HIA REF: [BR 10]
NAME: [ ]
DATE: 3 OCTOBER 2014

THE INQUIRY INTO HISTORICAL INSTITUTIONAL ABUSE 1922 TO 1995

Witness statement of [redacted] BR 10

I, [redacted] will say as follows:-

1. I was born on [redacted] in [redacted], Co. Derry. My Christian forename is [redacted] I became a Junior Novitiate in the De La Salle Order in 1959 and took the Religious name of [redacted]

2. [redacted]

3. [redacted]

4. I had no teaching role in the school in Rubane. My position was that of [redacted] which meant I supported the House Parents of the unit or chalet I was attached to. I normally did not supervise the boys before they went to school in the morning. The exception would be when the House Parents in the chalet I was attached to had a day off. On those days I got the boys up and supervised breakfast and house chores before they went to school. They would leave the chalet at 9am to go to school and would return to the chalet at 3.30pm. At lunch time all the boys went to a canteen for dinner at 12.30pm and I would sometimes have supervised them during their dinner break. I was mainly responsible for supervising the boys in the evenings after they finished school. I was also responsible for the boys at weekends if the House Parents were not present. I organised the afterschool sporting activities although other members of staff assisted me. I would also bring the boys on trips and outings outside the Home, for instance to the cinema, discos, youth club and shopping trips.

5. When I first went to Rubane, I was assigned to chalet number 4. The House Parents in charge were DL 279 and DL 89 After approximately two years, I moved to chalet number 3 where DL 115 was the House Parent and in charge. Sometime around 1980 I moved again to chalet number 2 DL 11 and DL 12 were the House Parents there. I remained in chalet number 2 until I left Rubane in 1985. Throughout, my role in each of the chalets was to support the House Parents who were in charge.

6. I had driving duties during the school day and in the evenings also drove the minibus for outside activities. For instance I would take the boys to doctor and dental appointments and I would collect the domestic staff. On Fridays after school I would drive the boys who were going out for the weekend to Belfast and I would collect them on Sunday evening to bring them back. On Saturday afternoons I regularly drove a group to the youth club in Downpatrick and I took boys to the Sunday night discos which were held in Portaferry and Downpatrick. I started a folk group and [redacted] The folk group competed in competitions and also provided music in concerts and wedding ceremonies.

7. I did not administer any corporal punishment throughout my time at Rubane. I never used or had access to a strap or cane. I do not recall House Parents administering corporal punishment either. I am not aware what corporal punishment was administered by the teachers at school. I would report a particular problem with one of the boys to the House Parents and, if necessary, to the Manager, particularly if it was of a serious nature. I am also aware the Home operated a system of rewards. Every Thursday evening the boys would assemble with the Home Manager. I would not be present but I am aware that if there had been no problems of misbehaviour during that week, each boy would receive pocket money. The amount would be reduced for minor misbehaviour. Some boys would have privileges withdrawn, for instance, they would not be allowed to go to the cinema, discos or youth club if there had been episodes of bad behaviour.

8. My main interests were sports and other outside activities and also folk music. A number of members of staff would be involved in after school activities since the boys were normally divided into four separate groups. The first group, or group A, would normally be supervised by myself, frequently with the assistance of another teacher or member of staff. This group would be the most talented boys who played sport, particularly football. This was usually played on an all-weather football pitch adjacent to the road. Other groups would have played indoor sports or other activities as some boys were not interested or good at games. My group could easily exceed 20 boys and I considered it necessary to have the assistance of another member of staff.

9. I propose to comment on each of the allegations made against me by those persons who have made statements to the HIA Inquiry.

10. HIA Witness reference 18. I do recall this person. He alleges I punched and kicked pupils at the school and hit him on various occasions. As pointed out already, I had no direct involvement with the boys during school hours and so this allegation, which I deny, could not be true. As stated above, the boys were normally divided into four separate groups for after school activities and while witness HIA 18 was enthusiastic, he was not strong enough to be in my group and so I do not recall supervising him directly during football training and matches.

11. HIA 18 in his statement to the Inquiry has described an incident which occurred on the all weather football pitch. He alleges he was running with the ball when he got sandwiched between myself and DL 149 He alleges DL 149 started to punch and kick him and as a result broke his nose, his jaw and busted his kneecap. Despite the severity of his injuries he was not taken to hospital. He alleged I told him to go to the sideline, get cleaned up and go back onto the pitch. This is the account he gave to the HIA Inquiry in February 2014. However I have also seen an account of what appears to be the same alleged incident in the statement HIA 18 made to the police on 26th November 2010. In this account, he describes an incident when DL 149 grabbed and punched him. He states he was forcibly pushed against a wire meshed fence at the side of the football pitch and was punched around the face and kicked on his left knee.

He describes similar injuries, i.e. that his nose was broken, his jaw fractured and he had an injury to his left knee but this is a different description of the incident he provided in his HIA statement. He also states I told him to clean his face up as it was covered in blood and that later his house mother wanted to take him to hospital.

12. I have no recollection of either version of this incident. While I sometimes played football with the boys or observed football matches, I would have called for medical attention if any of the boys received what appeared to be significant injuries. I would not have allowed any boy to return to the pitch if I thought he required medical treatment. I was not aware of DL 149 or any other member of staff assaulting HIA 18 as he alleged. I deny I used to punch, kick or slap him during sports training.

13. I am aware HIA 18 made a further statement to the police on 22nd January 2014. He alleged I assaulted him during various sporting activities and after we had travelled to Magherafelt to play a Gaelic football match. He also alleged I assaulted his two brothers, HIA 25 and HIA 31 and also DL 31 I was interviewed by the police at Grosvenor Road Station Belfast on 14th March 2014 in relation to these further allegations against me. I do not believe HIA18 was involved or travelled with us to this Gaelic match. He was not in the top sports group and I would not have had room for him in the minibus. It is possible his brother was on the team that played this match. I believe I was encouraging some of the boys to show an interest in playing Gaelic football. However the usual sport played at Rubane was soccer. In the course of the police interview on 14th March 2014 I was informed by the police they approached the other persons named by HIA18 who were also allegedly assaulted by me after the match and none of them confirmed or corroborated his allegation.

14. There are a number of further matters I wish to comment on in relation to the credibility of HIA18. His first statement to the police was made on 19th May 1980. A copy of this statement marked **Exhibit No: 1** is attached. He does not mention any of the matters referred to in his subsequent police statements and the account he has given to the HIA Inquiry. In his statement to the police dated 22nd January 2014 which I have referred to in the paragraph above, he describes an incident involving an alleged serious assault and yet less than three weeks later when he made his statement to the HIA Inquiry there is no mention of it.

15. Witness statement HIA reference 170. I remember this particular boy and believe he came from the [redacted] area of Belfast. I recall I drove him home at weekends in the minibus along with his brother DL 152 However I refute entirely the allegation that I struck HIA170 during a day trip. I do not recall any behavioural problems from this person or his brother. I was aware he had a hearing problem and it would have been reckless for me or anyone else to strike him around the head as alleged. I do not accept he would have been left on his own at Christmas as he claimed. The boys who did not go home for Christmas were all placed into one chalet.

16. I was interviewed by the police on 9th August 2012 in relation to the allegations made against me by HIA reference 170. The police had taken a statement from him on 11th April 2011 and when he described the incident in the back of the minibus, he stated I gave him a punch to the head for talking back. He also stated his older brother DL 152 saw this incident. The police approached his brother DL 152 and took a statement from him on 3rd July 2011, three months later. However in his description of the incident he said I punched HIA 170 around the head and body. He said he remembered HIA 170 trying to defend himself by putting his arms up to cover his face. His description of the incident differs from that given by his brother in that he implies I was engaged in a prolonged assault on his brother. Copies of both statements are included in the HIA bundle of papers provided to me at pages 179 and 182. I deny I assaulted him.

17. Witness HIA 259. I remember this person. He was involved with me in the folk group and played the guitar very well. I completely deny the allegation that I assaulted this person in the manner alleged, or at all. I believe there are a number of discrepancies contained in his statements to the Inquiry and the police.

18. Witness HIA 259 made a statement to the police on 5th June 1980 and did not make any allegation of assault against me at this time. A copy of this statement marked **Exhibit No: 2** is attached. However in his account to the HIA Inquiry he alleges that one Halloween night there was a bonfire at Rubane and some local girls were present. If there was any bonfire lit at Rubane around Halloween, I do not believe girls would have been invited. The only time girls would have been invited would have been in connection with the folk music group that I ran. HIA 259 alleges that as a result of the assault he was so badly injured that he stayed in bed for a week and that it took him three weeks to recover from this incident. I have no recollection HIA259 had to spend a week in bed in the chalet as he claimed. Sometimes the boys were sick and stayed in bed and on occasion a boy may have required outside medical treatment. If so, it would be difficult for me, after all these years, to recall this. I am however clear he did not sustain injuries as a result of any beating which he claims was carried out by me. When I was questioned by the police about this allegation, I stated I had no recollection of HIA 259 receiving visible injuries to his face and I also confirmed I had a lot of contact with this boy through both music and sport. We had a good relationship and so it came as a surprise to me to learn there was a record he had been admitted to hospital with suspected concussion. If I had taken him to hospital at that time, I believe I would have remembered this. In its response to the allegations made by Witness HIA259, the De La Order has stated there is a record in the ledger for HIA 259 which states, "18th November 1975 – Went to hospital on Sunday with suspected concussion. Out today".

A record in the personal file states he suffered a severe bang on his head when he fell on 15th November and he apparently was taken to hospital the following day where he remained for two days. However it appears the hospital visit coincided with the time I was teaching in Waterford as recorded in BR 2 diary and this is probably why I have no recollection of this.

BR 2 kept a personal diary during the time he was at Rubane. I refer to a typed note of his original diary entry. A copy of this statement marked **Exhibit No: 3** is attached. This note states I was transferred to Waterford in early November 1975 and also states Witness HIA 259 was admitted to hospital on 16th November 1985 with suspected concussion. It is noted I returned to Rubane on 22nd December 1975. There is further corroboration of my transfer to Waterford contained in the transcript of my taped police interview on 9th August 2012. This transcript is contained in the bundle of HIA Inquiry papers and at the bottom of page 2 of that interview I was asked by the police whether there was any gaps during the time I spent in Rubane between 1975 and 1985. My response was I went down to fill in for a teacher in Waterford for about a month and a half towards the end of 1975.

19. As stated above, I had regular contact with HIA 259 because of his involvement in the folk group which I ran and also because he would have been in the top group of boys which I took for sporting activities after the school day. I do not recall any incident or occasion when I sent him to bed early because of his behaviour. I would not have described him as a troublemaker. He gave a different account in his 1995 statement to the police. This statement is included in the bundle of HIA Inquiry papers served on me at page 76-78. He alleged the assault took place when he was alone in the room. In his account to the HIA Inquiry, he claimed other boys were present and pulled me off him. His account changed again from the time he made his statement to the HIA Inquiry on 6th March 2014 and another statement to the police on 29th May 2014 which was less than three months later. In this final account, he stated the incident was provoked after he was caught having a kiss and a cuddle with one of the local girls in the grounds. But in his HIA account he stated I stopped him from going with the others and he sent me off to bed early. A copy of his police statement dated 29th May 2014 is included in the bundle of papers forwarded to me by the HIA Inquiry.
My recollection is that a night watchman, [redacted] was also on duty from 10.00 p.m. until 6.00 a.m. His office was reasonably close to the dormitory where HIA259 would have been sleeping and if such a violent assault occurred as described it is quite likely he would have heard the commotion. I firmly deny any such incident ever took place.

20. HIA 259 also describes an incident of alleged sexual abuse involving two boys. In his HIA statement, he names the alleged abuser as DL 59 In a statement to the police dated 5th June 1980, he describes the same incident but names the abuser as DL 243 In both accounts he alleges I came across the boys when they were fighting after an alleged sexual assault and that I was told what had happened but did nothing about it. From time to time I would have come across boys who were fighting with each other. This would be expected in a Boys' Home. However I have no specific recollection of DL 243 or DL 59 being involved in such fights. I would have separated the boys and chastised them whenever I came across this type of activity.

I am clear I was not told on any occasion by the boys that it was sexual activity amongst themselves which had caused the fight. I deny I hit [redacted] DL 43 on the face as alleged by Witness HIA 259. If I had known about any such incident as described, I would have regarded it as a serious matter and would have reported this to the House Parent and probably also the manager.

21. HIA reference 382. I have been made aware this person has alleged he saw me hit boys in such a way as I would not leave any mark. I note however this person does not allege I ever struck him. I refute the allegation I struck any boys as he has alleged.

22. HIA reference 25. This person alleges he was involved in a fight with me on one occasion. He claims he was involved in a further incident with me in the snooker room at Rubane and that I tried to grab the cue out of his hand. He alleges he used the cue on me. There was a small room in the chalet just off the sitting room in which there would have been a pool table rather than a snooker table. However I do not recall any such incident. I was not involved in fights with this person on any occasion as he alleges. I am also aware Witness HIA reference 25 was approached by the police in 1980 and made a statement which is dated 19th May 1980. In that statement, he makes no complaint against me. A copy of this statement marked **Exhibit No: 4** is attached.

23. In addition to the above, I have been furnished with details of other former Rubane residents who made allegations against me but have not come forward to the HIA Inquiry. I propose to comment on these as well. The material included in a police file contains statements made to the police by [redacted] DL 190 [redacted] DL 90 [redacted], DL 147 [redacted] DL 287 [redacted] DL 120 and DL 125

24. On 31st July 1995 I was interviewed by the police at Grosvenor Road RUC Station in Belfast about the allegations contained in statements made by [redacted] DL 190 [redacted] and [redacted] DL 90 [redacted] On 4th April 1996 I was again interviewed by police officers at Grosvenor Road RUC Station. On this occasion the police put to me allegations made by [redacted] DL 147 [redacted] DL 90 [redacted] (again), DL 287 [redacted] DL 120 [redacted] and [redacted] DL 125 [redacted]
On 9th August 2012, I attended at Grosvenor Road PSNI station and was interviewed by the police in respect of allegations made against me by [redacted] DL 73 [redacted] On 14th March 2014, I was interviewed at Grosvenor Road PSNI station by police officers in connection with allegations made against me by [redacted] HIA 43 [redacted]

25. The allegations made against me by the persons named in the above paragraph relate to physical assaults. The only exception to this is [redacted] DL 190 [redacted] who alleged I indecently assaulted him on two separate occasions. During the police interviews I have denied all the allegations made against me and this remains my position. I have never been charged with any criminal offence and I deny I was violent or used excessive force against any boy at Rubane.
I propose to comment on each of the allegations made against me by these persons who made statements to the police but who have not come forward to the HIA Inquiry.

26. DL 190 has claimed I sexually assaulted him on two separate occasions in a single bedroom in chalet 4. This is the first and only time any person has made an allegation of a sexual nature against me. I deny it completely. He stated he was 11 years old when he came to the De La Salle Boys' Home, Rubane House in Kircubbin and this was in August 1974. He stated he was in a single bedroom in chalet number 4. I arrived at Rubane in 1975 and was the House Master in this chalet for approximately two years. I could have supervised this boy when he was between 12 and 14 years old. I believe it is highly unlikely he would have been in a single bedroom. There were two single rooms in each chalet but these were always allocated to the oldest boys. The other boys were placed in rooms or dorms containing four beds. It was not my decision to determine which boys would be moved from a single room to the dorm or alternatively to the main house. This decision would be taken by the House Parents or the manager. He also alleges I could control which boys went to Irish dancing classes. I do not accept this. I was not involved in Irish dancing and I did not supervise or arrange for the boys to participate in this activity.

27. The police interviewed me on 31st July 1995 in relation to allegations made by DL 90 He made two statements to the police. In the first statement dated 1st February 1995, he made an allegation I slapped him around the ear and put him off the bus in Portaferry. However he did not mention a more serious incident in which he alleged I struck him with my fist on his jaw until he made a second statement the following year.

28. I categorically deny all his allegations. He claimed the initial incident occurred on the way back to Rubane House following a visit to the cinema in Downpatrick. I never brought boys to any cinema in Downpatrick. I would note have left him or indeed any boy, in Portaferry and expected him to walk all the way back to Kircubbin. The roads would be dangerous, particularly if it was night time. He alleges I beat him with a "black jack". I understand this is the term used to describe a thick leather strap but I have no idea why he alleges I used this on him. I have never possessed any strap or had access to one. I have already stated I did not administer corporal punishment at Rubane. This was not my role. This entire incident did not happen.

29. In a second statement to the police dated 19th February 1996 DL 90 describes a different incident. He alleged I assaulted him on the all-weather pitch in the school. He claimed I used my fist and struck him on his jaw, face and head. Despite the apparent severity of this beating, he failed to mention it in his first statement. I deny it occurred. A different version of this was given by HIA 41 In his account he alleged DL 90 had been playing football and then left the pitch. He alleged the assault happened because DL 90 walked off the pitch. This statement from HIA 41 was taken on 6th April 1995 and it would appear the police then approached DL 90 for a second statement for corroboration. I only have a vague recollection of DL 90 and I do not believe he was particularly interested in sport.

30. DL 287 made a statement to the police on 27th February 1995 and I was interviewed by the police about his allegations on 31st July 1995. In his statement DL 287 alleged he was assaulted because he was not wearing PE clothing. He alleged BR 3, myself and another unnamed brother attacked him and struck him with canes all over his body. He also said he was assaulted another three times by the same three brothers.

He alleged we used leather straps and canes and also punched and kicked him. He claimed he then decided to leave and telephoned the "welfare people" and they took him back home. He stated he did not tell the welfare people that he was assaulted by the Brothers.

31. I complete reject this. I did not have access to a cane or a strap and I did not beat him, or anybody else up, as he has described. I had no responsibility for the boys during school time. There would have been no reason for me to become involved in such an incident as he described. Formal PE gear was only worn during school time. During after school activities which was when I supervised the boys, there was no requirement to wear formal PE gear. I have no recollection of DL 287

32. DL 120 made a statement to the police on 18th May 1995 and I was interviewed by the police about his allegations on 4th April 1996. He alleged he received beatings from a number of brothers including myself. He alleged he was initially in Rubane House for a few months when he was eleven year old and then a couple of years later returned and was placed in a chalet for two and a half years. He was not in the sporting group which I took after school. When he was in Chalet number 4 I had moved out and would therefore not have been responsible for him. I believe he had a brother in Rubane. Although DL 120 does not make any specific allegations or detail exactly when and in what circumstances I allegedly beat him, I deny his allegation against me.

33. During the course of the police interview on 4th April 1996 it was alleged I was a witness to a serious assault on a boy. The allegation was made by a DL 125 and he informed the police that he was assaulted during a hurley match by a BR 77 He alleged BR 77 deliberately assaulted him with a hurley stick and that I witnessed the assault and that I conveyed him to hospital the following day for treatment. He alleged on the way to the hospital I suggested he should forget about it and leave it be. I was not interested in promoting hurling and never arranged practice or games with the boys as an afterschool activity. I do not recall watching hurling being played at Rubane either. Hurling could have been played by the boys during the school day as part of a PE class. Other members of staff could have organised hurling. I deny witnessing this alleged assault and I do not recall taking him to hospital after he sustained a hurling injury. BR 2 has an entry in his personal diary which states, DL 125 was hit by a hurley on 15/11/1975. He was brought to hospital and his foot was in plaster. In the same diary record, it is recorded I transferred to Waterford approximately a week before this incident. It is recorded I returned to Rubane on 22nd December 1975. I was not present when DL 125 was injured playing hurley. I could note have taken him to hospital as he claimed. I took up a temporary teaching job in [redacted] Primary School in Waterford in November 1975 because one of the regular teachers, [redacted] was ill. I remember teaching a large class of boys in the school and it was a demanding experience. I recall I was glad to be able to return to Rubane just before Christmas. I have previously stated in the course of my police interview on 9th August 2012 I mentioned my temporary teaching appointment in Waterford towards the end of 1975.

34. In paragraph 2 of my statement I set out details of my teaching career and the schools where I taught. Apart from the ten years I was at Rubane I have taught and worked with young children for approximately thirty-four years until I retired in 2012. Throughout this period of time, with the exception of the time I spent in Rubane, no allegations to my knowledge, whether of a physical or sexual nature, have ever been made against me.

Statement of Truth

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

Signed: BR 10

Dated: Oct. 3rd 2014

STATEMENT OF DL 26

brother DL 18 was also at the school for a couple of months. He stayed in chalet 4 with me and about 12 others. They were DL 68 DL 68, DL 54, his brother DL 44 and DL 65. I can't remember the other names.

SIGNATURE OF WITNESS DL 26

CHECKED AND CERTIFIED A TRUE COPY OF THE ORIGINAL SIGNED :

STATEMENT OF WITNESS

STATEMENT OF DL 90

AGE OF WITNESS[If over 21 enter 'over 21'] : OVER 21 [redacted]

I declare that this statement consisting of pages,each signed by me is tru 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 persor shall be liable to prosecution if I have wilfully stated in it anything whi I know to be false or do not believe to be true.

Dated this 01 day of February 1995

PAUL MCCRUMLISH
SIGNATURE OF MEMBER
by whom statement was recorded or received

DL 90
SIGNATURE OF WITNESS

When I was young I was physically abused by my father and at the age of 9 I was placed in care at De la Salle Boys' Home. Prior to this I was a short time in Gleneyre Children's Home in Bleary. I remained in care at De La Salle until I was 16 years of age. Throughout my entire time there I was not subjected to any sexual abuse, although there was talk between the boys that some of them had been sexually abused by BR 1 I did not witness anyone being abused. I was resident in chalet 1. I recall on a number of occasions Brother BR 23 would assault the boys for the least thing. He would punch them with his fist and put his knee in boys' stomach. I was assaulted on many occasions by BR 23 each assault was very severe. BR 1 was also very brutal. He assaulted me and others very regularly for the slightest thing. DL 6 was very severe, he hit me on the knuckles with a joiner's mallet because when I was making a table in his woodwork class the glue ran out of the joints and hardened and he went mad and punched and kicked me. I recall on another occasion how he lifted a woodwork gauge the type with the point in it and he hit me on the hand and the point stuck into my hand and scarred it. I was treated by the doctor in the Home I got 2 or 3

STATEMENT OF DL 90

stitches. I was told by one of the Brothers I can't recall his name. I was told not to tell the doctor what had happened to me. I was told to say that one of the other boys had bitten me while fighting and that's what I said. We were all frightened if we didn't do as we were told we would be beaten by the black jack, that was a large piece of leather with a strap round the handle. There was too numerous incidents to recall each one. I can only say we lived in fear and were treated cruelly. There was one time when we had been to the cinema in Downpatrick and as we came back off the boat in Portaferry, I passed wind and was slapped round the ear by BR 10. He put me off the bus in Portaferry and made me walk to Rubane House in Kircubbin. He said if I wasn't back by a certain time I was getting beat by the black jack. I remember running as much as I could then walking as fast as I could. When I got back BR 10 was waiting on me and he beat me with the black jack for being 10 minutes late. I was very tired because it was about 6 miles I had to walk. There was a time when I was beaten by [redacted] because I wouldn't play hurling. He grabbed a hurling stick and beat me. He kept beating me and I had to run from him. I got a bad beating, I didn't see the doctor that time I was bruised all over my legs and I couldn't sit for a few days. There was other Brothers there that never assaulted me like BR 18 and BR 3, who later became BR 3.

SIGNATURE OF WITNESS DL 90

CHECKED AND CERTIFIED A TRUE COPY OF THE ORIGINAL SIGNED :

STATEMENT OF WITNESS

STATEMENT OF DL 40

AGE OF WITNESS[If over 21 enter 'over 21'] : OVER 21

I declare that this statement consisting of 1 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.

Dated this 13 day of December 1995

WILLIAM NIBLOCK DCONST
SIGNATURE OF MEMBER
by whom statement was recorded or received

DL 40
SIGNATURE OF WITNESS

I am the above named person and I reside at an address known to the police. I have previously made a written statement to police regarding my treatment during my stay at De La Salle Boys Home in Kircubbin, Co Down, Northern Ireland, but there is an incident I wish to tell you about. I remember a boy in the home called DL 59 who was interfering with the younger boys. I remember an incident in the home when a young boy called DL 62 was told by DL 59 DL 59 to meet him in the Laundry Room. DL 62 told myself, DL 43, DL 87 and DL 147 about this and we agreed to walk into the Laundry Room to see what was happening. At the time when DL 62 was due to meet DL 59 in the room the four of us walked in. When we walked in I was convinced that they were engaged in some sort of homosexual activity. We beat DL 59 up for what he was doing to young DL 62 BR 10 arrived on the scene and was told why DL 59 was beaten up. I cannot remember what he had to say about it. After this DL 59 continued this type of behaviour in the home.

SIGNATURE OF WITNESS DL 40

CHECKED AND CERTIFIED A TRUE COPY OF THE ORIGINAL SIGNED :

STATEMENT OF HIA 41

face was all bust open, his mouth and lips. There was an occasion while we were playing football, I was in goals and DL 90 walked of the pitch and sat behind the goal mouth. BR 10 told him to get back on the pitch and DL 90 refused. BR 10 just got laid into him. He punched him continuously. The only way I could describe it as a blood bath. There was an incident when the House Master in [redacted] had a fight with DL 125 and as a result of this fight DL 125 got his leg broken. He was taken to hospital and a few days later he came back with his leg in plaster and on crutches. He confronted [redacted] again and threw his crutch at him. He didn't hit [redacted] but hit one of the [redacted] boys from Chalet 2. [redacted] and DL 125 started fighting again and had to be separated by BR 10.

SIGNATURE OF WITNESS HIA 41

CHECKED AND CERTIFIED A TRUE COPY OF THE ORIGINAL SIGNED :

Telephone
BELFAST 650222

Tel No:01232 700145

Fax No: 01232 700144

BROOKLYN
KNOCK ROAD
BELFAST
NORTHERN IRELAND BT5 6LE

Incident Room
Operation Overview
RUC Headquarters

[redacted] DL 147 [redacted]

17 December 1996

Dear Sir

I wish to inform you regarding the recent case of:-

Alleged abuse on yourself at De La Salle Boys Home, Kircubbin

involving Brothers [redacted] BR 1 and BR 10 and [redacted] DL 58 [redacted].

On the basis of the facts and information available, the Director of Public Prosecutions has directed 'No Prosecution' in this case.

Yours faithfully

Ian Foster

IAN FOSTER
D/Constable

STATEMENT OF DL 125

a slap on the head. I ran outside crying and I pushed his motor bike over in a fit of temper. Someone told him, he came back in a rage and kicked me on the right knee. As a result of this I was taken to Newtownards Hospital and then to Musgrave Park Hospital. I underwent two operations on the right leg due to this assault. While I was being assaulted Brother Alphonsus was sitting in the smoking room laughing at me. I have lost about 60% use of the leg, it just goes from under me. I do recall when I came back to the home, I was in plaster, I threw my crutches at [redacted] I think I hit him, a crutch also hit another kid but I don't know who it was. I recall another time I was assaulted by [redacted] The new gym had just been opened we had played Downpatrick school who had been invited to play us. After the match we were made stay behind. I was playing against [redacted] we both went up for a ball, I beat him to the ball, he hated to get beat or anyone getting the better of him. We both fell, he fell on top of me. He then got up and hit me a vicious kick to my right side. I was sore for a few days and none of them would take me to hospital. I told my house mother, DL 115, in chalet 3 she took me to Newtownards hospital in her Escort Estate car. I was told after xray I had broken ribs. Another time I was playing hurley again against [redacted] He hit me on the left ankle with his hurley stick, he done this on purpose. Again they did not believe me and it was only the next day when my ankle was badly swollen that I was taken to Newtownards hospital, by BR 10. I had my leg put in a half plaster until the swelling went down and then I had a support bandage put on. During my years at De La Salle I got a number of bad

STATEMENT OF WITNESS

STATEMENT OF: DL 190

AGE OF WITNESS[If over 21 enter 'over 21'] : OVER 21

OCCUPATION OF WITNESS:

ADDRESS:

I declare that 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.

Dated this 26 day of April 1995

MARTIN J FLANAGAN
SIGNATURE OF MEMBER
by whom statement was recorded or received

DL 190
SIGNATURE OF WITNESS

I am the above described person and my address is known to police. I was born on 15th May 1963. From I was two years of age I was sent to Nazareth Lodge Childrens Home because my mother could not cope. I was the youngest of two brothers and a sister. During my time I was in Nazareth Lodge I was never sexually abused although I was physically assaulted by one of the nuns, Sister SR 34 because she did not like me and because of my behaviour. When I was eleven I was moved to the De La Salle Boys Home, Rubane House, Kircubbin, Co Down. I think this was around the 28th August 1974. During the time I was in the De La Salle I was touched up in a single bedroom in chalet four by Brother BR 10 who was in charge of this chalet. Brother BR 10 was not in the home when I arrived there, he arrived when I was in about a year. It happened one night I was asleep I woke up and I was aware that someone was touching me about the groin and penis area. I immediately asked him what he was doing. Brother BR 10 got up and run out of the room. About a week after the incident I was asleep again and I woke up and found Brother BR 10 touching me again under the bed clothes in

A. Uh-huh.

Q. "I'd stand up to them and fight back and anything they told me to do I'd do the opposite."

A. I would.

Q. And you say:

"When I was 15 years old, I fought two of them", and that's DL149 and BR10.

A. Yes.

Q. And you say of DL149 he was:

".... a mobile classroom. Very rough man. I once was playing down on the gravel football field one cold day. We didn't want to play, because if you fell on the gravel, you would cut yourself. I headed the ball past him and ducked under his arm. DL149 grabbed me by the back of my hair -- I had long hair in those days -- hit me a dig in the face and I saw stars. I had a black eye and a busted nose, and I went up and I showed DL11."

I think that's Joe -- you showed -- that's Dl12, your houseparent.

A. Yes.

Q. And you got -- is it DL11?

A. DL11.

Q. DL11. You got beaten because a grown man couldn't take being made a fool of.

A. That's correct, yes.

came to the police and said to the police, "I hit them all", we wouldn't be here today. We would not be here today. I'm talking about DL149. Of course we came to this Inquiry knowing DL149 would say that he didn't do things. The proof is it in the pudding. It's already been proven what kind of man DL149 is. This man was fighting from the minute he walked into that home till the minute he left, not just all my family, but all the boys. Anybody I knew DL149 had hit them in some way, had been -- roughed them up in some way.

Q. And you describe then, HIA25, BR10 and you have mentioned him in the context of that statement. If we look at paragraph 39 at 854, please, you say:

"Another time I had gone from my chalet over to my Brother's chalet. We were in the snooker room playing snooker when BR10 came in and told me to get out. I said that I had been in the home longer than him and he should get out. He tried to grab the cue out of my hand and I used it on him. They couldn't punish me then, because I was bigger than most of them."

So was this an altercation between the two of you that was --

A. **I have always hated most of the staff in there, but BR10 stands out. At that age I knew what he was up to. I couldn't prove it. I never seen it, but you knew what**