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HISTORICAL INSTITUTIONAL ABUSE INQUIRY
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being heard before:

SIR ANTHONY HART (Chairman)

MR DAVID LANE

MS GERALDINE DOHERTY

held at

Banbridge Court House

Banbridge

on Thursday, 10th December 2015

commencing at 10.00 am

(Day 168)

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

1 Thursday, 10th December 2015

2 (10.00 am)

3 WITNESS HIA417 (called)

4 CHAIRMAN: Good morning, everyone. Can I, as always, remind
5 anyone who has a mobile phone to ensure that it is
6 either turned off or else placed on "Silent"/"Vibrate",
7 and can I also remind everyone that photography is not
8 permitted either here in the Inquiry chamber or anywhere
9 on the premises.

10 Yes, Ms Smith?

11 MS SMITH: Good morning, Chairman, Panel Members, ladies and
12 gentlemen. Our first witness today is HIA417. She is
13 "HIA417". HIA417 wishes to affirm and she also wishes
14 to maintain the anonymity afforded by the Inquiry,
15 Chairman.

16 WITNESS HIA417 (affirmed)

17 CHAIRMAN: Thank you, HIA417. Please sit down.

18 Questions from COUNSEL TO THE INQUIRY

19 MS SMITH: HIA417, as I explained to you, I am just going to
20 tell the Panel Members where we have some documents
21 relevant to your time in Barnardo's in our file of
22 documents.

23 HIA417's statement can be found at BAR-001 to 007.

24 Barnardo's response statement is at BAR-240 to 294
25 and that includes exhibits.

1 The Health & Social Care Board response at BAR-536
2 to 606, and there is a supplementary response at 575 to
3 576.

4 Her file of documents from Barnardo's is at 17827 to
5 17988.

6 There are Social Service papers at BAR-10117 to
7 10444 and at 10793 to 10828.

8 Now, HIA417, you will see on the screen there is
9 a document, which is the statement of evidence that you
10 provided to the Inquiry. I have reassured you that
11 although it is currently not redacted, before it is
12 published outside of this chamber the personal details
13 that could identify you will be redacted from the
14 statement.

15 Can I just ask you to confirm, however, that that is
16 the statement of evidence that you provided for the
17 Inquiry?

18 **A. Yes.**

19 Q. And that you signed this statement on 28th July of this
20 year. We can see that --

21 **A. Yes.**

22 Q. -- at page 007.

23 **A. Yes. Yes. That's true.**

24 Q. And this is the statement of evidence that you wish the
25 Inquiry to consider together with anything else that you

1 tell us this morning?

2 **A. Yes.**

3 Q. Now your personal details are set out there in
4 paragraphs 1 to 4 of your statement, and I can assure
5 you that the Panel have read the entire statement. So I
6 am not going to go into the details of those. You are
7 now [REDACTED]. You describe your early years as
8 being wild. You said that you would have been
9 difficult. You would accept that you would have been
10 difficult to handle for your carers at times, and the
11 records that the Inquiry has seen suggest that that was,
12 in fact, the case, HIA417.

13 At paragraph 5 of your statement you say -- you
14 recall spending some time in a children's home in [REDACTED]
15 while you were waiting for a place in Barnardo's, and as
16 I was explaining to you and showing you, the application
17 form requesting your admittance to Barnardo's showed
18 that you were essentially too old for the children's
19 home in [REDACTED], which was designed to cater for younger
20 children. You went to Barnardo's. You were taken to
21 Macedon on [REDACTED], when you were you aged [REDACTED].
22 You talk about this in paragraph 6.

23 You shared a room with two others and you describe
24 you remember that there was a big house, which, as we
25 know, unfortunately no longer exists. It had to be

1 knocked down to help build the M2 motorway. There were
2 two small cottages, which were for younger children.
3 You stayed in the big house and you shared a room with
4 two other girls who you name there. I am just going to
5 use the first names, **BAR10** and **BAR15**.

6 There was a lot of movement amongst the children in
7 the home. People would come home for periods of time --
8 go home -- sorry -- for periods of time if their parents
9 got a house or something, and then they would come back
10 in, some of them. Most of the children weren't there
11 long-term, but you were. There wasn't as much movement
12 with the staff. You felt staff were pretty stable.
13 I was ask... -- you go on to talk about -- just to be
14 clear, you were in Barnardo's until **██████████**.

15 You don't remember this, but there is a document in
16 the papers, which I am going to ask that we call up,
17 which is BAR-583. This appears to be a letter from you,
18 because it certainly was put on to your **██████████**
19 Welfare file, to Miss McFadden, who was the **██████████**
20 **██████████** Welfare Committee Children's Officer at the time
21 in **██████████**. It is dated -- certainly received on
22 **██████████**. So that's just a week after you went
23 into Barnardo's, and it says:

24 "Dear Miss McFadden,

25 I like this place very much. I have a feeling that

1 I will settle down quickly. I go to bed at 9.00 and
2 I get my pocket money on Friday. I don't know yet how
3 much we get. Instead of calling the people who look
4 after us 'nurse' we call them 'auntie'. My aunties are
5 Auntie [REDACTED] and Auntie [REDACTED] There is budgies,
6 goldfish and tropical ..."

7 If we can just scroll down to the next page. Thank
8 you:

9 "... tropical fish in our place. There is a piano
10 and wireless and BAR5 shows films. There is a big
11 party on Saturday. I will be going to [REDACTED]
12 [REDACTED]. The view is lovely. It is all sea.
13 I am only after looking out to see a large red boat. It
14 was wet all day. Tell matron I was asking for her and
15 hoping she is well and I hope you are well too.

16 Yours truly,

17 HIA417."

18 Now you have no recollection of writing this,
19 HIA417. Isn't that correct? In fact, you don't even
20 remember that that could have been your handwriting. In
21 fact, you think it may not have been.

22 **A. Very different to today, but it's many years ago. So**
23 **it's very -- it's impossible to say. I would like it to**
24 **be put to a graphologist. Maybe they would have**
25 **an idea, but I -- I don't remember writing it.**

1 Q. You don't remember writing it and you don't actually
2 recognise that writing as the kind of style --

3 **A. Yes.**

4 Q. -- that you would have written in.

5 **A. And fish and stuff. It was a paradise I was painting,**
6 **wasn't it, really?**

7 Q. But do you remember the budgies and the tropical fish or
8 anything like that?

9 **A. No.**

10 Q. You do, however, remember the big house. You were
11 telling me that it was a beautiful big house.

12 **A. Uh-huh.**

13 Q. It was really a very nice environment in that sense.

14 **A. Yes. I could walk you round it now. I remember it.**

15 Q. And can you recall how many children roughly were
16 catered for there?

17 **A. I'm guessing maybe thirty to forty in the big house and**
18 **maybe sixteen to twenty in each cottage, guessing.**

19 Q. And how many cottages? There were two, did you say?

20 **A. Yes.**

21 Q. And they were for the younger children?

22 **A. Yes. I was punished and had to wash dishes for all the**
23 **children in the big house once and it was a lot -- there**
24 **were a lot of dishes.**

25 Q. Well, I am just going show a few more documents from

1 your file. There's a document at 17870. This is a form
2 that's headed obviously "Dr Barnardo's". It says
3 "Statistical form at the time of admission", completed
4 in type and various details are given there. This is --
5 you will see where we got the date of admission from:

6 [REDACTED]. It gives brief details about your
7 background and then the reasons for coming into care:

8 " [REDACTED] Welfare asked us to take this child into our
9 care."

10 If we can just scroll on down through that, a brief
11 picture of your known moves before admission. You lived
12 with your grandmother until [REDACTED], then with
13 an aunt until [REDACTED], and then with the
14 daughter-in-law of that aunt until [REDACTED].
15 That's when you were taken to [REDACTED] after Christmas
16 I think it was in just the beginning of [REDACTED] before you
17 went to Barnardo's in [REDACTED].

18 There's -- you were subject to a medical examination
19 on admission. We see that at 17874. "Condition on
20 admission." You were 4'11 and 3/4" and you weighed
21 92lb, and your general condition was described as good.
22 They weren't sure what vaccinations you had received.
23 In fact, we can see through the documents that the
24 Inquiry has seen that they actually wrote to [REDACTED]
25 [REDACTED] Welfare, who then wrote to your grandmother

1 asking her what vaccinations you had received as
2 a child. So they were trying to check that out. She
3 then signed a consent form to allow you to be vaccinated
4 for anything that you hadn't had. That is the day after
5 you were admitted on [REDACTED].

6 There is an admissions sheet at 17876. That's your
7 birth certificate. This seems to have been the
8 application form that was filled in by [REDACTED]
9 Welfare, because the date and initials there are [REDACTED]
10 and you were admitted on [REDACTED]. Just scroll
11 down through that, please. If we go to -- the next
12 page is 17878. Keep on scrolling down through that,
13 please. Then on to the next page. You will see the
14 actual recommendation there. It says:

15 "Mrs McFadden, Children's Officer, asked if we would
16 consider taking this girl, who seems to have had two or
17 three unhappy placings within her own family and who is
18 not happy in the local authority's home -- own home,
19 which is for younger children. It seems to me a case in
20 which we may very well be able to help candidate and at
21 the same time our branch at Newtownabbey is not too far
22 removed from the last fostering aunt, who may well be
23 encouraged to maintain a visiting contact, even if
24 unable to manage HIA417 as a permanent foster child.

25 Admit on payment by local authority."

1 So the [REDACTED] County Welfare Authority, who had care
2 for you, would have had to pay Barnardo's for your
3 upkeep and that's what -- the recommendation was
4 provided they were prepared to pay for you, then they
5 would admit you to Barnardo's.

6 We can see that there was a medical record at 17880.
7 I think it should be just the next page perhaps. You
8 will see there you had your tonsils out at some point.
9 If we just scroll on down through this, it suggests --
10 your family background there is -- your family history
11 is recorded. Your condition on admission was good.
12 Then the next page shows that you were regularly
13 examined by a doctor during your time in Barnardo's and
14 generally your weight and height recorded and you seem
15 to be --

16 CHAIRMAN: Wait.

17 MS SMITH: Sorry. It looks like [REDACTED], [REDACTED],

18 [REDACTED]

19 CHAIRMAN: [REDACTED] -- sorry -- [REDACTED] and

20 [REDACTED]

21 MS SMITH: Yes, that's correct, yes. [REDACTED]

22 CHAIRMAN: Really six to nine months.

23 MS SMITH: Yes.

24 If we can go back to your statement, please, at
25 paragraph 7, which is 003, and you say you remember

1 having to call the staff "auntie" and "uncle". You
2 recall the managers of the home were **BAR5** and **BAR16**
3 **██████████**. They were **██████████** in their 30s. You
4 recall Macedon as being highly religious and you believe
5 all of the staff bar one were born again Christians.

6 "We had to go to church twice on Sunday and attend
7 Sunday school. One of the churches we went to was
8 a Congregational one with a lot of clapping and
9 singing."

10 You describe **BAR5** **BAR16** as very hard people.

11 **BAR5** in particular was cruel and I saw him dragging
12 girls by their hair in the home. I can't remember any
13 other staff members except one girl with long dark hair
14 in a ponytail called **██████████**."

15 Now I was asking you -- you recall that -- you say
16 here that **BAR5** pulled other girls by the hair. Did
17 he assault you in that way at all, **██████████** -- sorry --
18 HIA417, that you can remember?

19 **A. I don't remember if he pulled my hair. I remember being**
20 **pushed and shoved by him.**

21 MS SMITH: And you say --

22 **A. But --**

23 MS SMITH: -- there was one occasion when you remember that
24 he was particularly rough with you, if I can put it that
25 way, when you were drunk. Is that right?

1 **A. Well, that's hard to remember. I remember once when**
2 **I stole selection boxes from the office, he took me into**
3 **the office and closed the door and I remember pushing me**
4 **around in there. He used to take children into the**
5 **office. So you never knew what really happened, but**
6 **I remember him pulling a girl's hair up the stairs once.**

7 MS SMITH : You say -- I mean, Barnardo's have given us, as
8 you know, a response statement, and they say that by
9 █████ management in Barnardo's were recognising that
10 **BAR5** █████ had a limited capacity for dealing with girls.
11 He seems to have come from a background where his -- he
12 dealt with boys rather than girls, but you certainly
13 remember him as a cruel man and an unkind man.

14 **A. He was very cruel, yes.**

15 Q. Do you recall what staff turnover was like in the home
16 at all?

17 **A. I don't remember.**

18 Q. In paragraph 8 you go on to describe how you don't have
19 any recollection of visitors. You think you must have
20 had a social worker, but you don't ever remember seeing
21 one. You don't think you had a dedicated social worker.
22 You have no memory of ever being in court as a child.

23 **A. No.**

24 Q. You believe you were put into care voluntarily by your
25 family. That certainly is what the documents have shown

1 to the Inquiry, that your grandmother placed you with
2 your -- her sister, and she then was unable to cope with
3 you, and you went for a short spell to her
4 daughter-in-law, but it was whenever you were with your
5 great-aunt that Social Services became involved, because
6 she needed funding to help with your upkeep, and the way
7 of getting that funding was for Social Services to
8 become involved and to take you into care and therefore
9 then pay her as a foster parent for you. That's how you
10 came to be in care voluntarily.

11 You did go out to your family, as you say, and there
12 is certainly documents. There is an example at BRA --
13 BAR--sorry -- 590, which is an example of Barnardo's
14 writing to ██████████ County Welfare Authority about your
15 progress, and if we can scroll on down, please, to the
16 next page, it describes you as a very intelligent girl.
17 You receive personal attention from the teachers at
18 ██████████. Your homework, however,
19 could be much better and this is to be supervised more
20 closely in future.

21 "The staff at Macedon report that the other children
22 often go to HIA417 for help with their homework."

23 Now we were talking about this, and I will come back
24 to it later, but you don't actually remember helping
25 other children with their homework, HIA417. Isn't that

1 right?

2 **A. My nature is that I would help, but I don't remember**
3 **doing it.**

4 Q. It says that you visit your former foster mother quite
5 often. On one or two occasions she had rung Macedon
6 complaining that you were not giving her enough notice
7 before you came to visit. It may be she was getting
8 tired of you:

9 "... and is trying to stop her visiting".

10 and Barnardo's intended asking one of the Welfare
11 Officers to call with her to find out the general
12 position. So that never -- there doesn't seem to be
13 anything that resolved that, but certainly there is
14 a record of you having gone to visit her, and the view
15 of Barnardo's was they were certainly trying to keep
16 contact with your family for you, and they also say in
17 their response statement to us that there were attempts
18 made to contact your mother, and I know that she had
19 gone to England. She had married there and had other
20 children, and you were anxious to make contact with her
21 and were asking Barnardo's to contact her on your
22 behalf. They seem to have been trying to do that for
23 you, but ultimately I know that you did not get to meet
24 her.

25 **A. No.**

1 Q. You met her husband and met [REDACTED] in later
2 life. Isn't that correct, HIA417?

3 Paragraph 9 of your statement you talk about
4 bullying going on in Macedon. You name three girls in
5 particular. Sorry. I should say that's at 003. You
6 remember three girls who were all bullies. They were
7 older girls and they used to fight each other. You
8 tried to keep away from them. You got into a fight with
9 one of them once and threw a cup of lukewarm tea over
10 her. She then threw a cup of hot tea over you. You
11 went to grab something to hit her with, but somebody
12 stopped you. You remember the tea being hot, but you
13 weren't so -- scalded so badly that you needed to go to
14 hospital or anything. You don't remember seeing
15 a doctor in Macedon, but you don't think you needed one,
16 as you were always healthy. Certainly the routine
17 medical inspections would suggest that you were
18 a healthy child in your time in Barnardo's.

19 One of these three girls you said came up with
20 a shopping list of things that you should steal, things
21 like make-up. You were scared of her, so you went along
22 with it. You were caught by the police stealing from
23 [REDACTED] in Belfast and brought back to Macedon.

24 "As punishment I had to clean and polish the wooden
25 floors and wash the dishes for everyone in the big

1 house, which was about forty people."

2 You had to do that every day for about three weeks.

3 You described that to me, cleaning floors, as hard

4 labour, HIA417, but you felt maybe that you deserved to

5 be punished, but maybe not quite as --

6 **A. Yes.**

7 Q. -- in that fashion. Is that --

8 **A. Yes.**

9 Q. -- your recollection of that?

10 **A. Yes. Well, I wasn't very strong at 13, 14, to do that**
11 **kind of work.**

12 Q. Paragraph 11 you go on to complain that you were
13 sexually approached by one of these girls one night.
14 She made you share a bed with her, touched you and made
15 you touch her below the waist under her clothes. You
16 think the other girl might have been in the room at the
17 time. You were very uncomfortable and think you must
18 have got out of bed. That was the only time that she
19 did that. You think she was just testing the waters
20 with you. You say you were about ■ and she would have
21 been about ■■■■■. Certainly Barnardo's have
22 confirmed that did you share a room with this girl and
23 with two other girls. So she certainly was there at the
24 same time as you.

25 Paragraph 12 you go on to describe the routine in

1 Macedon. You had breakfast, went to school. You
2 remember the cook was a **BAR21**. You thought she maybe
3 had a **[REDACTED]**. The food was
4 fine. You don't ever remember being hungry or forced to
5 eat stuff you didn't like. When you came in from
6 school, you had duties to do, such as cleaning and doing
7 the dishes. You would have been allowed to watch
8 television or go outside to play for a while before bed.
9 You do remember climbing trees.

10 "There was a park next door where we used to play.
11 It was always warm and comfortable."

12 You don't remember if you got a clothing allowance,
13 but you must have gone out with the Welfare to buy
14 clothes.

15 You go on to talk then about going to school at
16 . You used to hang around and that's where you
17 met your first husband. You say there was no
18 encouragement to do homework in the home. You don't
19 ever remember doing homework.

20 "It was lights out at 9.00 pm every night, so
21 further education was not even considered."

22 Now you have seen the progress report, HIA417, that
23 I read out a short while ago, which shows that you were
24 intelligent, that you were recognised as such, and that
25 your school reports were saying that you needed more

1 supervision with homework, and Barnardo's are saying
2 that they would have been doing that with you. I don't
3 know whether there was ever a room set up dedicated to
4 doing homework for the children.

5 **A. I don't remember.**

6 Q. But do you remember doing homework in your bedroom and
7 would that have been after 9 o'clock at night?

8 **A. I remember doing French homework after 9 o'clock at
9 night in one of the staff's -- because she had a bedroom
10 down near where the girl -- where our group of girls
11 were, and I remember she used to let me go into her room
12 to do my French homework, but I don't remember doing
13 other homework. I don't remember being encouraged or
14 guided, but obviously I'm playing out and hanging around
15 with the other children, so -- but I think a child would
16 rather play than do homework probably, but the parent is
17 responsible for guiding the child, which wasn't -- that
18 wasn't available in Barnardo's. That guidance wasn't
19 there.**

20 Q. At paragraph 14 you go on to say:

21 "Christmas time there were lovely parties at Harland
22 & Wolff. We would get special presents like jewellery
23 boxes."

24 This is the incident that you were saying about
25 a short time ago. You remember stealing selection boxes

1 from **BAR5** ' office at Christmas and being punished for
2 it. You don't remember exactly how you were punished,
3 but you think he dragged you up the stairs. You
4 remember another time you got drunk in the park with
5 some girls from school. You were brought back to the
6 home by him. You had never drunk alcohol before and you
7 bought a bottle of QC sherry. You were sick and threw
8 up all over the floor. You say he made you clean it up
9 the next day, which you felt was fair enough.

10 You then -- I was asking you whether -- we have
11 heard about some other staff's names. You do remember
12 the cottages and there was a member of staff there,
13 a **BAR63**, who worked in the cottages.
14 You have a recollection.

15 **A. "BAR63" rings a bell. I wouldn't know -- we**
16 **didn't know their surnames.**

17 **Q.** There was no interaction with the staff from the
18 cottages and the big house or was there?

19 **A. I think when we went to church, everybody went to church**
20 **together. So we would have seen them and we knew who**
21 **they were, but we weren't -- the bigger children weren't**
22 **looked after by those staff.**

23 **Q.** You don't remember a **BAR6**, who appears to
24 have been a housemother from **BAR6**

25 **A. No.**

1 Q. Paragraph 15 of your statement here you say you left
2 Barnardo's in [REDACTED], when you were [REDACTED] years old.

3 "There was no preparation for leaving the
4 institution. You were put out to work and that was it.
5 A welfare officer would check on you periodically, but
6 it wasn't enough support."

7 You recall going to live with [REDACTED]. You think
8 she was in her 60s. You think that Barnardo's organised
9 that. I was telling you that the papers would suggest
10 that, in fact, you were moved out of Barnardo's at their
11 request because of your behaviour and a particular
12 incident that occurred on the weekend of [REDACTED],
13 where you got drunk and had a boy in your room. When
14 I mentioned that to you, it did jog your memory. That's
15 the man you went on subsequently to marry, HIA417.

16 **A. Yes.**

17 Q. But you were boarded out first of all with a [REDACTED]
18 before you went to [REDACTED]. You worked initially as
19 a [REDACTED] at that time.

20 You go on to describe your life after care here in
21 paragraphs 16 through to 24. Paragraph 18, your major
22 complaint about your time in Barnardo's is that you feel
23 you have suffered from a lack of support in the field of
24 education and support in general. In your 40s you
25 completed [REDACTED] and then [REDACTED]

1 ██████████, which you are quite proud of, but feel you could
2 have gone -- could have done much more, and life could
3 have been much easier if you had received proper
4 guidance growing up. You could have done your degree at
5 21 and then enjoyed a better quality of working life.
6 You said:

7 "Barnardo's had no facilities for any child to go
8 that far in education at that time."

9 That's your biggest regret, that you could have been
10 a lawyer or anything, and you feel that you haven't
11 realised your potential and that has made you quite
12 bitter.

13 Now Barnardo's in their response statement about the
14 issues that you raise about education have said that --
15 two things. They say that at paragraph 11 of their
16 statement at 242. They say that:

17 "During the latter ██████████", when you were being cared
18 for, "the emphasis within the organisation would have
19 been on enabling young people to live independently
20 outside of care by helping them to secure employment or
21 develop a trade. Most young people at the time would
22 have left care and gone directly into employment rather
23 than pursuing further education. In order to create
24 employment and training opportunities for young people
25 Barnardo's set up, for example, a printing house and

1 a nursery nurse training school. This emphasis upon
2 encouraging young people to be economically independent
3 by securing employment did not provide adequate
4 opportunity for all young people to reach their academic
5 potential. Young people would, however, have been
6 encouraged to have good levels of attendance at school
7 and would have been encouraged to complete homework."

8 Then they go on to talk about what your file showed
9 about you being intelligent and they say that -- the
10 letter that I indicated, that your homework was to be
11 supervised in future or more closely supervised.

12 At paragraph 15 of their statement at 244 they say
13 that it is regrettable that you believe in retrospect
14 that Barnardo's didn't assist you to achieve your
15 aspirations and didn't provide you with adequate
16 opportunities to reach your potential. They say that:

17 "Today there is greater focus on helping looked
18 after young people who achieve their full potential,
19 whether in terms of vocational training, creativity,
20 academic achievement or entrepreneurship."

21 That's what they have said about that.

22 You wrote to Barnardo's in September of 2005,
23 HIA417, and we can see that at 17980. This explains how
24 you came to contact them. You had made contact with one
25 of the girls who'd shared a room with you, [REDACTED] and

1 since meeting her and discussing the time you spent
2 there, you decided you would love to trace some of the
3 other girls who you were in Barnardo's with. You also
4 remember a lady called [REDACTED], who got married and moved
5 to Australia. The papers show that you went to
6 [REDACTED] before [REDACTED] vacated [REDACTED]' house and
7 you could then move into her place in her room when she
8 got married.

9 You were interested in reading your notes. You had
10 called a number associated with [REDACTED] where you were
11 living at the time and registered your name. It was for
12 children who were in care in the Republic of Ireland.
13 The gentleman to whom you spoke said that he didn't
14 cover children in Northern Ireland, but you go on to say
15 there that:

16 "I think my greatest complaint from that time was
17 that for children in Barnardo's in those days academic
18 capability was not encouraged and all were treated
19 alike, regardless of ability. By this I mean sent to
20 school and sent out to work at 16. We had to leave at
21 that age regardless of whether we were capable of doing
22 'A' levels or not. Later -- it was later in life that
23 I decided to take the academic route and, of course,
24 I had to fund that myself. Had I been given the
25 opportunity back then, the government would have paid

1 for those courses, as they did for all teenagers going
2 into further education. I now have a [REDACTED] and am in the
3 process of preparing to do [REDACTED]
4 [REDACTED]. I mentioned this to you when we spoke, and
5 you highlighted a fund for education, which is supported
6 by ex-Barnardo's children who have done well for
7 themselves."

8 You were wondering if you would be eligible for the
9 cost of [REDACTED] This letter then led to you having
10 a meeting with people. I was just pausing there to ask
11 did you receive anything to help with [REDACTED] from
12 Barnardo's?

13 **A. No, I didn't.**

14 Q. You talk at paragraph 14 -- they talk at paragraph 14 --
15 sorry -- going back to your own statement, you complain
16 also that whenever you did meet with them, you didn't
17 get a great deal of documentation. You said that there
18 were only three pages given to you, which you
19 subsequently shredded. Isn't that correct?

20 Barnardo's would say that, in fact, they gave you
21 more documents than that. There's a record of their
22 meeting with you at 17905 to 17913. If we look at
23 17909, this is a record -- this is your former surname.
24 There's a report of the interview that they had with
25 you. If we can scroll down, please, it said you

1 appeared relaxed and cheerful. You had just [REDACTED].
2 You told them that you were primarily motivated to apply
3 for your care records when another ex-service user
4 traced you through Friends Reunited. They talked about
5 your time in Macedon. You were then eventually
6 encouraged to approach Barnardo's by a friend who was
7 a social worker for the local authority. You explained
8 that the social work friend had been working in
9 conjunction with the Republic of Ireland Health
10 Authority in a bid to secure compensation for adults who
11 were victims of childhood abuses, and because you had
12 had similar abusive experiences, the social worker
13 suggested you might take similar legal action against
14 Barnardo's.

15 It goes on to explain to this person who you were
16 speaking to -- it was a gentleman, I think a [REDACTED]
17 -- you explained that you were repeatedly abused by
18 **BAR5** [REDACTED], if we can scroll down to the next page,
19 please, who was head of Macedon in Belfast. You say:

20 "The nature of the abuse was physical and
21 emotional."

22 You stated that he used to punch you.

23 "**BAR417** [REDACTED] also disclosed that she was sexually
24 abused by one of her peers, a resident within the same
25 home in Belfast."

1 Do you remember saying that **BAR5** punched you?

2 **A. Punching, no, I don't remember. He used to push and**
3 **shove us.**

4 Q. But you don't remember actually telling them that he
5 punched you?

6 **A. No.**

7 Q. They then went on to tell you that they treated such
8 disclosures seriously and they would be reporting it to
9 the police. It said that you read all yours records in
10 his presence and you said you were very disappointed
11 with the amount of information that he gave you. You
12 anticipated that there would be much more file material
13 available to you. He then said they would be providing
14 a report for you and referring the disclosure to police.

15 He goes on to medical information and said there
16 were ten pages of medical information given to you.
17 Certainly you would dispute that, HIA417. Isn't that
18 correct?

19 **A. Yes. When I went home -- when my [REDACTED] saw what**
20 **I brought home -- he's not here unfortunately, which is**
21 **a pity -- but minimal paperwork.**

22 Q. You go on to say -- I mean, you didn't pursue any
23 complaint with the police. There is a document at
24 17925, again from the Barnardo's material, which shows
25 they spoke to a detective sergeant in Northern Ireland,

1 who -- if we can scroll on down, please -- a Detective
2 Sergeant Sam Hughes, who said that after leaving six
3 telephone messages on your answering machine you phoned
4 him in October '06 and informed him that you no longer
5 wished to pursue the allegation against **BAR5** .

6 "So the case has been closed and no further action
7 taken."

8 So you never made a statement to the police or
9 pursued that in any way and you never pursued any civil
10 claim against Barnardo's. Isn't that correct, HIA417?

11 **A. No, I didn't.**

12 Q. Now, HIA417, that's all I wanted to ask you about your
13 time in Barnardo's, but if there's anything that you
14 feel we haven't covered about your time there, now is
15 your opportunity to tell the Panel that.

16 **A. Well, it's such a long time ago and it's quite vague,**
17 **the memory, really. I can't think there's any more to**
18 **add, to be honest. You know, there were specific things**
19 **that I remember distinctly, like the horrors of the**
20 **experience with **BAR10**, and those things live**
21 **with you forever and had a bad effect really on a lot of**
22 **my attitudes to life, lesbianism, for example. I am**
23 **terrified of lesbians. I always -- I don't want them**
24 **anywhere near me, which is so unhealthy, especially in**
25 **my profession, because I meet -- I work with lesbians.**

1 Q. Can I just -- just to interrupt you there, I should have
2 asked you at the time when we were talking about what
3 happened with the girl in the bedroom. Did you ever
4 report that to staff at that time?

5 **A. I was too frightened. She was one of the tough girls.
6 I would have been in trouble if I'd done that.**

7 Q. Finally, HIA417, just a question that we ask everybody
8 who comes to talk to us. The Inquiry at the end of its
9 work has to make recommendations as to what should
10 happen either in terms of redress, compensation,
11 a memorial or some other form of recommendation about
12 those children who were abused in care. They will want
13 to know -- the Panel will want to know what your views
14 on that are and what you feel its recommendations ought
15 to be.

16 **A. Well, one of the recommendations would be that it would
17 never happen again, but it happens every day and we see
18 it on the television that it still happens in
19 institutions. It happens in private homes as well.
20 It's the nature of the beast unfortunately, human beings
21 being what they are. So I don't know if that will ever
22 change.**

23 **For me personally my biggest gripe with the whole
24 thing was lack of support and lack of education and
25 having to struggle all through my life with terrible**

1 relationships, having to spend lots of money on
2 [REDACTED], on doing [REDACTED]
3 courses, all to try and find out why I made the mistakes
4 I made in life, one mistake after another, always ending
5 up back at the same position of losing and failing, and
6 also the educational aspect, where, you know, I needed
7 to have a [REDACTED] to get my CV even looked
8 at, because they are all computerised nowadays, and
9 having to go through that in my 40s. I had to leave
10 a full-time job to do a [REDACTED] with no
11 government support, because there were no grants at that
12 time, and work every Saturday and Sunday as an agency
13 nurse to keep a roof over my head . You know,
14 they're bitter memories, to be honest with you, and to
15 be honest, it is a horrible thing to say, but I would
16 like financial compensation for that annual -- for that
17 year's salary.

18 Q. Well, HIA417, thank you very much. I have nothing
19 further that I want to ask you, but the Inquiry Panel
20 Members may have some questions for you.

21 Questions from THE PANEL

22 CHAIRMAN: HIA417, can I just ask you one or two things?

23 When you first moved to Macedon, it seems from the
24 records that you went to see the relatives in the
25 [REDACTED] area that you had previously been fostered to.

1 Isn't that right?

2 **A. (Nods.)**

3 Q. How did you get to [REDACTED]? Have you any recollection?

4 **A. I have no idea. I have no idea whether somebody took**
5 **me. I have no idea. I was wild. I would -- I could --**
6 **I probably could at that age have gone into Belfast**
7 **and gone on out the other side of the city.**

8 Q. Because you would have had to, if you were going on your
9 own, as you say, gone into Belfast either by bus or
10 train from Whitehouse and then got either a bus or train
11 on out to [REDACTED]. If you knew your way, it would be
12 straightforward, but it's still quite a lengthy journey.
13 You have no recollection whether somebody took you there
14 by car --

15 **A. No.**

16 Q. -- or you were just given money to get the necessary
17 train or bus?

18 **A. I don't remember.**

19 Q. I see. You explain you have no recollection of helping
20 other girls with their homework --

21 **A. No.**

22 Q. -- but you do remember doing some French homework. From
23 your later life, judging by your statement, you had
24 something of a facility for languages, had you? You
25 learnt Dutch at one stage.

1 A. Well, I worked [REDACTED] as So I learnt
2 Dutch.

3 Q. Was French something that you were good at, if you can
4 remember back to schooldays? Some of us like subjects
5 we were good at and didn't like subjects we weren't good
6 at.

7 A. I liked French, but I hated the French teacher,
8 . She told me -- she used to put me in the
9 back of the class and didn't teach me and that made me
10 more determined to pass that exam, [REDACTED]

11 [REDACTED]
12 [REDACTED] That -- it wasn't an 'O' level. It was the
13 junior -- in those days we had to do a junior
14 certificate to determine whether we went on to further
15 education.

16 Q. Junior certificate. That's right.

17 A. I remember when I went back into -- because we did that
18 at 15 and then at 16 was 'O' levels. I remember her
19 coming up in the play... -- I remember her coming up in
20 the playground to congratulate me, because we queued up
21 again to go into our next -- I remember queuing up in
22 the playground to join our next class the next year.
23 Vaguely remember standing there.

24 Q. Well, you have described how you feel about the lack of
25 educational opportunity after you left school. Did

1 Barnardo's ever discuss with you the possibility of your
2 doing more studying to go to university or third level
3 education in some way or other?

4 **A. No, no. I left Barnardo's and went --- I lived nearby**
5 **Barnardo's [REDACTED], but I don't remember**
6 **having any contact with the staff from Barnardo's after**
7 **that and I don't really remember contact with social**
8 **workers.**

9 Q. Well, you started working in a [REDACTED] of some sort. Is
10 that right?

11 **A. [REDACTED], [REDACTED] it was called. It**
12 **is not any longer.**

13 Q. Yes. Was that a [REDACTED] company --

14 **A. I'm not sure.**

15 Q. -- [REDACTED]?

16 **A. I'm not sure. I was a junior. I was on the**
17 **switchboard.**

18 Q. Yes. Can you remember how you got the job there?

19 **A. No.**

20 Q. Did somebody at Barnardo's arrange it for you?

21 **A. No, I don't remember.**

22 Q. I see. Thank you very much.

23 **A. Sorry.**

24 MS DOHERTY: Thanks. Not at all. It is a long time ago.

25 Can I just ask in relation to **BAR5** were other staff

1 physical in the way that they treated the children?

2 **A. I don't remember any other staff being.**

3 Q. Like that.

4 **A. They were cold, but they were religious. So ...**

5 Q. But you don't remember anybody else pushing you or
6 pulling you?

7 **A. I don't remember anybody else. He was --**

8 Q. He stood out as the --

9 **A. Yes, he stood out.**

10 Q. Okay.

11 **A. Everybody was afraid of him.**

12 Q. Okay, and in relation to your dealings with staff, was
13 there ever any attempt to talk to you about your journey
14 into care and how you felt about being away from your
15 aunt and your granny and ...?

16 **A. I don't remember. Like a counselling?**

17 Q. Yes, like a counselling.

18 **A. No, I don't remember that.**

19 Q. So was the care more kind of a practical care where you
20 were looked after, but ...?

21 **A. Yes, it was -- yes, keeping us alive I suppose.**

22 Q. Okay. Thank you very much.

23 MR LANE: Just one or two questions about the sort of daily
24 life there. Did you actually eat in the separate units?
25 There were the two cottages and the main house. Did you

1 eat in those or was that your grouping that you lived
2 with?

3 **A. The older people in the main house, we had a big dining**
4 **room in the main house.**

5 Q. But the children would have ate --

6 **A. They would have been in the cottages.**

7 Q. In their cottages. So you never really mixed with the
8 ones in the other cottages?

9 **A. Playing in the playground. It was a big -- it was a big**
10 **area.**

11 Q. Uh-huh. Did -- what did you do in your spare time?
12 What was the activities to do?

13 **A. I don't remember.**

14 Q. Just playing around in the grounds?

15 **A. Probably getting up to tricks! I don't -- no, playing**
16 **with the other children. We played -- we did play and**
17 **we used to go into the park to play. I think sometimes**
18 **they allowed school friends to come in and visit us as**
19 **well. I vaguely remember my friends coming in**
20 **sometimes.**

21 Q. I see that in your records it says that you learnt to
22 play the piano at one stage as well. Did that carry on
23 at Macedon?

24 **A. No. That was in [REDACTED] house.**

25 Q. Yes. Right. You mentioned the time when you were

1 pressured into shoplifting. Was that something which
2 the other children did quite a bit or was that just
3 a one-off really?

4 **A. I don't know. I mean, I had stolen things I believe**
5 **from my foster mother's purse, but I had never stolen**
6 **from shops.**

7 Q. No.

8 **A. So when I was sent out to steal from shops, that didn't**
9 **work very well. I didn't know how to do it. So I was**
10 **caught immediately.**

11 Q. Following on from my colleague's question, did you have
12 any system of key workers where you had a special worker
13 who was meant to link with you or anything like that?

14 **A. I don't remember, but I think that's quite a modern**
15 **phenomenon --**

16 Q. It is, yes.

17 **A. -- to have a key worker.**

18 Q. It is more recent certainly. Okay. Thank you very
19 much.

20 **A. Thank you.**

21 CHAIRMAN: Well, HIA417, those are all the questions we want
22 to ask you. Thank you very much for coming to speak to
23 us today, particularly since in your case you have had
24 to come some distance to speak to us, but thank you for
25 doing so.

1 **A. Thank you.**

2 **(Witness withdrew)**

3 MS SMITH: Chairman, I am not sure what the position is with
4 Mr Aiken.

5 CHAIRMAN: We will rise now and see when we are ready to
6 start.

7 (11.00 pm)

8 (Short break)

9 (11.30 pm)

10 Evidence of WITNESS HIA101

11 summarised by COUNSEL TO THE INQUIRY

12 CHAIRMAN: Yes, Mr Aiken?

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

14 The next witness today was to be HIA101, now HIA101, who
15 is "HIA101". As the Panel is aware, he has provided
16 a medical to the Inquiry to explain why he is unable to
17 attend to give evidence. The Panel have agreed to the
18 summary of his material.

19 CHAIRMAN: Yes. I just need to remind everyone the fact
20 that he is coming -- I'm sorry -- is not coming does not
21 mean that he should be taken as having waived his
22 anonymity, which will, of course, continue unless he
23 agrees to waive his anonymity.

24 Those who were present throughout the opening will
25 recall that Mr Aiken took us in some considerable detail

1 through many of the things that are relevant to **HIA 101**
2 yesterday in particular. So we don't need to perhaps go
3 through them again in quite the same amount of detail.

4 Yes, Mr Aiken?

5 MR AIKEN: Mr Boyd of counsel, appearing for BAR1, is in
6 attendance --

7 CHAIRMAN: Yes.

8 MR AIKEN: -- anticipating hearing from HIA101, along with
9 his solicitor, Mr Greer from Reavey & Company. I will
10 be mentioning a little more about BAR1 in a moment.

11 The Inquiry statement, Members of the Panel, is at
12 017 to 028. I know the Panel have had the opportunity
13 to consider the statement already. In addition, I am
14 just going to highlight some other key documents that
15 are relevant.

16 HIA101 made his allegations that are the subject of
17 his Inquiry statement first it appears on 25th June 1998
18 by way of police statement. That can be found at 4391
19 to 4397.

20 Then as part of a civil claim that he initiated
21 against Barnardo's at the same or in and around the same
22 time there are two medical reports that are available to
23 the Panel. The first is from Dr Loughrey, a consultant
24 psychiatrist of 1st December 2000. It is at BAR-13355
25 to 13359. The second report is from Dr Brown,

1 a consultant psychiatrist, of 9th May 2002. It is at
2 BAR-13360 to 13367. I will be referring to those
3 reports briefly in due course.

4 Barnardo's have confirmed they paid HIA101 £15,000
5 on 3rd January 2003. That was before the trial, before
6 the Court of Appeal judgment, which was in 2004/2005.
7 The reference to the civil claim is at 13370.

8 Then, as the Panel is aware, HIA101 himself has
9 a [REDACTED] criminal record, including
10 for [REDACTED] That is at BAR-8093 to 8098.

11 In addition, the Panel are aware that from material
12 that I drew attention to yesterday HIA101 himself was
13 the subject of allegations of abuse, and I will refer
14 briefly to where that can be found as I go.

15 CHAIRMAN: Yes. In the normal way the Inquiry has given
16 legal representation at public expense, but
17 understandably his legal representatives don't feel it
18 necessary to be here this morning.

19 MR AIKEN: No. There is not a replying statement as yet
20 from him to the allegation that was made against him in
21 respect of his time in Barnardo's and his legal
22 representatives have not attended. If and when that
23 statement is provided dealing with that particular
24 allegation, then I will draw that to your attention.

25 Then in addition relevant material in relation to

1 HIA101. Barnardo's have provided a replying statement,
2 which can be found at 125 to 131, with exhibits from 132
3 to 191, and also the Barnardo's service user's file
4 relating to HIA101, which is at 11636 to 11737.

5 I mentioned the civil claim, and Barnardo's civil
6 claim statement, which sets out all of the civil claims,
7 including HIA101, is at 1124 to 1131, and the civil
8 claims material in terms of the pleadings and medicals
9 can be found at 13337 to 13370.

10 Then the Health & Social Care Board have provided
11 a response statement, which can be found at 347 to 354
12 with exhibits from 355 to 489.

13 Two social workers who dealt with the [name
14 redacted] family have provided statements. That is
15 BAR61 at BAR-2514 to 2525 and BAR60 at BAR-2508 to 2513.

16 Then the social work files that relate to HIA101
17 have been provided by the Health & Social Care Board.
18 They can be found at 10829 to 11624.

19 In HIA101's Inquiry statement, as in his police
20 statement, he makes allegations against a number of
21 individuals. The first is BAR1. While she is
22 represented before the Inquiry, there isn't as yet
23 a statement available from her, which from speaking to
24 Mr Boyd I know is something that will be imminent, but
25 the Inquiry is aware that she was interviewed about

1 HIA101's allegations, which she denied, and equally went
2 through the trial process in relation to them.

3 Similarly BAR2. At the moment the Inquiry hasn't
4 been able to trace and make contact with BAR2.

5 Then allegations are made by HIA101 against [REDACTED]
6 [REDACTED], who is engaged with the Inquiry, and
7 I understand we will receive a statement denying the
8 allegations, but I don't have that to hand at the
9 moment.

10 Then HIA101 makes an allegation against or of
11 viewing abuse by the then BAR12 that I talked about
12 during the opening. Again the process of engagement
13 with him is ongoing, but I will deal with the allegation
14 that he makes in respect of that shortly.

15 In brief terms, Members of the Panel, because, as
16 the Chairman has pointed out, I covered a lot of detail
17 in relation to HIA101 during the opening in terms of his
18 position in the sequence of events, and the Panel has
19 access to his police statement, which sets out his
20 allegations in graphic detail, he was born on

21 [REDACTED] and was admitted to Barnardo's Macedon
22 on [REDACTED] aged [REDACTED]. He was there until [REDACTED]
23 [REDACTED], aged [REDACTED] when he transferred across to
24 Sharonmore. He was in Barnardo's Sharonmore from [REDACTED]
25 [REDACTED] to [REDACTED], aged [REDACTED] years.

1 There is social work material that explains the
2 difficulties in the family background, which I am not
3 going to open, and explain his assessment coming in to
4 Macedon, and the social work report, which can be found
5 at 16892 to 16895, does not paint an enthusiastic
6 picture of each of the [REDACTED] children who were coming
7 into Macedon, but perhaps the assessment of the social
8 worker was that he -- "HIA101 tells lies with complete
9 sincerity". That's the way he was described to the
10 Barnardo's staff on admission.

11 In paragraph 9 of HIA101's statement, if we bring up
12 018, please, he says that:

13 "Some of the staff were okay in Barnardo's, but BAR1
14 and BAR2 were evil."

15 Then across paragraphs 13, 14 and 17 of HIA101's
16 statement he makes allegations against BAR1. They are
17 in essentially three forms. The first is about
18 telling -- if we bring up 019, please, paragraph 13 --
19 telling ghost stories and in the process of doing that
20 putting -- BAR1 putting her hands under the blankets and
21 grabbing his private parts, and also you can see from
22 the last sentence on the page, and if we just scroll
23 down a little so we can see the start of the next, he
24 says that she inserted her fingers into his back
25 passage.

1 As you know, BAR1 was convicted on the counts that
2 relate to HIA101, including the sexual allegations
3 counts, before they were overturned before the Court of
4 Appeal, and the Panel yesterday looked at the parts of
5 the judgment that made various comments about HIA101.

6 In paragraph 14 you can see the allegation that BAR1
7 would come into the bathroom and watch him in the
8 bathroom and the allegation that she would expose her
9 breasts to him.

10 He goes on in paragraph 14 to make the allegation
11 that he witnessed BAR37 and BAR38 doing things to each
12 other in the bath while BAR1 watched. You will recall
13 we looked in some detail at the evidence of BAR37 and to
14 a lesser extent his sister, and the concern that the
15 court expressed about those allegations.

16 Then in paragraph 17 -- in fact, if I just pause
17 there to say in BAR1's interview she does not accept
18 that she sexually abused any child at any time and
19 denies that she sexually abused HIA101.

20 In paragraph 17 at 021 HIA101 talks about him
21 breaking his bike and BAR1 assaulting him with a big
22 steel kitchen ladle and made him black and blue, and in
23 the same way having accused him of stealing money.

24 Now there is not a mention that I can find in the
25 records of an incident of this sort connected to the

1 bike, but there is the wooden spoon incident in ,
2 which we looked at on the first day of the opening.

3 He talks in paragraph 18 about his recollection of
4 who was involved in it. He says he remembers being
5 pulled into an office in front of BAR36, but nothing was
6 ever done about the incident. His recollection in
7 paragraph 18 would not appear to be accurate in that it
8 was BAR7 who was the [REDACTED] at the time or the
9 [REDACTED] who dealt with the outworking of the
10 theft incident with the three members of staff striking
11 HIA101 with a wooden spoon and that being then reported
12 to BAR14 and BAR24.

13 In paragraph 12 of HIA101's statement at 019 he then
14 makes allegations about BAR2. He describes in
15 paragraph 12 an incident where they -- he says that,
16 having heard shouting:

17 "Us, a group, ran up the stairs into BAR29's room
18 where BAR2 had ripped the shirt off her."

19 You can see the comment in the last but one
20 sentence:

21 "The next day BAR29 told us that BAR2 had tried to
22 rape her."

23 Now there is a -- in BAR29's police statement of
24 9th May 2000 -- I will just give you the reference -- at
25 BAR-4444 at the bottom of the page there is a reference

1 to what may this be incident, although it is not
2 described in this way of pulling the shirt off, and
3 BAR29 records in the police statement that BAR2 had said
4 he had walked in by accident to her room. Whether they
5 are the same incident or not I am not in a position to
6 say.

7 But in addition to talking about BAR29 and what he
8 says happened to her, he then in paragraph 15 describes
9 how BAR2 would come into the room that he shared with
10 another boy and he would take out his penis and have --
11 ask them to masturbate him.

12 Then in paragraph 16 he makes reference to the
13 relationship between BAR2 and BAR47 and about
14 him being taken by the superintendent on one occasion
15 out to a flat to get BAR47 from where BAR2 had been
16 hiding her. I am not sure whether BAR47 makes that
17 allegation, but those are the allegations he makes
18 against BAR2.

19 He then makes allegations in the statement about
20 **BAR30** abusing him while he is resident in
21 Barnardo's and being released out to **██████████**. If we
22 look at paragraph 20, please, he says in respect of this
23 that he was sexually abused by **BAR30** on numerous
24 occasions. He tried to get him to masturbate him,
25 showed him child and adult pornography, and tried to

1 penetrate him on two occasions.

2 Now **BAR30** will deny those allegations and he
3 did deny them to the police, but I am going to draw your
4 attention in a medical report by Dr Brown, which is part
5 of the civil claim, of 27th May 2002 and that runs from
6 13360 to 13367. He reviewed the medical records, the GP
7 notes and records where on occasions disclosures would
8 be made and recorded, and noted that while an in-patient
9 in **██████████** -- if we can just look, please, at the
10 bottom of 13365. Just scroll down to the bottom,
11 please. You can see the passage begins:

12 "He was admitted on **██████████** after taking
13 an overdose. He was discharged on **██████████**
14 While an in-patient he was assessed" -- if we scroll
15 down, please -- "by a senior register. Complained his
16 **████** siblings -- he and his **████** siblings had been
17 sexually abused by **██████████**. Two weeks previously
18 **██████████** was found guilty of sexually abusing **████**
19 **████**, who had been **████** years old at the time."

20 That's a reference to HIA516.

21 "HIA101 said he felt extremely guilty and believed
22 that he should have talked about his own experiences
23 earlier so that **██████████** may not have been abused. He
24 recalls an unhappy childhood, frequently witnessing
25 violence between his parents, who were generally

1 intoxicated. He describes two episodes of sexual abuse
2 which occurred at the age of [REDACTED]. He said he was forced
3 to fondle and masturbate [REDACTED] and was bugged on
4 two occasions."

5 Now -- so that is what's recorded at the time of
6 that hospital admission in [REDACTED]. You will note what
7 doesn't appear in the GP notes and records as far as the
8 review of them by this consultant is concerned is any
9 reference to being abused in Barnardo's and -- but it
10 would be also in fairness to HIA101 important that
11 I bring to your attention that in Dr Brown's own
12 narrative at interview with HIA101 in May 2002, if we go
13 back, please, to 13360 -- so the passage we have been
14 looking at is just what he found in the medical notes
15 and records, but Dr Brown's own interview with HIA101
16 you will see that the reference in the section under
17 "Family background" is that -- he describes witnessing
18 his mother and father fighting and his father beating
19 his mother, but [REDACTED] also beat [REDACTED] HIA516
20 and he recalled [REDACTED] sexually abusing [REDACTED]
21 BAR47."

22 There's no mention of him physically or sexually
23 being abused by [REDACTED], but if we move through to
24 13364, please, where he is talking again about -- you
25 see in the second paragraph:

1 "I enquired whether he felt any of his present
2 difficulties stemmed from experiences from before he was
3 placed in care. He said that BAR47 and HIA516 were
4 abused more than he was. 'Nothing really happened to
5 me.' "

6 Now in paragraph 20 of the witness statement, if we
7 go back to 022, please -- I should say just before
8 I leave it that there's a medical report that's
9 available from Dr Loughrey that has the same line
10 attributing abuse sexually to BAR47, physically to
11 HIA516 and there's not a reference to HIA101.

12 In paragraph 20 of the statement he describes what
13 happened to BAR47 he says. If we just scroll down
14 a little bit, please. Thank you. You see what he says
15 was done. He said he:

16 "... went to BAR8 and told her I wasn't going back
17 anymore."

18 You will recall that during the chronology of
19 material we looked at the [REDACTED] incident, where BAR47 was
20 describing an indecent assault by [REDACTED], and the
21 social work material and the Barnardo's material reveals
22 that after the incident came to light the -- Barnardo's
23 prevented BAR47 and HIA101 going back to [REDACTED]
24 house and contact was only to be by telephone. The
25 reference to that is at 16927 and 16928. You will

1 recall that the matter was dealt with by BAR47 being
2 taken to the police and a statement being made and also
3 HIA101 making a statement about what he recalled
4 occurring.

5 That appears to have been a block, as it were, put
6 on visits, although the records show that in [REDACTED] the
7 mother of HIA101 and BAR47 brought to Barnardo's
8 attention that the children were back visiting [REDACTED]
9 [REDACTED] When Barnardo's discovered that, then they were
10 told unconditionally they could not go to the home.
11 That's at 16980 through to 16985. They were offered the
12 opportunity to arrange supervised meetings, which they
13 weren't interested in doing. It is the case that in the
14 material the mother makes the case to Barnardo's that
15 going back in this way was inconsistent with the
16 allegation which she claimed had broken up her marriage.

17 Then in paragraph 22 of the statement HIA101 makes
18 allegations against [REDACTED] HIA516 that he started
19 to abuse him. Now that allegation was made to the
20 police in 1998, but it was quickly followed by
21 a withdrawal asking the police not to proceed with the
22 allegation, but it is discussed by Dr Loughrey in 2000
23 whenever he sees HIA101 about the civil claim.

24 If we look, please, at 13356 -- this report is at
25 13355 to 13359 -- and you will see -- if we just scroll

1 down a little bit, please, you will see how he describes
2 in 2000 what he says the position was with [REDACTED]:

3 "He thinks he may have been abused by [REDACTED]
4 HIA516, but says his only clear recollection of abuse is
5 in Barnardo's."

6 We have looked at, and I am not going to go back to
7 it, but there is the analysis of the medical records by
8 Dr Brown in [REDACTED]. We looked at the reference
9 where [REDACTED] the allegation was made that [REDACTED] had
10 sexually abused each of [REDACTED]. There is no
11 reference that I can see in that analysis to the
12 suggestion that HIA516 had abused. The nature of the
13 reports, both sections on the first page begin with him
14 expressing his hatred for [REDACTED] because of what
15 HIA516 had done to BAR47's [REDACTED], and expressing the
16 view that he would kill him for that. So clear anger
17 towards HIA516 for that [REDACTED], which he was convicted
18 of.

19 In paragraph 23 of the statement, if we go back to
20 022, please, he describes going -- if we just scroll
21 down a little, please, to see paragraph 23 -- he
22 describes going to the home of BAR12 with HIA516. He
23 made this allegation in his police statement in 1998 as
24 well, that he walked into the front room to find BAR12
25 bugging HIA516 bent over a table.

1 You will recall that [REDACTED] touching allegations
2 were made by HIA516 across a series of police
3 statements, that BAR12 had touched him, and then in 1997
4 the same allegations were made, but with an augmentation
5 of an anal rape in the car, and you will recall how
6 HIA516 indicated that that rape happened on the last day
7 he ever saw BAR12. HIA516 himself does not make
8 an allegation of being buggered in the house in this
9 way, nor any reference to his brother walking in on it.

10 In paragraph 29 -- I don't want us to bring up
11 paragraph 29, please -- there is an incident of peer
12 abuse that is alleged. Those allegations were made --
13 the Panel are aware of who that boy was -- made and
14 withdrawn in -- they were made in '98 and a statement of
15 8th February 2001 withdrew them, as was the case with
16 the allegations against HIA516.

17 As the Panel is aware, HIA101 himself was the
18 subject of a similar allegation that is contained in a
19 police statement of 22nd November of 2000, which is at
20 7324 to 7328. We looked at that during the opening.
21 That allegation was not for reasons that I explained put
22 to HIA101 at the time, although he will have the
23 opportunity to address it before the Inquiry if he
24 wishes to do so.

25 Then the Panel are aware from the opening of the

1 material relating to the [REDACTED] wooden spoon incident, the
2 interaction with the police in [REDACTED] over a relationship
3 with a girl in Barnardo's and then the involvement in
4 the Macedon Inquiry, and the position was that both BAR1
5 on terms of all of the sexual allegations and BAR2 were
6 each convicted of all of the sexual allegations against
7 HIA101, and then the matter was -- the convictions were
8 quashed before the Court of Appeal.

9 Paragraph 4 of the second judgment refers
10 specifically to HIA101 at 5995, and the point is being
11 made that at the -- during the trial he was recalled and
12 shown to have lied to the court at an earlier stage.

13 I drew attention to the fact that in May of 2000 --
14 May to June of 2000 he engaged in a campaign against
15 BAR1 of criminal damage and arson and that led to
16 a series of convictions in 2001.

17 Members of the Panel, HIA101 obviously fits into
18 a complex picture that involves various other
19 individuals. Two of the Macedon twelve, as it were,
20 have applied to the Inquiry and we will hear from one
21 other next week, and I don't propose to say any more
22 about his material at this stage, because you will be
23 considering it in its wider import in relation to the
24 other matters.

25 Unless I can assist you any further, that's what

1 I propose to open today.

2 CHAIRMAN: Thank you very much. Well, we will rise now and
3 we will resume on Monday morning.

4 (12.00 noon)

5 (Inquiry adjourned until 10 o'clock
6 on Monday, 14th December 2015)

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