
HISTORICAL INSTITUTIONAL ABUSE INQUIRY

being heard before:

SIR ANTHONY HART (Chairman)

MR DAVID LANE

MS GERALDINE DOHERTY

held at
Banbridge Court House
Banbridge

on Tuesday, 8th September 2015

commencing at 10.00 am

(Day 139)

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

1 Tuesday, 8th September 2015

2 (10.00 am)

3 (Proceedings delayed)

4 (10.55 am)

5 CHAIRMAN: Good morning, ladies and gentlemen. Before we
6 start, first of all, sorry we are not starting a little
7 earlier this morning, but there was quite a lot to
8 prepare.

9 Secondly, as always, can I remind everyone to ensure
10 their mobile phone has been either turned off or placed
11 on "Silent"/"Vibrate" and also remind everyone that
12 photography is not permitted either in the chamber or
13 anywhere on the premises.

14 Yes, Ms Smith.

15 WITNESS HIA58 (called)

16 MS SMITH: Good morning, Chairman, Panel Members, ladies and
17 gentlemen. Our first witness today is HIA58. He is
18 "HIA58". I am just checking that HIA58 can hear me all
19 right --

20 **A. Yes, yes, yes.**

21 Q. -- because he has some difficulties with his hearing.
22 HIA58 wishes to take the religious oath and he also
23 wishes to maintain the anonymity afforded by the
24 Inquiry.

25 WITNESS HIA58 (sworn)

1 CHAIRMAN: Please sit down, HIA58. Now if at any time you
2 can't hear what anybody is saying, don't be shy about
3 telling us, will you, please?

4 **A. Okay.**

5 CHAIRMAN: We'll do our best to speak up.

6 Questions from COUNSEL TO THE INQUIRY

7 MS SMITH: HIA58, just before I come to talk about your
8 evidence to the Inquiry I am going to tell the Panel
9 Members where there are documents relevant to your
10 evidence in our bundles of papers. So if you bear with
11 me just while I outline where those documents are,
12 please.

13 HIA58's witness statement can be found at SPT056 to
14 064.

15 The Order's response is at SPT322 to 325 and there's
16 a supplementary response at 732 to 733.

17 The Health & Social Care Board response is at SPT453
18 to 454. They indicate they have no records on HIA58 and
19 there was no social work involvement in his care.

20 CHAIRMAN: Yes.

21 MS SMITH: The Department of Justice response can be found
22 at SPT1376 to 1381 and they indicate that they have no
23 knowledge of the allegations that HIA58 makes prior to
24 seeing his Inquiry statement. They have provided
25 a bundle of material which can be found at SPT45936 to

1 46048.

2 There are statements that have been provided by
3 three Brothers: BR42 at SPT2166 to 2172; BR94 at SPT2175
4 to 2179; and BR26 at SPT2191 to 2197.

5 There is also police material in the bundle at
6 SPT26159 to 26162 and 23917 to 23963.

7 There is also a photograph which is in the
8 bundle which is at SPT90243. Now I looked at that
9 photograph with HIA58 this morning, but he has no idea
10 -- you do remember seeing a photograph but you don't
11 think it was this photograph -- is that right, HIA58 --
12 at some point?

13 **A. I seen a different photograph, yes, with three Brothers**
14 **on it.**

15 Q. Three Brothers on it on a different photograph.

16 Well, HIA58, if we can come back to -- start with
17 your statement, please, it is at 056. Now, HIA58, as
18 I explained to you, instead of saying "Witness statement
19 of HIA58" and your surname there it records that it is
20 the "Witness statement of HIA58", which is the reference
21 number that the Inquiry has given to protect your
22 anonymity, and you will see, as I explained to you, that
23 various details relevant to you are blacked out on the
24 screen, but other -- you have a copy of your statement
25 before you. So if there's any confusion about who we're

1 talking about, you can always look at the hard copy that
2 you have. I in any case will use names to make it
3 easier for you about who we're talking so that you know.
4 Instead of a designation I will give the name, but those
5 names are not to be used outside of this room. All
6 right?

7 Now in paragraphs 1 and 2 of your statement you set
8 out your personal details there. You thought that you
9 were in St. Patrick's Training School from the age of
10 , which would have been , and you were there until
11 . Now you know from the discussion that we have had
12 earlier that the records show that you were actually in
13 St. Patrick's from until .

14 If I just maybe call up one of the Training School
15 Orders that was made in respect of you. This was on
16 foot of Training School Orders -- sorry -- two Training
17 School orders for offences of stealing. Those involved
18 other boys. One was about stealing lead from a roof and
19 the other was breaking and entering into a bakery. When
20 we talked about those earlier, you remember being
21 involved in those offences. Isn't that right?

22 **A. Yes. I was -- I was a wee bit wild then. I had to do**
23 **-- I had to do some things that I shouldn't have done.**

24 Q. And I know that you said that your mother couldn't cope
25 with your misbehaviour and that's how you ended up in

1 the training school, and you were refusing to go to
2 school at the time as well. Isn't that right?

3 **A. My father was , so he was, and my mother was**
4 **looking after me on her own, and basically out of**
5 **a family of she didn't seem to be able to cope**
6 **with me.**

7 Q. Well, I am not going to call these documents up, but
8 there is a Training School Order at SPT45943 and there
9 is also a probation report at 45952. We looked at those
10 documents when we were talking earlier, HIA58, and the
11 probation report shows that you were refusing to go to
12 school and the Training School Order shows that you were
13 committing offences.

14 There is also a photograph if we look at 45954.
15 This is a probation report in respect of you, but do you
16 see just -- I forgot to show this to you earlier. If
17 you can just maybe rotate that, please, this seems to be
18 a photograph of you as a young -- young boy.

19 **A. That's me, yes.**

20 Q. That is definitely you. Isn't that right, HIA58?

21 **A. That's me, yes.**

22 Q. So it would seem that as well as other documents that
23 were going into the home there would have been
24 a photograph taken in and around that time. Now you
25 thought you were age when you went into St. Pat's?

1 **A. I was under that impression, yes.**

2 Q. Although the records seem to suggest that you were a bit
3 older, that you were , really
4 when you went in.

5 **A. Well, I remember being there for a number of years, but**
6 **it wasn't -- a year and half would come very quick, but**
7 **it wasn't a year -- I remember being there for at least**
8 **three years there, you know.**

9 CHAIRMAN: Just over .

10 MS SMITH: In , yes -- sorry -- just over . That's
11 correct, Chairman. Yes, just over , although, in
12 fact, I am going to look at another document which
13 suggests that you may, in fact, be right, because there
14 is a St. Patrick's Boys School register which shows you
15 were in there in at the age of
16 So there is somewhere the records are not quite
17 right.

18 **A. Well, I know -- I know I was there from , because so**
19 **many years passed. I knew I was when I went in and**
20 **I was when -- I was just over when I come out.**

21 Q. I am just going to show a school register. It is
22 SPT46014. You see this is -- your full name is given
23 there, HIA58, and your date of birth. I confirmed with
24 you earlier that that is the date of birth -- that is
25 your date of birth and that was the address you and your

1 family lived at in . You see there that there is
2 certainly a record from St. Patrick's school register
3 that shows you being in the school in aged
4 . So certainly you seem to have been in
5 St. Pat's before ever a Training School Order was made
6 respect of you?

7 **A. I was in there. I know I was there -- a year and a half**
8 **seems a short time. I was in there for a long time.**
9 **I was .**

10 Q. Well, this is certainly suggesting that you were in
11 there longer than what the original records were
12 suggesting. So --

13 **A. I know I was there for a long time.**

14 Q. Well, you thought that you had gone in originally
15 because you were refusing to go to school, and that may
16 have been the case, and is it possible that you went in,
17 got back home again and got into trouble with some other
18 boys? Is that possible that that happened or can you
19 remember?

20 **A. Yes. When I first went into that school, the first**
21 **thing I had was a shower and a boy from that school,**
22 **which was a blue-eyed boy -- he was one of the --**
23 **got into a fight with me and went to kick me, and he**
24 **slipped on the floor and he was out cold, and because of**
25 **that I never -- I lost all favour with the Brothers**

1 because of that. That was on my very first day. That
2 boy was knocked out, because he went -- a boy called
3 SPT36. I think he was from . There wasn't too
4 many country boys. I was one of the few. Most of them
5 were from Belfast and I was a country boy, and this boy
6 knocked himself out, and I fell out of favour with the
7 Brothers from that first day.

8 Q. HIA58, I don't mean to interrupt you, because I am going
9 to come back to your statement --

10 A. Right.

11 Q. -- and you talk about that incident in paragraph 3 of
12 your statement at 056. If we can just go back to the
13 statement and pull that up on the screen.

14 CHAIRMAN: HIA58, you might find it a bit more comfortable
15 when you are sitting if you move the microphone over
16 towards you a bit more. Then you won't have to lean to
17 one side.

18 A. Right.

19 Q. Bring it over a bit more to the centre and then you will
20 be able to sit more comfortably. Yes. Thank you.

21 A. Thank you.

22 MS SMITH: In paragraphs 3 and 4 here you relate the
23 incident involving this boy, whom you name as SPT36.

24 You say he was a blue-eyed boy who for the
25 training school, and as a result of this incident

1 involving him where he slipped on the tiles and cut his
2 head you then received a lot of beatings from the
3 Brothers because of the injuries caused to this boy.
4 Isn't that correct?

5 **A. That's correct, yes.**

6 Q. When we were talking earlier, one of the things that the
7 De La Salle Brothers have said is that their records
8 show that there was no SPT36. Now they would have
9 probably been looking from and I am going to ask
10 them in light of the fact that you were clearly there
11 before if they can maybe just check the records
12 prior to that to see if there was a child of that name
13 there, but in any event one of the boys who was named in
14 the Training School Order as having got into trouble
15 with you was a SPT36. I was wondering was it possible
16 you might have got the name of the boy who you say got
17 injured in the shower wrong or got mixed up about that?

18 **A. It is possible I got the name wrong, but I know he was**
19 **SPT36. I don't know his full name. I could just pick**
20 **up pieces what happened him, because after that incident**
21 **he was never seen in that school again, so he wasn't.**
22 **I was going to apologise what happened, but I never seen**
23 **him again, hey, you know.**

24 Q. Well, the other thing you go on in paragraph 4, if we
25 can just scroll down, to go on to say is that you got

1 a lot of beatings mainly from Brothers who are named
2 there. Now you see on the screen we have given them
3 designations. I am just going to use the names so we
4 know who you are talking about. You say:

5 "It was mainly BR1, BR5, BR26 and another brother
6 who was extremely and ",

7 but you could not recall his name when you were
8 speaking to the Inquiry, but when we spoke earlier, you
9 recognised that that person was BR 94 the
10 Brother?

11 **A. I thought that Brother -- the -- I called him**
12 **. I thought he was BR 94**

13 **Q. BR 94 Sorry. Yes. That's probably my mispronunciation**
14 **of the name, but BR⁹⁴ is what you remember?**

15 **A. I was told -- I seen a photograph of him and I was told**
16 **who that was, because I recognised that boy, because he**
17 **was so , hey. So that's why. My personal name for**
18 **him was , you know.**

19 **Q. But you didn't know his name as a Brother?**

20 **A. I didn't know his name until later until someone told me**
21 **his name, like.**

22 **Q. Can I just ask you who told you the name? Who supplied**
23 **the name to you?**

24 **A. There was a bit in the paper about a man named --**
25 **an abuse case in the paper. I never spoke about the**

1 abuse. It was a boy called HIA41 had a bit in the
2 and I write into him and I phoned him up and
3 that's how -- I just kept quiet about it and I told
4 HIA41 about some of the abuses that I suffered at that
5 school and that's why I'm here today. Other than that
6 I wouldn't be here.

7 Q. If I'm right, you had a conversation with HIA41 and he
8 showed you a photograph -- is that right -- that you
9 were able to recognise?

10 A. He showed me not the photograph that you showed me
11 earlier. He showed me a photograph of three people.
12 There was a person, BR5 and another Brother, which
13 I recognised as (?). They were the three main
14 abusers when I was in St. Patrick's Training School.

15 Q. Well, you say these Brothers who you name in the Inquiry
16 statement, BR1, BR5, BR26 and another Brother, who we
17 now know was BR 94 put you in a room for a long time
18 because of what you had done to SPT36, the boy SPT36.
19 I will just use the first name from now on.

20 You say that room was on the landing above the
21 dormitories and it was known as the sick bay. You
22 referred to it as your cell, as it had no natural light
23 coming into the room.

24 A. There was a glass up very high up which was frosted
25 glass and light they used to come in from -- it was like

1 a big frosted glass window and that was the only light.
2 There was a mattress on the floor, no pillows, and that
3 was -- that was the room I was kept in for a very long
4 time.

5 Q. I am going to come back to what you say happened to you
6 in the room in a short time, HIA58, but if I can just go
7 through your statement here, you say that:

8 "On Sunday we would be given pocket money by the
9 Brothers if we were good. You got 2 and 6 pennies if
10 you were good",

11 but every week you got nothing. You were saying to
12 me that there were point systems -- is that correct --
13 and you always got nought every week? So therefore you
14 didn't get any pocket money?

15 A. All the boys assembled in one room on a Sunday morning
16 and mostly Belfast people were all spruced up and
17 I knew -- I began to know that day on a Sunday because
18 all these pennies were lined up in front of the Brother,
19 and if you got 3 and 3, that was 6 pence, but it was 1
20 and 3 and 1 and 3, which was 2 and 6. Every week my --
21 every week my -- my marks were 0, 0, which means I got 6
22 slaps on this hand and 6 on this (gesturing), but I used
23 to be able to take the six slaps on this hand but
24 I couldn't houl out this hand, because it was weak, and
25 for that the Brothers used to lose -- they used to lose

1 **their rag, as they say, and I was taken up to the room**
2 **again, because I wouldn't houl out this hand again, but**
3 **in all my time there there was a tuck shop on a Sunday**
4 **where you spent these pennies and I was never in the**
5 **tuck shop once in all my -- in all my time down there.**

6 Q. That was because you were not getting any pennies.

7 Isn't that correct, HIA58?

8 **A. My marks every week -- every week was 0, 0.**

9 Q. HIA58, I know you are finding this difficult and if at
10 any stage you feel you need to take a break, please just
11 say.

12 **A. I'm quite fine. I'm quite fine.**

13 Q. I will go through your statement here and I will just
14 pause to ask you some things and tell you some things
15 and maybe that will make it a bit easier if I read
16 through it for you.

17 You say, as you were saying here in paragraph 5, you
18 would be given pocket money by the Brothers. You don't
19 think that they ever forgave you for the incident
20 involving the boy SPT36 and you never got to see him to
21 apologise to him. You say you got six slaps on the hand
22 with a big leather strap as punishment. You used to get
23 three on your right hand. Now you were saying there it
24 was six.

25 **A. Well, it was three, but I could never hold my left hand**

1 up, and that was a big -- in front of all the boys in
2 the school that was getting money they wanted to see
3 this hand come up, but I never ever held up this hand,
4 because my hand was -- I just couldn't hold out that
5 hand, you know.

6 Q. And you said in paragraph 7 there you weren't --

7 "When holiday time came, they let all the city and
8 country boys out home. I was from and considered
9 a country boy, but I was never let out",

10 because there always seemed -- you always seemed to
11 be in the bad books with the Brothers and you were
12 treated like the black sheep.

13 You go on to talk about the -- can I just pause
14 there to say you talked and you were saying to us about
15 being in this cell.

16 De La Salle have said to the Inquiry that the
17 punishment cell would only have been used to put boys in
18 there for one night and that records would have been
19 kept of it being used and what records they still have
20 don't show you as being put into the cell. I know that
21 you just don't accept those records. Isn't that
22 correct, HIA58?

23 A. I was there for very long periods of time and one night
24 would have been a dream, but I know that between
25 absconding and doing different things -- I absconded

1 **twice, ran away, as I would call it. I was there for**
2 **very long times, because I got bollock beaten.**

3 Q. I am going to come on --

4 **A. There was never a doctor called to my side once. When**
5 **I was sick many -- on many occasions I never seen any.**
6 **The cell was the place they put you in for long time,**
7 **see. So I just feel that there about ...**

8 Q. The other thing that the Order have said is there must
9 have been a reason for you being put in a cell. You put
10 that reason down as to this -- going right back to this
11 incident on the first day you were there involving this
12 boy SPT36, and they never cared for your after that.
13 Isn't that right?

14 **A. Every Sunday my marks were 0, 0 and that set you up --**
15 **that set you up for the --**

16 Q. Punishment?

17 **A. -- for the week. 0, 0 set you up for punishment and**
18 **I always had 0, 0.**

19 Q. One other thing you mentioned to me was when you were in
20 the home, you received two letters during that time from
21 your mother, and you say in those letters she enclosed
22 10 shillings, but that you never ever received that
23 money. Is that right, HIA58?

24 **A. I couldn't -- my mother sent -- I got two letters in the**
25 **time I was there and my mother did tell me she had**

1 enclosed 10 shillings, and these were months apart,
2 these two letters, but both letters had no 10 shillings.
3 There was no money. So I had never no reason to go to
4 the tuck shop.

5 Q. And I asked you had you ever asked anybody about the
6 fact that you didn't get your money from your mother's
7 letter and you said that you -- you couldn't have asked
8 anybody?

9 A. There was nobody to turn to. There was nobody to talk
10 to. Any problems they had or anything, there was just
11 a room. There was no -- I couldn't tell anybody that
12 I was sick, I was sore. I couldn't speak to nobody. So
13 -- and for that reason I began to hate my mother,
14 because there was nobody there to help me, you know.

15 Q. Well, paragraph 8 here you just were telling us about
16 running away. You said that you tried to run away and
17 you were found on the motorway and that made matters
18 worse:

19 "I was found by BR26, the Brother, and
20 two others whose names I cannot recall at present. They
21 punished me by taking me to the swimming pool when they
22 knew I had a fear of water. They brought me there. Two
23 took my arms and two took my legs and they threw me into
24 the 6 foot end. I felt as if they were trying to drown
25 me. I never learned to swim. I still can't swim. I am

1 still very scared of the water because of what they did
2 to me. I think they did this because this was the form
3 of punishment that scared me most."

4 Now BR26 has given a statement to the Inquiry, and
5 I am not going to look at it, but it can be seen at
6 SPT2193. In paragraph 11 of his statement he said that
7 he was involved in the senior school, not in the junior
8 school, and I know we had a bit of confusion -- my
9 fault -- about whether or not you had ever been in the
10 senior school, but you are absolutely and completely
11 sure that you were only ever in the junior school.
12 Isn't that right, HIA58?

13 **A. As I say, I was when I went into that school. I was**
14 **when I was let out. There was no reason why I would**
15 **be in the senior school and that is a complete lie,**
16 **because I was in the -- how was it when I was how was**
17 **I in the senior school?**

18 Q. No, no. I think, HIA58, that was my fault, as I said to
19 you when we were speaking earlier, that I got confused
20 from the records that you had been in the senior school
21 because of the age that you were, but you were saying
22 no, you were only ever in the junior school --

23 **A. Always.**

24 Q. -- and BR26 agrees with that. He says that you were in
25 the junior school, and that because you were in the

1 junior school, he would have had no reason to supervise
2 you, because he looked after boys in the senior school
3 and he denies beating you. He doesn't recall using
4 corporal punishment himself, and he said that any
5 serious incidents of misbehaviour were referred to the
6 principal in the school. He said that he has no
7 recollection of you ever running away. He said that he
8 had a master key rather than a bunch of keys, and he
9 never used a stick to beat boys, because you go on to
10 talk about that later.

11 In fact, if we can just scroll down, please, to the
12 next page where you say sometimes they would take you to
13 the pool to punish you at the weekend when the Belfast
14 boys were not there.

15 "It happened mainly at holiday time, because I was
16 the one that never seemed to get out. I don't know the
17 reason for this. All boys were allowed out whether they
18 were admitted on the care side or the justice side."

19 You go on to talk about another time when you ran
20 away. You say:

21 "The first time they took me down to Broadway
22 picture house I waited until the screen went dark and
23 then ran away towards the Falls Road. I didn't know
24 where I was going and I had no money. Two Brothers,
25 BR26 and the ", who we know now is

1 BR 94 "came and picked me up. I got a big punishment for
2 trying to escape a second time. The punishment was so
3 bad that I only tried to escape twice. They took me to
4 the swimming pool. Going down under the water all the
5 time, there is no sound and coming up your mouth was
6 full of water, and that was torture for me."

7 You go on to say that you remained in the cell most
8 of the stay in St. Patrick's.

9 "About a year before they (sic) left the school they
10 put me in a dormitory. BR26 used to come up with a big
11 bunch of keys like a gaoler at 6.30 am. He would hit
12 your legs with a stick and tell you to get up for early
13 mass and the sleep was hanging out of your eyes.
14 I think Father Brendan Smyth said mass on occasion."

15 Now just to be clear BR26 wasn't interviewed by the
16 police, because I will come on to say what you said to
17 the police, but you didn't name BR26 in your police
18 statement. Isn't that right, HIA58?

19 **A. I did, yes.**

20 Q. Well, not in the police statement you didn't name BR26.
21 You named -- you talked about Brothers, but you didn't
22 name him in the police statement.

23 **A. The statement I made to the police, two police**
24 **detectives, because they give you a number from Tennent**
25 **Street, come up to see me and I told them about my**

1 abuses there. They came up on one occasion and I told
2 them about . At that stage I didn't know who
3 -- all I knew him as and they were
4 looking at -- they were laughing, because of this name,
5 but three months -- it was about three months later they
6 came up to me and told me that they found that
7 and the words they said to me is, "That
8 gentleman denies everything". When they said to me
9 "that gentleman", I said to them, "When I was in St.
10 Patrick's Training School, he was not a gentleman", hey,
11 you know.

12 Q. Well, BR⁹⁴ also gave a statement to the Inquiry. He was
13 identified as the Brother in the home, and
14 he says this incident in the swimming pool simply did
15 not happen. So BR26 and BR 94 who you name as being
16 involved in punishing you at the swimming pool, are both
17 saying, "We did not do that. That did not happen".

18 A. On holiday time when practically all the school was let
19 out I was sitting in the courtyard and the Brothers
20 brought me up to the swimming pool and they used to
21 throw me in at the deep end and catch me and play with
22 me for about an hour or whatever time they were. They
23 did do that and they done that, and I went on many
24 holidays since I came out of that training school, but
25 the only thing I can't do is -- I go into the wee small

1 **pool. I can't swim, because they done that to me quite**
2 **regularly, hey, so they did, hey, you know, especially**
3 **holiday time.**

4 Q. HIA58, I am just wondering, and bear with me on this,
5 just as you are telling me this was happening at holiday
6 time, is it a possibility by doing this the Brothers
7 were trying in some way to teach you to swim? Is that
8 maybe what they might have been doing whereas -- what's
9 your view on that?

10 A. **In all the time I was at St. Patrick's I never seen that**
11 **school being used how to learn people to swim, but when**
12 **your two arms and your two legs and you are thrown into**
13 **the deep end, that's not learning to swim. I was thrown**
14 **in and then they would catch me like a ball and then**
15 **bring me back and then the same process happened for --**
16 **till the session in the pool was ended, and that**
17 **wasn't -- that wasn't learning me how to swim.**

18 Q. Okay. Now coming back then just to your statement here
19 about -- first of all, the De La Salle Order don't
20 accept that you spent most of the time that you were in
21 the home in the punishment cell. They say that you went
22 to school and that the punishment cell would only have
23 been used, as I said, for one night.

24 But just at paragraph 11 there you say -- you
25 mentioned that you thought Father Brendan Smyth said

1 mass on occasion in St. Pat's.

2 Now the De La Salle Order have said that man was
3 never in St. Patrick's and that he never said mass
4 there, but you believe you saw him there. Is that
5 right?

6 **A. I used to be at the back of the church and they used to**
7 **come up at 6.30 in the morning to take you to mass.**
8 **I was always -- I was always at the back of the church**
9 **surrounded by the Brothers. I believe I seen him there,**
10 **you know. I do believe I seen him in St. Patrick's**
11 **church and after mass, which I fell asleep through,**
12 **I was brought most... -- mostly back up to the room that**
13 **I was kept in.**

14 **Q. Just I will come back to the room in a minute or to, but**
15 **in paragraph 12 there you say that:**

16 "On Saturdays and Sundays when the Belfast boys were
17 out they made me push all the beds back in the
18 dormitory. They gave me two cloths for under my feet
19 and they would splash polish all over the big long
20 dormitory and I had to walk up and down with these
21 squares of cloth under my feet covered in polish and
22 I had to make that floor shine. I had to do that in
23 three dormitories and I always did this cleaning alone."

24 The Order have said that the boys did polish the
25 floors on a Saturday before they went to the cinema and

1 that would have been a job for six or eight boys, but
2 you are saying this was something you did on your own,
3 HIA58?

4 **A. I done that on numerous, numerous, numerous occasions**
5 **and doing that on my own, and sometimes came**
6 **in, and this was after about an hour or two, and he**
7 **would beat me on the legs for not going fast enough,**
8 **because the polish wasn't getting in, and in all the**
9 **time I was there I seen -- from the pool to the**
10 **dormitories I never seen anybody else. I seemed to be**
11 **the only one that was getting punished all the time, you**
12 **know.**

13 Q. Paragraph 13 you talk about running away sometimes. Now
14 you say you only ever ran away twice. Is that right?

15 **A. Yes.**

16 Q. "The same four Brothers previously mentioned punished me
17 with beatings. They were bad."

18 They took you up to the sick room on the second
19 floor. There was no light, just a frosted window, and
20 a mattress on the floor with an army blanket. These
21 Brothers came in with a cane and a belt and you would be
22 beaten anywhere. In the room everything" -- sorry --
23 "in the room anything went. Sometimes one would come in
24 but sometimes two or three would come in and beat me".

25 and you think it was all down to that one incident

1 involving the boy SPT36 and you --

2 **A. I didn't seem to get out of that room. That room --**
3 **that room was part of my life for two years. The only**
4 **time I got out was when they put me in the kitchen to --**
5 **to wash pots and pans and I did -- I suffered there too,**
6 **you know.**

7 **Q. Yes. You say when you were about** and a year before
8 **you left they put you in the kitchen to wash pots and**
9 **pans. You were in the kitchen for about six months**
10 **before you got out. You washed the pots for the junior**
11 **and senior side and the skin started to come off your**
12 **fingers. The constant washing resulted in you suffering**
13 **from** .

14 Now when we were talking earlier, you were saying
15 there were some nuns who put cream on your hands. Isn't
16 that right?

17 **A. There were two nuns -- there were two nuns in that**
18 **school, but they were never seen. They weren't everyday**
19 **-- you would just never see them, but you were two nuns**
20 **upstairs, and the only time I ever received treatment**
21 **was -- was when -- as I found out later, it was**
22 **,** but the other times when I was beaten there
23 **was nobody -- there was nobody come. They would just**
24 **leave you for long periods of time, and the long periods**
25 **of time, the only time I knew what time it was when**

1 Sunday when all the pennies were on the table here, you
2 know. I knew it was Sunday. Other than that I didn't
3 know whether it was Monday. I didn't know what day of
4 the week it was or what time it was. I lost -- I lost
5 track of time.

6 Q. I am going to look now, HIA58, at a document that we
7 looked at earlier. That's 45966, please. This is
8 a school report. Yes. That's the register that we were
9 looking at earlier. If we can scroll on down through
10 that. Sorry. Just pause there. Scroll up a little
11 bit, please. A little bit more. This is the school
12 report indicating you were in the home in
13 at age Then "Educational attainment" is
14 recorded there, , and
15 . In the margin at the side it is written:
16 "Out of class and back again."

17 That seems to suggest that there was a period when
18 you were out of the classroom. Now I know you think you
19 were very seldom in the classroom.

20 A. I remember the Brothers taking me out of the room on one
21 occasion to go to school and this was the first time in
22 a long time that I was taken out of the room to go to
23 class, and as I was in class, I fell asleep, and the
24 Brother threw a duster at me for -- for going to sleep,
25 and when he threw it at me, I threw it back at him, and

1 **that was more pun... -- that was the end of school, you**
2 **know.**

3 Q. I am just going to read through this statement, HIA58.
4 We looked at it earlier. It says:

5 "Teacher's progress report.

6

7 Would dearly love to be good. Always attempts to
8 please but has not the initiative or the energy to
9 shine. Quiet and subdued. Gives no bother but needs
10 attention to keep him awake."

11 So that's bearing out what you are saying about the
12 fact you are falling asleep in class. In :

13 "Very disinterested and lazy. Will work only when
14 pressure is on. Loses interest very quickly. Quiet and
15 daydreams most of the time. Would like to please but
16 not prepared to make the effort."

17 Then in

18 "Back in class after a time in the kitchen. Quiet
19 in class but inclined to be lazy. Work must be set out
20 for him and needs attention and encouragement. Given
21 this, works well enough. Likes to regard himself as
22 crafty, cagey and worldly. Would like to shine without
23 expending too much effort."

24 These are all signed by who the Inquiry
25 knows was a teacher in the school called **SPT 151** . Do

1 you remember SPT 151 ?

2 **A.** That was -- that was the teacher that threw the duster.

3 I remember him as an outside teacher, but I was only in

4 his class once when he threw that duster, and the rest

5 of the time I was put in the kitch... -- I couldn't be

6 work... -- I couldn't be in the kitchen and the school

7 at the same time. SPT 151 refused to teach me after

8 that, after I fired a duster at him. He sent for the

9 Brothers and the Brothers took me out of class and --

10 **Q.** And punished you?

11 **A.** --- and it was back up to the room again. So I was

12 never -- one day was all I remember being at school.

13 **Q.** You would accept, HIA58, that this document seems to

14 suggest that you were there over a period of time in

15 school apart from the spell in the kitchen?

16 **A.** I was in the kitchen from I was . I had to wash the

17 pots on the senior side, all the dishes on the junior

18 side, and on a Sunday they wouldn't take no points from

19 the kitchen staff. It was always back to 0, 0. It

20 didn't -- and one of the chefs told me he gave me good

21 marks and he said, "They won't count it", for -- because

22 it didn't count on a Sunday, hey. So it was always,

23 always, always 0, 0, which was that and that (gesturing

24 with hands), and because I would not houl out that hand,

25 they lost -- they lost it all the time, because

1 **I couldn't -- and things just didn't get better, you**
2 **know.**

3 Q. When we were talking earlier, HIA58, one of the things
4 that you said to me was that you used to fall asleep in
5 school during the day because of what was happening to
6 you at night-time. You talk about that in paragraph 15.
7 If we could go back, please, to 059, at paragraph 15
8 there you say:

9 "They used to come at night", and this is the
10 Brothers you are talking about, "because I knew by the
11 frosted window there was no daylight coming in."

12 You name:

13 "BR1 and BR5 and the Brother came to my
14 room on a couple of occasions. They opened the door and
15 they turned me around on the mattress, pulled my
16 trousers down and sexually abused me. I was kicking out
17 and two Brothers held me down while the other Brother
18 abused him. It happened twice, once with BR1 as the
19 abuser and on the second occasion it was the
20 Brother who abused me. On both occasions they had anal
21 sex with me."

22 One of them would hold you and you knew that that
23 would last about ten minutes and then they would go out
24 and close the door. You would get a glass of milk and
25 a jam sandwich the next morning. They would keep you in

1 longer on those occasions because they knew you were
2 upset.

3 Now I have spoken to you about this, and the De La
4 Salle Order don't accept that you were abused in the way
5 that you were described here, HIA58, and BR⁹⁴ in his
6 statement said that this simply did not happen.

7 Now I am going to look at what you told the police
8 when you spoke to them. That's at SPT23923. This is
9 a statement, as you have explained -- HIA58, are you
10 okay? Do you want to take a break or are you happy to
11 continue?

12 **A. Pardon?**

13 Q. Are you all right? Are you happy to continue or do want
14 --

15 **A. Yes, yes, yes, yes, yes.**

16 Q. Okay. This -- I mean, you recognise this as the
17 statement that you gave to the police. That was in
18 January 2011. You will see there the signature of the
19 member who took the statement there is the police
20 officer, and when you were talking to me earlier, you
21 gave me his card and you said that you tried to phone
22 him last night and got no answer, because you wanted him
23 to come along to the Inquiry. Isn't that correct?

24 **A. I showed you -- I don't know why I kept it, but I had**
25 **a signature, a Mr --**

1 Q. Mr McHaffie is the name.

2 A. -- McHaffie. I rang him several times this week with
3 the card I gave you and I wanted him to come here and
4 explain why he called a gentleman when he only
5 had two statements. This Mr McHaffie didn't respond to
6 my phone call, which I gave you a card. This
7 Mr McHaffie only had two brief statements from me, and
8 he was all once -- he was, "This gentleman denied".
9 I was speaking to him about and the
10 punishments I got and he told me -- at the start he
11 laughed when he heard the name , but the second
12 time he came down and he told me he found this
13 in a -- in an old people's home and he said, "This
14 gentleman denies any knowledge of what you are saying"
15 and by him telling me that "this gentleman" just told me
16 I was --

17 Q. If I can --

18 A. I just --

19 Q. Sorry. If I can just interrupt you, HIA58, what you are
20 essentially saying is by the police telling you and
21 using the term "gentleman" in respect of the Brother you
22 were talking you felt they were taking his side and
23 didn't believe you. Is that right?

24 A. That's the way I took it, yes.

25 Q. Okay. Well, if we can just go to what you did tell the

1 police in your statement here, if we can just scroll
2 down slightly, please, about what you say happened in
3 the room in the home that you were put in, and you said
4 that you remember there were two nuns.

5 "Instead of going to a dormitory I was taken up to
6 the fourth floor and put in a room on my own at the end
7 of the corridor. I remember there were two nuns who
8 stayed on the same corridor."

9 You told us a little about them a short while ago.

10 "It was not long after I was put in this room that
11 the abuse started. In the evenings after bedtime
12 I would have been in the room in bed on my own.
13 I remember the door would open and two of the Brothers
14 would come in. The room was dark. The light wouldn't
15 have been good and I remember there was a high window
16 which has sort of frosted glass. When the two Brothers
17 came in, one would have held me down and the other would
18 bugger me. Nothing was said while this was going on.
19 When it finished both would leaved. This took place two
20 or three times for the first few weeks. On one occasion
21 only one Brother came into my room. On this occasion he
22 slagged me before bugging me. As I say, there was
23 only one single time with the one Brother. It was
24 predominantly with two Brothers. I can't name who these
25 Brothers were. I couldn't see their faces and they

1 didn't say anything so I'd recognise their voices.
2 There's only one thing I would -- could say about who
3 was involved and it's about a BR5. I remember he would
4 have been . I suppose you could say . I think
5 he bugged me on at least two occasions because
6 I remember on those occasions seeing a silhouette that
7 would have matched his build and then he lay on me and
8 he felt heavier. The sexual abuse lasted two or three
9 weeks and then stopped."

10 Now that's different from what you said to the
11 Inquiry when you were making your Inquiry statement,
12 HIA58, because what you told us was that there were
13 three Brothers came in, and I asked you what the correct
14 way was. Was it what you told the police or what you
15 said to the Inquiry. Can you remember?

16 **A. Well, what happened there -- what happened there is it**
17 **could have been two, three. It's something -- something**
18 **I want to forget. This is the first time I have spoken**
19 **about it in all those years. What happened I just don't**
20 **like -- I just don't like talking about, but I know from**
21 **what they done to me that I can't have any contact**
22 **with -- I got married when I was , but that never --**
23 **nothing ever happened, hey. There was no -- there was**
24 **no contact, and years later I started a business and**
25 **I was very sick, and my -- I have and**

1 they told me I used to give them money all the time.
2 I was successful with my business before I went bankrupt
3 and I used to give them £50. I used to give them money
4 all the time. Money was the problem -- answer to
5 everything, but they told me when I was very sick one
6 time that all they wanted was a cuddle from me, which
7 I -- I just can't show emotion and I put all that down
8 to --

9 Q. What happened to you.

10 A. -- with them Brothers, and it's still a sore subject
11 with me, because I just can't show -- I just can't show
12 emotion, you know. That's why I'm left my partner now
13 and that's why I'm left because I just -- and I left my
14 wife. I haven't seen her in years --

15 Q. HIA58, you --

16 A. -- because I just ran away. I just ran away from her
17 too, hey, you know. I just can't show emotion no more,
18 and I put all that down to what the Brothers done to me
19 in the home. I just can't show emotion.

20 Q. Now just going back to your statement, if we can,
21 please, there, we were talking about paragraph -- we
22 were at paragraph 15, and in paragraph 16 on 059 --
23 sorry. Just before we do that, please, if we can just
24 stick with the police statement for the moment while it
25 is on the screen, this -- in your police statement you

1 talk -- you go on to talk about absconding, about
2 running away, and the De La Salle Order I should say
3 have said that they have no record of you ever
4 absconding from the home, HIA58, and that they did keep
5 such records. The Inquiry has seen records certainly
6 from later years that show that they were giving the
7 names of the boys who were running away from the home to
8 the Ministry of Home Affairs, but certainly the records
9 that we have seem to start about , but you -- you
10 are quite insistent you did run away at least twice?

11 **A. The first time I ran away it was when they left one of**
12 **the doors open and I walked down the avenue. It was**
13 **quite a long avenue. I walked down, and when I got**
14 **outside the gates of St. Patrick's, the first thing**
15 **I saw was a tram up at the top of the Glen Road. I had**
16 **no money. I didn't know where I was walking. I walked**
17 **and I just happened to take a turn for the motorway.**
18 **The Brothers came and picked me up from the motorway and**
19 **they were furious and they gave me a bad beating for**
20 **doing that. That was the first time I ran away, and the**
21 **second time I ran away from Broadway picture house when**
22 **I went to the toilet, and I went out a door and ran, and**
23 **I didn't know where I was going, but on both occasions**
24 **I had no money and I was easily caught, but I received**
25 **big beatings for the fact that I ran away ---**

1 Q. Well --

2 **A. -- and it was on two occasions that happened.**

3 Q. Just you have talked -- you said you told the police
4 about here and you said about being taken to
5 the swimming pool and the Brothers would take it in
6 turns to throw you into the deep end:

7 "I was very frightened as I couldn't swim, but they
8 kept throwing me in and dragging me out before throwing
9 me in again. The only description I can give of these
10 particular Brothers is that one Brother was called
11 , or at least I remember him as that. He was
12 a man. I can't describe or remember any
13 details about the others. I was -- in general I was
14 treated badly at St. Patrick's. The treatment at the
15 swimming pool went on for some years but the sexual
16 abuse stopped. I was very unhappy. Whereas the other
17 boys got money for the tuck shop, I didn't get any.
18 I remember being beaten after I absconded one time.
19 I was about years old. There were about three or
20 four Brothers involved. They picked me up on the M1
21 motorway in a white van and brought me back where I was
22 beaten. The only thing I can remember about who was
23 involved is that the Brother I remember as was
24 in the middle of it."

25 You go on to say that the memories stayed with you

1 and you thought -- told the police you were there you
2 thought from the ages of . Then you go on to
3 say about losing your business and so forth.

4 But was identified as a BR42 by police.
5 He was interviewed by police on 4th July 2011 -- and
6 that interview can be seen at 23927 -- about your
7 allegation, and again spoke to police when he said the
8 same thing on 16th April 2014.

9 He has also made a statement to the Inquiry, which
10 can be seen at SPT2167. He says that he was known as
11 and that he had another nickname, .
12 He couldn't remember you and he denies throwing you into
13 the swimming pool.

14 In his police statement he said that he had no
15 recollection of you running away and being picked up
16 near the M1. He said that he had no white van.

17 In a statement both to the police and to the Inquiry
18 he said that he left St. Pat's in to go to
19 for two years.

20 Now according to the records that we had you were
21 arriving in , but clearly you were there in
22 according to the school records. So he was there
23 for part of the time that you were there in any event
24 and left on . You remember him being
25 there the entire time that you were in the home. Isn't

1 that right?

2 **A. I remember him mostly when I was polishing the floor,**
3 **and he had a big bunch of keys that you could hear, and**
4 **he came into the room, the dormitory several times over**
5 **a period of time and he would beat me -- he always**
6 **carried the cane -- for not going fast enough, and**
7 **was one of my main tormentors all the time I was**
8 **there. So I don't remember him going away. He was**
9 **always there.**

10 **Q. Well, if we can now just go back to your statement,**
11 **paragraph 16, which is on 059, if we can scroll down**
12 **there, please, you say -- just at the bottom of**
13 **paragraph 15 you said the next morning after you had**
14 **been abused by these Brothers you would get a glass of**
15 **milk and a jam sandwich the next morning.**

16 You said on occasions when you had no marks on your
17 body or face the Brothers would take you downstairs to
18 the canteen to eat with the other boys. That only
19 happened every now and again. You say the boys knew
20 they had to keep their distance from you. You were
21 never allowed to befriend any of them, never knew their
22 names. You always felt you were the only resident who
23 was treated in the way you were treated. You sat at
24 a table of four but they put you at different tables.
25 You stayed in your cell at Christmas time. For example,

1 you would get a jam sandwich, and you don't remember
2 getting any Christmas dinner. As a result you used to
3 hate Christmas, as everyone was running around happy
4 getting presents and you just couldn't wait for it to
5 finish.

6 Now one of the things when you were talking to me
7 was you said you felt the boys knew you were being
8 treated differently and sometimes they would let you
9 have your first choice of the jam that was on the
10 table for breakfast. Is that right?

11 **A. On a few occasions I was let into the canteen or**
12 **whatever it was called there'd be a table of four boys**
13 **and the main treat on the table was a saucer of jam,**
14 **which we all loved, and I used to eat slowly, and the**
15 **boys would never eat the jam until I had my -- till**
16 **I had some jam on the bread, because it was very scarce.**
17 **There was only a bit. So I knew that the boys knew --**
18 **because that was the only time they would see me was**
19 **coming down there, and then I would disappear back up --**
20 **they knew I was in solitary or I wasn't -- I wasn't**
21 **mixing with them, but they did -- they did give me**
22 **leeway, you know.**

23 **Q. If you can scroll on down please, then, paragraph 17 you**
24 **say:**

25 "They used to let me sit and watch TV with the boys

1 but then they separated me and I had to sit between two
2 Brothers. I had no friends in the home throughout my
3 time there. I have no idea why they isolated me from
4 the other boys throughout the duration of my stay at the
5 school.

6 Even as I was coming up to they gave me bad
7 marks. I was not allowed into the tuck shop and I never
8 seemed to be able to get on the right side of them.
9 Others seemed to get nice coats and clothes and I got
10 all the rubbish like short trousers. They gave the
11 Belfast ones or the sporty blue-eyed boys all the good
12 stuff."

13 You were telling me about what you describe as fur
14 coats that were probably sheepskin coats at the time --

15 **A. Sheepskin coats, yes.**

16 Q. -- that some of the boys got.

17 Now the Order don't accept that you were
18 deliberately excluded or isolated in any way, HIA58.
19 They said that this didn't happen, that you weren't
20 deliberately -- if you were isolated, it was maybe
21 because you had done something wrong, and that would
22 have been for one night?

23 **A. There's boys -- there's boys from outside Belfast used**
24 **to come up and they had a clothes -- it was like a**
25 **clothes store, and past pupils used to get -- used to**

1 **get fur coats and trousers, but in my time there and**
2 **because I ran away twice, I was always in short**
3 **trousers. I never received any clothes. So I was in**
4 **short trousers and that's why I was identified twice**
5 **when I ran away.**

6 Q. In paragraph 19 here you say that you could not do
7 paperwork and you put that down to because you only
8 recall being in the school for two days, although the
9 record we have seen suggests you were there maybe more
10 often than you actually remember, HIA58. You got off to
11 a bad start, and you talk about you had a civilian
12 teacher and you talked about throwing the duster at him
13 to us. You imagine:

14 "... the Brothers were telling him that I was one of
15 the bad boys. I was falling asleep in class as I'd been
16 up half the night before being beaten by the Brothers
17 with sticks, and he could not understand why I wasn't
18 paying attention and why I was dosing off. I ended up
19 back in more trouble and yet I felt I did very little
20 wrong."

21 You go on to speak there about the fact that you
22 blamed your mother when you got out of the home, because
23 you felt she had deserted you and let you down. I know
24 from talking to you that you regret that you never
25 actually called her "mother" when you got out of the

1 home before she died.

2 You say that your family came up twice to see you.
3 It was a long way, and your father came to see you at
4 St. Patrick's just once before he died.

5 "They let me out for two hours with him, but he
6 didn't know what to say to me, and I was told by BR5
7 that I was not to say anything about them to my father."

8 They let -- that was the one visit your father had
9 and you went out into Belfast with him. Isn't that
10 right? It wasn't a question of you ever getting back
11 home to visit him. Just you were -- you saw him in
12 Belfast?

13 **A. No. My father came down to see --**

14 . He came to see me, but I was only allowed out
15 for -- it was two hours I think I was allowed out, but
16 I was brought back, but I was told before that I was to
17 say nothing about --

18 Q. What was happening.

19 **A. -- what was happening.**

20 Q. You never saw any inspectors, social workers or
21 probation officers and you say they wouldn't let you out
22 before 16.

23 "I was up in that room for about six weeks at a time
24 and nobody ever told me what day of the week it was.

25 I was locked in and only got out to the toilet when

1 a Brother unlocked the door."

2 Now you go on to describe your life after care. If
3 I can look, first of all, at 46047, these are a couple
4 of entries -- this is just -- these are recording these
5 two visits. These are the only two visits that are
6 recorded, HIA58. This is ,

7 "HIA58 went out with his mother in the afternoon."

8 So that was her visit to the home being recorded in
9 the home's diary of what was happening.

10 If we can look then at the next page, if we can
11 scroll on down, please, this is a different day now.
12 This is in and it says that:

13 "HIA58's father called to see his son. Boy was
14 allowed out until 8 pm. Back in good time."

15 It doesn't say what time he actually came to collect
16 you, but they let you out of the home until 8 o'clock
17 and you were back in good time. So you might have even
18 come back a bit earlier than that when your dad came to
19 visit you. So they have a note of those visits that you
20 are talking about.

21 **A. Well, those visits you are talking about, my mother**
22 **couldn't have come down to see me in the first place,**
23 **because there was only the one road down to Belfast and**
24 **she had children. My mother never visited me in**
25 **that home. My father visited me in that home. My**

1 **mother sent me 10 shillings in two letters, which**
2 **I never received, but my mother definitely wasn't down**
3 **in that -- definitely never took me out once, never.**

4 Q. Well, going back to your statement, HIA58, you discuss
5 what happened after you left St. Patrick's in
6 paragraphs 24 to 29. I am not going to go into the
7 details of that. As I have explained to you, the Panel
8 know what happened to you once you left St. Patrick's.

9 In paragraph 30 of your statement you actually say
10 that you never told anyone about the abuse you suffered
11 until a couple of years ago when you told your partner
12 and your daughters and even then you didn't give them
13 any detail about the abuse or about being locked up and
14 you just said -- told them it was bad in De La Salle.

15 You believe that the Brothers had used you as
16 a warning to the other boys as to what might happen if
17 they did anything bad in the home. Isn't that right?
18 You talk about that in paragraph 31.

19 A. **On the morning the Belfast boys used to get out, and**
20 **they were all dickied up, I was always the first one --**
21 **I was never the last one to get the strap. I was always**
22 **the first one. I was used to let the other boys know.**
23 **I never seen any of the other boys getting slapped with**
24 **this leather strap. I seemed to be the only one, and it**
25 **didn't go down well, because I wouldn't houl out my**

1 hand, but I don't remember any of the other boys getting
2 slapped, you know.

3 Q. Well, just before -- one thing I should have said when
4 we were looking at these two entries, the records that
5 we have suggest that you were released on licence on
6 to live with your father and that would
7 have been three months before your birthday.

8 If we could just look at SPT45955. This was
9 something we looked at earlier. This is a welfare
10 officer's report after you have left. You see the first
11 entry there is :

12 "Licensed to his father to work as a "
13 at a place in . Your wages are to be 80
14 shillings per week.

15 Then :

16 "Interview with his mother, who informs me that
17 HIA58 has had skin trouble on his hands. Obligated to
18 wear gloves at his work, and has made an application for
19 a job at ..."

20 a hotel in .

21 Then bR5 reports:

22 "HIA58 out of work at this date."

23 I was explaining to you that the reason that these
24 records are being kept is because you were still out in
25 licence, the training school was still technically in

1 operation in respect of you, HIA58. So, therefore,
2 St. Patrick's still had a responsibility for you and
3 they were getting reports back from a welfare officer as
4 to what was happening in your life.

5 Then -- I'm not going to go down through that, but
6 it appears you got out in and you got married at
7 the , and you then went
8 with your wife to live in , and sadly you were in
9 and unable to return when your father died.

10 Can I just look, please, at 45973? This is a letter
11 that appears to have been written by your mother on
12 and it would have been We looked at this
13 earlier. It says:

14 "Dear BR5,

15 Would it be possible to help HIA58? He has to go to
16 Kent tomorrow. He has decided he'd like to be married
17 on Saturday. He has been going with this girl for some
18 time and has kept him on a straight road. My husband
19 and I have consented to the marriage, but at the moment
20 we are financially troubled. We are willing to help
21 HIA58 in every way at the present time. My husband is
22 out of work with illness and

23 , which leaves us in a difficult
24 position. We would be very grateful if you could assist
25 him in any way. He is anxious to go to this

1 and this girl would be a help to him. We would be very
2 grateful if you could help in any way."

3 It is signed by your mother and father and then it
4 says:

5 "PS. Ring Father O'Neill if you would like any more
6 information."

7 Now that was on . I asked you when
8 we were talking earlier do you remember going back to
9 St. Pat's on with your fiancée? That would
10 have been the day before you and she got married, and
11 said you didn't go back.

12 A. No. I didn't go back. I went to , and the time
13 I went to you had to be -- you had to be 21 to
14 get a job and I was only . So I changed my name to
15 and I went down to and you had to
16 be 21 but I was only , and I done the interview for
17 a in London, and I passed that test and
18 became a , and for two years I became known
19 as . I wanted to run away from HIA58. I did
20 not want that name. I never had no -- no contact with
21 my wife. She was -- she also got a job in

22 but we were -- like ships in the night we were
23 passing and there was no -- as I say, because of my time
24 in St. Patrick's, I didn't want anybody being near me,
25 but I had lots of jobs in as , and

1 became my name for two -- for two -- over two
2 years, but I actually come home and I actually got a --
3 I actually got a tax rebate on that, because I was
4 claiming as a single person when really I was married.
5 So I actually got a tax rebate on that there. So
6 everything was all above, but being I was
7 very happy, because I was running away all the time from
8 who I am.

9 Q. HIA58, can I just show you another document? This is
10 something we looked at earlier as well. It is 45977.
11 This is a letter from Probation and Aftercare Service in
12 . It is tot he headmaster of St. Patrick's
13 Junior and Senior Training School. It is dated
14 . It is about you, HIA58, aged It says:
15 "The above named called me to -- called to see me on
16 , telling me that he and his wife, whom he had
17 married three days previously, had come to and
18 were staying at a flat at £6 per week in . He
19 told me that the accommodation had been arranged through
20 the landlady's husband, further that he was hoping to
21 obtain a job with the Gas Board and that his wife was
22 starting work tomorrow at a local hospital.

23 It seems quite clear that neither he nor his wife
24 had bargained for the high cost of living in and
25 seemed to have spent their money on pots and pans rather

1 than the rent.

2 I gave him general advice about applying to the
3 Ministry of Social Security, but how well they would be
4 able to assist him in these circumstances I would not
5 know.

6 I did invite him to return to this office should
7 there be any difficulty after making an application to
8 the Ministry, but so far I have not seen him again. If
9 it would be your wish that I made further contact with
10 him, I will do so."

11 It is signed a Mr Stephen, who is a probation
12 officer. So you must have got in touch -- shortly after
13 you went to London you must have got in touch with the
14 Probation Service in and --

15 **A. I don't remember getting in touch with them. I just**
16 **remember changing my --**

17 Q. Your name.

18 **A. -- just changing my name. I don't remember much**
19 **about -- I don't remember much about my wife either.**

20 **I remember I just became , you know.**

21 Q. Well, certainly what you told me was that you never
22 actually told your wife that you were in St. Pat's.

23 **A. No.**

24 Q. So therefore you would not have taken her up to
25 St. Pat's.

1 **A. No way.**

2 Q. If we can just -- sorry -- just look at the next
3 document then, HIA58.

4 **A. I never mentioned nothing about -- I never mentioned to**
5 **nobody for a long, long, long, long, long time. I just**
6 **wanted to forget about it.**

7 Q. If we just scroll down to the next page, please, this is
8 the reply from St. Pat's to Mr Stephen and it is dated

9

10 "I am obliged for your letter of regarding
11 HIA58. This boy was released on licence from the school
12 on to start work as a in
13 his home town of . He arrived up at the school
14 accompanied by his wife to be on to
15 say that he was getting married in the morning. This
16 was the first news we had received of this."

17 Now there are two things about this statement,
18 because your mother seems to have written on
19 saying that you were getting married on the Saturday.
20 So they might have received news other than you turning
21 up on the doorstep, but in any event --

22 **A. I did not turn up.**

23 Q. You say you didn't turn up.

24 **A. No.**

25 Q. "He informed us that after getting married he was going

1 to the in Kent to train for
2 the . His wife was to remain at home and
3 seek employment in .

4 Since then we have heard nothing until receiving
5 your letter. It is rather a pity he did not seek some
6 expert advice before taking such serious steps.
7 However, we would be very glad if you would keep in
8 contact with him and any advice and help that you can
9 give will be very much appreciated by us here.

10 If there is any further information you might like
11 on the lad, please do not hesitate to get in touch with
12 us."

13 You don't remember being involved with the Probation
14 Service in London before you changed your name or
15 anything like that?

16 **A. When I got out of St. Patrick's, I don't remember**
17 **talking to any -- no probation officers, nobody, no.**

18 Q. Okay. Now just going back, you talk to us there
19 about -- in your statement -- if we can just go back to
20 the statement, please, at paragraph 36, which is 063,
21 this is where you say that you were -- a girl from
22 Dublin got in touch with you. She was a young girl
23 doing some kind of report. You don't know who she was,
24 but she collected you in :

25 "... and she also brought another man with us,

1 HIA41",

2 whom you mentioned earlier.

3 A. He didn't -- he didn't come, yes.

4 Q. You were saying --

5 A. He was supposed to come, but he didn't come, you know.

6 Q. She took you back to St. Patrick's and she took
7 photographs of the place, but it had all changed from
8 what -- when you were there. Isn't that right?

9 A. All the -- this was thirty, forty years after I was ever
10 in St. Patrick's this girl took me up, but all the place
11 was knocked down, but she was asking me where the
12 swimming pool was and I identified where the swimming,
13 but at that somebody that was in charge of the school
14 came down and wanted to know what we were doing, and we
15 told him -- I told him I used to be in here, and this
16 was thirty, thirty-odd years ago, but I still --
17 I told -- I asked -- I don't know who he was -- was
18 there a swimming pool there and he told me there was,
19 and in all the time that I was in St. Patrick's I never
20 seen that swimming pool used for any of the boys. It
21 was always used just for the Brothers' own personal use.
22 There was no sports facilities never as I remember, but
23 I did identify where the pool, and it was after -- that
24 was all the place knocked down and that's where all --
25 a lot of my trouble came from.

1 Q. In paragraphs 37 to 39 you go on to say that you
2 essentially blame your time in the training school for
3 a lot of your problems in later life, HIA58, if I can
4 just sum it up in that way. Now --

5 A. I worked for a for near enough twenty years
6 and all the time working for a I never took
7 one day off, not one day off sick, but I left that firm
8 -- I left that firm and started my own company, and the
9 company I started I done a lot of school work, Housing
10 Executive work and just done a lot of -- as a one-man
11 show, and I remember -- I think I was in business for
12 four years. I remember the bank manager calling me in
13 and he told me -- he said, "You know something, HIA58?",
14 he says. "You have earned more than the Prime Minister",
15 he said, hey. I earned £120,000 and I think Tony Blair
16 was in. He says, "HIA58, you earned more". The only
17 thing -- now I had that firm for years -- was the
18 paperwork. I couldn't -- I couldn't handle the
19 paperwork. The paperwork used to come in and I just did
20 not want to know it, and come 6 o'clock every night,
21 I wanted to drink, and I used to go up and have a few
22 pints and most nights a bottle of vodka, because the
23 paperwork was killing -- I had the firm. It is still
24 going now at the moment, , hey. It was
25 a very successful firm and I even thought up the name,

1 , put it this way. It's very success... --
2 it's still going today, but it was the paperwork and all
3 the amount of VAT thing -- I just couldn't hack the --
4 I just couldn't take the -- I just couldn't handle it,
5 you know, but -- and I put that down to -- I put that
6 down to St. Patrick's again. I had that firm for
7 years and paid -- there was one year I paid
8 35,000 tax. I have got the stub to prove I done that as
9 a one-man show. So I was successful in one way and in
10 another way I couldn't handle it, you know. It was
11 just --

12 Q. HIA58, I am just going to look -- we talked about you
13 had seen a photograph of three Brothers. I showed you
14 another photograph. If we can look just at that,
15 please. That is 90243. It is not clear. You don't --
16 we thought that you had brought this. If I can just --

17 A. That's not the photograph I seen.

18 Q. That's not the photograph you saw and that's not your
19 writing at the bottom then? No?

20 A. I know that in the middle is ". That
21 first Brother I think was on the table where the pennies
22 was every -- that's not the photograph I seen, but
23 I know the Brother in the middle was BR 94 but I seen
24 a different photograph of Brother -- different Brother,
25 but I know the one in the middle, you know.

1 Q. So that wasn't a photograph that you gave to the
2 Inquiry? You didn't bring us a photograph at all. No?

3 A. No.

4 Q. Finally, HIA58, one of the things that the Inquiry has
5 to do at the end of its work is make recommendations to
6 the Northern Ireland Government about what should happen
7 and I just wondered what your view was of what
8 recommendations the Inquiry should make.

9 A. In my case in St. Patrick's I wasn't allowed to
10 communicate with anyone, which -- I didn't write
11 letters. They wrote the letters. Any letters
12 I received from my mother were opened. There was no
13 money in it. I couldn't communicate with no-one.
14 I couldn't tell anybody when I was hurt. There was no
15 doctors. There was no -- most of the time I spent in
16 that room no-one came to see me. You were just left to
17 your own devices. When you healed, you came down and
18 they showed up. Sometimes I lost track of time there.
19 I didn't know -- there was no -- the only day I ever
20 knew was a Sunday when all that money was on the table,
21 all pennies, but I would have liked to have talked to
22 somebody and told them how hurt I was, but that didn't
23 happen. They -- I believe them Brothers took over and
24 told an awful lot of lies. They never put their hands
25 up to what they done. I think they told an awful lot of

1 Q. Uh-huh.

2 A. -- which was 99% of them. I seemed to be the only
3 one -- there was no -- there wasn't many other people
4 from -- as I was known as a country boy. There was
5 no -- there wasn't many -- as I recall, I was the only
6 country boy. So all -- all the Belfast people got out
7 religiously every Sunday and they got their marks, and
8 after they got to the pennies or whatever they got they
9 were allowed home to their mothers and fathers,
10 and because I was from -- because I was from ,
11 I was from a different part, I was classed as country.
12 I was never allowed out.

13 Q. Thank you.

14 CHAIRMAN: Well, HIA58, I am sure you will be happy to hear
15 we don't have any more questions for you. Thank you
16 very much for coming to speak to us today. We can see
17 it hasn't been easy for you. So thank you for making
18 the effort to come and see us.

19 A. Thank you. Thank you.

20 (Witness withdrew)

21 MS SMITH: Chairman, the next --

22 CHAIRMAN: We will rise now and we'll sit again at 12.25 and
23 start the next witness then.

24 (12.15 pm)

25 (Short break)

1 (12.45 pm)

2 WITNESS HIA272 (called)

3 MR AIKEN: Chairman, Members of the Panel, good afternoon.

4 The next witness today is HIA272, who is "HIA272". He
5 is going to affirm, Chairman. He is aware that you are
6 going to ask him to do that now, and he wishes to keep
7 his anonymity.

8 WITNESS HIA272 (affirmed)

9 CHAIRMAN: Thank you, HIA272. Please sit down.

10 Questions from COUNSEL TO THE INQUIRY

11 MR AIKEN: HIA272, coming on the screen will be the first
12 page of your witness statement, all being well,
13 and that's at 078. Can you just confirm apart from the
14 black marks, which are the anonymity policy in
15 operation, that that is the first page of your
16 statement?

17 **A. It is indeed.**

18 Q. And if we look at the last page, please, at 084, can you
19 just confirm that is the last page?

20 **A. It is indeed.**

21 Q. And that you have signed it?

22 **A. Yes.**

23 Q. And you want to adopt it as your evidence before the
24 Inquiry?

25 **A. Yes.**

1 Q. And, as you know from my discussion with you earlier,
2 HIA272, a huge volume of information and I am going to
3 try and summarise as much as I can so that the time you
4 have to spend in the witness box is as short as possible
5 while still doing justice to what you want to say to the
6 Inquiry.

7 **A. That's fine.**

8 Q. You were born on ?

9 **A. That's correct.**

10 Q. And are now aged ?

11 **A. Yes.**

12 Q. You were one of siblings?

13 **A. Yes.**

14 Q. There were -- you now have four children of your own?

15 **A. Yes.**

16 Q. And you have explained to the Inquiry -- and, as I said
17 to you earlier, we are not going to go into detail about
18 it, because the Panel has access to the material and is
19 aware of it -- in your adulthood you battled with
20 alcoholism and that led to a particular syndrome that
21 affects your memory --

22 **A. Yes.**

23 Q. -- and the medical material is available for the Panel
24 in respect of that.

25 You were one of siblings, and we were

1 discussing this earlier, that it appears you came from
2 a very good family, but you ended up off the rails?

3 **A. Yes.**

4 Q. And that caused particular difficulty at home, and you
5 had particular difficulty with your dad, and we saw that
6 in one of the records, that he would have been
7 physically aggressive towards you?

8 **A. That's true.**

9 Q. And the type of difficulty we will look at very briefly
10 as we move through and how you ended up in
11 St. Patrick's. Just bear with me for a moment so that
12 I can give the Panel where the information about you can
13 be found --

14 **A. Right.**

15 Q. -- in our electronic bundle.

16 The witness statement from HIA272 is at 078 to 085.
17 There then is an addendum where he deals with his time
18 in borstal in 086 to 088.

19 The De La Salle response statement can be found at
20 322 to 325 with an addendum at 741.

21 The Health & Social Care Board response at 758 to
22 760, with the Department of Justice response at 1472 to
23 1475, with exhibits from 1475 to 1485.

24 There is a statement from BR42 at 2166 to 2168 and
25 it is paragraph 7 that relates to HIA272, which is at

1 2167.

2 Then the Inquiry has also obtained a statement from
3 SPT2, who is a -- formerly worked in St. Patrick's, whom
4 HIA272 refers to at the end of his statement. That
5 statement from SPT2 can be found at 2207 to 2209.
6 Paragraph 1 relates to HIA272 at 2207.

7 There then is a statement from another member of
8 staff called SPT65, 2188 to 2190, although that didn't
9 deal with what HIA272 mentioned in respect of a man
10 called , but we were clarifying this
11 morning, HIA272, that you don't believe it was --

12 **A. A different person.**

13 Q. -- SPT65?

14 **A. No.**

15 Q. You remember this person as a nightwatchman --

16 **A. Yes.**

17 Q. -- whether the name is right or not?

18 **A. That's correct.**

19 Q. You don't think it was SPT65?

20 **A. No.**

21 Q. But for completeness the SPT65 that the Inquiry has
22 contacted, who worked in St. Patrick's as a lay member
23 of staff, as a housemaster, in paragraph 4 he denied any
24 cruelty to any child. That's at 2188.

25 Then, as you and I were discussing this morning,

1 HIA272, the movement history in your time moving through
2 St. Patrick's and then on and demonstrating a number of
3 abscondings and so on and so forth, that
4 two-page document we were looking at can be found at
5 48978 and 48979.

6 If we just refresh your memory about that so that
7 you understand what I am talking about, if we look at
8 48978, please, it is this document we were talking about
9 earlier where it records various comings in and goings
10 out and the abscondings and various other matters
11 related to your time in St. Patrick's.

12 If we scroll through, we can see that moving on to
13 the next page, please, and then the movement to borstal
14 in .

15 We were discussing, HIA272, the offending behaviour
16 that was causing you to end up before the court and then
17 ultimately end up in training school.

18 **A. Yes.**

19 Q. The criminal record relating to that is at 26241 to
20 26247. I am not going to open that. The Panel is aware
21 of it. We will look at some matters that explain
22 various things in St. Patrick's as we go.

23 **A. Yes.**

24 Q. Then a medical report that talks about your memory
25 issue. I will just give the Panel a reference for that.

1 That's at 53421 to 53426.

2 Now having gone through that referencing exercise,
3 HIA272, I want to take us back to . At that
4 stage you were years old, and if we look at
5 a probation report, please, at 49013, this is written
6 for a court appearance that takes place that same day of
7 that saw you convicted of disorderly
8 behaviour, and you were given 21 days in a remand home,
9 which you believe was St. Patrick's.

10 **A. That's correct.**

11 Q. That's the three-week spell. You say it was an assault
12 by you and a number of boys on .

13 **A. Yes, that's correct.**

14 Q. You were given three weeks in St. Patrick's.

15 **A. Yes.**

16 Q. Now unfortunately no-one has been able to find register
17 entries or documents that relate to that period, but
18 that's your recollection, that that's where you went --

19 **A. Yes.**

20 Q. -- when that order was made?

21 **A. Definitely, yes. It is on my criminal record, yes.**

22 Q. If we scroll down so the Panel can see that this is what
23 the probation officer was saying. Moved to
24 Secondary School, having been at . You talk
25 about in your Inquiry statement, because

1 recorded as an attendance at court. So

2 this is more than likely to be a document of

3 We'll just leave that and come back to it.

4 So the documents that we do have that show you

5 coming into St. Patrick's relate to when you were on

6 you became involved in a burglary

7 and theft and were given a Probation Order for two years

8 at that time, but -- and how you were getting on with

9 probation in , if we can see 49015, please --

10 CHAIRMAN: Just a little bit more slowly. Just go up again,

11 please. So it looks as if HIA272 appeared at

12 St. Patrick's for the first time in when he was

13 sent there in its capacity as a remand home for a month.

14 Is that right?

15 **A. 21 days, yes. That's correct.**

16 Q. Yes, and then you went home again, but then you came

17 back for another reason. Isn't that right? That's the

18 way --

19 **A. Yes. The first one was for disorderly behaviour with**

20 **the .**

21 Q. Yes.

22 MR AIKEN: And ultimately the Training School Order is made

23 in , and this is the precursor to that

24 happening. So the Probation Report -- there is

25 an offence occurs in

1 **A. Yes.**

2 Q. You had the one in the summer before that of

3

4 **A. Yes.**

5 Q. The burglary is in . The probation report

6 we are about to look at is if we scroll down,

7 please. Just scroll down to the bottom again so we can

8 see what's being said, and while there were positive

9 things that are being said, there's describing

10 a deterioration in the relationships at home, HIA272,

11 over the behaviour that you are engaging in. If we

12 scroll down a little further, please, you can see that

13 the probation officer is saying:

14 "I am inclined to think that HIA272's welfare might

15 best be served by a prolonged absence from his home and

16 immediate environment at this point in time."

17 So the probation officer was pointing towards

18 training school in effect?

19 **A. Uh-huh.**

20 Q. And that appears to arise from you getting involved in

21 taking and driving away, and on then we

22 see -- if we go through, please, to 48986, we will see

23 the Training School Order that you and I were looking at

24 earlier, which is the court form. 48986, please. It

25 runs over four pages, but we can see, if we scroll down,

1 the reference to an offence on , which
2 led to the probation report of , and you are now
3 before the court on , and if we move through
4 to the end of the document, to its fourth page or third
5 page, we can see is the date that the
6 Order was made. In fact, you were able to remember the
7 name of the magistrate who was involved certainly in at
8 least some of the offending.

9 **A. Yes.**

10 Q. Do you want to give the Panel the name?

11 **A. That was Commander Mullan.**

12 Q. Commander Mullan. We can see then the admission
13 register of you coming in on 49117, please. So this is
14 the type of document that's completed for someone coming
15 into the training school and it records the basic
16 details. Date of admission of .

17 Then, HIA272, you and I were talking and I am just
18 going to quickly set out the sequence of events without
19 looking at too many documents --

20 **A. Yes.**

21 Q. -- relating to them, but having come in in , you
22 were allowed out on parole, as it was called, in
23 of , on , and a further taking and
24 driving away offence happens, and then we see you coming
25 back into the training school again after that, and you

1 spend -- you get out then -- you abscond basically over

2 --

3 **A. Uh-huh.**

4 Q. -- and there was a series of burglary, criminal damage,
5 driving -- I was saying to you it seems you went out and
6 you linked in with a number of boys you were friendly
7 with and then various offences occurred.

8 **A. That's true.**

9 Q. The references for that, Members of the Panel, can be
10 found at 48978, 49006, 49004, 49010 and 49002. Those
11 matters would then bring you back before the court and
12 it is then that St. Patrick's wrote its report that's
13 misdated, if we look back at it now in context. 49014,
14 please. This is the document written by the manager,
15 who would either have been BR5 or BR46. If you imagine
16 the date in the top right should be
17 If we scroll down, please, what the manager says:

18 "HIA272 has failed to settle down here and his stay
19 from last has been marked by six abscondings during
20 , , , and . His
21 parents, particularly his mother, are most cooperative
22 and secretly very annoyed over HIA272's behaviour
23 pattern, particularly his coming into conflict with the
24 law. Last absconding was very serious. He threw
25 a locker through a dormitory window and made good his

1 escape by climbing out. Needs to be taught a lesson."

2 That was what the manager of St. Patrick's was
3 saying to the court. You can remember back to that. We
4 were discussing that incident about the throwing the
5 locker through the window.

6 **A. Yes, I can indeed.**

7 Q. And it was a tough time --

8 **A. Uh-huh.**

9 Q. -- that was -- you found yourself?

10 **A. It is just the case I had to get away from the place,**
11 **because I couldn't handle the pressure. I was a young**
12 **child basically.**

13 Q. And by this stage you had turned , and I was talking
14 to you about some of the diary entries that show -- if
15 we look, please, at 49076, in there was
16 a lot of trouble on the streets in Belfast, and this is
17 West Belfast, where the IRA is operating, and there's
18 a reference to you coming back to the school. If we
19 scroll down just to the next day on , we can see the
20 reference:

21 "Mrs returned [you] to the school.
22 The Fianna boys were looking for HIA272 to give him
23 a hiding. Hence his hurry back to the school."

24 Do you remember that now as you reflect back?

25 **A. Yes. Just when I see it, yes, I can indeed. That was**

1 **the junior IRA.**

2 Q. So St. Pat's I suppose from this was seen as it was
3 going to offer you a bit of protection from --

4 **A. Well, it was meant to be, yes.**

5 Q. -- yes -- from what was going to happen out on the
6 streets, and then there's another St. Patrick's report
7 of as you are about to come before the court
8 again. If we look at 49017, please. Can we just scroll
9 down a little so you can see this is written by BR46,
10 the , . So that might
11 imply the earlier letter by is written by
12 BR5:

13 "HIA272 is for the most a very pleasant lad. He
14 gets on well with all the staff. Generally neat and
15 tidy in appearance. He has bad moments when he looks
16 and feels sad. Not a great ability for coping with his
17 personal problems",

18 and reference to your peers. Then talking about
19 your considerable sporting ability, playing in the
20 school soccer team, participating in the Irish Schools
21 League:

22 "Difficult to understand his absconding. Numbers
23 from half a dozen, but one feels that he has enough
24 character and intelligence to eventually overcome this.
25 His home is of middle class standard, neat, clean,

1 well-furnished. Parents cooperate well with the school.
2 Both have a great interest in their son's well-being.
3 With this type of goodwill and cooperation HIA272 should
4 learn and relearn to live on amicable terms with the
5 community at large."

6 What I was saying to you, HIA272, as we were
7 discussing earlier, there had been already a series of
8 incidents in St. Patrick's. This was an example of
9 BR46, as it were, going out on a limb in that he is
10 saying to the court, "We will keep working with him. We
11 think he will come round".

12 **A. Reading that, it seems like that, yes. It is there,**
13 **yes.**

14 Q. You have a good view of BR46. You have never had any
15 difficulty with him?

16 **A. I never had any dealings with the man whatsoever.**

17 Q. What happened, though, is that the matter comes before
18 the court, and if we look at 48996, please, the next day
19 on a -- if we just scroll down so we can
20 see a description. Just a little further. Thank you.
21 So for the matters that had happened the previous August
22 you were made the subject of another Training School
23 Order, as it were. So this one is of .
24 You are then readmitted in that they fill out another
25 admission record, which I am not going to bring up, but

1 the reference to it is at 49121. The court communicate
2 with St. Patrick's. If we look at 49044, please, so you
3 can see:

4 "Herewith the concurrent Training -- three
5 concurrent Training School Orders made at Dunmurry
6 Juvenile Court in respect of the above-named, who is at
7 present detained under a similar order in your Training
8 School."

9 So what I am saying, HIA272, is it appears -- I am
10 trying to condense this down -- that BR46 was saying to
11 the court, "Look, we will keep working with him. We
12 think we can get through to him". The court then were
13 prepared to roll with that rather than send you to
14 borstal, which would have been the next stage.

15 **A. Well, it seems to be the case.**

16 Q. That is then what happens, although, you know, the
17 difficulties continued, but I want to show --

18 **A. Although -- sorry for interrupting you -- although
19 I think I was under age for borstal then. I think that
20 was the case what was wrong, otherwise I would have been
21 sent. Well, if you check the dates there.**

22 Q. Okay. We can check the dates. I think at this stage
23 you are -- you are now -- you are certainly .

24 **A. Yes. I was under age for borstal. That's why I wasn't
25 sent.**

1 Q. We can see -- I was talking to you about another entry
2 in the diary, if we look at 9... -- 49083, please,
3 because it is clear that at some stage members of the
4 IRA came in looking for you, and the diary records that
5 whoever the author of this was wasn't having any truck
6 with them.

7 **A. That's true.**

8 Q. In fact, I think you were maybe with the boys who were
9 -- who wanted to interview a particular boy, and whoever
10 was met that day in the school who was recording it in
11 the diary wasn't having any of it. There obviously was
12 difficulty on the streets, which is recorded in the
13 diary entry of _____ at SPT49084.

14 _____ HIA272, we were looking at 49090, please, because
15 you remembered the incident being cut on your arm.

16 **A. I do, yes.**

17 Q. I was saying to you that the entry of _____, if we
18 scroll down, please:

19 "Taken to hospital at 2.00 am. Got stitches in arm.
20 Suspected self-inflicted (needs to see a psychiatrist)."

21 So the author of this note is certainly concerned
22 about your welfare. You were explaining to me, in fact,
23 another boy had done this to you --

24 **A. Yes.**

25 Q. -- but you didn't tell the staff that?

1 **A.** I had told them at the time, because I was actually
2 sleeping and I woke up and my arm was getting sliced.
3 It was up round here, across there --

4 Q. Yes.

5 **A.** -- and they thought for some reason that I had done it
6 myself --

7 Q. Yes.

8 **A.** -- because I wouldn't give them a name.

9 Q. You didn't give them a name of anybody doing it on you?

10 **A.** No.

11 Q. You were saying to me that was just the way. You know,
12 you didn't squeal --

13 **A.** Yes.

14 Q. -- on other people.

15 **A.** That's the way it was, yes.

16 Q. And the -- the problems continued in terms of
17 absconding, HIA272, in that whenever you went out -- for
18 instance, you stayed out longer over Christmas than was
19 supposed to be the case in , and another taking and
20 driving away --

21 **A.** That's correct.

22 Q. -- occurred, and that was at 49008. Then unfortunately
23 the staff at St. Patrick's decided they couldn't deal
24 with the difficulties you were presenting any further --

25 **A.** Uh-huh.

1 Q. -- and the report from them, if we can look at 49018,
2 please -- by this stage you are still . You have just
3 turned Apologies. You have turned , and if we
4 just scroll down so we can see that the entire tone of
5 BR46's note now has changed and he is describing
6 considerable difficulty but he is saying through all
7 that:

8 "It must be said that HIA272 was always neat and
9 clean and could be very pleasant.

10 His parent were always fairly cooperative.

11 I recommend a more secure environment for this boy
12 his treatment -- "if his treatment" I presume that
13 should say -- "is to be effective."

14 So BR46 and the staff at St. Patrick's have
15 obviously decided, HIA272, they can't continue to look
16 after you and that leads to the transfer to borstal,
17 which occurs the next day from court on

18 at the age of . The reference for
19 that, Members of the Panel, is at 49114.

20 If we just look at 49130, please, because one of the
21 issues that we were discussing earlier -- we can find
22 your name on this list, HIA272. I think it is slightly
23 further down, please.

24 **A. 996.**

25 Q. 996. You spotted it before me. There you are. That's

1 the transfer to borstal, but you can see, Members of the
2 Panel, this is the list of people who were discharged
3 that particular year and the type of trades they were
4 being transferred to or those who were getting into
5 other difficulty.

6 HIA272, we were talking about the abscondings list
7 that I mentioned. If we look at 49024, and you were
8 saying to me that there was plenty of facility for your
9 family to come up and visit and they did do that and
10 that you got out at the weekend to stay with them. The
11 problems came when you perhaps stayed longer or went out
12 when you weren't supposed to, but that facility was
13 there for --

14 **A. For visiting and stuff.**

15 Q. -- going out.

16 **A. For visits and things like that, yes.**

17 Q. Yes.

18 **A. It was indeed.**

19 Q. But the problem particularly came -- and we will come to
20 it towards the end when we look at how punishment was
21 dealt with for absconding --

22 **A. Yes.**

23 Q. -- but the actual facility of getting out was through
24 that rewards and privileges system --

25 **A. It was indeed.**

1 Q. -- that operated and that you got the opportunity to
2 avail of that if the behaviour during the week was
3 acceptable.

4 **A. That's true.**

5 Q. You then speak about BR5. If we can look at paragraph 2
6 of your statement, please, at 078 just to put this in
7 context. While the Inquiry is not looking at schools
8 and abuse that occurred in schools, HIA272, you explain
9 in paragraphs 2 and 3 how you were interfered with by
10 BR5 at school --

11 **A. That's correct.**

12 Q. -- and then in due course whenever you were sent to
13 St. Patrick's you found that he was in charge there.
14 Just bear with me for a moment so I can give the Panel
15 the information to put this in context.

16 BR5 was born in . He was between
17 and involved at School and
18 between to taught in
19 School, and then from he was
20 and of St. Patrick's. By that time he was aged
21 . He was the from
22 to , when he left for Dublin in
23 and he died then in in , aged . The
24 references for that can be found at 11059 and 322,
25 paragraph 5.

1 So you met him first when you were in ,
2 HIA272, and then you come to St. Patrick's and you find
3 him there?

4 **A. Yes.**

5 Q. And if we look, please, at paragraphs 5, 6 and 7, you
6 explain that he always was the person in the gym on the
7 Sundays who gave out the pocket money and decided who
8 was going home. That was the rewards and privileges
9 system?

10 **A. That's correct.**

11 Q. And he presided over that. Then you said he began to
12 target you after you had been there for about four or
13 five months. So you arrived in essentially .
14 So this would have been towards the end of and
15 start of you are talking about. You say he used to
16 bring you into the office for any excuse whatsoever. Is
17 that the office that was in the school premises?

18 **A. No, it is actually at the very front of the building.**

19 **It is like an administration.**

20 Q. Administration?

21 **A. Just when you go in through the main doors, yes.**

22 Q. And was it his -- had he an office to himself?

23 **A. He had an office on the left-hand side going in through
24 the door, the first office on the left-hand side.**

25 Q. And then there was another office where staff worked?

1 **A. There was an office beside it with a safe in it and**
2 **there was like a common room beside that.**

3 Q. Did you say to me earlier one of the problems was over
4 something that happened over the safe?

5 **A. That's correct.**

6 Q. Right. We will come back to that, but you explain how
7 he had you in this room and there weren't any witnesses
8 to what occurred. I think the Order have said they
9 don't believe there was venetian blinds or a mahogany
10 door, but that's your recollection?

11 **A. Yes. I can remember there was a mahogany door. There**
12 **was also like a velvet curtain in it also from what**
13 **I remember also. I think it was red or blue.**

14 Q. You say his pretence for getting you to come with him
15 was to help count the charity boxes --

16 **A. Yes.**

17 Q. -- that were in the office, and you describe then what
18 he -- what he did to you. You mention the sweating.
19 You remember him --

20 **A. Yes, I can indeed. I can still picture him to this day.**

21 Q. And you were saying to me it was him holding himself up
22 against you?

23 **A. Yes.**

24 Q. That is what you remember?

25 **A. That's true.**

1 Q. He didn't go beyond that?

2 **A. No. Pushing himself into me like a man would normally**
3 **do with a woman or something.**

4 Q. And you thought it mightn't have happened -- it didn't
5 happen every day. It mightn't have happened for a few
6 weeks, then maybe twice in two weeks. So there was no
7 distinct pattern to the times it would happen?

8 **A. It was normally when I was up to no good, as they would**
9 **have classed, you know, getting into trouble.**

10 Q. Yes.

11 **A. Then that would have been a reason for him to bring me**
12 **down.**

13 Q. So that's one of the things we're going to talk about in
14 the punishment. Most of the punishment was done in the
15 principal's office?

16 **A. Yes, most of it was, yes.**

17 Q. And -- but you mention occasions, and we will come to
18 those, when you and others were strapped in front of
19 other people?

20 **A. That's correct.**

21 Q. You also say in paragraph 8 that BR5 would threaten you
22 that he would get you put in another home for older boys
23 and what would happen to you there. You can't recall if
24 he threatened you more than once, but that he threatened
25 you. Presumably was that to not tell anybody about --

1 **A. Yes, it was indeed. He threatened me with borstal.**

2 Q. And in paragraph 10 you say that he was also violent,
3 that he was the one who regularly slapped you, brought
4 you into the head office and strapped you, and then
5 whenever I was clarifying that with you, these are the
6 corporal punishments that you are talking about --

7 **A. Yes.**

8 Q. -- where he would have used the strap?

9 **A. That was -- we accepted it as punishment then. That was**
10 **just basically the way you got it, but with him it was**
11 **across the backside.**

12 Q. Yes.

13 **A. Other ones would have hit you on the hands.**

14 Q. I think the Order has said to the Inquiry that the
15 headmaster, when punishment was referred to him, would
16 have struck on the backside --

17 **A. That's where it was.**

18 Q. -- on the outside of the trousers.

19 **A. No, you used to drop your trousers till your boxer**
20 **shorts. You used to have small white boxer shorts, and**
21 **they were dropped to there and you were hit.**

22 Q. So it wasn't the bare bottom, but it was on the boxer
23 shorts.

24 **A. No, it was on the boxer shorts.**

25 Q. But the other Brothers would have used the strap on the

1 hand?

2 **A. Yes.**

3 Q. And do you remember would the nightwatchman have used
4 the straps on the hands as well?

5 **A. The nightwatchman would have had a wee small stick and
6 hit you on the head with it.**

7 Q. That was like a cane?

8 **A. Yes. I just can't remember what it was like. He used
9 to have a small baton about that size and he used to hit
10 you with it, but he had it hid most times. He would
11 have pulled it from his waist or pocket.**

12 Q. You describe how as part of this corporal punishment
13 that the headmaster engaged in, if we move on to
14 paragraph 11, 081, that sometimes he wanted to make
15 an example of you or other boys. He used to punish you
16 in the gym on a Sunday morning in front of the rest of
17 the boys. You remember that happened on three or four
18 occasions.

19 **A. Yes.**

20 Q. You were explaining to me that you and a number of other
21 guys went into the room into the safe.

22 **A. We did indeed.**

23 Q. Do you want to just tell the Panel what you did and then
24 what happened on foot of it?

25 **A. What actually happened was the money that I had been**

1 counting for several weeks on and off, it used to be
2 collected and left in the safe in small boxes. So we
3 got the keys of the safe, broke into the office and took
4 the money, and through it we found -- discovered
5 afterwards that it was the old currency, some of it. So
6 we scattered it around the forest and escaped from
7 St. Pat's, absconded. So on our return we were told to
8 gather the money back in, bring it back and then we were
9 punished.

10 Q. And that punishment was done in front -- in the assembly
11 on a Sunday?

12 A. That was in the assembly hall, in the gym, so it was.
13 It was the gym, the gymnasium. We were put on the
14 stage, trousers down per usual, bent over a chair and
15 then the strap, which came in between your legs and hit
16 you right into your private parts.

17 Q. And that was again with the boxer shorts on?

18 A. That was from BR5 with the boxer shorts on.

19 Q. Yes, and -- so that particular incident, which involved
20 stealing from St. Patrick's --

21 A. Yes.

22 Q. -- that provoked a higher level, as it were? It was
23 done in front of people?

24 A. Yes.

25 Q. Whereas the normal absconding was more done in the

1 office?

2 **A. Yes, and also the time I broke the window --**

3 Q. When you abs... --

4 **A. -- that was done in the gymnasium as well.**

5 Q. So that was when you put the locker --

6 **A. I put a locker through the window and escaped, dropped**
7 **down and escaped.**

8 Q. And the other incident in relation to sexual abuse that
9 you talk about in the statement is in paragraph 14, if
10 we move down, please, to 082, and here you record that
11 a particular boy -- and we will not name him in here,
12 HIA272, but the Panel will know who it is.

13 **A. Yes.**

14 Q. And -- I am just giving the Panel the name in case their
15 list isn't with them at the moment -- but what you are
16 saying is that you remember this boy, SPT43, telling you
17 and other boys that he was the pet of BR86, who is BR86,
18 and that he said that he had sex with BR86.

19 **A. Indeed, yes.**

20 Q. Now, as I was explaining to you earlier, that -- the
21 individual that you speak of there, the boy has never
22 made that claim to the police or to the Order in a civil
23 claim or any other way or to the Inquiry, and I was
24 explaining to you that BR86 was born on .

25 He came to St. Patrick's on aged ,

1 and he taught in St. Patrick's for years until ,
2 when he died on -- sorry --
3 aged -- sorry. His date of death was
4 , aged . The reference for that is at
5 14732.

6 What I was explaining to you, HIA272, was this was
7 the only complaint that has come up about BR86 save for
8 one instance that I was saying the Panel will recall,
9 the Ecclesiastical Inquiry from 1948, and BR86 was one
10 of three Brothers identified by the boy SPT 30 .
11 He complained about BR70, not the BR1 that would have
12 been there in your time, HIA272 --

13 **A. Uh-huh.**

14 Q. -- and BR83 and BR86. As the Panel is aware, the bishop
15 concluded there was no basis to those allegations.

16 But BR 86 did make a statement to the 1948
17 Inquiry, which we're not going to look at, but I'm going
18 to give the Panel the reference. It's at 10561 and
19 10563. You may recall in that he explained how he was
20 in charge of the tuck shop and he caught on boys sending
21 other boys to avail of -- effectively stealing their
22 tuck money, as it were, by taking their sweets. He
23 thought maybe that was why he got into trouble with some
24 of them and proved unpopular, but other than that what
25 you are saying is this is what this boy told you

1 happened, except for one occasion when you recall coming
2 into the classroom and finding him hiding underneath
3 BR86's cassock.

4 **A. That's true, yes.**

5 Q. And at the time the reference was made to he was
6 praying.

7 **A. He told us that this was part of -- he wanted to be
8 a priest and this was -- he was being learned how to be
9 one.**

10 Q. Just if we scroll up to the paragraph before, because
11 you talk about a whole series of Brothers and grooming
12 practices, and I was asking you is that really what you
13 as an adult thinking back now are taking the behaviour
14 to be? You talk -- just if we scroll on to the next
15 page, you can remember a Brother walking around holding
16 the hands of -- you know, when you say young boys, it
17 would have been --

18 **A. 12, 13, yes.**

19 Q. -- 13, 14 -- 12, 13, 14, letting them have treats and
20 cigarettes, and I think what the Order would say about
21 that is, you know, what were acts of kindness in terms
22 of giving someone a treat or letting them have
23 a cigarette and such like shouldn't be equated just by
24 innuendo to being some form of grooming behaviour for
25 sexual offending, and some of the Brothers you never had

1 any difficulty with you were explaining to me. BR26,
2 for instance, was not someone you had any --

3 **A. No, he never annoyed me, never ever, no. Most of the**
4 **Brothers didn't to me personally --**

5 Q. Yes.

6 **A. -- but they did to other people.**

7 Q. It was really the one Brother --

8 **A. Yes, BR5.**

9 Q. -- who was -- who was the difficulty that you had?

10 **A. Yes.**

11 Q. You found other Brothers to be fine with you?

12 **A. Yes.**

13 Q. And I presume you recognise it wouldn't necessarily have
14 been very easy to look after you --

15 **A. No, it would not.**

16 Q. -- when you were on the course of conduct --

17 **A. No.**

18 Q. -- that you were on.

19 Just to confirm in paragraph 9 of your statement, if
20 we can back up to 080, HIA272, you talk about
21 a particular incident with -- getting punished by being
22 taken at 3.00 or 4.00 in the morning into cold showers.
23 I was asking you: you are clear that was not SPT65, the
24 housemaster, you are referring to?

25 **A. No, that was not. That was who was**

1 **a nightwatchman.**

2 Q. So it was a nightwatchman did this?

3 **A. Yes.**

4 Q. Were there Brothers involved in this as well?

5 **A. There were two Brothers I can remember for definite.**

6 **One was Brother -- will I mention their names?**

7 Q. Yes, you can mention names.

8 **A. BR85 and BR38. Those are the two names, yes.**

9 Q. I was saying to you, and you were surprised by this,
10 that I'm not sure -- I don't recollect anyone else
11 complaining of being brought out during the night and
12 put in cold showers?

13 **A. Well, it was our full dormitory, which would have been**
14 **maybe twenty children were all brought out.**

15 Q. And had you done something that provoked this reaction?

16 **A. Yes. That was who -- we could have been doing things,**
17 **because we were always up to something silly.**

18 Q. In paragraph 15, HIA272, you talk about the -- what we
19 have termed the cells or the detention rooms, and you
20 were agreeing with me -- I was reading to you from the
21 Order's statement when they were saying there were two
22 cells down by the boiler room.

23 **A. That's correct. They were closed.**

24 Q. In your time those were then just stores?

25 **A. Yes.**

1 Q. And there were two detention rooms on the first floor?

2 **A. That's true.**

3 Q. And did you spend some time then in the --

4 **A. I did indeed.**

5 Q. -- detention room mostly after absconding?

6 **A. For absconding I was put into the cell.**

7 Q. And I was asking you -- they mention in the statement
8 that there was a bell there that you could ring for
9 attention.

10 **A. You have to understand that it was up on the first floor
11 of the building. There was no-one on the first floor of
12 the building during the day. The first floor was where
13 the dormitories were and no-one was about there during
14 the day. There was people at night-time but not during
15 the day.**

16 Q. Okay. You said to me there was a bell that you could
17 ring?

18 **A. There was a bell, yes, a small bell you pushed on the
19 wall, which rang inside the office.**

20 Q. Yes, and they would have brought you then your food that
21 --

22 **A. There was no-one came, so there wasn't. You were
23 brought your food at a certain time and that was it.**

24 Q. Yes. We have covered the part about visits and the home
25 leave and about how that did work well and you were

1 saying to me, in fact,

2 .

3 **A. Yes, it was, yes.**

4 Q. So it was handy for you to be at home?

5 **A. I think that's what happened a lot of the times I was**
6 **blamed on absconding. I was actually over having food**
7 **at my mother's house.**

8 Q. In paragraph 20 and 21, if we go down, please, to 083
9 and 084, you explain how, having been transferred to
10 Millisle Borstal -- so we saw that. You were when
11 that happened in , . So you were
12 . You absconded from Millisle and went
13 back to St. Patrick's.

14 **A. I absconded and visited St. Pat's, yes.**

15 Q. And there you spoke to SPT2 and he was a man that you
16 had always got on with?

17 **A. I respect him as a person, yes.**

18 Q. You explain here how you said to him in paragraph 20 --
19 you told him about what had gone on and he wrote out the
20 statement in his office. Now I was asking you more
21 about that today. I will just explain what I understand
22 you to be saying and you can --

23 **A. Yes.**

24 Q. -- clarify it for me --

25 **A. Okay.**

1 Q. -- if I have got it wrong. When you went to see him
2 initially, you had a conversation about the fact you had
3 absconded from Millisle.

4 **A. True.**

5 Q. And you and he then had a discussion about what life was
6 like in a borstal.

7 **A. Yes.**

8 Q. And he wanted you to assist him to set out what life was
9 like in a borstal as a discouragement, as it were --

10 **A. Like a deterrent.**

11 Q. -- which would be a note he could put up for others to
12 see.

13 **A. Yes.**

14 Q. And that during that conversation about life in the
15 borstal he asked you whether life was ever like that in
16 St. Patrick's?

17 **A. Yes.**

18 Q. Is that -- broadly speaking is that the correct way
19 round?

20 **A. Yes, more or less, yes.**

21 Q. And that it was then you told him about what life had
22 been like in St. Patrick's?

23 **A. Yes.**

24 Q. Now can you remember did you tell him the identity of
25 the Brother who was sexually abusing you or did you

1 mention sexual abuse or is it likely you just talked
2 about, you know, life being hard there or can you --

3 **A. No. I can remember basically what I told him was there**
4 **was a lot of sexual abuse in the Millisle borstal, a lot**
5 **of it, and he asked me was there any of it in St. Pat's**
6 **basically, and I said, "Yes, there was", and he says he**
7 **had his suspicions and he asked me could I tell him what**
8 **I knew from there. So basically I told him anything**
9 **that I did know. I mentioned names and whatever, but at**
10 **the time he did write it down. Now I am led to believe**
11 **that he can't remember that. I don't know, but he did**
12 **write it down, and I don't think I signed it. Now**
13 **I do -- I may have signed it. I cannot remember whether**
14 **I signed it or not --**

15 **Q. Yes.**

16 **A. -- but we had a frank conversation just about general**
17 **life in there and what was happening.**

18 **Q. And you mentioned to me also that you saw him -- you met**
19 **him in adult life twice at the --**

20 **A. I did, yes.**

21 **Q. -- once in the bar and once on -- around the pitch.**

22 **A. Just down at the pitches, yes.**

23 **Q. And there was -- did you discuss what he had done with**
24 **the information you had given or --**

25 **A. I did indeed. I think from what I can remember is we**

1 were standing at the bar and I asked him how he was
2 keeping, just a general conversation. I asked how did
3 things go with regarding the statement and stuff, and
4 I think from what I can basically remember he says that
5 it went no further or something, words to that, but the
6 way -- what I assumed is -- was it's been put under --
7 it's just been brushed to the side.

8 Q. As you know -- you alluded to it there as you were going
9 through -- the Inquiry has traced SPT2, and again his
10 name shouldn't be used beyond the chamber. He has
11 provided a statement to the Inquiry. It runs at 2207 to
12 2209. If we can just look at 2207, please, he says:

13 "I remember this boy. I did not have any
14 difficulties with him. I remember him in particular as
15 one of the better sportsmen among the boys and he
16 participated in hurling, swimming, indoor football and
17 the mini-gym."

18 Does that sound like you?

19 A. **That's me, yes.**

20 Q. In respect of the incident at page 6 in your witness
21 statement -- that is where you talk about telling him
22 about being abused or what occurred in St. Patrick's:

23 "I do not remember any -- anything of this nature
24 having occurred. If there had been an allegation of
25 a sexual nature, I would have recorded it."

1 So he is saying two things, HIA272. He himself does
2 not remember you telling him that and he also says as
3 an added check if he had been told, it is something he
4 would have written down in the diary.

5 **A. Yes.**

6 Q. So he doesn't accept that that is what occurred, but
7 that's your recollection of sharing with him --

8 **A. That's correct. I did share it.**

9 Q. -- what took place?

10 **A. But also having said that, I right think that he would**
11 **have been into trouble for speaking to me, because I had**
12 **escaped from borstal. By law he should have reported me**
13 **probably --**

14 Q. Right.

15 **A. -- because I would have been an escapee.**

16 Q. HIA272, you will be very pleased to know I am only going
17 to ask you two more questions.

18 **A. Okay.**

19 Q. The first one is about recommendations. At the end of
20 the Panel's work it has to consider what recommendations
21 it might make to the Northern Ireland Executive in three
22 areas: some form of apology, some form of memorial or,
23 thirdly, some other means of redress. We ask each
24 witness whether there's anything they want to say to
25 help the Panel's thinking about what recommendations it

1 might make. Some people do; some people don't. Is
2 there anything you want to say to the Panel that would
3 help their thinking about redress or apology or
4 memorial?

5 **A. I believe there should be someone there for the kids to**
6 **speak to who they can trust, because you can't trust the**
7 **ones who were in charge obviously, an individual who is**
8 **not part of the system.**

9 Q. And then the last question -- unless there's -- is that
10 -- is there anything else you want to add to that or
11 does that cover it?

12 **A. No, that's all it is, 'cos the system -- you are up**
13 **against the system. You are not up against one person.**

14 Q. The last question that we ask each witness, HIA272, is
15 whether there is anything else about -- in this case we
16 are looking at St. Patrick's -- about their time in
17 St. Patrick's that maybe I haven't covered, or I didn't
18 get quite right, or just something else about
19 St. Patrick's that you want to share. Is there anything
20 else that I haven't addressed that you'd want to
21 mention?

22 **A. No, there is not.**

23 Q. We have covered everything and you are content with
24 that?

25 **A. Basically, yes.**

1 Q. I am not going to ask you any more questions. If you
2 stay where you are for a short while, the Panel Members
3 may want to ask you something. Just bear with us for a
4 moment.

5 **A. Right.**

6 **Questions from THE PANEL**

7 CHAIRMAN: HIA272, can I just ask you about these episodes
8 you described where about 3 or 4 o'clock in the morning
9 you were brought, a group of you -- in fact, a whole
10 dormitory, as I understand it --

11 **A. Yes.**

12 Q. -- down and made to have cold showers, and in your
13 statement you say you think that happened perhaps three
14 or four times altogether?

15 **A. That's correct.**

16 Q. So what you are describing appears to be a form of
17 collective punishment of all of the boys who were in
18 that dormitory on those occasions.

19 **A. That is true.**

20 Q. Is that right?

21 **A. Yes.**

22 Q. Not just you being taken down?

23 **A. No, it was taken on us all, because they wouldn't tell**
24 **whatever was done. So the whole dormitory got the**
25 **blame.**

1 Q. So somebody had been misbehaving?

2 **A. Yes.**

3 Q. Whoever it was came in and said, "Own up". Nobody would
4 own up, so everybody got punished?

5 **A. That's correct.**

6 Q. I see. How long were you made to stand in the shower?
7 I appreciate you may not remember exactly, but was it
8 a short time or a long time?

9 **A. It could have been a couple of minutes. All I can
10 remember it was a very, very cold shower and you had to
11 stand. It could be a couple of minutes. It could be
12 five minutes, but you just knew it was very, very cold.**

13 Q. Yes. Thank you very much.

14 MS DOHERTY: Thanks very much, HIA272. Can I just ask about
15 Sunday morning? Was it a usual thing that boys would
16 get hit, belted in front of other ...?

17 **A. What it was was sometimes they brought the seniors and
18 the junior side together to pay everyone and that's when
19 they seemed to do it. It was -- normally you got paid
20 in a small room within the junior side or the senior
21 side --**

22 Q. I see.

23 **A. -- the television room, but when it was an occasion like
24 that, everybody was in the large room. The boys from
25 the senior side would have been paid first and let go.**

1 and start at 2.20 at the latest.

2 (1.40 am)

3 (Short break)

4 (2.35 pm)

5 WITNESS HIA344 (called)

6 MS SMITH: Good afternoon, Chairman, Panel Members. Our
7 next witness today is HIA344. He is "HIA344". HIA344
8 wishes to take a religious oath and he also wishes to
9 maintain the anonymity afforded by the Inquiry.

10 WITNESS HIA344 (sworn)

11 CHAIRMAN: Thank you. Please sit down, HIA344.

12 Questions from COUNSEL TO THE INQUIRY

13 MS SMITH: HIA344, as I explained to you, just before I come
14 to your evidence I am going to tell the Panel Members
15 where there are document relevant to your evidence in
16 our bundle of papers.

17 HIA344's statement can be found at 089 to 095.

18 The Order's response is at SPT368 to 370.

19 The Health & Social Care Board response is at
20 SPT6... -- sorry -- 765 to 766 and that indicates that
21 there was no Social Services' involvement in HIA344's
22 care.

23 The Department of Justice response is at 1521 to
24 1526 and the material from the Department of Justice is
25 at 49757 to 49799 and then at 53194 to 53264.

1 The Training School Order which resulted in HIA344
2 being admitted to St. Patrick's is at SPT49764 and 65
3 and the record of information which led to the Training
4 School Order is at 49768 to 72.

5 There is also police material at SPT26270 to 26274
6 and we also have I believe -- yes, we do have. The
7 quarterly absconding records that were found in the
8 Public Records Office show HIA344's name on those at
9 18213.

10 If we could go to HIA344's statement at 089, please,
11 HIA344, as I have explained to you, instead of your name
12 there it says "HIA344". That is to protect your
13 identity as you wish us to continue to do. Your
14 personal details are set out there in paragraphs 1
15 and 2. You indicate how you got into trouble with --
16 for thieving from the bus depot and ended up getting
17 a Training School Order and being sent to St. Patrick's
18 where you were for from to
19 -- sorry -- for months. You are now aged
20 Isn't that right?

21 **A. That's right.**

22 Q. We will just look at the Training School Order. That's
23 at 49764. If you can just enhance that. This is the
24 document, the court order that directed that you be
25 taken to a training school and that was to be

1 St. Patrick's Training School on the Glen Road in
2 Belfast and, as indicated, you were there from
3 until .

4 If we go back to your statement at 09... -- 089 --
5 sorry -- paragraph 3 of your statement you indicate what
6 the -- you describe the routine in St. Patrick's. You
7 say there was a set routine. You usually woke up about
8 7.30 or 8.00 in the morning when one of the Brothers
9 came into the dormitory. You got washed, got dressed,
10 ate breakfast and went outside to the yard where, if you
11 wanted to, you could have a smoke. You think the boys
12 also had to brush their shoes and polish was left out
13 for you to do that. You think one of the Brothers may
14 also have been out in the yard to supervise the boys.

15 9 o'clock you went to school, and there were
16 different classes for different people, depending on how
17 good you were at school. Classes in school were taken
18 by teachers from outside and perhaps one or two of the
19 Brothers.

20 You remember there was a swimming pool and sometimes
21 during the day the boys would have gone to the pool or
22 sometimes up to the football pitch. Can I just check?
23 Was that during school hours or after school?

24 **A. It would have been after -- after school hours, yes.**

25 Q. You don't remember ever seeing a doctor the entire time

1 you were in St. Patrick's, but you say if the doctor
2 needed to see you, perhaps to give you an injection,
3 then he sent for you. So you would have gone out of the
4 school to go to the doctor's. Is that what you mean by
5 that?

6 **A. Well, the doctor was brought into the training school**
7 **and he sent for you to probably give you a tetanus**
8 **injection or something like that, you know.**

9 Q. So what you are saying is that you were never sort of
10 brought to see a doctor except that you were sent for to
11 go to see him?

12 **A. Yes.**

13 Q. You say you were never really sick enough to ask to see
14 a doctor and you would never have thought to say you
15 wanted to see a doctor, but you are not too sure even if
16 there was a sick bay in the training school.

17 You think that there was access to a dentist but you
18 didn't see a dentist the whole time you were there and
19 you don't remember any social worker being involved.
20 That would be right, because there was no social worker
21 involved in your care before you went into the home in
22 any case.

23 The food in St. Patrick's you describe as being
24 pretty good as far as you remember. There was cereal
25 for breakfast, usually cornflakes or porridge. There

1 was tea, toast and jam. You remember the bedding was in
2 good condition and clean and the washing facilities were
3 excellent. I think the school would have opened about
4 years before you went into it. So it was still
5 pretty modern and new at that time. Would that be
6 right?

7 **A. Yes.**

8 Q. You slept in the a dormitory with perhaps thirty to
9 forty other boys and one of the Brothers stayed in
10 a small cubicle at the end of the dormitory, and at
11 night no later than 10 o'clock you went to bed, and
12 a housemaster or one of the Brothers would say a prayer
13 and turn the lights out. There was supervision maybe
14 for the first half an hour when the boys were in bed
15 settling down.

16 I was explaining to you that the De La Salle Order
17 have made some comments in response to what you've told
18 the Inquiry, HIA344. They say, and we have heard from
19 others, that there was supervision during the night-time
20 by a nightwatchman and I wondered did you remember that
21 at all.

22 **A. Well, not -- I was probably sleeping, you know.**

23 Q. You don't remember ever seeing --

24 **A. No.**

25 Q. -- a lay staff? Your memory is of being settled down by

1 the Brothers at night and then that was the end of it --

2 **A. Yes.**

3 Q. -- until the next morning when you were wakened up?

4 **A. Yes.**

5 Q. I also asked you -- there was -- whether you remembered
6 like a head boy of the dormitory and you don't remember
7 anything like that?

8 **A. No, no.**

9 Q. And I also asked whether you had any recollection of
10 boys being made to stand on a square or kneel on
11 a square because they had been talking or misbehaving or
12 anything like?

13 **A. Well, I think maybe sometimes they would be brought to**
14 **the end of the dormitory and made to face the wall**
15 **during the night, you know.**

16 Q. And you have some memory of that, but do you --

17 **A. Well, as I say, I recall some people getting made to**
18 **stand facing the wall for a while and then told to go**
19 **back to their beds, you know.**

20 Q. But that never happened to you?

21 **A. No.**

22 Q. Do you even remember who told them to go back to their
23 beds?

24 **A. Probably one of the Brothers or a housemaster or**
25 **whatever.**

1 Q. Paragraph 6 here you say your family would have come to
2 visit you regularly. You believe they came every
3 Wednesday night. You remember one of your older
4 brothers came up once during the day about 3 o'clock and
5 he had to get a pass to see you, but the staff allowed
6 you to see him. So you felt it was a fairly relaxed
7 regime with regard to family visits?

8 **A. Yes.**

9 Q. You say your family really could have come at any stage
10 and visited you, and they were allowed to bring in food
11 parcels for you, although people didn't have a lot of
12 money in those days and because you were a large family,
13 they couldn't afford much in the way of luxuries, but
14 what I think you are telling us there is that when your
15 family did come, they brought you something with them?

16 **A. Yes.**

17 Q. Paragraph 7 you complain here that you can recall from
18 the very start of your time there that assaults took
19 place in the Training School:

20 "I remember coming down sometimes after we had been
21 playing football and we were going into the shower room.
22 There was a couple of housemasters who were always
23 involved",

24 and the names -- I am going to use the names, but
25 I see that we have given them a reference number as

1 well, which mean the names can't be used outside this
2 room, HIA344.

3 **A. Yes.**

4 Q. You say they were called SPT1 and SPT2, and you describe
5 SPT1 as a man in his late or early
6 . You go on to say that SPT2 was , , wore
7 glasses and was about the same age.

8 Now I know you wanted that corrected, because that's
9 not how you remember him.

10 **A. Well, SPT2 never wore glasses, so he didn't. SPT1 wore
11 glasses,** .

12 Q. That's just mistake and an error in your statement?

13 **A. Yes.**

14 Q. You go on to say that:

15 "They always told [you] and the other boys to hurry
16 up and they slapped us on the back of the head or hit us
17 with boots."

18 I was asking you what you meant hit you with boots?

19 **A. Well, they kicked you, you know.**

20 Q. This was their own boots that they were kicking you
21 with?

22 **A. Yes, yes, yes, or any football boots lying about, they
23 might have lifted them and threw them at you.**

24 Q. "On some occasions I was still naked because I was
25 drying off after a shower and those two housemasters had

1 wet towels and they flicked the towels at me like a whip
2 and it caused big welts on the back of my legs and
3 back."

4 You say:

5 "That type of assault took place frequently and
6 probably once a week."

7 Is that because you were playing football once
8 a week maybe?

9 **A. Yes.**

10 Q. "It happened to me and to other boys at St. Patrick's.
11 From memory it was always the same two housemasters who
12 were carrying out these assaults."

13 You say:

14 "It was just accepted and you never even considered
15 telling anyone. I never thought of saying, 'I want to
16 see a solicitor' or 'I want to see a doctor and make
17 a complaint', because I didn't realise you could do that
18 sort of thing. It is only later in life that you
19 realise you could have made a complaint at the time."

20 In paragraph 8 here you -- sorry. Just before
21 I move on to paragraph 8, when we were talking about
22 visits, some of the people have complained to us that
23 then would have been assaulted by Brothers in the home
24 and if visitors were allowed -- were they allowed to
25 actually go into the training school itself?

1 **A.** **During the day if they come up early in the day they**
2 **could have come into the corridors, but usually night**
3 **visits were recreation room sort of, you know, but**
4 **sometimes family members were allowed into the corridors**
5 **and the TV rooms where they would have been able to see**
6 **them then.**

7 Q. And they might --- if there was something untoward going
8 on, if a Brother was behaving inappropriately by maybe
9 slapping a child, a visitor could come across that if
10 they were there?

11 **A.** **Because they could probably see it, yes.**

12 Q. Sorry. Going back to your statement, HIA344, at
13 paragraph 8, you say you remember on one occasion you
14 were in a classroom doing woodwork with a teacher --
15 again I am going to give the name -- called SPT89.

16 "I remember the blade breaking as I was sawing
17 through a bit of wood. I broke the bit of wood and he
18 came over to me",

19 and called you "a stupid", and I think the word was
20 "bastard" I think as you were trying to say?

21 **A.** **Yes.**

22 Q. "I recall during this incident in particular that there
23 was a small smell of alcohol from SPT89. He punched me
24 really hard in the eye and I had never had a black eye
25 like it in my life. My brother was visiting that day

1 and asked me how I got the injury and I told him. He
2 was angry, but I don't believe he took it any further."

3 You describe SPT89 as and in his s at the
4 time.

5 Now the Order have said that this particular teacher
6 was responsible for teaching in the
7 school. It was another man called SPT74 who took the
8 woodwork class, and that while SPT89 might have filled
9 in for the metalwork teacher, who was sometimes absent,
10 they don't believe he would have taken over the woodwork
11 class.

12 **A. Well, it was definitely SPT89 who, when I broke the**
13 **blade, came over and assaulted me.**

14 Q. Paragraph 9 you say the Brothers would slap you and the
15 others on the head. You say:

16 "They were not too aggressive to me."

17 You remember one Brother who you name there, BR42,
18 doing this in particular, but it only happened if a boy
19 was cheeky or acting up.

20 Now I think the Brothers have said that they would
21 have -- certainly they would have maybe slapped somebody
22 around the head, just as you say, for being cheeky or
23 something, but that they weren't overly aggressive.

24 That would certainly be consistent with what you are
25 telling the Inquiry?

1 **A. Well, they weren't overly aggressive to me, but I don't**
2 **know about anybody else, like, you know.**

3 Q. You say -- you go on to say in this paragraph that you
4 are aware that other people have said the Brothers beat
5 them up, but that didn't happen to you, and you are also
6 not aware of any sexual abuse. Nothing like that ever
7 happened to you while you were in St. Patrick's?

8 **A. That's correct.**

9 Q. Paragraph 10 you talk about absconding and as a result
10 you then were remanded in custody in Crumlin Road and
11 you were sentenced to Armagh borstal. I am just going
12 to look at one document, which is a record of your
13 absconding we looked at earlier. That's 49774. You
14 were in just for a period of four months --

15 **A. Yes.**

16 Q. -- and during this time it is quite clear that you were
17 running away quite a lot, sometimes -- mostly on your
18 own, but sometimes -- there is one occasion you went
19 away with six other boys, one with ten other boys, and
20 sometimes with three, two or another boy. That's -- was
21 it easy to run away from St. Pat's?

22 **A. Yes, it was. Sometimes the doors were locked, but you**
23 **could have found ways to get out, you know.**

24 Q. And clearly from this record, HIA344, you did.

25 **A. Yes.**

1 Q. Just why was it -- I mean, were things particularly bad
2 in St. Pat's or why was it you felt the need to run
3 away?

4 **A. Well, I was only at the time, and you didn't like**
5 **getting slapped about or hit, and I think that's**
6 **probably why most of the occasions I did abscond, you**
7 **know.**

8 Q. You just didn't want to stay there and you weren't happy
9 there. Isn't that right?

10 **A. Well, I wasn't happy there, especially when we were**
11 **getting assaulted. I wasn't happy with it, you know.**

12 Q. I think you said to me the worst thing that happened to
13 you was getting the black eye?

14 **A. Yes.**

15 Q. As you said yourself, you didn't mind getting a dig, but
16 that was just the worst thing?

17 **A. That was the worst thing, yes.**

18 Q. Quite often when you absconded you ran home and your
19 parents brought you straight back?

20 **A. Yes.**

21 Q. Now, as I said, the rest of your statement from
22 paragraphs 11 to 22 you recount your time in Armagh
23 borstal and the issues you had about your time there.

24 We are not going to go into that in any detail, but you
25 are aware that the Panel has read your entire statement

1 --

2 **A. Yes.**

3 Q. -- and knows what's in it.

4 You also talk about your life after care at
5 paragraphs 23 and 24 of your witness statement and
6 you -- again I am not going to go into that, but you
7 feel that the time you spent in St. Patrick's and in
8 Armagh had an effect on your later life?

9 **A. Yes.**

10 Q. Now one question we ask everybody, HIA344, that comes to
11 speak to the Inquiry is about what recommendations they
12 feel that the Inquiry should make at the end of their
13 work when they have to report to the Northern Ireland
14 Government and I wondered what you wanted to say about
15 that.

16 **A. The only thing I could say is if they had some place for
17 somebody young to go to make a complaint and see
18 somebody if they wanted to see a solicitor or something.
19 We didn't know in them days you could have went and made
20 a complaint to the doctor about injuries you received or
21 whatever, or you could have seen a solicitor, you know.
22 We were just naive to it, you know. We were too young.
23 If there was something there with somewhere -- something
24 concrete there for somebody to go and talk to somebody
25 and they wanted to see a solicitor, they could bring it**

1 **up to some receptionist or something, but that never**
2 **happened to anybody like me, you know.**

3 Q. That wasn't a facility that was available to you and it
4 was certainly not something that you were made aware of
5 that if you had any issues --

6 **A. Yes.**

7 Q. -- with any of the staff or anything that you had the --
8 you could take -- bring a complaint about them?

9 **A. Yes. We just thought we were in custody and that was**
10 **it. You couldn't make a complaint, you know.**

11 Q. Just to be clear, you don't yourself in the statement
12 have any complaints about any of the Brothers who looked
13 after you?

14 **A. No.**

15 Q. And the conditions in St. Patrick's you found were
16 reasonable enough? The food and so forth was all good?

17 **A. Yes.**

18 Q. But you didn't like it and you kept running away, and
19 the main reason was because of the -- what happened to
20 you after the showering and particularly the black eye?

21 **A. Yes.**

22 Q. Okay, HIA344. Well, I have nothing further that I want
23 to ask you, but the Panel Members may have some
24 questions for you.

25

1 Questions from THE PANEL

2 CHAIRMAN: I am sorry. Can you just have the record of
3 absconding up again, please? That's 39... -- sorry --
4 49774.

5 HIA344, I see looking at this that while you say
6 your parents, when you went home, brought you straight
7 back, but there were a few occasions you were away for
8 as long as a week?

9 **A. Well, I remember one time when I absconded, we went down**
10 **to Divis Flats and stayed. There was snow on the ground**
11 **and we were sleeping in an empty house and that, you**
12 **know.**

13 Q. So you were sleeping rough?

14 **A. Yes.**

15 Q. Although there are a lot of occasions when you are -- if
16 we take the very first one, you are shown as absconding
17 and returning the same day?

18 **A. Yes.**

19 Q. And the same happens two days later, but then on 18th
20 you are away for three days?

21 **A. Three days, yes.**

22 Q. And if we go down to the bottom, the second last entry,
23 , you come back on . There seems to have
24 been, dare I call it, a mass break-out, because there
25 were ten of you went on that occasion?

1 **A. Yes.**

2 Q. Do you remember where you were? Was that when you were
3 living rough around Divis?

4 **A. I probably didn't go home then. If I'd went home to my**
5 **parents' house, my brothers or my sisters would have**
6 **brought me back again, you know. I don't know where --**
7 **I can't even remember where I was then, to tell you the**
8 **truth.**

9 Q. Yes. Now you were obviously absconding a lot and you
10 were there just for about . You seem to have
11 absconded with other boys. Was there a pattern of boys,
12 you know, two or three of them going away together?

13 **A. Yes, sometimes, yes.**

14 Q. And was there any -- was it, as it were, boys from
15 Belfast would go away together or boys from the country?

16 **A. It was always -- yes, always Belfast boys, yes.**

17 Q. Did the country boys tend to stay?

18 **A. Well, they probably didn't know Belfast any -- very**
19 **good. So they wouldn't have known where to go to, you**
20 **know.**

21 Q. Yes, and, I mean, if you were from Newry or Dungannon,
22 it wasn't going to be very easy to get back home --

23 **A. No.**

24 Q. -- anyway?

25 **A. Yes.**

1 Q. I see. Thank you very much.

2 MS DOHERTY: Thanks very much, HIA344. Can I just ask about
3 SPT89? Did you have any other problems with him during
4 the time you were there?

5 A. I remember one time when I was going to -- out of the
6 classroom, one of the teachers came running after me and
7 he jumped out of his car. I was heading to the Glen
8 Road, and he fell and I looked round and his face was
9 cut, and I think that's why SPT89 hit me a dig in the
10 eye, because of that incident.

11 Q. You think that was him that fell and hurt himself?

12 A. No, no.

13 Q. It wasn't him?

14 A. It wasn't him fell. I knew this teacher from Millfield
15 Tech from about a year before it, but he fell and hurt
16 himself. When he was running after me, he tripped, and
17 I think that's why SPT89 smacked me in the face, because
18 ...

19 Q. To teach you a lesson.

20 A. Teach me a lesson.

21 Q. You say about smelling drink off his breath.

22 A. Yes.

23 Q. Was that -- was that a one-off or was that --

24 A. Well, that's -- he was that close to me I knew he had
25 drink on him, you know.

1 Q. Okay, but you had never noticed it any other --

2 **A. Never smelt it before on anybody, to tell you the truth.**

3 Q. And in relation to the two other lay members of staff
4 that would regularly, you know, be hitting you, do you
5 think the Brothers were aware of that?

6 **A. The Brothers seen them, yes, but they probably had
7 a free hand, because they probably thought they weren't
8 really too aggressive with you, you know.**

9 Q. Okay, but the Brothers actually saw them behaving in
10 that way with --

11 **A. Yes. I'd say they seen them on several occasions, yes.**

12 Q. And didn't intervene, and the last thing was just about
13 peer abuse, HIA344. Were you aware of any of that when
14 you were there, like bullying and ...?

15 **A. There was some people got picked on more than others,
16 yes. That's by the housemasters and the Brothers like,
17 you know.**

18 Q. So kind of like a pecking order or ...?

19 **A. Yes. They were either -- either you were liked or you
20 weren't liked, you know.**

21 Q. Okay. Okay. Thanks very much, HIA344.

22 MR LANE: Just one question following on from what the
23 Chairman was asking you, and that is in terms of the
24 group abscondings were there particular things which
25 triggered those, because for ten of you to go off at

1 once is quite a number?

2 **A. I think sometimes when there was a couple of people hit**
3 **or anything, they might have said to each other, "I'm**
4 **not staying. I'm going", you know. So when we got the**
5 **doors open, we're away, you know.**

6 Q. There seems to have been quite a lot of running away
7 altogether. Were most boys involved one time or
8 another?

9 **A. Yes. A lot of people absconded, yes.**

10 Q. Okay. Thank you.

11 CHAIRMAN: Well, HIA344, thank you very much for coming to
12 speak to us today. We are very grateful for that. If
13 you would like to go with the witness support officer,
14 we have another witness who I hope will be coming in any
15 moment.

16 MS SMITH: I am not clear whether Mr Aiken has finished
17 consulting with him, Chairman.

18 CHAIRMAN: Oh, right.

19 MS SMITH: So it may be that if we just rose for a very
20 short time, I could clarify that.

21 CHAIRMAN: We'll rise until we're ready.

22 (3.00 pm)

23 (Short break)

24 (3.10 pm)

25

1 WITNESS HIA94 (called)

2 Questions from COUNSEL TO THE INQUIRY

3 CHAIRMAN: Yes, Mr Aiken.

4 MR AIKEN: Chairman, Members of the Panel, the fourth
5 witness today is HIA94, who is "HIA94". He won't be
6 a stranger to the Panel.

7 CHAIRMAN: He has been sworn.

8 MR AIKEN: He affirmed on the first day of his evidence --

9 CHAIRMAN: Yes.

10 MR AIKEN: -- which was Day 12 of the Inquiry's public
11 hearings on 25th February 2014, and the relevant part of
12 his transcript is from pages 2 to 38.

13 CHAIRMAN: Well, he need not affirm again.

14 MR AIKEN: He also gave evidence in the Rubane module on Day
15 63 of the public hearings, which was 3rd November 2014.
16 That runs from pages 97 to 120 of the transcript.

17 HIA94 wants to keep his anonymity and that's how we
18 are going to proceed today, HIA94. So you and I will
19 use names, but the names won't be used publicly by you
20 or anyone else beyond the chamber.

21 HIA94, as I said to you, I am going to look at some
22 documents with you, but before I do that I am going to
23 identify relevant documents to the Panel, and you are
24 aware from the long conversation you and I have had that
25 I have been through five lever arch files of material

1 with you, and I am not going to pour over that with you
2 here in this room, so that you are not sitting for hours
3 upon hours upon hours on end. Okay? Can I check with
4 you, first of all, you were born on ?

5 **A. That's right.**

6 Q. And are now aged ?

7 **A. That's right.**

8 Q. And you have got some hearing difficulty?

9 **A. Uh-huh.**

10 Q. So just so the Panel are aware of that. If at any stage
11 you don't hear what I'm saying to you, you make sure
12 that you tell me and then I will repeat it until you are
13 clear about what I'm saying. Okay?

14 **A. Right.**

15 Q. Coming up on the screen, HIA94, I am just going to get
16 you to confirm again is the first page of your witness
17 statement at 096, please. Just check, HIA94, that's
18 yours apart from the black marks, which are our
19 anonymity policy working. You should recognise the
20 language on that.

21 **A. I can't see it very good.**

22 Q. You haven't got your glasses. Maybe if is there
23 with you, perhaps, , if you would check with HIA94
24 and confirm that's the first page of his statement.

25 ELAINE: Yes, it is.

1 MR AIKEN: If we go to the last page, HIA94, which is at
2 102, and again, , if you can confirm for me that's
3 "HIA94", which is HIA94.

4 ELAINE: Yes.

5 MR AIKEN: And you have signed your witness statements to
6 the Inquiry, HIA94, and you have adopted them as your
7 evidence?

8 **A. Right.**

9 Q. And you have provided a second statement to the Inquiry,
10 which clarifies some matters about Lisnevin, which we
11 are also going to deal with in your evidence today.
12 That addendum statement is at 103. If we can bring up
13 103, please, and again, HIA94, you say in this
14 statement, having taken time to consider your witness
15 statement of July 2013, you wanted to make an addendum
16 statement and that's what you do then. You say
17 something about Kircubbin and then you talk about
18 Lisnevin and that's your second statement. , you
19 are happy to confirm that's the second statement --
20 : Yes.

21 MR AIKEN: -- that we're looking at?

22 : Yes.

23 MR AIKEN: Again if we scroll down to the last page, please,
24 on 105, again, HIA94, you have signed that statement as
25 your evidence to the Inquiry. You are happy about that?

1 **A. Yes.**

2 MR AIKEN: Yes. All right, . Thank you very much.

3 So bear with me for a moment, HIA94. In addition to
4 the two statements that HIA94 has provided HIA94 spoke
5 to the police about Lisnevin and St. Patrick's and about
6 Rubane previously, and I am not going to bring those
7 statements up again today. They cover much of the
8 material that we are going to look at through the
9 Inquiry statement, but for the record that relating to
10 Lisnevin is from 19th April 2011 and that's at 26646 to
11 26647, and the police statement of -- in relation to
12 St. Pat's is of 27th April 2011 and that runs from 26654
13 to 26655.

14 HIA94, you remember going to the police in 2011 to
15 talk to them about your experience in various locations
16 including St. Pat's and Lisnevin?

17 **A. It was in Dundonald.**

18 Q. And they -- yes, and they then pursued various
19 investigations into those matters?

20 **A. Uh-huh.**

21 Q. In addition, the Inquiry has the De La Salle response
22 statement, which can be found at 371 to 372.

23 The Health and Social Care Board response statement
24 is at 455 to 457, with exhibits from 458 to 478.

25 The Department of Justice response statement is at

1 1382 to 1383, with exhibits from 1384 to 1388.

2 Now there then is a significant, as HIA94 is aware,
3 volume of material from HIA94's time in St. Pat's and
4 Lisnevin that the Department of Justice has been in
5 a position to produce.

6 Of interest to the Inquiry, if I can just explain
7 this, for HIA94's period in St. Patrick's there are
8 diaries and log books that are available that cover

9 . So in HIA94's case there is a unit diary,
10 which begins at 46216 in the bundle.

11 There is then a separate document, a book called
12 a Night Log, from , which is at 46162, and
13 that was maintained by the night staff as to events that
14 were occurring.

15 There is then a third form of log in the form of
16 a medical diary. That's at 46176 and following.

17 There then is a absconders diary. HIA94 and
18 I were having a great debate earlier about absconding
19 and what that meant, but that diary records not just
20 HIA94 but people who were -- who were leaving the
21 training school without permission. That's at 46182.

22 Then the fifth type of book that's available for
23 is the punishment book at 46199 that records
24 various strappings that were given to boys.

25 Then similarly in respect of Lisnevin the Department

1 of Justice are in a position to produce the Lisnevin
2 special unit -- because HIA94 was placed in what was the
3 more secure unit in Lisnevin in and he
4 remained there until -- so the special unit
5 occurrence log is available and, as I was discussing and
6 showing HIA94 various references that relate to him,
7 that's again, like the St. Pat's diaries, a very
8 detailed record of daily events that are occurring in
9 the life of the special occurrence -- in the special
10 unit. They run from 46218 right the way through to
11 46579.

12 So those types of records give the Inquiry a wider
13 understanding of the type of events that were occurring
14 both for HIA94 specifically in his case, but also of
15 wider interest in terms of how records were kept and
16 what type of incidents and events that staff in both
17 locations were dealing with.

18 Then, as the Panel are aware and have had the
19 opportunity to consider material relating to HIA94, the
20 allegations in respect of St. Patrick's relate to
21 physical violence by two housemasters, HIA94, SPT1 --

22 **A. That's right.**

23 Q. -- and SPT2, and the Inquiry, as the Panel is aware,
24 have traced both of those individuals, and I have
25 discussed with HIA94 the responses that they have given.

1 SPT1's response statement is at 2210 to 2213 and he
2 deals with what HIA94 has had to say in paragraphs 16 to
3 19 at 2211 on to 2212. While not connected to HIA94,
4 just for the record SPT1 was interviewed by police about
5 other matters at 25437 to 25449.

6 Then in respect of SPT2 his response statement can
7 be found at 2207 to 2209 and paragraph 2 relates to
8 HIA94 and that's at 2207.

9 Then, HIA94, a third person connected to your
10 St. Patrick's allegation is a man called SPT3 --

11 **A. That's right.**

12 Q. -- who you have said to the Inquiry saw what --

13 **A. Happened.**

14 Q. -- Messrs SPT1 and SPT2 were doing. SPT3 has provided
15 a response by way of letter of 7th September 2015 at
16 2219, and that deals with the St. Patrick's matters.

17 In respect of Lisnevin HIA94 talks -- and we looked
18 at what he says in the statement -- about particular
19 individuals, members of staff who again were physically
20 violent towards him, and he also identifies a female
21 that was very good to him. That was LN3.

22 **A. That's right.**

23 Q. Again her name shouldn't be used beyond the chamber, but
24 there is a relevant entry from the police speaking to
25 her that HIA94 was pleased to see. That's at 26644. We

1 will deal with that in due course.

2 The admission history of HIA94 moving through
3 St. Patrick's and Lisnevin is available, and HIA94 has
4 not his glasses with him today, but through me
5 explaining it and looking at it -- you have got
6 sunglasses now, HIA94, at least -- but we were looking
7 at the log at 46114. If we can bring that log up just
8 so it -- will recognise, having looked at it --
9 but it just records the date coming into St. Patrick's
10 and then it records a long series of absconding events,
11 and HIA94 was explaining to me, Members of the Panel,
12 that he does not necessarily remember very many of
13 these. In fact, he remembers only one or two really
14 from -- from that particular time that we touched on,
15 and I was going through the detail of some of them with
16 him, but he recognises that the record suggests and the
17 diary records him on a regular basis leaving the
18 training school and in addition various events that he
19 gets caught up in as a result, which we will touch on
20 briefly as we go.

21 This entry, if we scroll down, please, move through
22 , you can see the transfer to Lisnevin to the
23 special unit on , because it was said
24 he was beyond the control of the Brothers in St. Pat's
25 by that point. If we scroll down, we can see the

1 various leave occasions he went out to stay with
2 a particular family, the , HIA94, that you
3 mention in your statement. That moves through until --
4 if we scroll further down, please, we will see -- if we
5 move on down, please, we see the transfer to Armagh
6 Borstal on because of particularly
7 serious incidents that occurred in Lisnevin.

8 HIA94 and I were discussing understanding how he
9 came to be in the various locations and some of that
10 information is recorded in the criminal record, which
11 I am not going to open to the Panel, but the Panel can
12 have access to it. It is at 26163 to 26169. That
13 allows some of these dates to be understood in the
14 context of HIA94's appearances at courts for various
15 matters that he and I were discussing as we went along
16 earlier.

17 So, HIA 94 , those are the core documents that the
18 Panel have access to in relation to you. They have had
19 the opportunity to consider a number of them already,
20 and what I am going to do now is just through some of
21 the key documents in your passage through going to
22 St. Patrick's and then on to Lisnevin I am going to show
23 some of those documents so the Panel have
24 an understanding of what was happening, and you were in
25 Rubane, as we know, before you go to St. Patrick's.

1 **A. That's right.**

2 Q. You and I were discussing who took you to St. Patrick's
3 and who took you to court, and I was explaining to you
4 that Tyrone County Welfare had formally taken HIA94 into
5 care on _____ and as a result then they
6 were responsible for HIA94 in the last part of his time
7 in Rubane in _____ when he was _____, and they
8 arranged for his transfer to St. Patrick's on _____

9 Originally that was as a _____-year-old on
10 foot of a Place of Safety Order, because BR2 had come to
11 the view that Rubane could no longer cater for the type
12 of difficulty that it recorded HIA94 as presenting.

13 On _____ then the Social Services provided case
14 reports. So HIA94 goes to St. Patrick's at the end of
15 _____, but the matter comes up for review before the
16 court in -- on _____, when what the Social Services
17 had to say was considered and taken into account.

18 If we look at the _____ report, if we look,
19 please, at 468 -- sorry. I think I have the wrong --
20 the Training School Order, if we look, please, at 466,
21 on _____ HIA94 comes before the court. This
22 is a document, HIA94, I was reading to you earlier,
23 because you had no recollection --

24 **A. No.**

25 Q. -- of coming before the Juvenile Court or the process of

1 being sent to the training school --

2 **A. No.**

3 Q. -- and have no recollection of the Newtownards Juvenile
4 Court on and, as the Panel is aware, having
5 seen forms of this type before, this is going in via the
6 Section 95 care route to the training school on the
7 basis that HIA94 is in need of care, protection and
8 control. If we scroll down, we can see the reference to
9 being ordered to St. Patrick's by Resident Magistrate
10 Adams on

11 Then -- and I am just going to race through this,
12 HIA94, because you and I looked at the diary entries,
13 and I am not going to bring lots of them up to the
14 Panel, but just so the Panel are aware of it if I try
15 and summarise it in this way, HIA94 -- the records that
16 you and I were looking at today show that according to
17 the records there were things happening in St. Patrick's
18 that those running St. Patrick's found very difficult to
19 deal with, so things that you were doing with other
20 children in terms of bullying or assaults, assaults on
21 staff, abuse to staff and absconding in particular and
22 some of the more violent abscondings, and one you
23 particularly remember is the throwing -- breaking
24 a window to get out down the drainpipe.

25 **A. I remember that.**

1 Q. But you yourself don't remember all the incidents --

2 A. No.

3 Q. -- that I was describing to you?

4 A. No.

5 Q. So you were particularly amazed at the reference in
6 a diary to putting pins in your shoes --

7 A. That's right.

8 Q. -- and using those pins to prick other boys in what was
9 described as a cruel torture. You don't remember that
10 at all?

11 A. No.

12 Q. And that, Members of the Panel, is That can be
13 found at 46129.

14 Through the following months I was pointing out to
15 you one record, confessing that it made me smile, which
16 perhaps it shouldn't, but if we look at 46133, this was
17 in HIA94, where there had been an altercation
18 between you and a particular boy. If we scroll down to
19 the bottom, please, where he regarded himself as
20 bullied, and it caused him to attempt to abscond, and he
21 asked to go to the cell for his own protection. You
22 yourself don't remember that --

23 A. No.

24 Q. -- incident occurring. There is a reference in
25 to the tool shed of . You don't remember

1 's tool shed and it being wrecked?

2 **A. No.**

3 Q. Or there are various incidents where the night logs are
4 recording trouble and abusive language and causing
5 difficulty. You don't have a recollection yourself
6 about those particular types of --

7 **A. No.**

8 Q. -- events. I was asking you about Glenariff --

9 **A. Yes.**

10 Q. -- because you and a colleague, , got expelled
11 from the camp, and I was asking could you remember what
12 you had done. You can remember Glenariff.

13 **A. I remember that, because we went to it every year.**

14 Q. Yes, but you don't remember --

15 **A. No.**

16 Q. -- what actually occurred?

17 **A. No.**

18 Q. That was in , and it seems whatever you did, you
19 and , if we look at 46141, you and he were
20 punished in that the principal -- the then principal,
21 BR52, BR52, stood over the two of you and supervised you
22 and cleaning in the yard for two hours, and
23 then we can see further down the entry you were put in
24 the cell then the next day. It is recorded:

25 "Refused point blank to work with ."

1 But you don't remember those particular punishments
2 as such?

3 **A. No.**

4 Q. There are various records, as you and I were discussing,
5 about being put in the cell. You were agreeing with me
6 the cells were either on the first or second floor.
7 They weren't the ones that were down on the ground floor
8 by the boiler unit?

9 **A. No, no, no.**

10 Q. They were up --

11 **A. Up the stairs.**

12 Q. And you were locked in effectively?

13 **A. Yes.**

14 Q. It seems -- and we were discussing -- you were making
15 the point to me about well, could they not have done
16 more to try to get alongside you and help you? I was
17 giving you the illustration that here if we look at
18 three days after you were -- you had been sent
19 home. They had punished you, but if we look at
20 on 46142, we can see they let you go back.

21 So I was saying to you earlier there are some
22 examples of what might be considered as them trying
23 to -- trying to help.

24 There are incidents involving knives in
25 and the breaking of windows. On there

1 is an entry saying you broke four windows before running
2 away. You don't remember that one, but you do remember
3 the next one on , which was five or six
4 days later.

5 If we look at 46173, please, you were able to -- you
6 remembered about the one where --

7 **A. I was locked in the dorm.**

8 Q. -- you were locked in the dormitory. This records that:

9 "HIA94 was brought in at 10.30 pm ..."

10 So I presume this is after absconding:

11 "... and locked in the small top dormitory at 11.10
12 pm. He smashed the window and climbed down the
13 drainpipe and escaped from the premises."

14 **A. And that.**

15 Q. You can remember doing that?

16 **A. (Nods.)**

17 Q. I was showing you an example, if we look at 46151,
18 please -- because this is not just you in relation to
19 you, HIA94. This will help the Panel with general
20 understanding. Fights went on amongst the boys -- that
21 was a fact of life in St. Patrick's -- with a group of
22 young guys who'd got into various scrapes themselves,
23 and a record here -- I was asking you did you remember
24 who was, because this suggests that staff
25 found the two of you with evidence of the aftermath of

1 a fight. So you both had some abrasions on your face.

2 You don't remember who that was --

3 **A. I don't, no.**

4 Q. -- or the fight?

5 **A. No.**

6 Q. But what I wanted to show the Panel was that this is
7 recorded as having occurred, and then if we scroll down
8 to the next day, we can see that:

9 "The two protagonists", as they were said to be,
10 "were taken to see the Sister at the surgery this
11 morning because of facial marks and then saw Dr Lowry
12 later on."

13 So it seems -- you don't remember this, HIA94, but
14 it seems to show someone realising there had been
15 a fight and someone was hurt as a result -- both of you
16 in fact -- and then getting some medical treatment for
17 it?

18 **A. Uh-huh.**

19 Q. Thereafter the absconding continues. We can see if we
20 look at 46076, please -- HIA94, I was reading out this
21 entry, which is in handwriting, to you, because this is
22 after you have come back from running away and it seems
23 that initially they say:

24 "At 6.30 he was quiet for a while but the bubble
25 burst. On ..."

1 So there were four days when things were better
2 according to the author of the note:

3 "... he ripped apart the shirt of another boy from
4 his class."

5 You don't have any memory of that?

6 **A. No.**

7 **Q.** "From then his behaviour has been the same as was
8 previous. He had to be taken from 's class
9 by SPT3 at her request. He then got into his shouting
10 mood, threatening staff, threatening to upset mass by
11 shouting, accusing staff of misconduct. He was
12 withdrawn from a particular class for good. Dangerous
13 character and I have shifted him to a table of his own
14 in the dining hall."

15 I was saying to you in terms of things being done to
16 help people, this was an example of that on one view,
17 because you can see further down as we were -- in fact,
18 you may not be able to see, but I was reading to you
19 further down that:

20 "HIA94 is now receiving personal tuition from BR26
21 during school hours. He can be good under tight
22 supervision but turn your back and he can be" -- if we
23 scroll down -- "beating the tar out of some poor
24 individual."

25 Resourceful, HIA94, if I can put it that way, you

1 managed to get donations from other boys to get a bus
2 back to . You don't remember doing that?

3 **A. I don't remember, no.**

4 Q. Or getting the train -- sorry -- to get the train to
5

6 "He returned on the bus",

7 and there was further difficulty with:

8 "Getting into threats at the breakfast table and
9 issuing threats to some of the boys and started a row
10 over slugging. Later on as I was going to the gym I
11 heard bad language in the corridor. HIA94 was bullying
12 one of the . He came off with a lot of bad
13 cheek to me as he was reprimanded. I put him in the
14 cell at 10 o'clock. He was taken from the cell at
15 2.45."

16 So you were put in the cell for nearly three
17 hours -- sorry -- nearly five hours that day for what
18 had occurred.

19 In terms of taking steps to try and help then, if we
20 look at 46095, you remember Dr Moffatt --

21 **A. I do.**

22 Q. -- the psychiatrist --

23 **A. I do.**

24 Q. -- because clearly the staff in St. Patrick's felt that
25 you should see Dr Moffatt, and he -- this is his letter

1 of . I think he is writing to the hospital
2 to set up some further tests:

3 "I examined this boy at your school this morning.
4 He is a well-built looking boy for his age. During the
5 interview he was uncooperative and truculent."

6 We were talking about he is suggesting you were
7 difficult with him in the meeting:

8 "I believe that during the summer holidays he spent
9 five weeks in adult company and in employment and I feel
10 that he resents being placed in a classroom atmosphere
11 with smaller boys. In my opinion his day-to-day
12 management would be easier if he could be accommodated
13 in the senior school. Before prescribing medication
14 that might control his aggression I hope to have some
15 tests done and will see him again in a few weeks' time."

16 I am not sure that opportunity for more testing did
17 happen, because --

18 **A. Well, I was took away to Muckamore twice.**

19 Q. It's in Lisnevin --

20 **A. Uh-huh.**

21 Q. -- and I'm going to come to that, but this was clearly
22 what Dr Moffatt was planning to do --

23 **A. Right.**

24 Q. -- but there was two more incidents where --

25 I don't know if you remember him --

1 **A.** SPT 151 .

2 Q. -- he reprimanded you for bullying in St. Patrick's in
3 October.

4 **A.** **No.**

5 Q. Then on you are recorded as having beat up
6 another boy at 46157. You were put in the cell then
7 again on for abusing staff at 46158. So on
8 then, having taken the view that they
9 couldn't look after you any longer, HIA94, you were
10 transferred to Lisnevin.

11 **A.** **Uh-huh.**

12 Q. Before we leave St. Patrick's what I want to do is to
13 look at your statement in relation to St. Patrick's. If
14 we can go back, please, to 00 -- sorry -- 099, you
15 describe, HIA94 -- one of the issues you were raising
16 with me is that you shouldn't have been there as there
17 were paramilitaries operating in St. Patrick's. There
18 was IRA on the senior side and Fianna on the junior
19 side.

20 I was saying to you what the Order would say and
21 have said to the Inquiry is that this was in West
22 Belfast in the height of the Troubles in the early .
23 The IRA were not in the training school in the sense of
24 occupying the training school, but they, like other
25 groups, were able to come in and come and go and the

1 school was not really in much of a position to prevent
2 that happening, and you mentioned to me the
3 case, which is an example of that type of behaviour from
4 the IRA coming into the school. Your point was you
5 shouldn't be put in a place where there are
6 paramilitaries, but we were discussing the fact that not
7 all of the boys who were here were that way inclined,
8 but some of them clearly were, and that was something
9 you didn't like?

10 **A. That's right.**

11 Q. And -- but what you explain then in paragraph 21, HIA94,
12 is on a few occasions the Brothers made you get into the
13 shower and they would beat with you a strap which had
14 lead in it.

15 Now the Order said the straps didn't -- they did use
16 straps. They didn't have lead in them, but you don't
17 remember who the Brother was that would have done this
18 to you?

19 **A. No.**

20 Q. You just remember that's what they did. You remember
21 after a particular occasion whenever you and a number of
22 other boys had got drunk --

23 **A. That's right.**

24 Q. -- you were punished more severely, as it were?

25 **A. That's right.**

1 Q. But you do remember if we move on to the -- just the
2 passage above, you talk about the --

3 "I got beaten by two housemasters called SPT1 and
4 SPT2 and another staff member called SPT3 witnessed the
5 abuse but did not intervene."

6 Was that just one episode of getting hit by them or
7 are you saying, "No, they would have hit me a lot"?

8 **A. They hit me a lot.**

9 Q. Hit you a lot. Okay.

10 **A. Mostly in the cells --**

11 Q. Okay, and --

12 **A. -- when there was nobody there.**

13 Q. -- they have said to the Inquiry, and I'll just -- as
14 I was reading to you -- SPT1, for instance, if we look
15 at paragraphs 16 to 19 at 2211, please --

16 **A. I was also took to the hospital after it, as I got
17 stitches on my hand here right across, because there was
18 glass on the floor and I tried to break it and it went
19 right into my arm.**

20 Q. Okay.

21 **A. That's the same time that I was took to hospital.**

22 Q. As this?

23 **A. Yes, as this incident happened.**

24 Q. Okay. Well, what -- what SPT1 has said to the Inquiry
25 is -- he refutes the allegations. He does recall you

1 during your time in school, paragraph 16:

2 "... and can confirm that at no time did I ever act
3 in the manner that's alleged towards HIA94 or any other
4 child",

5 and he says he didn't record it as a cell. It was
6 a room which was used as an isolation unit. I think
7 that's the formal title for it --

8 **A. It's the same thing.**

9 Q. -- but it was a cell to you --

10 **A. You were locked in and that's it.**

11 Q. -- and it was a cell to some of those at least who were
12 completing the diary entries. He said you would have
13 been placed there to calm down following disruptive or
14 violent behaviour.

15 "... placed in this room to mitigate harm to
16 themselves or others. Once placed within the room, they
17 would have been supervised by two nuns and a GP."

18 Do you remember the nuns and the GP?

19 **A. Where was that?**

20 Q. In St. Patrick's. Do you remember the female nuns?

21 **A. I have seen nuns running about, but I don't really
22 actually recall much more like, you know.**

23 Q. And he says:

24 "It wouldn't have been within my duties to take the
25 decision to place boys in this isolation unit or the

1 cell, nor would it be part of my duty to supervise boys
2 who were placed within that unit. I would have been
3 notified if a boy had been placed in the unit so I might
4 include that within my next assessment",

5 because he was explaining earlier in his statement
6 that part of his duties was preparing reports for court,
7 and he has no knowledge of any child ever being beaten
8 by staff in the manner that's described.

9 SPT2 said, as you know, when I was speaking to you
10 about it, effectively the same thing. If we look at
11 2207, please, and paragraph 2 of his statement, he says,
12 if we scroll down, please, the allegations that you
13 make, HIA94, he says didn't happen:

14 "I didn't beat any boy at St. Patrick's. In
15 relation to the involvement of SPT1 I didn't work the
16 same shift as him at any point after I became
17 a full-time member of staff in ."

18 Obviously this incident we are talking about is

19

20 "We couldn't therefore have been together as is
21 alleged."

22 If we scroll down, I think he moves on to
23 a different -- yes, he moves on to a different
24 allegation.

25 So the third person that you referred as being aware

1 of this was a man called SPT3.

2 **A. That's right.**

3 Q. If we look at his -- he has written a letter so far to
4 the Inquiry at 2219. He has said to the Inquiry or
5 a solicitor has written on his behalf saying that:

6 "He has no recollection whatsoever of the
7 allegations made that he witnessed two individuals
8 assaulting HIA94 or that he failed to intervene."

9 He said:

10 "It is his strongly held view that, although this
11 allegation relates to an incident some forty or more
12 years ago, it's unlikely to have happened, as he would
13 have remembered it occurring."

14 So he doesn't accept that that is what took place,
15 but that's the main memory you have about St. Patrick's
16 --

17 **A. I do.**

18 Q. -- HIA94, about these two guys and beating you when you
19 were in the cell?

20 **A. Oh, they did. Okay?**

21 Q. Is there anything else you want to touch on about
22 St. Patrick's or have I covered the main issues?

23 **A. It seems all right.**

24 Q. In respect of Lisnevin the -- I should perhaps just have
25 acknowledged, and Miss Donnelly reminds me, that in

1 respect of SPT3 there is a solicitor, Mr Burke, from
2 MacElhattons who is present today, Chairman. I think
3 there are various matters connected to that individual
4 that has not been resolved as yet --

5 CHAIRMAN: Yes.

6 MR AIKEN: -- but he is here in a watching brief capacity.

7 So in respect of Lisnevin, HIA94, we looked at some
8 records in respect of your time there and I am not going
9 to open those. You and I discussed what they contain
10 and the Panel are aware of what they contain, and I was
11 explaining to you that in the management board minutes
12 of Lisnevin, which are available to the Inquiry, you had
13 a specific section where you were being discussed at
14 each management board meeting to see what could be done,
15 and I was pointing out to you that there's a record of
16 you having broken a member of staff's nose and various
17 assaults occurring that made it in the view of Lisnevin
18 impossible for them to keep you and that's why you were
19 moved to the borstal. You don't yourself remember those
20 incidents --

21 **A. No.**

22 Q. -- from you and I speaking. You do remember LN3?

23 **A. Oh, I remember LN3.**

24 Q. And you remember and have a positive view of her working
25 with you?

1 **A. That's right.**

2 Q. And she's certainly recorded in the minutes that we were
3 looking at as someone who at times could get through to
4 you. That's how the minute is describing you and her,
5 and you would have had a positive relationship with her.

6 **A. Uh-huh.**

7 Q. That's accurate, isn't it?

8 **A. That's right.**

9 Q. And the -- again, as I explained to the Panel, and as
10 I was discussing with HIA94, there are copious diary
11 entries about the type of difficulties that HIA94 was
12 having in Lisnevin and, as he has said to the Panel
13 already in passing, on two occasions you went to
14 Muckamore --

15 **A. That's right.**

16 Q. -- Abbey for periods, HIA94 from Lisnevin. So I think
17 you may not necessarily see it the same as those who
18 were running Lisnevin, but they were sending you there
19 to try and help you. That's how they saw it, getting
20 you some specialist help, and there are periods in
21 Lisnevin -- from going into Lisnevin in
22 HIA94 went to Muckamore in and stayed until
23 and then from until and in
24 addition, HIA94, there seems to be a third period in
25 through to but at that time in the

1 minutes it is clear that they are coming to the view
2 that there's not much more they're going to be able to
3 do. There was one particular incident just right at the
4 end. If we look at 46578, do you remember a member of
5 staff called LN 54 ? It doesn't ring a bell?

6 **A. Was he a psychiatrist or something?**

7 Q. I am not sure if he was, but the reference is -- this is
8 literally just before the move to the borstal. It
9 records HIA94 attacking LN 54 outside the CRs.
10 I am not sure what that means.

11 "Because of this and because of his total refusal to
12 comply with the rules of the unit, he was forcibly
13 removed to a single dorm with the welcome assistance
14 of", I think that's, "SPT52 and LN 54 ."

15 Then the next day is when you moved to borstal in
16 .

17 Now you have explained to the -- HIA94, I should say
18 the Panel have access to and are aware of the content of
19 some of these diary entries and the management minutes,
20 because I have discussed them with the Panel. I am not
21 going to bring them up in the chamber, but you and
22 I were discussing them earlier. You understand what
23 I mean by that?

24 **A. I was kept in the cells for months on end. That is**
25 **where I stayed. That's where I was put every night,**

1 **kept in the cell, which I don't think I should have been**
2 **kept in a cell in Lisnevin.**

3 Q. In Lisnevin, yes.

4 A. **Uh-huh.**

5 Q. In Lisnevin you were in what was called the special
6 unit, which was the first type of secure unit.

7 A. **Does that mean they should lock me up every night in**
8 **a cell?**

9 Q. Well, I told you earlier I don't --

10 A. **That's what happened, but you didn't -- we didn't get**
11 **into that, you know.**

12 Q. I don't express my view ever to anyone --

13 A. **Right.**

14 Q. -- about anything, and the Chairman will tell you very
15 quickly that what counsel thinks is completely
16 irrelevant. So I am not going to get into my view --

17 A. **Right.**

18 Q. -- but what you are saying is you feel that you
19 shouldn't have been locked up?

20 A. **I shouldn't have been locked up at night --**

21 Q. At night.

22 A. **-- for maybe twelve -- twenty months in a cell.**

23 Q. And what I was explaining to you was --

24 A. **I know there was times I could have been difficult and**
25 **put into a cell, but I'm talking about every night for**

1 **near two years as long as I was there.**

2 Q. Yes.

3 **A. I shouldn't have been locked up in a cell.**

4 Q. And what I was explaining to you earlier, as you know,
5 that the various steps before that had been places where
6 you weren't locked up?

7 **A. But I am talking about -- oh, I was locked up every
8 night in a cell.**

9 Q. Hold on. Let me finish. When you were in training
10 school, there was -- you weren't locked up?

11 **A. I am not talking -- I am talking about Lisnevin.**

12 Q. No, no. I am explaining you're absconding from the
13 training school and that's why you moved to borstal --
14 why you moved to Lisnevin to the secure unit.

15 **A. Yes, yes.**

16 Q. And then that involved being kept so that you couldn't
17 run away.

18 **A. No. I could have stayed in the dorms with everybody
19 else, but I didn't. I was locked up in cell every night
20 and kept in a cell, not the door open or whatever or the
21 light being on. I was locked up. That's why they ended
22 you putting pictures on the walls to stop me putting my
23 hands through the walls. That's eventually what
24 happened.**

25 Q. And the reason that runs through the diary entries,

1 HIA94, which I am not going to open now --

2 **A. Right.**

3 Q. -- is about the type of difficulty that was occurring
4 between you and the staff?

5 **A. Does that mean I should be looked up every night in a
6 cell?**

7 Q. I am not going to express a view on that.

8 **A. Well --**

9 Q. I'm explaining that there were various incidents with
10 staff members and other children and the result of that
11 was being locked in the cell --

12 **A. Confined in the cell.**

13 Q. -- that you are talking about --

14 **A. Locked -- the door locked.**

15 Q. -- and then eventually moved to borstal.

16 **A. Well, I am talking about twenty months, not just the odd
17 day getting locked up in a cell, every night.**

18 Q. And what you have explained in your second statement --
19 in the first statement when you talk about Lisnevin
20 there was reference to two individuals as if they were
21 housemasters, but you have explained to me they weren't
22 housemasters. They were other boys who were assaulted
23 in Lisnevin.

24 **A. That's right.**

25 Q. But in your second statement, which we are going to look

1 at, if we look at the one at 103, please, you explain
2 that those boys were, in fact, other residents of
3 Lisnevin at the bottom of paragraph 3, but what you
4 explain in paragraphs 4 and 5, if we scroll down,
5 please, that you remember the surnames of three
6 housemasters who would have beaten you and kicked you,
7 but there were others. I have said to you, HIA94, that,
8 you know, we were able to trace and speak to the
9 housemasters from St. Patrick's.

10 **A. That's right.**

11 Q. We have tried but not yet been able to find and speak to
12 the individuals that you are talking about here. So if
13 we -- if we can find them, we will speak to them in the
14 same way as we have in respect of Messrs SPT1 and SPT2,
15 but what you're describing is that they would have been
16 violent to you on various occasions, but that you
17 remember a particular female who was very nice in
18 St. Patrick's and that was LN3 -- sorry -- nice in
19 Lisnevin and that was LN3.

20 **A. That's right.**

21 Q. And I am just going to deal with one particular record
22 where you were very pleased to hear what she had to say,
23 because the police found her in February 2013. She said
24 she knew HIA94 from around when Lisnevin
25 first opened.

1 "He was the fourth or fifth boy to be placed there.
2 He was put in a car by St. Patrick's and dropped off at
3 Lisnevin without being told what was happening and why."

4 That's I think what -- she is recording what you
5 told her about your time. She became close to HIA 94
6 when he was there and confirmed he told her about
7 different assaults throughout his life, which probably
8 included St. Patrick's, but she doesn't remember him
9 telling her any specific names, and if he did, she
10 doesn't remember them and wouldn't have known if any
11 were Brothers at St. Pat's or civilian staff, as she
12 wouldn't have known anyone there.

13 She stated that you could be difficult and
14 aggressive, HIA94, but that you had had a difficult
15 life, and she herself wasn't aware of cells in
16 St. Patrick's, but it was policy she says in all
17 training schools to put children into a room with only
18 a mattress until they calmed down and behaved themselves
19 and those rooms were called quiet rooms in Lisnevin, but
20 she wasn't aware of them in St. Patrick's.

21 So you were pleased to see she remembered you
22 talking to her about various assaults that had happened
23 through your lifetime and she was someone you had
24 a positive recollection of --

25 **A. Definitely.**

1 Q. -- in respect of your time in Lisnevin.

2 So, HIA94, what we will try to do is find the
3 individuals that you explain beat you. Can you tell the
4 Panel where those beatings would have happened in
5 Lisnevin?

6 **A. Either in the showers, living room or in the cells.**

7 Q. So in the cell area --

8 **A. Oh, aye, in the cell.**

9 Q. -- or the showers or the living room?

10 **A. That's right.**

11 Q. And was it more the use of fists and feet or --

12 **A. Anything at all. Anything.**

13 Q. Anything?

14 **A. They just couldn't control me.**

15 Q. Okay. Well, if we can find those individuals, we'll
16 seek --

17 **A. Thank you.**

18 Q. -- a response from them in relation to those matters?

19 **A. All right.**

20 Q. HIA94, is there anything else we haven't covered about
21 Lisnevin that you want me to touch on?

22 **A. Lisnevin? Just that I was locked up for twenty months**
23 **in the cells, at least twenty months, you know. I am**
24 **not talking about during the day when I misbehaved.**
25 **I am talking about night. So why was I treated like**

1 **a criminal like that?**

2 Q. Well, I was giving you some examples of why that might
3 have been so, and I referred to the --

4 **A. Yes, during the day, yes, if I misbehaved, but not every**
5 **night. Do you know what I mean?**

6 Q. Well --

7 **A. Because LN3 used to come down to me down to the cell.**

8 Q. And she would come down and talk to you?

9 **A. Oh, aye. That's right.**

10 Q. She was like a counsellor to you who got alongside --

11 **A. She was somebody I trusted.**

12 Q. Yes. HIA94, I am not going to ask you anything more,
13 because we covered the recommendations on the previous
14 occasions you gave evidence. So if you bear with me
15 a moment, the Panel Members may want to ask you
16 something --

17 **A. Right.**

18 Q. -- unless there is anything else about St. Pat's or
19 Lisnevin that you want to say that I haven't covered.

20 Questions from THE PANEL

21 MR LANE: Can I just check up were there other boys who were
22 also locked up in the way that you were at night or were
23 you the only one?

24 **A. Yes, there was.**

25 Q. Right. I mean, were there a number of these cells which

1 were available then?

2 **A. Where are you talking about, St. Pat's, or are you**
3 **talking about Lisnevin?**

4 Q. Lisnevin I am talking about.

5 **A. Lisnevin?**

6 Q. Yes.

7 **A. There was one side of the cells and another side --**

8 Q. Uh-huh.

9 **A. -- two sides of the cells. I used to hear the squeals**
10 **--**

11 Q. Uh-huh.

12 **A. -- and so forth out of these boys.**

13 Q. Uh-huh, and was that also for your protection, to stop
14 you being beaten up, do you think?

15 **A. Sorry?**

16 Q. Was it partly for your protection?

17 **A. What, to lock me up --**

18 Q. Yes.

19 **A. -- like an animal?**

20 Q. Uh-huh.

21 **A. No, no, I don't think.**

22 Q. No. Okay.

23 **A. Maybe if I misbehaved, yes --**

24 Q. Yes.

25 **A. -- but not every night --**

1 Q. No.

2 A. -- for the length of time that I was in Lisnevin.

3 Q. Right.

4 A. The first day I remember staying in the dormitories.

5 After it I hit the cells and I stayed in the cells until
6 I left.

7 Q. How were the cells equipped? Did they have bedroom and
8 -- bed and cupboards and things like that?

9 A. No, I don't remember cupboards or anything. It was just
10 a bed and that was it.

11 Q. Just the bed?

12 A. Then there was a long skinny window and the door --

13 Q. Right.

14 A. -- and probably -- I don't know why I took my
15 frustration constantly on the walls. So eventually
16 a year or more later --

17 Q. Uh-huh.

18 A. -- they started putting pictures -- drawing pictures --

19 Q. Right.

20 A. -- to stop me putting my fist through the walls --

21 Q. Right.

22 A. -- you know.

23 Q. And did each room have a toilet or did you have to call
24 for help?

25 A. No, no toilet.

1 Q. Right. Okay.

2 **A. No sink, no nothing.**

3 Q. Thank you.

4 **A. Not -- not ...**

5 CHAIRMAN: HIA 94 , thank you very much. This is the third
6 time you have had to come to speak to us, because we
7 have been dealing with different locations, each of
8 which you were in, but I think hopefully this will be
9 the last time we have to ask you to come here. Thank
10 you very much for coming on this occasion again.

11 MR AIKEN: Chairman, Members of the Panel, that is the end
12 of today's oral evidence.

13 **A. Can I say something, judge?**

14 CHAIRMAN: Yes.

15 **A. Why is this finished it when I was in till I was 17, 17
16 and a half? There's still part of my life that has not
17 came out here.**

18 CHAIRMAN: No, no I understand that, but we are looking at
19 specific institutions as we are going along. So --

20 **A. Well, it is an institution from -- I was put in it when
21 I was born and I didn't get out till I was at least 17,
22 17 and a half. So there's a big space in my life has
23 been took away with me.**

24 Q. Yes, but we have looked at Termonbacca with you, we have
25 looked at Rubane with you and today we are looking at --

1 **A. Lisnevin and St. Pat's.**

2 Q. -- you in St. Pat's, and to avoid bringing you back
3 again to look at Lisnevin we have dealt with them both
4 today, which we don't normally do.

5 **A. No, but what about borstal, my life in borstal?**

6 Q. At the moment we are only looking today at Lisnevin. So
7 thank you very much for coming today.

8 **A. Right, and when I was threw out, I hadn't got the
9 equipment to survive either.**

10 Q. No, no. We understand that from what you've said in
11 your statement. Thank you.

12 **A. Right. Right. Thank you.**

13 **(Witness withdrew)**

14 CHAIRMAN: Very well.

15 MR AIKEN: Chairman, the oral evidence will resume in the
16 morning then.

17 CHAIRMAN: Thank you very much. Well, that finishes today's
18 proceedings and we resume again tomorrow morning.

19 (4.25 pm)

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

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WITNESS HIA58 (called)2
 Questions from COUNSEL TO THE INQUIRY3
 Questions from THE PANEL56

WITNESS HIA272 (called)58
 Questions from COUNSEL TO THE INQUIRY58
 Questions from THE PANEL96

WITNESS HIA344 (called)99
 Questions from COUNSEL TO THE INQUIRY99
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WITNESS HIA94 (called)119
 Questions from COUNSEL TO THE INQUIRY119
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