 69 has been successful in the eleven-plus examination.</p> <p style="text-align: right;">SND 466</p>
3.5.77	<p>Called with [REDACTED] [REDACTED] [REDACTED] [REDACTED] had previously applied to this department to adopt a child, but the adoption application had been turned down [REDACTED]. They had in the past considered fostering all four children from Termonbacca, but had always drawn back because of uncertainty about how [REDACTED] would react. I explained the events of last week, and emphasised that [REDACTED] had specifically requested us to approach them. They assured me that they would think the matter over, but indicated that they still considered the possibility of interference from [REDACTED] to be a big obstacle.</p> <p style="text-align: right;">SND 466</p>
5.5.71	<p>Letter to [REDACTED] requesting her to contact me to discuss the future of the children.</p> <p style="text-align: right;">SND 466</p>
10.5.77	<p>[REDACTED] called this afternoon. I informed her that I had contacted her brother and his wife, as promised. I told her that it might be helpful for her to discuss the situation with them, as their main fear was interference from her. Such a meeting might reassure them that she would not forcibly remove the children from their custody. [REDACTED] felt that this was reasonable, and agreed to see them as soon as possible.</p> <p>[REDACTED] went to some length to assure me that she had not in any way encouraged HIA 69 to run away from Termonbacca. She felt that HIA 69 was a very sensitive child, and thought deeply about himself - at the time of the escape she could not bring herself to hand him back. She felt that Termonbacca was not a very good place for him, and said that she would be very relieved if he could be moved out into the community. Throughout this interview I found [REDACTED] to be very reasonable about the problem. She expressed a deep concern for HIA 69 and acknowledged her own limitations in providing proper care for him.</p> <p style="text-align: right;">SND 466</p>
30.5.77	<p>Called with [REDACTED] [REDACTED] [REDACTED] They explained that they had decided not to foster out the [REDACTED] children, on the grounds that they were not convinced that [REDACTED] would not interfere. When I asked them if they had discussed the matter with [REDACTED] they informed me that [REDACTED] had indeed called with them. However, she</p>

INTERNAL CASE REVIEW.

April 78.

To be completed by member of staff responsible for the child

Name of child: HIA 69Date of Birth:Date of Admission: 14th Nov 1973.Responsible Local Authority: Western Health Board (Derry)Referred by: WelfareResponsibility: Mrs SimpsonHouse or Group: St Gerard's1. Contact and relationship with child's own family:

- a) With parents: HIA 69 visits his mother, but no visits from her to the children.
- b) With siblings or other relatives: continual fights between HIA 69 & his older sister.
- c) With other outside contacts: none

2. Emotional Development and behaviour: Appears to be a very disturbed lad. hates any form of correction.3. Relationships in the children's home:

- a) With residential staff: Can not bear to be corrected. In conflict most of the time with staff. (Resident)
- b) With other children: not liked very much, very aggressive unless they fall in with HIA 69

4. Health: HIA 69 wishes

- a) General Health and physical development:

Very good normal

- b) Record of any serious illness:

none

- c) Date of last Medical Examination and findings:

March 77.

WESTERN HEALTH & SOCIAL SERVICES BOARD
LONDONDERRY LITAVADY AND STRAFANE DISTRICT

CASE — REPORT

Namefamily.....Case Category
 Address

DATE	CASE DETAILS-Visitors, Reports etc.,
18.2.78	Took HIA 69 to see his mother as HIA 352 was sick. SND 484
2.3.78	Called with to arrange for a visit from HIA 352 on her own to compensate for the time she was sick. SND 484
4.3.78	HIA 352 left for day's visit - appeared to be very happy with this. SND 484
15.3.78	SND 332 contacted re. HIA 69 running away last Friday. Called at mother's - HIA 69 there but very unhappy at idea of going back to Temonbacca. Has been getting on badly with SR 6 - culminating in an incident where he alleges she caught him by the throat. However eventually agreed to go accompanied by We talked to SR 6 who said that she understood that HIA 69 was unhappy but that she felt he was quite insolent to her and that she had lost her temper with him. agreed that we should try to find a placement for him in the family. Called with feel they have enough to be contending with DL 70 - would not be interested in having HIA 69. Called with his aunt has five children and expecting a baby soon so could not do it either. However, she seemed a very sensible woman who said that we needed to be wary of as she was capable of using HIA 69 to meet her own needs and that contact with her might not be the best thing for him. SND 484
17.3.78	HIA 69 and HIA 352 spent the whole day with their mother. SND 484
22.3.78	Saw HIA 69 and HIA 352 at Temonbacca to let them know I would be on leave over Easter. SND 484
24.3.78	3.4.78 Annual leave. DL 70 was home on holiday during this period. SND 484
3.4.78	Talked to SR 6 about HIA 69 - feels she still cannot make any kind of relationship with him and that he is still defying her authority, although not overtly. SND 484
11.4.78	Called with thinks the visits are going alright. Asked her why she never called to see all the children at Temonbacca - she said that she did not feel welcome and that the nuns made her feel guilty. Same date - saw all four children. SND 484

WESTERN HEALTH & SOCIAL SERVICES BOARD
 DUNDONDERY, LIMAVADY AND STRAFANE DISTRICT

CASE — REPORT

Name Family Case Category
 Address

DATE	CASE DETAILS-Visitors, Reports etc.,	
12.4.78	Reviews at Termonbacca - see decisions made.	SND 484
17.4.78	Visit to No reply.	SND 484
18.4.78	Phone call from SR 6 re. HIA 69 - cannot cope with him - wants him removed.	SND 484
19.4.78	Visit to No reply.	SND 484
	Visit to to ask her if she were in position to take HIA 69 now - but again was unable to.	SND 484
20.4.78	Fort James have agreed to take him.	SND 484
21.4.78	Talked to HIA 69 and SND 332 HIA 69 says he definitely wants to leave Termonbacca. Saw HIA 352 - would like contact with whom she has not seen since the summer.	SND 484
24.4.78	SR 2 phoned - says she has talked to HIA 69 and has agreed to have him transferred to her group.	SND 484
25.4.78	Called with Says she will invite HIA 352 out for weekends. Although she would be reluctant to think about a permanent placement, she has known HIA 352 for about three years.	SND 484
28.4.78	Collected DL 70 at Kircubbin - has broken his arm but he will soon be getting the plaster off.	SND 484
3.5.78	Visit to to arrange a visit for HIA 69. No reply so left note saying I would bring HIA 69 next Saturday, and to contact me if inconvenient.	SND 484
4.5.78	Collected HIA 69 to visit mother but there was no reply. Thought he was very disappointed.	SND 484
5.5.78	Called with to ask about HIA 352's baptismal linas. Discussed DL 70's future - he has another year to do at Kircubbin.	SND 484

CONFIDENTIAL

W.C./10/10

WESTERN HEALTH AND SOCIAL SERVICES BOARD**CHILDREN AND YOUNG PERSONS ACT (N.I.) 1968****REVIEW OF CHILD IN RESIDENTIAL CARE**

NOTE In accordance with the Board's policy in relation to Child Care Practice reviews must be made in respect of all children in residential care:

- (a) Within one month of the child's admission to a Residential Unit
- (b) Thereafter, as often as is expedient, but not less often than once in every three months

The Bristol Social Adjustment Guides are useful aids in compiling Review Reports

A. Child

1. Surname: **HIA 69** 2. Forename(s): **HIA 69**
3. D.o.B.: **[REDACTED]** 4. Sex (M/F): **M**
5. Home Address: _____
6. Name and Address of Residential Unit: **St. Joseph's, Termonbacca.**
7. Section of Act under which Child is in Care: **Section 91, F.P.O.**
8. Date of Child's Admission to Unit: **[REDACTED]**
9. Date of First Review: **29th March, 1977**
10. Date of Last Review: **April, 1979**
11. Dates of Social Worker's visits and interviews since last Review to/with:
 - (a) Child: **5/4/79 17/5/79 31/5/79 15/6/79 10/10/79**
 - (b) Parent(s) and/or other Relatives: **11/5/79 18/5/79 22/5/79 22/7/79 19/8/79**
 - (c) Please comment on any notable developments recorded:

April - **HIA 69** said he did not want to be fostered

May - **SR 1** having problems with him regarding the younger children and particularly one of the little girls

June - **HIA 69** worried about lack of contact with mother

July - **HIA 69** went to **[REDACTED]** with Holiday Projects

B. Health of Child

1. Details of any accident, illness or referral to Child Guidance Clinic since last Review: **Has good health**

HIA 69

2. Details of any Prophylactic Treatment since last Review: _____
- C. School/Employment
1. Name and Type of School: _____
2. Progress in Educational and Social Development: Did badly in school summer exams and he was borderline for being accepted into the third form. A monthly review is now being kept on his work.
3. Comment on any contact between Social Worker and School Principal/Class Teacher since last Review: _____
4. Type of Employment: _____
5. Name and Address of Employer: _____
6. Net Weekly Wage: _____
7. Comment on Child's progress at work, in the light of any contact between Social Worker and her/his Employer/Work Supervisor since last Review: _____
- D. Contact with Natural Family
1. Indicate if the contact is with the Child's Parent(s) or other Relative(s) — details of name(s) and relationship to Child must be stated, together with dates of visits since last Review. Comment on current arrangements and any plans for extending them, with particular reference to possibility of long term planning:
- Contact is mainly with mother _____ has been weekly or fortnightly for the past year approximately. Mother telephones fairly regularly and arranges to take HIA 69 out for the day, usually a Saturday, from time to time. She occasionally meets him briefly after school. He has telephone contact with brother _____ and sister _____ in foster home in _____ and similarly with sister HIA 352 - foster home _____ who also calls occasionally to see him in _____
2. Comment on Child's feelings about visiting or seeing, by arrangement, members of her/his Natural Family — reactions to the visits before and after — does she/he see them as a prelude to going to live permanently with her/his Relative(s) and if so, is this a realistic expectation?
- HIA 69 looks forward immensely to the contacts with his mother and shows insecurity

and anxiety if there has been no contact when it has been planned or expected.

Occasionally mother will fail to keep the arrangement e.g. last June she went away for about a week without telling HIA 69 and this worried him - expects to go and live with mother as soon as he is eighteen.

Regarding siblings, HIA 69 betrays little sign of deep attachment but likes to keep in touch with them.

3. Comment on the Parent(s) and/or other Relative(s) attitudes to the Child being in Residential Care - are they making an effort to visit as often as possible, or has the Social Worker always to initiate the arrangements? What efforts are the Parent(s)/ Other Relatives making to re-establish a home for the Child - do they make promises to her/him in this regard, and do nothing to effect the necessary change to carry them through?

Mother although originally hostile to Social Services, has accepted the fact that HIA 69 is in care. In view of her problems and limitations, she makes a fair effort to keep up the contact but is sometimes unreliable. About two years ago, she had failed to visit for the previous eight months, having found it too painful and guilt provoking and at this stage arrangements has to be initiated by the social worker. However for the past year, contact between mother and child has been going along without any outside intervention. No other relatives interested in providing a home.

E. Child in Residential Unit

1. Comment on all aspects of Child's development (physical, emotional, social etc.) since last Review:

HIA 69 has been growing fast and physically is becoming mature - had a reputation for toughness and bullying. This seems to have eased during the last six months. Is reported by the residential social worker to look unhappy and strained at times but unable to talk about his difficulties.

2. Does Child talk to the caring Staff about his background and previous experiences?

Very little, is generally reticent and reluctant to discuss personal problems.

F. Planning

1. Indicate short term arrangements and comment on their appropriateness, in the light of the Child's situation at present:

Continue to support HIA 69 in residential care. What are the arrangements? What efforts are being made to re-establish a home for the child?

2. Discuss long term plans, and indicate if these should be extended or otherwise at this stage.

Although after last review, fostering was discussed with HIA 69 and a negative response was received, he now has had the opportunity to assess how his siblings and friends have been getting on in foster homes hitherto an unknown quantity for him. He may well now be willing to try out this alternative to R.A. as long as a situation is found which would not threaten the relationship with his mother.

A suitable foster home is now currently being sought as I feel that HIA 69 would require the interest and support of a family setting within the next year, otherwise

G. Recommendations:

little educational, social or emotional progress will be made.

SND 484

Signed: _____

Principal Social Worker/Assistant Principal Social Worker/Senior Social Worker/Social Worker.

Date: 6th November, 1979.

clothes were regularly laundered and were clean. I was never made to present my underwear for inspection and did not see any other child being required to do this either.

10. I recall Jeyes fluid or some other sort of disinfectant powder in the home. These were used as cleaning agents. I recall an incident when I was in the cleaning room and tried to clear out a bucket with some of this powder. The powder blew back into my face and, as I am sure you can imagine, it was very painful. I ran screaming for a carer and received attention. I cannot recall who it was helped me but I was helped.
11. I do not recall bathing in disinfectant of any sort. I remember a large bar of soap in the shower and bath areas. I recall these as they would have been used for other chores such as cleaning the skirting boards, the baths, the hallways and so on. The chores were done on a sort of rota and so you changed chores. It was part of the routine and the house was always kept clean.
12. I remember an incident when a family came in and they had to be washed and their clothes were all taken to be cleaned. They had lice and if they were not cleaned these would have spread very fast in the home environment.
13. I was never made to stand in a line naked for a bath or a shower. In fact, my memory is of wearing swimming pants when you went for a shower. I never saw any child standing in a line for a bath and definitely never naked.
14. I do recall an incident when **SND 23** came into my shower while I was in it. He asked me to take my swimming trunks down and I refused and told him to get out. He backed off and went away. I know that the older boys who had left were not allowed in the showers. I spoke to my friend **SND 132** about what happened that night and he said I should report it. I reported it to **SR 1** and she told me I had done the right thing reporting it to her. I do not know what, if anything was done but **SND 23** continued to help around the home and especially on the farm. I recall an incident, not long after the shower incident, where he was driving the tractor and **SND 132** and I were on the back of the tractor and he was driving. There was some comment including us calling **SND 23** names and both **SND 132** and I left the job. We were afraid we would be in trouble but nothing happened. I got the feeling **SND 23** was being monitored more closely but he continued to work around the home. I had no more issues with him.
15. Looking back this is an incident which I think should have been dealt with more seriously but it didn't really bother me too much at the time.
16. I never had an issue with bed wetting myself but it was an issue in the home. I recall children who had wet the bed having to strip their beds in the morning and bring the sheets to the laundry. I never saw a child humiliated or being made to stand with sheets on their heads or any other sort of treatment like that. The children who had wet the bed were made to wash and might have been a bit late down for breakfast. I

WESTERN HEALTH & SOCIAL SERVICES BOARD

LONDONDERRY LIMAVADY AND STRAFANE DISTRICT

CASE — REPORT

Name **HIA 69** Case Category
 Address c/p. **[REDACTED]**

DATE	CASE DETAILS-Visitors, Reports etc.,
21.8.80	<p>Collected HIA 69 as arranged. Sat in on interview at the end of which HIA 69 made a statement admitting to participating in 'child's play' as he put it on one or two occasions with SND 35 another boy in his group but refusing to make any allegations against any of the staff or an adult named SND 23 who is an old boy of the home and a regular visitor. HIA 69 was extremely shaken after this interview as he feared it might jeopardise his placement. However, I was reassured by the police that HIA 69's statement was for their records and would be valueless in any possible prosecution. I talked to the [REDACTED] afterwards and related the substance of the interview. They were extremely understanding about it.</p> <p style="text-align: right;">SND 484</p> <p><u>Transfer Summary</u></p> <p>During the past six months HIA 69 has gone through a unhappy, uncertain period in [REDACTED] before being introduced to his present foster parents and subsequent placement with them 13th June, 1980. He has appeared to fit in with comparatively little difficulty and can arrange contact with his mother in a way which seems to keep everyone happy. However, as the placement is of such short duration and has been over a holiday period, frequent contact would be needed over the next three or four months. Suggest seeing foster parents and HIA 69 separately as well as together to access how placement is going. Contact with school necessary as I feel HIA 69's desire to work harder will impinge on the success of the foster placement. In this connection, [REDACTED] who does counselling in St. Columbs has been very helpful and has allowed me to use his office to talk to HIA 69 as well as being prepared to discuss his progress with me.</p> <p style="text-align: right;">SND 484</p>
6.10.80	<p>Purpose of Visit: To check on progress of fostering arrangement. Met [REDACTED] HIA 69 was at school. She is quite happy about HIA 69's progress in the household. He is relating well to [REDACTED] and the children. HIA 69 [REDACTED] says is applying himself well to his studies and seems to be very happy.</p> <p style="text-align: right;">SND 301</p>
7.11.80	No problems.
11.12.80	<p>Called at [REDACTED] in response to request. Not at home so left word that they would contact me with an alternative date, with [REDACTED] boy there.</p> <p style="text-align: right;">SND 301</p>

Continuation Page

Page No. 5

See Part II
Pages 32-33

14. On the 21st August 1980 Detective Inspector Martindale and Detective Sergeant McGOLDRICK interviewed **HIA 69** **HIA 69** at Riverview House, Londonderry in the presence of **SND 484**. **HIA 69** agreed to make a written statement admitting that there was some child's play between **SND 35** and him which consisted of each rubbing the others private parts. **HIA 69** voluntarily admitted this happened two or three times but was obviously too embarrassed to elaborate on the details.

15. Again on the 21st August 1980 Detective Inspector Martindale and Detective Sergeant McGoldrick saw **SND 210** and **SND 211** from **SND 517** at the Health Clinic in **SND 211** was present. Both **SND 210** and **SND 211** denied any sexual activity with **SND 35**. These **SND 210, SND 211** were now back living at home with their parents. The **SND 210, SND 211** brothers were somewhat embarrassed at the suggestions made and this may be the true reason why they could not agree to being engaged in this type of conduct with **SND 35**.

16. On Wednesday 27th August 1980 at 3.00 pm, the D/Inspector and D/Sergeant saw **SND 212** 12 years at **SND 212**. He was interviewed in the presence of his foster parents **SND 517** and **SND 212** admitted that he had allowed **SND 35** to play with his private parts but he did not play with **SND 35**. This apparently occurred 3 or 4 times.

17. All these juveniles, **DL 48** **HIA 69** **SND 212** **SND 210** and **SND 211** were asked about their association with **SND 23**. They all denied any sexual involvement with him. In some instances he was positively disliked because of his overbearing attitude.

18. INTERVIEW OF SUSPECT

After interviewing all the inmates mentioned by **SND 35** D/Inspector Martindale went to the home of **SND 23** 22½ years, at **SND 23** 8.15 am on Thursday 18th August 1980. There was no response to the Police calling at the time however at approx 11.15 am that day the accused came to the Police Station. At 11.20 am on 28.8.80 the D/Inspector and D/Sergeant McGoldrick saw **SND 23** in an interview room.

HIA 69

/...

See Part II
Pages 36 - 43
and 44 - 53

WRITTEN STATEMENT AFTER CAUTION

SS 1

STATEMENT OF: HIA 69

ADDRESS:

OCCUPATION: AGE:

TAKEN BY: S SMYTH, D/CON AT: STRAND ROAD RUC STATION

ON: 8.7.87 IN PRESENCE OF:

I, HIA 69 : Wish to make a statement.

I want someone to write down what I say. I have been told that I need not say anything unless I wish to do so and that whatever I say may be given in evidence.

HIA 69
SIGNATURE of STATEMENT MAKER.

4.15 pm

I have heard the allegations made against me by SND 142 while the two of us were resident at Termonbacca Childrens Home when she says that I indecently assaulted her. These things were supposed to happen about seven or eight years ago when I was about years old. I totally deny these allegations as I did at the time when I was 'up in front' of SR 1 and the girl's father at Termonbacca. I thought that the whole thing was over and done with at that time. I never touched the girl as she described in her complaint. As far as the complaint made by HIA 92 is concerned I totally deny indecently assaulting him as well. I don't know why I should be accused as I am totally innocent, perhaps they just didn't like me or perhaps I had hit them, I don't remember. I do know I never did anything like

HIA 69

STATEMENT CONTINUATION PAGE

STATEMENT OF: HIA 69 CONTINUATION PAGE NO: 2

this at any time in my life. These complaints will not help
my career as a [REDACTED]
[REDACTED] and I can assure you I'm not a 'child molester'.
That's all I have to say.

HIA 69

I have read the above statement and I have been told that I
can correct, alter or add anything I wish. This statement is
true, I have made it of my own free will.

HIA 69

Statement Commenced at 4.15 pm

Statement Terminated at 4.35 pm

Taken by - D/Con S Smyth

Signature - S Smyth

Certified a true copy of the original.

CSmyth by constable



Department of the Director of Public Prosecutions
Royal Courts of Justice Belfast BT1 3NX
Belfast 235111

RUC Ref: C61/84/87

DPP Ref: 4767/87

Subject: ALLEGED INDECENT ASSAULTS ON MALE AND FEMALE
CHILDREN AT LONDONDERRY DURING 1981

R v [REDACTED] HIA 69

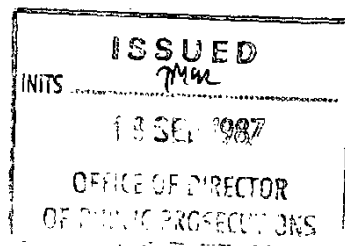
Chief Constable

Direction

The evidence is insufficient to sustain any proceedings. I
direct no prosecution.

B H DONNELLAN, Northern Circuit
for Director of Public Prosecutions
18th September 1987

BHD/MEM



11. **SR 1** could have been older than her but **SR 6** was hard. She would have hit you and called you a brat even if you were just walking past her. I remember the time I turned to her and I told her to "f**k off" when she was hitting me and I think I was only about seven or eight at the time. I know it wasn't long after my first communion. She battered me more then for using bad language.

12. I was sexually abused in the home by an older resident called **HIA 69** think he was about six or seven years older than me. My brother and I shared a dormitory with **HIA 69** and two other boys and my bed was up against the wall and **SND 134** was beside mine. My brother has a better memory than I do and he recalls that there were a couple of boys holding me down when **HIA 69** abused me and I was kicking and screaming but I have blocked that from my memory and do not recall the identity of the other two boys. They abused **SND 134** as well but I have blanked it out. I put it to the back of my head but I always remembered it. I always remember that I lost my breath and I don't know if I passed out. **SND 134** and I discussed it and he said that they had me and they had him as well but he was screaming his head off as he tried to get me free from them. I recall being held down. I don't know if I screamed but I just blacked out somehow. **HIA 69** subjected me to anal penetration and although my brother will not talk about it I know **SND 134** was also raped by him. I think he got even worse treatment than I did. I recall him saying on a rare occasion that he needed a small marble to cool his rectum down but the matter has remained a taboo subject between us.

13. I remember following this incident **SR 1** actually coming to both of us later on that night, getting us out of bed and taking us out into the corridor and asking us had any of the boys touched us. We were scared so we said "No". That is when it clicked with us and we knew we were going to have to stick together and we were going to have to fight our own corner. I was about **SND 134** seven and **SND 134** was about five or six at the time. **SND 134** would describe that as time passed he turned on and I turned off. He would say that is when I

Proposed Statement

THE INQUIRY INTO HISTORICAL INSTITUTIONAL ABUSE 1922 TO 1995

WITNESS STATEMENT OF **HIA 69** HIA 69

1. I make this statement in response to the statement made by **HIA 92** **HIA 92** (HIA 92) dated 2nd July 2013.
2. I completely and utterly deny the allegations made by him against me. As someone who was denigrated during my time in care (though I have to say that some of my time in care was a positive experience), and as someone who would wet and soil myself as a defence mechanism to the abuses that were being perpetrated upon me and consequently endure nickname **HIA 92** I find really quite disturbing for someone to suggest that I would perpetrate upon others the sort of abuse from which I ran and against which I rebelled.
3. I have no recollection of **HIA 92** at all. I now understand that he used to be friendly with my younger brother and indeed I now also understand that his mother may have been a friend of my own mother. Both ladies were very heavy drinkers. I find it strange indeed, that someone would continue a friendship with the brother of an abuser.
4. The allegations made against me by him are, I believe, the product of a troubled mind. Whether he is lying deliberately or whether he is mistaken about the identity of his abuser, I simply do not know. Either way, he is clearly a troubled soul and I have sympathy for him. Though I was aware of and indeed was the victim of abuse, I was never aware of the level of abuse outlined by **HIA 92** I was not aware of children being raped or sodomised during my time in care and the level of depravity which he describes, is simply not consistent with my own experiences.
5. The obvious inconsistencies in the allegations made by **HIA 92** over the years are matters for others to deal with.

STATEMENT CONTINUATION PAGE

STATEMENT OF: P KENNEDY

CONTINUATION PAGE NO: 16

A. A man penetrating another man's anus.

Q. Have you anything to say about the allegations made by [SND 33]

A. No just that they are totally untrue.

Q. Why do you think he should have made these allegations against you.

A. I don't honestly know.

Q. You are denying these allegations.

A. Yes, totally.

Q. Were you aware of any sexual abuse going on at Termonbacca during your time there.

A. No definitely not.

Q. Were you sexually abused when you were in care.

A. No definitely not. Look [SND 33] is alleging that I did these acts when I was six years old, that is impossible. I would not have known what these allegations meant when I was a child.

I then read these notes over to [HIA 69] He agreed they were an accurate account of the interview. He declined the offer to read the notes, then signed each page. I then told [HIA 69] that we are continuing our enquiries into the allegations and that the matter would be reported to the DPP. On Tuesday 16 July 1991 at 6 25 pm accompanied by Detective Sergeant McKernan I saw the accused [SND 211] DOB [REDACTED]

[REDACTED] in an interview room at Wembley Metropolitan Police Station, London.

[SND 211] was escorted to the interview room by myself and Detective Sergeant McKernan. He was made aware of our identities and the nature of our enquiries. We informed [SND 211] that we were investigating the alleged allegations made by [SND 33] the sexual abuse during his stay at Termonbacca Children's Home between 1974 and 1981. I made [SND 211] aware of the Form PACE 10. I then cautioned [SND 211] per Article 3 Criminal Evidence (Northern Ireland) Order 1988. He made no reply.

[SND 211] then signed the Form PACE 10 re his voluntary attendance.

Q. [SND 211] did you know a [SND 33] during your time at Termonbacca.

A. Well I knew the name but I could not put a face to him.

Q. When were you at Termonbacca Children's Home.

[HIA 69] Kennedy