
HISTORICAL INSTITUTIONAL ABUSE INQUIRY

being heard before:

SIR ANTHONY HART (Chairman)

MR DAVID LANE

MS GERALDINE DOHERTY

held at

Banbridge Court House

Banbridge

on Thursday, 6th November 2014

commencing at 10.00 am

(Day 66)

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

1 Thursday, 6th November 2014

2 (10.00 am)

3 WITNESS HIA18 (called)

4 CHAIRMAN: Good morning, ladies and gentlemen. Before we
5 start the proceedings this morning can I, as always,
6 remind everyone that all mobile phones must be switched
7 off or at the very least placed on silent/vibrate and
8 that no photography is allowed either in the chamber or
9 anywhere in the assembly -- I'm sorry -- in the premises
10 of the Inquiry.

11 Yes, Mr Aiken?

12 MR AIKEN: Chairman, good morning. The first witness this
13 morning is HIA18, "HIA18". He tells me he is generally
14 known as "HIA18", although he and I have agreed I am
15 going to call him "HIA18". He is aware, Chairman, you
16 are going to ask him and he is going to take the oath.

17 CHAIRMAN: Thank you very much.

18 WITNESS HIA18 (sworn)

19 CHAIRMAN: Thank you very much. Please sit down, HIA18.

20 Questions from COUNSEL TO THE INQUIRY

21 MR AIKEN: Chairman, can I just at this point then indicate
22 that in addition to the legal representatives of the
23 core participants before the Inquiry there is
24 representation for BR10 and that is Mr Harvey and
25 Mr Collins, who have given their appearance previously.

1 There is representation for BR77, and that's Mr Fahy,
2 who has given his appearance previously, with his
3 solicitor, and there is legal representation for DL1,
4 and they were present on a previous occasion and gave
5 their appearance in relation to their representation of
6 DL1. Then for the first time there is an appearance
7 today from the solicitors firm representing DL149, and
8 that is Mr Michael Bone, solicitor from Rafferty &
9 Company. I will ask him just to indicate that's ...

10 CHAIRMAN: Thank you.

11 MR AIKEN: I believe that completes all of the appearances
12 that the Inquiry already holds.

13 CHAIRMAN: Yes. Can I just make it clear, as Mr Aiken will
14 repeat from time to time this morning, or Ms Smith, it
15 is necessary on occasion to use the names of people who
16 are covered by the anonymity policy which the Inquiry
17 has adopted. It is simply too difficult for many
18 people, including witnesses, to always remember who the
19 designation relates to. However, these names must not
20 be used or disclosed in any way by anyone outside the
21 chamber.

22 MR AIKEN: HIA18, that's a subject that you and I were
23 already discussing this morning.

24 **A. Yes.**

25 Q. Coming up the screen now at 425 will be the copy of what

1 I hope you will tell me is the first page of your
2 witness statement, and you should have a hard copy in
3 front of you, and if you can just check the one where
4 you can see what's under the black marks, and just check
5 that it's your statement and it's the same as the one
6 that appears on the screen.

7 **A. It is indeed.**

8 Q. And if we can look, please, at 434, and again if you can
9 look at the hard copy you have and confirm that you have
10 signed your statement?

11 **A. Yes, I signed it.**

12 Q. And that this is the last page of your statement that's
13 appearing on the screen?

14 **A. That's right.**

15 Q. And you want to adopt the content of your statement as
16 your evidence to the Inquiry?

17 **A. Yes.**

18 Q. And you and I discussed the reasons for the black marks
19 relating to the Inquiry's anonymity policy and you are
20 going to keep your anonymity, and you have decided you
21 will make a decision about who to talk to about what
22 after today, but for today you want to keep your
23 anonymity, and when your statement is published on the
24 website, someone can read your account but won't know
25 who it is that's being referred to.

1 **A. That's correct.**

2 Q. As I said to you, HIA18, just bear with me for a moment
3 until I give the Panel some of the references, because,
4 as we discussed, there's a lot of material that the
5 Inquiry has gathered in relation to you, like other
6 witnesses.

7 The De La Salle response statement can be found at
8 RUB2963 through to 2968 and then there are exhibits that
9 run to 3055.

10 The Health & Social Care Board witness statement can
11 be found at 8305 and 6 and the exhibits run to 8344.

12 Then, as we were discussing, HIA18, you have spoken
13 to the police on a number of occasions about what
14 happened to you in Rubane and I'm just going to give the
15 Panel the references for those documents and we are
16 going to look at some of them as we go this morning.

17 The first is a police statement of 19th May 1980.
18 That's at 60260.

19 There then is a police statement of 26th November
20 2010 and that's at RUB67030 to 67032, and that's the
21 main statement where you talk about the physical
22 assaults that we're going to talk about later in your
23 evidence.

24 Then there are two statements of 25th June 2013.
25 They are at 67033 through to 67035 and they relate to

1 a matter involving HIA18's brother, and we will be
2 hearing from him later today, to do with a man by the
3 name of DL417. Again his name shouldn't be used beyond
4 the chamber.

5 Then there's a final police statement of
6 22nd January 2014 and that's at 67559.

7 HIA18, as I was discussing with you earlier, I am
8 going to summarise a lot of the background that we were
9 discussing. You can correct me where I get any of that
10 background wrong before we look at some of the matters
11 that you have set out in your Inquiry statement in some
12 detail.

13 You were born on ?

14 **A. That's correct.**

15 Q. And you are now aged 50?

16 **A. Yes.**

17 Q. Your brother DL 358 , who went into Rubane with you when
18 you first went to Rubane, which we will come to, he was
19 born in . So he was about two years older
20 than you?

21 **A. Yes.**

22 Q. And there were ten children in the family that you knew,
23 but there was fourteen of you in total, but four of your
24 siblings died. That was two sets of twins.

25 **A. That's correct.**

1 Q. And the ten of the family that you were grew up to know
2 -- we are going to talk about some of them and various
3 directions that the family headed in. Your father died
4 of cancer in January 1972.

5 **A. Yes.**

6 Q. And your mother was in
7 December 1972.

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

9 Q. At that stage or shortly thereafter seven of your family
10 of ten went to the Palmerston Assessment Centre through
11 the Welfare authorities with a view to moving into
12 various places to live.

13 **A. That's correct.**

14 Q. As I said to you, and I am not going to go into the
15 detail of it, the Panel has the material, but the social
16 work papers show that the -- yes, take your coat off by
17 all means.

18 **A. It's too warm.**

19 Q. Take your time and just relax.

20 **A. I am trying to.**

21 Q. As I say to you, this is a conversation between you
22 and I. Forget about everybody else and we'll work our
23 way through it.

24 The papers that we were discussing, the Social
25 Services, as they would be now known, the Welfare

1 authorities were involved with your mum and dad before
2 your dad died and then with your mum between your dad
3 dying and your mum , and various
4 difficulties, not unsurprising, given the number of
5 brothers and sisters that you had, that they were trying
6 to assist with, and you may not necessarily agree, as we
7 discussed, that they did everything as well as you think
8 they might have done it, but you are aware that there
9 was efforts being made to help. Whether they did it
10 well or otherwise, that was the intention behind it.

11 The seven of you went into Palmerston and then some
12 of you went into Nazareth Lodge --

13 **A. That's correct.**

14 Q. -- for a short period of time in 1972, and then you and
15 DL 358 moved to Rubane on 29th March 1973. You were
16 making the point to me that it had been impossible for
17 you to get a copy of the court order that there was
18 sending you to Rubane, and, as I said to you, the
19 Inquiry can't give its records to anybody, but you will
20 be able to ask the Health & Social Care Board and I am
21 sure they will facilitate you in getting the records
22 that relate to you.

23 But we will just look at that order. That's at
24 2986, please. This is a document you and I were talking
25 about this morning. The redactions, as you know, are

1 part of the anonymity policy, but you can take it from
2 me that that's your name that appears at -- where you
3 can see "HIA18".

4 **A. Uh-huh.**

5 Q. You were being authorised by a court to be taken to
6 Rubane House in Kircubbin.

7 **A. Yes.**

8 Q. There is, as I said to you, an equivalent one for your
9 brother of the same date, and you and he then head to
10 Rubane.

11 Just for the record, Members of the Panel, there is
12 a Parental Rights Order being made in May 1973 at 8328.

13 As I was explaining to you, the various social work
14 reports, when you put them together as to what they
15 contain, seem to suggest that initially there was six of
16 you moved into Nazareth Lodge for a period in February
17 '73 and then you and DL 358 move on to Rubane in March
18 '73.

19 The Order has said to the Inquiry, and you agree
20 with them, that absconding became a feature of your time
21 in Rubane.

22 **A. Uh-huh.**

23 Q. You and your brother DL 358 absconded on 3rd June 1973.
24 So you were there around three months whenever you and
25 he made a break for it, as it were.

1 **A. That's correct.**

2 Q. You said to me generally the making a break for it
3 involved getting back to Belfast to your granny's and
4 then eventually the police and the Welfare would give
5 you some time with your granny and then take you back.

6 **A. Yes. That's correct.**

7 Q. But DL 358 never went back to Rubane and you went back
8 to Rubane on your own for a period of time?

9 **A. Yes.**

10 Q. DL 358 ended up in other institutions, but not Rubane.
11 I was talking to you about it appears from the records
12 that you didn't go back to Rubane until March '74, but
13 your recollection is that you had gone back earlier than
14 that, but there was a period of time when you are in
15 Rubane on your own without any other siblings when --
16 from at least the age of 9, and one of the points you
17 make that I will come back to is, "This was a home that
18 was supposed to be for boys of 11. Why was I there at
19 7, 8 and then 9?" You make that point about your
20 brothers, because your brothers, DL 31 and
21 HIA 25, they then arrived in Rubane on 30th August 1974,
22 and they were born in October '66. So that means they
23 were 7, just coming 8, when they moved to Rubane, and
24 you were then the older brother with these two twins
25 coming in.

1 You say to the Inquiry in paragraph 1 of your
2 statement about the family -- if we just look at 425,
3 please -- the family being broken up, and a point you
4 make is why were kids of this age sent to a home that
5 was supposed to be catering for 11 year olds? I am not
6 going to get into the detail of it now, but you know
7 I was explaining to you that the home was able to and
8 did take children of a younger age than 11, and there
9 are various instances that the Inquiry Panel have heard
10 of in addition to your family of boys younger than 11
11 going to stay in Rubane.

12 The point I was making to you, the suggestion seems
13 to be well, the nuns couldn't any longer control the

14 and where do they go? "Well, their older brother
15 is in Rubane. We'll try that." There was a traditional
16 relationship between the Nazareth Lodge nuns sending
17 boys to Rubane and on occasions boys who were younger
18 than 11 were sent there. So whatever the rights and
19 wrongs of it, that's how it came about --

20 **A. Yes.**

21 Q. -- and you in the various reports that are available
22 then become -- you look out for and look after the two
23 younger brothers.

24 What I want to say and see if this summarises what
25 we are going to cover in some detail, HIA18, that

1 essentially your time in Rubane you had -- nobody ever
2 sexually interfered with you?

3 **A. No.**

4 Q. And you weren't aware of sexual interaction between boys
5 and between any Brothers and boys?

6 **A. No.**

7 Q. But what did happen and what characterises your period
8 of time in Rubane for you is in addition to that general
9 level of corporal punishment for various matters, the
10 caning in school on the site and so on, was a higher
11 level of violence that occurred by the adults on the
12 boys.

13 **A. That's correct.**

14 Q. And it's that that is your memory of what Rubane was
15 like.

16 **A. Yes.**

17 Q. And how that higher level of violence that you say was
18 not acceptable was effectively the normal. It was just
19 how the place operated.

20 **A. Yes. True.**

21 Q. It is that that we are going to explore now over the
22 next period of your evidence when we look in detail at
23 some of the points that you make.

24 I was saying to you earlier that what the records
25 show is that when your brothers arrived in August 1974,

1 it didn't take long for you to introduce them to how to
2 abscond, because the record shows that -- and we can
3 just look at the register entry that I was discussing
4 with you. 2977. It seems that you got to go to the
5 Ulster Museum. If you just maximise that for me. Just
6 scroll down, please, to 10th October. Just scroll down
7 a little further. We can see this is the ledger record
8 that was kept on individuals in Rubane. It was a ledger
9 that they stopped utilising in about 1975, but absconded
10 with your two brothers, HIA 31 and HIA 25, from the Ulster
11 Museum. Then you were brought back two days later. So
12 I assume it was the same sort of pattern. You had gone
13 to your granny's and then you would have been --

14 **A. Brought back.**

15 Q. -- brought back, probably none too happy, but brought
16 back to Rubane. Can you remember how you got to go to
17 the Ulster Museum? Would that have been a day trip that
18 the brothers had organised or --

19 **A. I think it was a day trip.**

20 Q. And you know we were discussing they did do that sort of
21 thing. They organised trips to various places, and we
22 will look at that through some of the photographs, which
23 I know you are keen to get copies of, and I will make
24 Mr Napier aware of that. I am sure he will try to
25 assist with copies of the photographs, but it looks like

1 your brothers at this stage were 7 and you are a bit
2 older, but the absconding occurs, and were you punished?
3 Absconders were punished when they came back with the
4 cane.

5 **A. Not with the cane; with the leather strap.**

6 Q. With the strap, and that was generally done -- the point
7 you made to me earlier was if it was -- if you ran away
8 during the evening time when school wasn't operating,
9 then BR2, who was in charge of running the home, did the
10 punishing --

11 **A. Yes.**

12 Q. -- and if the running away was done during the school
13 hours, during your time BR3 or BR3 was the principal of
14 the school, and he did the punishing.

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

16 Q. And you in respect of each of those individuals, while
17 you got punished for running away, you don't complain
18 about them in terms of the excessive violence that you
19 describe of others.

20 **A. No.**

21 Q. You found them to be decent with you in the time that
22 you were there?

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

24 Q. You -- just to close the chronology then, your granny
25 died in 1978 and you stayed then in Rubane

1 until 2nd April 1980, when you were 15.

2 **A. Yes.**

3 Q. The admission record for the Members of the Panel's
4 record is at 2970. You describe -- and we will come to
5 later in your statement -- moving out then to begin life
6 beyond Rubane and ultimately living in a De La Salle
7 hostel in Belfast that we will come to.

8 **A. No. When I left De La Salle, I went to another home.**

9 Q. You went to Glenmore?

10 **A. Yes.**

11 Q. And then eventually to the hostel on the Falls Road?

12 **A. That's correct.**

13 Q. I mentioned that one of the issues that you have said to
14 the Inquiry is you don't understand why the family were
15 broken up in the way that you were, and while I am
16 not -- it is not my role to apologise and explain for
17 the Welfare Authority, or its version now as the Health
18 & Social Care Board, you know that I have tried to
19 explain through the material what appears to have
20 happened. Is there anything else you want to say about
21 that to the Inquiry at this point?

22 **A. No, not at this point.**

23 Q. What we are then going to do, HIA18, is look at some of
24 the physical abuse that you describe. If we can go,
25 please, to 426, paragraph 5 of your witness statement,

1 you say:

2 "In Kircubbin some of the Brothers and the teachers
3 beat you."

4 DL6 is DL6, the woodwork teacher.

5 **A. Yes.**

6 Q. Again for the avoidance of doubt his name should not be
7 used beyond the chamber by anyone. What you say is that
8 he threw chisels and mallets at you, slapped you on the
9 back of the head and kicked you.

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

11 Q. Now he was a good woodwork teacher in the sense that he
12 was a very skilled woodworker.

13 **A. Oh, he was, yes.**

14 Q. The Inquiry has heard other evidence about how the boys
15 might have wound him up in various ways, which wasn't
16 terribly hard to do. Can you remember that as
17 a practice amongst the boys to wind him up?

18 **A. Yes.**

19 Q. And he tended to fly off the handle then?

20 **A. And blame me.**

21 Q. And --

22 **A. As soon as somebody mentioned it I got the blame.**

23 Q. So he identified you as the culprit whether or not you
24 were the culprit?

25 **A. Exactly.**

1 Q. And he would have thrown things. What was his aim like?

2 Did he connect?

3 **A. He missed.**

4 Q. He missed?

5 **A. Yes. I was just a good ducker.**

6 Q. You were able to get out of the way?

7 **A. You knew it was coming up.**

8 Q. And the slapping that you're talking about, is that him
9 walking behind you during class?

10 **A. Yes. He'd grab you by the hand, and see the ruler, the**
11 **edge of it, he used to hit you on the back of the**
12 **knuckles with it (inaudible).**

13 Q. This is -- this is the old style steel ruler we are
14 talking about?

15 **A. No, just the wooden one.**

16 Q. A wooden one?

17 **A. Uh-huh.**

18 Q. And he would have turned it on its side?

19 **A. Yes.**

20 Q. And would that have been something that just happened
21 occasionally, these type of incidents, or was that just
22 all the time?

23 **A. Most of the time.**

24 Q. Most of the time. Did you ever feel able to say to at
25 that stage it was BR3, "Look, this guy is throwing

1 things at us"?

2 **A. No.**

3 Q. But why did you feel unable to tell him what was
4 happening?

5 **A. I don't think the Christian Brothers would have
6 listened.**

7 Q. Why do you say -- because this applies to a number of
8 matters that we will be back --

9 **A. Yes.**

10 Q. Why did you have the feeling that they wouldn't listen?

11 **A. I don't know. Just they take their side all the time.
12 The teachers were always right. Us pupils were always
13 wrong. That is the way I looked at it.**

14 Q. So it was a -- you didn't think your -- what you had to
15 say would be believed?

16 **A. Exactly.**

17 Q. And you then describe -- you mention in paragraph 5
18 another teacher, DL1, who is DL1. He was the vice
19 principal. Again his name should not be used beyond the
20 chamber. You describe an incident where the art
21 teacher, who was a lady, took a metre stick to you. She
22 sent you then to him. Do you want to just explain what
23 happened?

24 **A. Well, we were just sitting in front of -- like we are
25 now and she turned round and says, "Just draw what you**

1 **like". The next thing she came at me with the metre**
2 **stick. I jumped up, lifted my chair and blocked it.**
3 **Then she went into DL1. He took me out into the office**
4 **and punched me.**

5 Q. You describe that was a punch to the stomach --

6 **A. Yes. He winded me.**

7 Q. -- to wind you.

8 He was interviewed by police in July '13 and January
9 '14 and various allegations beyond -- not just relating
10 to you were put to him about this type of complaint, and
11 if we just look at 64842, please, he -- if we just look
12 down at the bottom of the page, please, if we scroll
13 down, because this summarises it. He says -- he reads
14 out from a statement that he has prepared that he had
15 attended previously in July of '13:

16 "Put allegations of historical physical abuse to me
17 made by four individuals. I deny all the allegations
18 and I have nothing further to add."

19 That was his position to the police. Now he has
20 given a statement to the Inquiry where he explains his
21 teaching career, and then if we look, please, at 5529,
22 he says to the Inquiry this at the -- we looked -- the
23 Panel looked at this in the context of a different
24 witness in terms of what he is saying about his
25 disappointment at the Brothers letting him down, but he

1 then says:

2 "In relation to the allegations made against me
3 personally I categorically and emphatically deny and
4 refute these. I never punched a pupil in my life."

5 So what he is saying, HIA18, is, "I didn't do that".
6 Is there anything else you want to say about what
7 happened?

8 **A. No. He did hit me. I know. I was there.**

9 Q. We have touched on the female art teacher. She was
10 a civilian who had come in, and the metre stick. That
11 was the only altercation you ever had with her?

12 **A. Yes, and the same with DL1.**

13 Q. And the only one with DL1?

14 **A. Yes.**

15 Q. Then you describe various incidents involving DL149.

16 **A. Yes.**

17 Q. Again his name is one that shouldn't be used beyond the
18 chamber. He arrived, Members of the Panel, in
19 August 1977. So by that stage HIA18 would have been 13.
20 He remained a teacher in the school until 1982, which
21 was after you had left, HIA18. So he was still there by
22 the time you had left.

23 If we look, please, at paragraph 7 at 426, and you
24 say:

25 "Every so often the Brothers and civilian staff

1 would play a match against the boys."

2 Now, as I said to you, the individuals that the
3 Inquiry is dealing with, various of them take issue with
4 various parts of people's accounts as we go, and you are
5 no different in that respect, and one of the points they
6 make is the teachers wouldn't have played the boys. It
7 might have been a teacher playing in a team.

8 **A. No. There was staff -- there was staff and some of the**
9 **boys played against the rest of us in the team, the**
10 **actual football team.**

11 Q. Right. It wasn't the case of a team of staff playing
12 a team of boys as such. It was --

13 **A. Mixed.**

14 Q. -- mixed?

15 **A. Yes.**

16 Q. And on one occasion you were playing football on the all
17 weather pitch:

18 "I was running down with the ball about to shoot and
19 I got sandwiched between BR7" -- that's BR10 -- again
20 his name shouldn't be used -- "and DL149", which is
21 DL149.

22 You say:

23 "DL149 started punching and kicking me."

24 Now can you remember -- and if you can't just tell
25 the Panel you can't -- do you remember at what point --

1 if he came in '77, you were 13. Can you ground in any
2 way what age you were when this happened, this incident
3 that you are describing?

4 **A. 13.**

5 Q. So this was shortly after he arrived?

6 **A. Yes.**

7 Q. And you say he started punching and kicking you.

8 "He broke my nose, my jaw, my knee cap -- busted my
9 knee cap. I wasn't taken to hospital."

10 I was asking you when you say you broke your nose
11 and "my jaw", that's using layman's terms for you were
12 hit very hard and injured, because you were never
13 x-rayed to -- I think with your nose the point you made
14 to me was you could tell it was broken because of the
15 shape it had gone to.

16 **A. Yes.**

17 Q. In terms of your jaw being broken, nobody x-rayed it?

18 **A. No.**

19 Q. But it is the damage that was done in terms of pain and
20 swelling that it was being --

21 **A. Well, I was told there was a crack in it with DL12.**

22 Q. That's DL12 --

23 **A. Yes.**

24 Q. -- who you describe cleaning you up and helping you.

25 Can you remember how this happened? You were playing on

1 the all weather pitch, the gravel pitch. How did it --
2 how did the assault come to take place? What had he
3 done that or what had you done that had annoyed him or
4 what had happened?

5 **A. They just stood, the two of them, and I had the ball**
6 **about to shoot. They sandwiched me and run me straight**
7 **into the wire meshing, and DL149 started punching and**
8 **kicking me and BR10 just turned round and says to me,**
9 **"Go and get cleaned up and back on to the pitch".**

10 Q. So BR10 told you to go and --

11 **A. Get cleaned up.**

12 Q. -- get cleaned up. Had you done anything you are aware
13 of --

14 **A. To receive that beating?**

15 Q. -- to prompt the loss of temper or why did he start?

16 **A. To be honest, DL149 was always bad tempered, short fuse.**

17 Q. So whatever happened on the football pitch, that's how
18 he reacted?

19 **A. Uh-huh.**

20 Q. And you --

21 **A. He hated losing.**

22 Q. And you describe in -- if we just scroll down a little,
23 you are saying:

24 "DL12", DL12, "was my houseparent. She was also
25 a trained nurse."

1 I don't think the Order think she was a trained
2 nurse per se, but she said to you that your nose was
3 broken?

4 **A. That's correct.**

5 Q. She was going to take you to hospital but didn't have
6 a car. I think the Order would say they don't accept
7 that they would ever have prevented anybody being taken
8 to hospital who needed to go to hospital.

9 **A. Well, I'm not the only one.**

10 Q. But what you do say to the Inquiry in paragraph 8, you
11 say that there were -- there was more than one incident
12 with DL149. If you didn't get out of the changing rooms
13 on time and down on to the football pitch, DL149 would
14 be standing at the top of the steps of the all weather
15 pitch and he would hit you a punch and tell you to hurry
16 up. Where was that? Was that to your body area?

17 **A. Anywhere. As you run by he swung at you.**

18 Q. You also describe getting extra training on the pitch as
19 a punishment. That might not be that unusual, but the
20 punching might be a different matter.

21 You then describe:

22 "On one occasion we were to play a football match",
23 and you say that:

24 "DL149 had beaten the crap out of us. So we got
25 together and decided we would let the other team beat

1 us, as he hated losing, and that would get our own back
2 on him."

3 **A. That's correct.**

4 Q. Can you remember:

5 "He had beaten the crap out of us",
6 when you say "us", is that --

7 **A. The team.**

8 Q. -- the football team? Can you remember --

9 **A. Not all the football team. Those that disobeyed his
10 order.**

11 Q. And what was his order?

12 **A. His orders were we were to have a football match that
13 evening. Half the day at school. We went out to the
14 beach, and we weren't allowed to -- there was a wee
15 island. The tide was out. We weren't allowed to walk
16 over to it, but we did, us only being kids, you know,
17 and because we done that, when we got back to the
18 school, he punished us for it --**

19 Q. And --

20 **A. -- and then later that evening, well, we lost the match.**

21 Q. And I presume that didn't go down terribly well?

22 **A. No.**

23 Q. And you mention other boys who were on the team with
24 you. I think one of your would have played on
25 that team with you. Is that right?

1 **A. No, both of them.**

2 Q. Both of them. What BR77 has said to the Inquiry, he
3 suggests that the allegations are made up against him,
4 because he didn't put you guys on the team and you
5 resented -- wanted to play sport. He didn't have you in
6 the team and that's why you hold a grudge against him
7 essentially.

8 **A. That's rubbish.**

9 Q. Well, we will come to his allegation and we will deal
10 with it in more detail, but essentially that's what --
11 you are saying you and your brothers did actually play
12 on this team?

13 **A. I did, yes. Not just football team. We played on the
14 hurling team, Gaelic, basketball.**

15 Q. You describe in paragraph 9 then a further incident:
16 "I was sitting on the stage at the top of the
17 gymnasium hall on one occasion waiting to play indoor
18 football when one of my mates in the class, a boy called
19 DL31" -- that's DL31 -- again his name shouldn't be used
20 beyond the chamber -- "kicked the ball and hit me up the
21 face and knocked me off the chair. It was only horse
22 play. I joked I would get him back. I was just messing
23 about. When I got on to the pitch, DL149 grabbed me by
24 the back of the head, straight out on to the middle of
25 the floor in the gym and started punching and kicking

1 me."

2 Now just messing about. Had you started to get DL31
3 back in some way?

4 **A. I was just on the pitch. I got the ball and was in the**
5 **corner. I wouldn't let Paul near the ball and because**
6 **I was holding the ball that long DL149 pulled me by the**
7 **hair out into the middle of the floor.**

8 Q. So your messing about with DL31 --

9 **A. Yes.**

10 Q. -- brought this reaction from DL149 --

11 **A. Yes.**

12 Q. -- who took you into the centre of the gym area and you
13 describe him punching and kicking at you. You say:

14 "Above the gym is a small hatch that leads on to
15 an office used by the Brothers. They could open it and
16 see what was going on."

17 You say that the principal of the school -- so that
18 was BR3, BR3.

19 **A. The hatch now was in BR3's office.**

20 Q. So it was in his office --

21 **A. Yes.**

22 Q. -- and he could open the hatch that looked out into the
23 gym?

24 **A. That is correct.**

25 Q. And did he -- you then say what occurred in terms of the

1 conversation, but what's missing from this is he told
2 you and DL149 to come up to the office.

3 **A. That's correct.**

4 Q. And can you just tell the Panel what happened whenever
5 you were both brought up to the office? What do you
6 recollect being said?

7 **A. Well, he gave off to DL149 for what he done and he's**
8 **been at it all the time, that he'd love to sack him but**
9 **he couldn't. So instead of me finishing off at school,**
10 **I got jobs around the home to do, paid jobs, but then**
11 **when I left the home and went to Glenmore, then I went**
12 **back to school to finish it off.**

13 Q. I think what the Order would say about that is that
14 they -- they wouldn't raise issues about how the
15 education system worked and who would have been
16 responsible for employing him, but they have no record
17 of BR3 ever dealing with an altercation like this or him
18 then threatening to sack DL149, but that's your
19 recollection as to what occurred as a result of that
20 gymnasium incident.

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

22 Q. And when you -- you explained this to the police in
23 November of 2010. If we can look, please, at 67030, and
24 if we just scroll down, please, you set out the various
25 incidents -- just keep going, please -- you set out the

1 various -- we can see DL149. That's the reference to
2 DL149. If we just scroll down a little further, please.
3 Just keep going down for me. So you have explained to
4 the police essentially the same incidents that you have
5 explained to the Inquiry, out on the pitch, the wire
6 mesh, what happened in the gym, and the other assaults
7 that you have described.

8 Then he was interviewed by the police on 8th
9 December of 2010, and that interview, Members of the
10 Panel, runs from 67529 through to 67549 and then from
11 67498 to 67528. I just want to briefly look at -- if we
12 look, please, at 67531, and you will recall me earlier,
13 HIA18, telling you what these were, but at 67531 he says
14 his approach with boys was always one of care and
15 compassion. Just scroll down, please.

16 "So, I mean, how it carried out was just everybody
17 had their own way of disciplining, having their own
18 level of disciplining, and I can only talk from my own.
19 My nature is to be a compassionate kind of person and
20 that's what I -- that's what I thought my role was. As
21 it is being teaching young people, I wanted to show them
22 some care and some compassion."

23 Scroll down. He explains his studies in terms of
24 corporal punishment. He was being asked:

25 "Did you carry out corporal punishment in the class?"

1 **A. No, absolutely not. No way."**

2 **He describes then a particular altercation with**
3 **a DL343. Do you remember a DL343?**

4 **A. I do.**

5 Q. And he says that was essentially DL343's fault. That's
6 at 67536 and 7, but he says at 67545, please, if we can
7 look at that, that he never had any confrontation with
8 you. If we just go back up to the top for me just for
9 a moment, please. Just scroll up a little bit more. So
10 he is talking here -- just move up a little more for me,
11 please.

12 "Q. Did you ever have a confrontation with them" --
13 just the last line on the page, HIA18, you see --
14 "either of them?"

15 He is talking about you and one of your brothers.
16 Scroll down, please.

17 "A. Absolutely not. Absolutely none.

18 Q. Did you have any difficulty managing him in
19 class?

20 **A. No, not at all."**

21 **Then your allegations about him punching you are put**
22 **to him, and if we look at 67500, please, he simply**
23 **denies that and says "Absolutely not". This is you.**
24 **Your allegation is put to him.**

25 **"PE teacher. When I was around, I was 13 years.**

1 Grabbed me, punched me.'.

2 Absolutely untrue."

3 Then the discussion takes place about the wire mesh
4 fence at the side of the football pitch. He says:

5 "Not a shred of truth in it. Absolutely untrue."

6 Then the discussion takes place about the injuries
7 and he says:

8 "That's absolute fiction. Didn't happen in my
9 presence. Absolutely not."

10 He continues in that vein, HIA 18 . He says, if we
11 just look at 67505, that the allegations of hitting
12 him -- hitting you, hitting others and slapping people,
13 he says:

14 "That's complete fiction. It didn't happen."

15 A. Well, what he says is complete fiction. It did happen.

16 Q. I am going ask you in a moment what you want to say in
17 response to what he says, which I -- you have given me
18 that already, but bear with me for a moment, because the
19 Inquiry then as part of its work, whenever an allegation
20 is made against someone, if we can track them down and
21 put that allegation to them, in the interests of
22 fairness we do that.

23 He has given a statement to the Inquiry. If we look
24 at 5543, which is the second page of his statement to
25 the Inquiry, 5543, so he says:

1 "I have read the documentation", that's given to
2 him, "about the allegations that are made."

3 It said -- he refers to the interview we have looked
4 at. He denies the allegations that he had at any time
5 physically assaulted you. That is your number, HIA18:

6 "I consider it a complete fabrication to suggest
7 that I have broken someone's nose, fractured a jaw as a
8 result of an assault."

9 He says:

10 "It is ridiculous to suggest that as a result of any
11 assault by myself that the housemaster was prohibited
12 from taking any individual to hospital. It is quite
13 simply impracticable that an individual with a broken
14 nose or fractured jaw wouldn't have received medical
15 treatment or that those injuries wouldn't have been
16 recorded. I understand that no medical evidence exists
17 in respect of the injuries. They don't exist because
18 they didn't occur. The allegations aren't true."

19 Then he says:

20 "The suggestion that I assaulted an entire football
21 team following a game of football in Greyabbey is
22 complete fiction and simply ridiculous."

23 All the allegations made by you, HIA18, against him,
24 are untruths and he rejects them entirely. So that's
25 what he has had to say to the Inquiry. He's saying.

1 "These things didn't happen. It's not true. They have
2 been made up. I never hit anybody and I certainly never
3 hit HIA18".

4 **A. Well, he did.**

5 Q. What -- I was going to say -- let me get the question
6 out. What do you want to say about that?

7 **A. Well, he did. Why would I make the story up and a yarn?
8 Know what I mean?**

9 Q. And the Panel --

10 **A. I have been living as from that age right to now.
11 I haven't changed anything in my story, because it was
12 true what he done to me.**

13 Q. And --

14 **A. I am not the one sitting here telling lies. That's
15 lies.**

16 Q. And the Panel will hear from him and look at the issues
17 that arise, but from the systems -- I was explaining to
18 you earlier the Inquiry's work about systems failures,
19 and what you are describing to the Inquiry, because he's
20 one of a number of people that you make this point
21 about, was that there was a level of violence that
22 occurred from adults to the boys that was normal as far
23 as the adults saw it --

24 **A. Yes.**

25 Q. -- and you just had to take it.

1 **A. Exactly.**

2 Q. Your point is that's not how a children's home should be

3 --

4 **A. Run. It shouldn't have been.**

5 Q. At the same time the Order, those who are alive who can

6 comment on it, the likes of BR2, who you have a good

7 word for, would say that it wasn't that excessive, that

8 corporal punishment was used, but that -- beyond that

9 these incidents of violence, certainly he is not aware

10 of them, didn't engage in them. You make no allegation

11 that he did, but you are saying others did.

12 **A. Exactly, yes.**

13 Q. You describe in paragraph 12 of your statement at 428

14 an incident with BR77. You say, if we scroll down,

15 please:

16 "I got beatings from BR77."

17 What did you call -- what nickname did the boys have

18 for BR77?

19 **A. .**

20 Q. ?

21 **A. Uh-huh.**

22 Q. Did he know he was called that?

23 **A. No, we never called it to his face. That was among us.**

24 Q. Can you describe what he looked like?

25 **A. Blond hair, buck teeth and a string coming his -- from**

1 **the top of the roof of his mouth.**

2 Q. What was the string?

3 **A. It was like a spittle.**

4 Q. Like a spittle?

5 **A. Uh-huh.**

6 Q. He was one of the younger Brothers or an older Brother?

7 **A. I think he was one of the younger ones.**

8 Q. And you describe --

9 **A. He was a science teacher.**

10 Q. A science teacher?

11 **A. Yes. He taught in the science room.**

12 Q. You describe an incident involving a golf club. The
13 first point he makes to the Inquiry is, "We played
14 hurling. We didn't play golf. There were no golf clubs
15 in the home". Can you just explain to the Panel how you
16 came to be involved with golf clubs? What was
17 happening?

18 **A. Well, BR6 took me and DL31 down to the football pitch to
19 learn us to play golf and DL31 missed a ball and f***ed.
20 BR77 blamed me on it and chased me and hit me with the
21 golf club.**

22 Q. So BR6 had golf clubs?

23 **A. Yes.**

24 Q. And you and he and DL31, your pal, were playing --

25 **A. Learning to play golf.**

1 Q. -- out on the pitch?

2 **A. Uh-huh.**

3 Q. How did BR77 come to be upset?

4 **A. The words -- cursing. See if you cursed, it doesn't**
5 **matter. They picked on you anyway. Do you know what**
6 **I mean?**

7 Q. But cursing --

8 **A. But he -- cursing --**

9 Q. -- produced a response?

10 **A. Got a response from him.**

11 Q. You are aware, because I asked you this question earlier
12 when we were speaking, what -- BR6 is the head of the
13 home, and he is there with his golf club, and you are
14 involved with him, and he sees this happening. Does he
15 not interfere --

16 **A. No.**

17 Q. -- in any way?

18 **A. This --**

19 Q. I was then asking you can you explain to the Panel why
20 you think it wasn't his practice to interfere?

21 **A. In the Christian Brothers if one was punishing you, the**
22 **other one won't step in.**

23 Q. So there was no overruling of each other?

24 **A. No.**

25 Q. Well, what the Order would say and have said to the

1 Inquiry consistently is that there was a hierarchy. So
2 that punishment was to be executed by the head person.

3 **A. Well, it should have been, but it didn't.**

4 Q. It may be actually by the time you are talking about
5 BR6, your period, he is not the Head Brother anymore.
6 It is BR2 is the Head Brother. So forgive me for that.
7 BR6 had been the head of the home for a long period of
8 time in the '60s. He was much older than BR77.

9 **A. Yes. That was before my time.**

10 Q. Before your time, but he is an older Brother with
11 Brother -- compared to BR77?

12 **A. That's correct.**

13 Q. But he didn't stop him --

14 **A. No.**

15 Q. -- or prevent him from doing what he was doing?

16 **A. No.**

17 Q. And your feeling about that was because when a boy was
18 being punished, the other Brothers didn't interfere?

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

20 Q. BR77 has faced various allegations. He himself was
21 convicted of assaulting some boys, and he has responded
22 to the Inquiry in relation to your allegations. If we
23 look, please, at 5401 and 2, because many allegations he
24 says are not true and he doesn't accept that they
25 occurred. He says he has read your statement, so what

1 we have been just talking about. He says:

2 "Golf was never a game taught to students at Rubane
3 House."

4 I think you would agree with that, but BR6 was
5 teaching you and DL31.

6 **A. BR6 was teaching us.**

7 Q. "There were never golf clubs among the physical
8 education equipment."

9 You would agree with that as well?

10 **A. Yes.**

11 Q. "Some Brothers had golf clubs, but these were never
12 given to the boys."

13 What you are saying is well, on this occasion BR6
14 was teaching you to play?

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

16 Q. "They were taught hurling skills, but never golf. HIA18
17 was always keen to be chosen to be a member of the
18 school teams, but never succeeded due to his lack of
19 coordination and lack of basic skills. This was a sore
20 point for him and often he expressed his disappointment
21 at not being selected. He was always keen to represent
22 De La Salle in the basketball team and pleaded many
23 times to be included on the Under 15 team panel, but was
24 judged not to be good enough and not added. I am very
25 certain that this non-inclusion of HIA18 has rankled

1 with him and the accusations he now makes are motivated
2 by his disappointments of not being included in those
3 team sports."

4 So what he is saying, if I can summarise it in this
5 way --

6 **A. That I wasn't good enough.**

7 Q. You -- your sporting prowess was not to his desired
8 level. You therefore didn't get to play on the various
9 teams that you wanted to play on and you are making up
10 this story about the golf club incident because of that
11 grudge or unhappiness at him back then not having you in
12 the sports teams. Do you want to say anything about
13 that?

14 **A. Yes. Well, I was always on the teams, the football, the
15 hurling, Gaelic and the basketball team.**

16 Q. Might he be confusing you with one of your brothers who
17 maybe wasn't on those teams?

18 **A. I was always picked.**

19 Q. You were always on them?

20 **A. Yes.**

21 Q. Did you travel to places to play?

22 **A. Yes. Sure we travelled to to play Gaelic
23 against BR10's old school where we got beat 45-0.**

24 Q. That was the game when you threw the game, as it were?

25 **A. We threw the game and he was raging.**

1 Q. Were there other places where you travelled to to play?

2 **A. It was mainly -- it was mainly -- yes. We played**
3 **basketball against -- there was a home near Bangor.**

4 Q. Another children's home?

5 **A. Yes.**

6 Q. And they had a basketball team?

7 **A. Yes.**

8 Q. And did you travel -- did they come to you and did you
9 go to them?

10 **A. We travelled to them ones on one occasion I remember and**
11 **then they would come down to us. It is mainly the teams**
12 **came into us. I think the way it was, they were scared**
13 **of us running away.**

14 Q. If they took you somewhere, you might --

15 **A. Yes.**

16 Q. In fairness to them you had maybe given them some belief
17 in the past that that might happen.

18 **A. Yes.**

19 Q. And you have said yourself and the reports record you at
20 times in your younger years were difficult to manage,
21 and then we are going to come to a point where you along
22 with your interaction with DL12 really settled down and
23 tried to move on.

24 **A. Yes.**

25 Q. You mentioned -- that's what he says anyway, that this

1 didn't happen and he is giving a reason why you --

2 **A. Well, I was there.**

3 Q. Yes, but what I am saying is he's saying --

4 **A. His statement is made up, not mine.**

5 Q. BR10 you mentioned in conjunction with DL149 on a couple
6 of occasions. You talk about him in a police statement
7 in 2014 at 67559. If we just take a look at that,
8 please. You say:

9 "BR10", which is BR10 -- again his name shouldn't be
10 used beyond the chamber -- "would have assaulted me
11 during the various sporting activities. It could have
12 been to the head, fact or the body. He would have
13 punched, kicked or slapped. It just depended on what
14 way I was running. Never left with any marks or
15 injuries as a result of his assaults."

16 You then talk about going to Magherafelt to play his
17 old school at Gaelic.

18 **A. Yes.**

19 Q. And he came into the changing rooms and attacked you for
20 getting beat 45-0. He started punching, kicking and
21 slapping you about the head and he blamed you in
22 particular. Was he -- was he right about that? Was
23 this the game where DL149 was being taught a lesson?

24 **A. It was BR10 was taught a lesson that day. It was his
25 old team.**

1 Q. It was his home team?

2 **A. Yes.**

3 Q. You referred to DL149.

4 **A. We threw games when DL149 punished us, when he organised**
5 **the football.**

6 Q. So this is a different incident involving BR10?

7 **A. Yes.**

8 Q. And you say he also assaulted your two brothers. You
9 say it didn't last terribly long.

10 **A. No.**

11 Q. It was less than a minute.

12 He has made a statement to the Inquiry as well,
13 HIA18. He says, if we just look at 19... -- for the
14 Panel the statement runs from 1975 to 1992. If we look
15 at 1976, please, beginning at paragraph 10 through to
16 paragraph 14 -- just scroll down, please:

17 "He alleges I punches and kicked pupils and hit him
18 on various occasions. I had no direct involvement with
19 the boys during school hours",

20 and denies the allegation. He says you were
21 enthusiastic, but not strong enough to be in his group
22 during football training and matches. Do you remember
23 that?

24 **A. I was always in the team.**

25 Q. With him?

1 **A. Yes. That's who -- BR10's team?**

2 Q. Yes.

3 **A. That's how I was there when they were beat 45-0 at the**
4 **Gaelic.**

5 Q. You describe -- he refers then to the incident involving
6 DL149 where -- up against the fence, the wire mesh. He
7 draws some point about the inconsistency he says between
8 the two accounts, but he says essentially:

9 "That didn't happen. No recollection of either
10 version of the incident. While I sometimes play
11 football with the boys or observed football matches,
12 I would have called for medical attention if any of the
13 boys received what appeared to be significant injuries.
14 I wouldn't have allowed any boy to return to the pitch
15 if I thought he received -- he required medical
16 treatment."

17 He wasn't he says -- not aware of DL149's or any
18 other member of staff assaulting you as you say, and he
19 denies punching, kicking or slapping you during sports
20 training, and he then responds to this particular
21 incident about the game and he says he
22 thought that you weren't on that game. One of your
23 brothers might have been, but you are clear that you
24 were, and what he essentially says is that as far as he
25 is concerned didn't happen.

1 Is there anything else you want to say about that?

2 Your recollection is that's what occurred. He said it
3 didn't.

4 **A. Well, it did happen.**

5 Q. But it happened?

6 **A. Yes. I was there.**

7 Q. Now what I want to then do, HIA18, is talk about BR18.
8 Members of the Panel, his CV is at RUB949. He was in
9 the home from 1972, so before HIA18 came along to
10 Rubane, and he remained in the home until 1986 and then
11 he died in 1987, but there is an incident -- if we look
12 at paragraph 13 of your statement, HIA18, at 429 -- this
13 is a point you made to me earlier. This is the second
14 time that your nose got --

15 **A. Broke.**

16 Q. -- broke. I think when I asked you about that, you took
17 your glasses off and said, "Would you like to look at
18 it?" The point you are making to me is it is not quite
19 in alignment.

20 **A. Yes.**

21 Q. You say in paragraph 13:

22 "I was also beaten by BR18."

23 That's BR18. He was in charge of the farm?

24 **A. That's correct.**

25 Q. And he had a habit of picking his nose and he was called

1 as a result. Did he know the boys were calling
2 him that?

3 **A. I don't know.**

4 Q. You don't know, but that's what you called him, and you
5 got the blame for somebody saying that to him, and he
6 broke your nose and left you with a swollen jaw in the
7 same area as where you had been injured by DL149. So
8 the same type of hitting you about the face. This
9 happened in the canteen. It began in the canteen, but
10 then he took you to another room and started beating you
11 in the room with -- it was you say a big key ring with
12 keys on it. Did he carry that about with him?

13 **A. Yes.**

14 Q. And beat you over the body, nose and lips. You were
15 bleeding following the incident, but:

16 "There was a doorway that led to a small office and
17 that's where he took me."

18 Your recollection is he was an ex-boxer. The Order
19 say they don't believe he was an ex-boxer, but in any
20 event that's what you believed about him. He continued
21 to beat you until DL11 -- now that's DL11. So your
22 houseparents were DL11 and D112?

23 **A. Yes.**

24 Q. And their children lived as well in the chalet that you
25 lived in, and he came over -- I was asking you how did

1 he come to know about it? You were saying to me one of
2 your brothers you think went and got him.

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

4 Q. He came in and told BR18 if he ever touched any of you
5 again he would go to the authorities about it.

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

7 Q. He said to BR18 you needed to go to hospital and BR18
8 said you weren't going anywhere. Now interestingly --
9 you won't be aware of this -- but there was a witness
10 who spoke to the Inquiry previously who has given oral
11 evidence. I just want to bring up his statement at 679
12 and paragraph 24. So what you are describing is
13 an incident where an altercation occurs between you and
14 BR18 and BR18 is taking you to deal with you over it,
15 and your houseparent, however it comes about, intervenes
16 to get it stopped.

17 In paragraph 24:

18 "He was an ex-boxer, feared most of all out of all
19 the Brothers. You never spoke back to him."

20 This, members of the Panel, is the witness statement
21 of HIA259, who you heard from yesterday. His name
22 shouldn't be used beyond the chamber.

23 Can I just ask you when is the last time you saw
24 HIA259?

25 **A. The last day I seen HIA259 was the day I left the home.**

1 Q. So 30-odd years ago?

2 **A. Yes.**

3 Q. He said:

4 "This was a Brother you never spoke back to and you
5 never crossed. He was vicious, beating the living
6 daylights out of you. I recall on the last day of the
7 summer term a boy called HIA18 annoyed him and he
8 dragged him out in front of all the other boys and gave
9 him a severe beating. He had black eyes and an injured
10 arm, and some of the boys had to intervene and pull BR18
11 off."

12 Now that's his recollection of a boy called HIA 18
13 getting a beating. They then had to carry him out of
14 the canteen. He says:

15 "There was a worker, who I think was called DL11",
16 so that's DL11, "who lived in chalet 1, and he lost his
17 temper when he heard what had happened and he went to
18 the staff room" -- scroll down, please -- "and
19 threatened to kill BR18 if he touched one of the boys
20 again. The boy ended up in hospital as the beating was
21 so harsh."

22 So the accounts don't quite match. He hasn't got it
23 quite right, but he was telling the Inquiry about some
24 boy called HIA 18 who BR18 took to, and then DL11 took
25 to BR18 over it, and that's what happened in your --

1 whether he got the detail right about hospital and
2 precisely what the event was -- was this the only
3 occasion you are aware of DL11 coming to --

4 **A. That's the only occasion.**

5 Q. -- take on a Brother over an incident?

6 **A. Yes, that's the only occasion.**

7 Q. And on that subject I asked you whether you knew a guy
8 called DL 508 .

9 **A. Yes, I do.**

10 Q. He lived in the home as well at your time.

11 **A. Yes.**

12 Q. Have you seen him since the home?

13 **A. I haven't seen him since when I left the hostel.**

14 Q. So he also lived for a period in the De La Salle hostel
15 on the Falls Road?

16 **A. No, not on the Falls Road, the Springfield Road.**

17 Q. The Springfield Road. Sorry. My apologies. On the
18 Springfield Road?

19 **A. Yes.**

20 Q. But you haven't seen him since that time --

21 **A. Yes.**

22 Q. -- which was back in '80, '81?

23 **A. 1980.**

24 Q. He was interviewed by the police in 1995. You know
25 nothing about this I assume?

1 **A. No.**

2 Q. You didn't know he was spoken to by the police. He was
3 recounting various incidents that happened to him, but
4 if we can look, please, at 60414 -- scroll down -- and
5 the Panel will take the opportunity to read this
6 statement, because he talks a bit more about DL149.
7 DL149 addresses this in his or will do in his evidence.
8 Scroll down, please. He says this:

9 "I can remember another occasion when BR18", that's
10 BR18, "punched HIA18", that's you, HIA18, "on the face
11 in the kitchen of the canteen. I didn't actually
12 witness it, but it was bad enough to mark his face.
13 Again I can't really remember the exact injuries. HIA18
14 was in our chalet. I later heard DL11", DL11, "tackled
15 BR18 about his treatment of HIA18."

16 He makes another reference about something else. So
17 did you know that DL 508 had ever talked to
18 anyone about --

19 **A. No, I haven't seen DL 508 .**

20 Q. He is not a guy that you have seen since that time in
21 the hostel?

22 **A. No.**

23 Q. If we look at what the Order say at 2965, please, and
24 paragraph 10, they say that supervision would have
25 included BR18, but not in the canteen, if I have

1 understood that correctly, and he wasn't an ex-boxer,
2 and there was no office near the canteen. They say that
3 nobody else can recollect this incident, but your point
4 is you are clear, whether HIA259 has remembered the
5 facts exactly right and whether DL 508 has
6 remembered them exactly right, BR18 assaulted you in the
7 canteen area --

8 **A. Yes.**

9 Q. -- and DL11 coming to aid your back over it --

10 **A. That's right.**

11 Q. -- to use layman's terms, and threatening to take it to
12 the authorities if it ever happened again.

13 You mention then BR18 taking you down to the farm.
14 If we look at your statement at 431, please, in
15 paragraph 21 you describe:

16 "He used to have us down at the farm with no socks
17 or shoes on, our trousers rolled up, out feeding the
18 pigs in the muck before going to school. He used to
19 come round in the morning and pick out whoever he wanted
20 down on the farm to do work without going to school. So
21 everybody tried to avoid him."

22 Was this a -- you know, he needed a hand, so some
23 boy who was in the school would have been asked to be
24 his hand for that day?

25 **A. No, he just picked at random.**

1 Q. Yes, but it wasn't everybody in the class was asked to
2 go; it was just the odd person?

3 **A. No. See in the home there's a -- we called it the TT**
4 **room.**

5 Q. Yes.

6 **A. It is a smoking room.**

7 Q. Yes.

8 **A. And if you were in there and BR18 come in when he was**
9 **looking a hand, he would just pick whoever was in there.**

10 Q. Yes, but he wasn't picking ten people at the same time.
11 He would just pick one person or two people?

12 **A. No, he would pick a couple for whatever he needed done.**

13 Q. Right. You would go down then or whoever was asked to
14 go down and help him, and the point you make then is
15 DL11 had your back over this as well. He was an
16 man I think, DL11. He was . Is that right?

17 **A. He was , yes.**

18 Q. And quite a, you know, strict and proper person. Is
19 that fair?

20 **A. Yes.**

21 Q. Someone that you had a good relationship with that we
22 will come to. He said you weren't to be doing any more
23 work like this before school, and if we just scroll down
24 on to the next page, please, and you said that to BR18.
25 He said, "I run the home and I run the farm". You told

1 him to speak to DL11 about it. You didn't then go back
2 and have to do any more farming?

3 **A. No.**

4 Q. That did come to -- come to an end for you.

5 **A. Not just for me. The ones in chalet 2.**

6 Q. For those in chalet 2.

7 **A. DL11 is in charge of chalet 2.**

8 Q. Yes. So his boys, that was it. They weren't going to
9 be doing any more farming in the way BR18 was having you
10 do it?

11 **A. Yes.**

12 Q. The Order say essentially "No" to that. At paragraph 18
13 at 2967, if we look at that, please, they say:

14 "BR18 was in charge of the farm, but he never had
15 boys down feeding pigs or mucking them out. There was
16 sheep and cattle by that point, not pigs, and there
17 wouldn't have been time for this sort of work before
18 school."

19 So they are saying your recollection about this is
20 not quite right.

21 **A. Well, they had pigs.**

22 Q. And you were involved --

23 **A. See if you walk through that farmyard, see the gates,
24 the pigs were over here to the right-hand side.**

25 Q. And you describe in your statement other boys in

1 paragraph 17 at 430 -- you witnessed other boys getting
2 beaten. Now what I want to ask you about that, HIA18,
3 is that -- when you say getting beaten, was that the
4 normal six of the best punishment?

5 **A. Six slaps you know the way if you are not done the pitch
6 and all that, punishments.**

7 Q. So this was -- this was over and above what was normal
8 punishment that you are talking about here. This is
9 being hit round the head or hit in the body, punched,
10 that type of -- that was normal as far as you were
11 concerned?

12 **A. Yes.**

13 Q. That's what they did. What you are saying here is that
14 was something you witnessed just on a regular basis.
15 You say:

16 "I witnessed other lads getting beaten by other
17 Brothers. It was an everyday occurrence."

18 **A. That was some of that Brothers, yes.**

19 Q. Some of the Brothers, because the point you make is the
20 likes of BR2, BR3, they were not engaged in this type of
21 additional level --

22 **A. And nor was BR6.**

23 Q. Sorry, HIA18?

24 **A. BR6 wasn't like that.**

25 Q. BR6 wasn't like that either?

1 **A. No.**

2 Q. Is that right?

3 **A. BR6 would strap you if you were out of hand in school.**

4 Q. Yes, with his strap?

5 **A. No, at this time BR6 used to use a cane.**

6 Q. He used a cane?

7 **A. Yes.**

8 Q. But those Brothers did not engage in the type of thing
9 you are describing here --

10 **A. I never seen him.**

11 Q. -- which was just routinely hitting the boys.

12 **A. Yes, I never seen any of them three.**

13 Q. We touched already on the fact that nothing sexual ever
14 happened to you in Rubane and you weren't aware of
15 anything sexual going on.

16 **A. That's correct.**

17 Q. But you did make a statement to the police because of
18 something you later learned to do with your brother in
19 June of 2013. I will pick this up with HIA25 later on
20 today, but at 67033 to 67035 the police statement from
21 June '13 talks about you and your two brothers going out
22 for the week-end to stay at the home of someone called
23 DL417. Again his name shouldn't be used beyond the
24 chamber. What I want to -- it appears from what the
25 Order has been able to say so far and for reasons that

1 will become apparent later we will ask the Order and we
2 should be able to look more into this, but you -- the
3 Order seems to be suggesting he might have been
4 a student teacher who came in to do work experience or
5 something of that ilk in the home. Can you remember how
6 he came to be in Rubane? If you can't, just say so.

7 **A. No, I can't remember him coming in it.**

8 Q. You don't -- but you remember --

9 **A. But I remember him.**

10 Q. You remember him?

11 **A. Uh-huh.**

12 Q. It was a young guy at the time he was there with you?

13 **A. Yes. He had a house in .**

14 Q. You said you had this memory of the car he had.

15 **A. Yes.**

16 Q. Can you tell the Panel what type of car that was?

17 **A. An orange Volkswagen.**

18 Q. It was a Volkswagen. That is what remember of him.

19 **A. Yes.**

20 Q. In the police statement you talk about you and your two
21 brothers going out for the week-end to his house.

22 **A. Yes.**

23 Q. Can you remember how that came about?

24 **A. I don't know.**

25 Q. If you can't --

1 **A. All we knew was just we were going out for the week-end.**

2 Q. If you can't remember, just say. Did you occasionally
3 go out for the week-end to people's houses?

4 **A. No.**

5 Q. It was more in the summer time you went to people's
6 houses?

7 **A. Well, an odd time I would have gone to our sister's.**

8 Q. You would have gone to your sister's?

9 **A. Yes.**

10 Q. So whatever the reason was you ended up in his house for
11 the week-end?

12 **A. That's correct.**

13 Q. He never did anything to you?

14 **A. No.**

15 Q. No, but you have since become aware of what he did to
16 your brother?

17 **A. That's correct.**

18 Q. I will look at that with him later on.

19 You describe in your statement at paragraphs 14 and
20 15 at 430 a very positive relationship with your
21 houseparents, DL11 and DL12, and I was asking you
22 earlier at one point you started to knuckle down and get
23 the behaviour under control and you got a lot of time
24 from DL12 and DL11 for those changes in your behaviour.
25 Do you want to just say a bit about how -- what steps --

1 what did you start to do alongside her that turned
2 things around?

3 **A. I started helping her in the kitchen and she was**
4 **learning us -- learned me how to cook and from that**
5 **I got moved from the dorm to a single room. It was,**
6 **like I say, a thank you.**

7 Q. So the chalets had -- when you say a dorm, we've had --

8 **A. Three dorms.**

9 Q. In the main house you had big dorms. These were
10 four-bed rooms.

11 **A. Yes. There was three of them.**

12 Q. Yes, but they also then -- there was a single room in
13 the chalet?

14 **A. Had two singles. Yes, two singles.**

15 Q. You got one of the two singles?

16 **A. I did, yes.**

17 Q. You have a positive memory of your experience with DL11
18 and DL12?

19 **A. Yes.**

20 Q. That was chalet 2 that you lived in, and you describe
21 then various other houseparents who came to work in the
22 chalets. Mostly the females were those that you had
23 good relationships with, and you mention the two nuns
24 including SR32 --

25 **A. And SR57.**

1 Q. -- who kept in contact with DL 358 through getting to
2 know him in Lisnevin.

3 **A. That's correct.**

4 Q. We have dealt with the positive recollections you have
5 about BR2 and BR3. I just want to ask you on a positive
6 note -- and I know the moment I showed you these -- and
7 I am just going to get Miss Kirkwood to give them over
8 to you now and I have given the Panel I trust a sleeve
9 of them. You were very keen to get a copy of these
10 photographs, because they are of you and your brothers
11 growing up. I haven't had a chance to speak to
12 Mr Napier, but I am sure if you -- he will find a way to
13 help with you with that. He is giving me a smile. So I
14 think that means yes, he will find a way to do that,
15 HIA18.

16 **A. That's good.**

17 Q. What these photographs show -- and I am not going to
18 bring them all up -- they show you in the Mourne
19 Mountains with BR77. He took the trips to the Mournes.

20 **A. Yes.**

21 Q. And there's sports day. I think there is one occasion
22 you have got the shirt off and running as fast as you
23 can in a sports competition, and there's pictures at
24 Glenariff and at Carrick-a-Rede rope bridge. Mr Napier
25 has done his best to identify what he thinks is you from

1 your back, but we are not sure whether that is you or
2 not, but then there is pictures of you with your two
3 brothers on swings. When I showed you those photographs
4 earlier, you were making the point to me that you are
5 describing the bad things that happened and you are
6 saying, you know, those should not have happened, but at
7 the same time you made the point to me then that the
8 facilities in this place were very good facilities in
9 terms of what was available, and they did make an effort
10 to take you on trips. You got to go places and do
11 things. Those are positive memories --

12 **A. Yes.**

13 Q. -- that sit alongside the less positive memories. Is
14 that --

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

16 Q. -- a fair way of trying to summarise what we've been
17 looking at?

18 **A. Yes.**

19 Q. You had another positive memory that you indicate to the
20 Inquiry of DL454.

21 **A. Yes.**

22 Q. Now I think up until 1971 there had been a chaplain at
23 various times living in Rubane and various chaplains
24 over the twenty years that preceded that, but from '71
25 the local priest would have come in and been involved in

1 the home, and DL454 was a local priest who was based in
2 the area.

3 **A. That's correct.**

4 Q. The point you make in paragraph 18 of your statement at
5 431 was you could tell him anything. That's the warmth
6 that he had, and I was then asking you were you able to
7 tell him about what -- some of the things that were
8 going on in terms of the physical or the level of
9 physical engagement with the adults and the boys? Can
10 you remember talking to him about that?

11 **A. He would -- he would ask us after Sunday mass, so he**
12 **would.**

13 Q. Sorry, HIA18?

14 **A. He would ask us after Sunday mass. We were altar boys.**

15 Q. Yes.

16 **A. He would ask us, "What happened to you this week?**
17 **Anything happen to you?"**

18 Q. Would you have felt able to tell him about --

19 **A. Yes, because there was a trust within him. He wasn't**
20 **like any other priest, you know. He was down to earth.**

21 Q. And did he give you any advice about how to stay out of
22 trouble?

23 **A. He did, yes. "Just stay out of their way. Behave**
24 **yourself."**

25 Q. So --

1 **A. Words like this.**

2 Q. So "Keep your head down" --

3 **A. Yes.**

4 Q. -- in layman's terms. Perhaps I should have covered it
5 earlier, but we were talking about DL149. You describe
6 one incident in your statement in paragraph 10
7 potentially in conjunction with BR77, but when we were
8 speaking, it was DL149 you were talking about, but
9 putting rocks in the --

10 **A. Rucksack.**

11 Q. -- rucksack. That was to do with a six mile run?

12 **A. Yes.**

13 Q. Can you remember -- was that only him? It wasn't in
14 connection with the mountaineering you were doing which
15 we can see in the photographs?

16 **A. No, nothing to do with the mountaineering.**

17 Q. It's the --

18 **A. There was one occasion in mountaineering that rocks were
19 put in my rucksack.**

20 Q. One occasion?

21 **A. One occasion, but the one that did it in the six mile
22 run was DL149.**

23 Q. That was you being punished for --

24 **A. Coming first.**

25 Q. -- coming first, because he thought you had cheated?

1 **A. Yes.**

2 Q. I will be able to ask him about that in due course.

3 What you are saying is that was -- and I think the Order
4 accept in the statement -- it was something that might
5 have been threatened, but rarely done, and what you are
6 saying is on one occasion it happened to you as far as
7 the mountaineering person was concerned and you have one
8 occasion that you can think of in relation to the PE
9 teacher?

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

11 Q. Absconding was something that we have touched on
12 already, something that happened for you, and it got
13 punished, but those who punished you for it never went
14 beyond the six of the best type approach?

15 **A. No.**

16 Q. And you don't remember being brought in to spectate
17 while others who had absconded were punished?

18 **A. No.**

19 Q. You left Rubane for Glenmore then and then eventually to
20 the hostel on the Springfield Road. I think the Order
21 said in their Inquiry statement that they didn't run it,
22 but it seems -- I am not going to bring it up, but
23 I will just give it to the Panel for their reference at
24 8338 -- that it was known certainly by the Eastern
25 Health & Social Services Board as the De La Salle hostel

1 -- that's what it was called -- on the Springfield Road.

2 **A. That's what I know it as.**

3 Q. Then you moved on to live with your sister in .

4 **A. That's correct.**

5 Q. You have an ongoing civil claim against the Order?

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

7 Q. The two questions, HIA18, that we ask each witness at
8 the end of their evidence to the Inquiry, the first of
9 those is that when the Panel finishes its work, it has
10 to consider what recommendations it might make to the
11 Northern Ireland Executive about some form of apology,
12 perhaps some form of memorial or some other redress of
13 some kind. We ask each witness if there's anything they
14 would like to say to the Panel about the recommendations
15 they might consider making. Some people have views
16 about that that they want to say something about.
17 Others don't. Is there anything you want to say about
18 the recommendations that might be made?

19 **A. I would like the Order to apologise to everybody for
20 what they done and they did.**

21 Q. In fairness to the Order, HIA18, they have given
22 a general apology.

23 **A. They didn't give me an apology.**

24 Q. That's maybe something --

25 **A. Not one of them knocked my door and turned round to me**

1 **and says, "HIA18, I am sorry for what I done to you".**

2 Q. So there's an issue over an apology. Is there anything
3 else in terms of recommendations that you think --

4 **A. Not at the moment.**

5 Q. No, and the last question that we ask each witness is
6 whether there's anything else that they want to say to
7 the Inquiry, because -- about Rubane. This is your
8 opportunity to say what you would like to say. It may
9 be that I haven't covered something at all or correctly
10 or not in the right amount of detail, that you would
11 like to say something more about it. Is there anything
12 else at this point you would like to say about your time
13 in Rubane to the Inquiry?

14 **A. Well, it was like hell on earth.**

15 Q. That is in summary how you remember that period of time?

16 **A. That's correct, you know. I still remember it.**

17 Q. The point you made to me earlier is the circumstances
18 from which you were coming were horrendous.

19 **A. Yes. Should have been looked after better.**

20 Q. Is there anything else, HIA18, you would like to say at
21 this point?

22 **A. No.**

23 Q. No. Just bear with me for a few moments. The Panel may
24 want to ask you something. Just remain where you are
25 for a few moments.

1 Questions from THE PANEL

2 CHAIRMAN: HIA18, can I just ask you to go back to what you
3 told us about the chaplain, DL454? Now if I have
4 understood you correctly, you are saying that he was
5 somebody who you found it easy to get on with, to talk
6 to and to confide in. Isn't that right? I understand
7 you to say that you did say something to him about the
8 way you were being treated and he told you, "Just keep
9 your head down" presumably. Get on with life, so to
10 speak. What exactly --

11 **A. He didn't mean it in a cruel way, though.**

12 Q. I beg your pardon?

13 **A. It wasn't in a cruel way he meant it.**

14 Q. No, I am not suggesting it was. That is the advice he
15 gave you, "Keep your head down". What exactly did you
16 tell him about the way you were being treated?

17 **A. Just the way the Christian Brothers were beating us and
18 that.**

19 Q. You told him about the beatings?

20 **A. Uh-huh.**

21 Q. I see. Did he say anything in response to that apart
22 from --

23 **A. I don't know if he approached the Christian Brothers or
24 not.**

25 Q. But when you told him, you told us that he told you to

1 keep your head down. Did he say anything else about the
2 beatings?

3 **A. No. I just kept my head down.**

4 Q. I beg your pardon?

5 **A. No. What he advised me to do, that's what I done, try
6 to get out of the way.**

7 Q. Fine. Thank you very much.

8 **A. You are welcome.**

9 MS DOHERTY: HIA18, thanks very much. That has been really
10 helpful. Can I just go back to the issue about not
11 being taken to the hospital, and you said, "I am not the
12 only one". You weren't the only person who had been
13 badly beaten and not taken to the hospital. Can you say
14 anything else about that? Are there --

15 **A. No, you would have to ask sort of the people who was in
16 that situation as well.**

17 Q. Okay. Thanks.

18 CHAIRMAN: Well, HIA18, thank you very much for coming to
19 speak to us today. What you have had to tell us I am
20 sure has been very difficult for you, particularly, if I
21 may so, in your circumstances, and we are extremely
22 grateful to you for taking the time to tell us these
23 things. Thank you very much for coming.

24 **A. Thank you.**

25 MR AIKEN: Chairman, Members of the Panel, Ms Smith is

1 dealing with the next witness, and I'm not sure --

2 CHAIRMAN: That's all as far as you are concerned, HIA18.

3 You can leave the witness spot if you wish.

4 (Witness withdrew)

5 MR AIKEN: Maybe if we take a short break to establish where
6 we are at with that.

7 CHAIRMAN: Yes. Well, we will see where we stand and
8 hopefully we will be able to resume in just
9 a few minutes, but it may be we will take an early
10 lunch, and you will be informed just as soon as we know
11 the position.

12 (12.30 pm)

13 (Short break)

14 (12.35 pm)

15 WITNESS HIA31 (called)

16 MS SMITH: Good afternoon, Chairman, Panel Members, ladies
17 and gentlemen. The next witness today is "HIA31",
18 HIA31. Good afternoon, HIA31.

19 **A. Good afternoon.**

20 Q. Are you quite happy for me to call you HIA31?

21 **A. Yes, I am indeed.**

22 Q. Okay, and, HIA31, the first thing the Chairman is going
23 to do is ask you whether you wish to take a religious
24 oath or whether you wish to affirm.

25 **A. I'll just affirm, because I don't believe in God.**

1 Q. That's fine.

2 WITNESS HIA31 (affirmed)

3 CHAIRMAN: Thank you very much, HIA31. Please sit down.

4 Questions from COUNSEL TO THE INQUIRY

5 MS SMITH: Now, HIA31, you didn't want to talk to me this
6 morning before you came into the chamber. So I am going
7 to explain a little bit about how we are going to go
8 through your evidence --

9 **A. Yes.**

10 Q. -- this morning -- this afternoon. Now we know that you
11 were in Nazareth House and Nazareth Lodge before you
12 went to Rubane, but you know that today we are only
13 going to speak about your time in the home in Rubane in
14 Kircubbin.

15 **A. Uh-huh.**

16 Q. Can I just ask you if you are happy to come back another
17 time to talk about Nazareth House and Nazareth Lodge?

18 **A. Oh, yes.**

19 Q. I am now going to explain to the Chairman and Panel
20 Members where various documents are in our papers and
21 just give them page references. So if you bear with me,
22 I am going to do that, and then I will come back to talk
23 to you again and explain how we are going to go through
24 things in a moment.

25 So, Chairman and Panel Members, the statement that

1 HIA31 has given to the Inquiry can be found at RUB912 to
2 921.

3 The Order's response is at RUB4452 to 4458 with
4 exhibits at 4459 to 4694.

5 The Health & Social Care Board response is at
6 RUB8210 to 8304, which includes their exhibits. There
7 is a number of social work papers that can be found in
8 three sections at RUB30909 to 964, and then 31043 to
9 31147 and finally 31286 to 31293.

10 There is a statement of DL 507 , who was
11 a social worker, found at RUB1695 to 1697.

12 There is only one sheet which is a letter of claim
13 in respect of civil claim at RUB50415.

14 Police statements are found at RUB60261, RUB67490 to
15 93, RUB67063 -- sorry -- 36 to 37, and interviews are
16 found at RUB67498 to 594 and 67570 to 67582, and the
17 Inquiry statement from the person interviewed is found
18 at 5542 to 5544.

19 Now, that's the preliminaries over, HIA31. What I am
20 now going to do is go to the statement that you prepared
21 for the Inquiry and we will go through that section by
22 section, but I am going to deal with it not quite in
23 order, because what I want to do is to deal with some of
24 the general matters about your time in Rubane and then
25 go on to some of the specific complaints that you make

1 about people who were there. Okay?

2 **A. There is only one problem. When I first went to the**
3 **Inquiry, they made four mistakes in my statement. So**
4 **I don't another which ones is which.**

5 Q. Well, when we go through this, if you find something
6 that I'm asking you or you see something on the screen
7 that's wrong --

8 **A. See what you've got writ down in that statement? It's**
9 **not my statement. Yous made a statement up on your own**
10 **accordance, what I give yous and that information. So**
11 **yous made a haemorrhage of my statement. So how am I**
12 **meant to trust yous ones?**

13 CHAIRMAN: Now, HIA31, just listen very carefully to what
14 Ms~Smith is asking you about.

15 **A. Yes, but, judge, my statement --**

16 Q. Sorry.

17 **A. My statement is not the statement they are giving me**
18 **back.**

19 Q. I understand what you are saying, but if you would
20 listen to me for a moment, because what we want to hear
21 is what you are saying to us today. You understand? So
22 what Ms Smith will try and do is take you to some of the
23 things that we believe you want to tell us about and --

24 **A. That statement -- I don't need to write that from my**
25 **statement. I could tell you from my -- from my own**

1 point without yours ones even putting the statement up.

2 I will tell you from my words from the day and hour

3 I went into De La Salle Boys' Home. It's not even on

4 the screen what he's writ down in front of me. So --

5 Q. No, I quite understand.

6 A. This court -- no, houl on. Let me finish. This court

7 is a kangaroo just for you ones, not for us victims.

8 You are making us victims relive our lives again. It's

9 a nightmare for us coming here and it's still going to

10 be another nightmare the day after. You don't care

11 about us, what we feel. You just want to find out and

12 sweep this under the carpet and get more money for

13 ourself. At the end of the day we want justice and we

14 want them scum bags in court, so we do, put down as

15 paedophiles in the (inaudible) for the rest of their

16 lives. If it was me or anybody else in this court, we

17 would be in prison. So what is the difference between

18 (inaudible) and us? Because of cloth?

19 Q. HIA31, would you please just pay attention to what I'm

20 about to say to you? This is not a court. You are not

21 on trial here. Nobody --

22 A. No, but, your Honour, this is what I'm trying to say.

23 Q. Now, HIA31 --

24 A. This is not my statement. So what's the point of

25 putting the statement up in front of everybody if it's

1 **not my statement?**

2 Q. HIA31, you have had your chance to say. Would you just
3 kindly listen to what I have to say?

4 **A. Yes. Go ahead.**

5 Q. Because we have to do things here in a certain way.

6 **A. Yes.**

7 Q. Now what I want to explain to you is this. First of
8 all, this is not a court.

9 **A. Well --**

10 Q. It is an Inquiry.

11 **A. I know it is an Inquiry, your Honour --**

12 Q. Now please --

13 **A. -- but this statement is not my statement. So it's a
14 pack of lies in front of everybody that's in here in
15 black and white. That is a pack of lies what yous have
16 written down.**

17 Q. HIA31, I understand the point you are saying, but I
18 would --

19 **A. Your Honour, I could walk out of here right now if yous
20 don't take that statement away from this. That there is
21 not my statement.**

22 Q. HIA31, I am going to say this to you for one more time.
23 Please don't interrupt until I finish.

24 **A. I will walk out here right now and I'll tell the general
25 public names, times and their commission what they done**

1 to us at De La Salle Boys' Home. So that statement is
2 not my statement. They've made -- I asked them ones
3 four times to change my statement and they gave me four
4 different statements. So I don't know which of my
5 statements tells you the truth. So what am I meant to
6 tell the truth?

7 Q. HIA31, I am just simply saying to you for the last time
8 -- please listen to me -- this is not a court.

9 A. Come on ahead.

10 Q. This is not a court.

11 A. Anybody in here from the report... -- any reporters
12 here, please?

13 Q. Very well. The Inquiry is adjourned.

14 (12.50 pm)

15 (Short break)

16 (1.00 pm)

17 MS SMITH: Chairman, Panel Members, HIA31, what is it that
18 you want to tell the Inquiry about your time in Rubane?

19 A. My time I spent in Rubane? It was one hell of
20 a nightmare, not only for me, for other young fellas in
21 that home as well, including my brothers, and the things
22 I seen in that home.

23 Q. Speak into the microphone, HIA31, because we need to get
24 a record of all you are telling us.

25 A. Well, for a start when we went into that home, it was

1 a pure nightmare, getting bullied, sexually abused. We
2 were only six years of age going into a place where it
3 was already known in the 1950s that there was sexual
4 abuse going on, and yet again the Welfare and the RUC at
5 the time knew it was going on. Yet again to my mind
6 it's a conspiracy between the RUC and the De La Salle
7 Brothers or the church itself, because see on the day
8 when the cops came to arrest the Brothers in '85, nobody
9 was there. So they got a tip-off from the RUC in
10 Newtownards. So it was a conspiracy between the
11 Newtownards peelers and the Christian Brothers. So the
12 RUC must have been involved in sexually abusing the
13 boys, knowing fine rightly the boys were being sexually
14 abused and all. So I want that matter looked into.

15 Q. Now you have said that you were physically and sexually
16 abused --

17 A. Yes.

18 Q. -- in Rubane. Can you tell us a little more about that,
19 please?

20 A. Well, for a start when -- can I mention their names?

21 Q. Well, if you mention the names, they can be said in this
22 room.

23 A. I am not worried -- listen, I am not worried about the
24 media hearing them, who they are. I don't care.

25 Q. No, but let me explain to you, HIA31, as you know and

1 your brothers know, we have given everybody who comes to
2 speak to the Inquiry anonymity. So while we can use
3 names in this room, they are not allowed to be used
4 outside.

5 **A. That's fair enough.**

6 Q. So you can certainly use them in here.

7 **A. Right. When we went into the home, everything was**
8 **(inaudible), because we were only young kids. We were**
9 **only 6 years of age. SR57, SR32, two lovely nuns, took**
10 **us long under their wing. Not so long after that they**
11 **were forced out of the home by the Brothers, because**
12 **they were asking questions. Why were we in there so**
13 **young? What happened to our mother? They were kicked**
14 **out of the home to go -- transferred to America. SR57,**
15 **SR32 used to send us letters over at Christmas times,**
16 **birthdays cards with dollars in it. Sometimes we got**
17 **it. Sometimes they kept it.**

18 Q. Okay. Can I just slow you down a wee bit, HIA31? The
19 reason I'm asking you can you speak a little bit more
20 slowly because our stenographer --

21 **A. I'll do my best, but unfortunately I can't do that.**
22 **It's like if I don't -- if I don't speak my speed,**
23 **I stop.**

24 Q. Well, if you can just try and do it a wee bit more
25 slowly.

1 A. I will do my best.

2 Q. It is just so we can get a record of all that you are
3 saying to us.

4 A. Yes. No problem. Well, I was saying to yous when SR57
5 and SR32 were forced to leave the home, that's when the
6 nightmare continued -- started big time for us, because
7 we had nobody to protect us. Right? We had -- the boys
8 who were getting -- bullying us, who were 7, maybe 9,
9 10 years older than us, they were getting sexually
10 abused by the De La Salle Brothers. Then they were
11 abusing us by sexually abusing us, giving us punishment
12 beatings, plus they were the prefects. If we ran away,
13 the De La Salle Brothers sent them big boys after us.
14 Then when they got us, they gave us such a tanking.
15 Then when they handed us over to the De La Salle
16 Brothers, we got another tanking from them ones. You
17 know what I mean? I ran away more times than enough.
18 They probably say -- I haven't seen your file what they
19 have on me. It probably says I only ran away a couple
20 of times. Well, I'll tell you what. They are a pack of
21 liars. I ran more -- away more times than enough. Any
22 opportunity I got I broke away from that home for the
23 simple reason is I was getting bullied, sexually abused
24 on a regular basis, and I was getting starved.

25 Q. Can you give us any details, HIA31, about where you say

1 this happened in the home and when it happened?

2 A. Let me see. In the home there was called boundaries,
3 wee dark spots you weren't allowed, like down in the
4 farmyard. Out of bounds. If you got caught down there,
5 you got grounded. If you went down the woods, you were
6 grounded. If you went out of the circle, out of the --
7 out over the gate on the main road, you got grounded.
8 You got punished for it. You got a severe beating and
9 then -- that was by the Brothers themselves. You know
10 what I mean? Some Brothers in there were okay, but some
11 were real devils, disciples in disguises wearing their
12 big flacks -- their big black robes, and sometimes when
13 they were talking to you in the yard, they were playing
14 with themselves, putting their hands in their pockets
15 and having a wank, and we caught on to them what they
16 were doing.

17 Then DL149 came in. The Brothers -- BR3 told us
18 DL149 was coming in, ,
19 . We went, "Who the heck is
20 he? Who is DL149?" We never heard of him before. We
21 were meant to give him -- when he came in, we were meant
22 to stand up and give him a round of applause. We all
23 left (inaudible) sitting there and he is a gobshite.
24 Then he started bullying us. He -- in his staff room
25 where he got changed -- when we came in the back, we

1 went straightforward into the cloakroom where we changed
2 into our footwear, you know, for the school, and then
3 you had a wall where the boys went and changed. Then
4 you had another wall where the showers were. DL149's
5 office had like a survey like you see in prison cells.
6 You could open it and close it. He was watching boys
7 undressing and taking showers. So if he is not
8 a paedophile, why did he have that hatch? I caught
9 DL149 playing with himself when boys were taking
10 showers, and any other time when DL149 used to say,
11 "Boys, right, put your hands out", the boys would have
12 one hand down covering their privates and the other one
13 out and he used to slap you. "Put your two hands out"
14 and he would look at your privates and go, "That's not
15 big enough. You haven't grown yet". Know what I mean?
16 You are only a wee child like that, haven't even matured
17 yet and he's slagging you about that, "Look at the size
18 of your manhood. You are no good to me".

19 Then one time I came back from an outside
20 appointment. My school mate was in unfortunately. It
21 was the last Friday on the day they were in doing the
22 last activity doing PE. DL149 got them all undressed,
23 showered and all. I came in. He grabbed me, stripped
24 me naked, pulled me by the hair. He assaulted my
25 privates and he was to stick something up my arse in the

1 shower. I broke free.

2 BR3 was in -- let me see -- in his office upstairs
3 in the school, and when I ran into the assembly hall,
4 I shouted "BR3". BR3 popped his head out of the pigeon
5 hole looking in to the assembly hall and he shouted down
6 to DL149, "You were told about this before. Any more
7 sexual behaviour towards the boys you have to be excused
8 from the home" and DL149 turned round and said to BR3,
9 "Who the fuck are you talking to?" Know what I mean?

10 That's not the first time DL149 has done this to me.
11 He is done it twice, on two occasions. I'm just already
12 saying.

13 There is another thing I haven't told yous about
14 what happened to me in the home about where that
15 paedophile Smith, he got me down in towards the
16 farmyard. He sexually assaulted me, pulled my pants
17 down. He played with me for no reason at all. I didn't
18 know what to do. He said, "If you tell any of the
19 Brothers or any of the staff, I am going to slit your
20 throat and I am going to bury you down in amongst the
21 rubbish". So I never told anybody that for years. I am
22 terrified of priests. Know what I mean? Anybody I seen
23 in the cloth I run away from them. I don't believe in
24 God, because when I was there, I was forced to go to
25 mass, forced to be an altar boy, forced to be everything

1 which I didn't want to do. After a while I was like --
2 what do you call it -- like a robot -- you know what I
3 mean -- because I was so institutionalised after so many
4 -- three years being there. The things I seen in there
5 with the members of staff. Some of them were good.
6 Some were real devious, devious evil bastards. Excuse
7 my French and I apologise for using the words.

8 Q. HIA31, can I just stop you there a moment and ask you --
9 you say some of the people in there were good.

10 A. Uh-huh.

11 Q. Can you remember the names of the people you say were
12 good?

13 A. Well, BR2, he only hit me when I stepped out of line or
14 ran away from the home -- right -- because that was
15 probably a rule. You broke the rule, you got slapped,
16 you got punished. You got grounded. Know what I mean?
17 I ran away that many times. I knew BR2 was going to
18 slap me. Right?

19 BR6, nicknamed Brother -- we used to nickname
20 him , because he could open a squeaky door and you
21 wouldn't hear him coming in, because he's so used to --
22 he's been at it for years, and after a while we got --
23 that's why we called him for. Know what I mean?
24 He didn't like it.

25 The same with BR18. BR18 beat the crap out of my

1 brother HIA18 and a few others. Now the time -- Brother
2 . He was an , in
3 his days before he became a Christian Brother. He's one
4 of these ones

5 He was an ,
6 . Do you know what I mean? So he came to De La
7 Salle and then he started hitting boys with a bunch of
8 keys, about twenty keys in the head, face and jaw. Any
9 part of your body he broke it. He didn't give a shit
10 who you were, what age you were. You done what he told
11 you to do, and if you didn't do what he told you to do,
12 you were getting severely beaten or raped by him, and
13 that was only a few occasions.

14 When he done that to my brother in the dining hall,
15 I -- there was telephone connections to every chalet.
16 Like for to hit chalet -- if you hit 1, it went to
17 chalet 1. Hit 2, it went to chalet 2. I rang chalet 2,
18 DL11, told him. He ran over, kicked the door in when
19 BR18 was beating the crap out of my brother HIA18 and
20 our HIA18's face was all battered -- I've never seen
21 anything like it before -- nose broken, jaw busted, eyes
22 ... Never seen like it before. A grown man hitting
23 a child. Know what I mean? They were devious.

24 But some of the Brothers' hands were tied because
25 they wouldn't do nothing, because they knew what was

1 going and they couldn't do nothing. They were scared of
2 the other Brothers.

3 Yet again the education? There was no education in
4 their home. Know what I mean? All we were taught was
5 English, a wee bit of RE, mathematics, woodwork,
6 technical drawing and geography. We weren't allowed to
7 talk any foreign language, because they were speaking
8 all kinds of language talking about us, calling us all
9 sorts of names. Know what I mean? We taped them one
10 day and we gave it to the wee girls down in Portaferry
11 and they translated it. They were calling us -- they
12 were saying who they were going to sexually abuse by the
13 week-end. They were talking about who they were going
14 to abuse.

15 There was a lot of things. BR10, I told him twice
16 to get out of the shower about one of the wee boys he
17 was having. The wee boy was only in, what, say less
18 than three weeks in chalet 2. BR10 was in the shower
19 with him trying to sexually assault him. Only I caught
20 on. The wee boy was crying his eyes out. I ran in and
21 got the wee boy out of the shower and told BR10 if he
22 does that again, I will slice his throat, because they
23 are not going to sexually abuse the wee boys anymore,
24 because when we heard about Kincora, we were saying, "It
25 is happening here". So we made an agreement with the

1 boys within itself without the Christian Brothers
2 knowing what we were up to.

3 We rebelled. We ended up doing a blockade,
4 barricading all the chalets. They will probably deny
5 all knowledge of it and so will the RUC. When we
6 blockaded the chalets up, the RUC came out and asked us
7 why are we doing this. We told them, "Yous know why we
8 are doing this", and they says, "We know, but want yous
9 to come forward". "How can we come forward when they
10 are standing behind you saying, 'If you do anything or
11 say anything to them cops, when they go, we are going to
12 kill you and leave you down in the forest in a hole'".
13 So you are a child. What would you think? Would you
14 not be crapping yourself because he threatened to slice
15 your throat and leave you in a hole for no reason at
16 all?

17 Then you mentioned DL 507 there, DL 507 in
18 there. He seen one of the Brothers one time what he was
19 doing to me. He came up to visit me in the home.

20 Q. This was your social worker, DL 507 .

21 A. Yes, DL 507 . Now he was sitting here like this.
22 I am sitting there. One of the Brothers behind him.
23 He's going, "You do that, you are getting that". So how
24 -- I said, "Does he not see what he's doing here?" He
25 says, "What?" "He is doing that and threatening me."

1 He says, "He threatens you once more -- I am coming back
2 at the end of the month and there better not be any
3 bruises on him", because when he came up, there was
4 bruises on me by two nuns, not SR57 or SR32, these other
5 two nuns, and they wouldn't tell me who the other two
6 nuns were. They were the two devious scumbag animals
7 I ever seen in my life were two nuns. Now the other two
8 nuns, 100%, but these two devious ones, I hate them.
9 I still will despise them nuns to this day. I am
10 despising anyone in religion. I don't believe in it.
11 They are all disciples, devil's disciples, just faithful
12 to their own group, their own people. Now these two
13 nuns stole stuff belonging to me. The Order, the De La
14 Salle Brothers, let them steal it.

15 We gave our nativity play one year and the people
16 outside came in and gave everybody Christmas presents.
17 Now this particular year there was a big Christmas
18 present for me. About three or four of us could have
19 fitted in the box. That's how big it was. We were only
20 wee kids. They only let me take two presents out of it,
21 boxing gloves and cowboy guns, and they kept the rest of
22 the presents away from me. The day and hour they were
23 leaving in the minibus I spotted my parcel. The two
24 nuns gave me another beating because I wanted my toys,
25 and they slapped me in front of BR2 and threw me out of

1 the minibus when it was bloody going. So how can you
2 justify what they done to us?

3 The reason why them two nuns didn't like me, in the
4 home they forced me to eat a salad. Now it is in my
5 record I don't eat salads, because I have a few medical
6 problems, because of certain elements in it. They knew
7 I couldn't eat a salad. They were sitting there with
8 their big juicy steak and chips and us boys sitting down
9 there with rabbit good. To me that didn't sound right.
10 They says, "You don't eat that, we are going to force
11 feed you". I says, "You can force feed me all you want,
12 because I'm still not going to eat it". So they sent me
13 to bed. I didn't go to bed. I ran from the home.
14 I came back the next day.

15 That salad was still sitting in the same place where
16 it was left and they expected me to eat that salad with
17 all the flies, moths, shite that was growing on it
18 overnight. They force fed me then. I was sick. Then
19 after school they came in, got me stripped naked down to
20 my shorts. I have never seen these big wooden things in
21 my life, big wooden satchels, big wooden spoons, forks.
22 They came out of nowhere. They told all the boys to get
23 out of the chalet, chalet 1. They beat me for two
24 hours. When I reported it, know what the Brothers turn
25 round and says, "Well, you shouldn't have run away".

1 Now after BR 2 slapping me the night
2 before and they giving me it black and blue all over
3 round my privates, the only place I was not bruised was
4 my face and here. They knew where to hit me. That
5 lasted for two hours. I couldn't sit down. I wasn't
6 allowed to see the Welfare. I don't know if it is in
7 your report saying I fell off a 45 foot tree, and I am
8 scared of heights. So how can I climb up a tree and I
9 don't like vertical? I'm scared of heights. These two
10 nuns stated that I fell out of a tree. When I asked
11 them ones to bring the police in, "Oh, sure, the police
12 won't do nothing. You ran away". You know what I mean?

13 Now Brother -- I'll probably get the two Brothers
14 confused. BR1 and BR77, they were two devious ones as
15 well, and BR10 from , he was a predator with
16 DL149. When certain boys were getting beat up by DL149,
17 DL149 and BR10 ganged up on the two -- on the boys and
18 battered them and sexually assaulted them.

19 Now in '78 DL149 done what do you call it to me.
20 I got a football off him. Right? He didn't like it.
21 He put me in a corner, tied my hands behind my back,
22 spread my legs and kicked me with the ball in my
23 privates, knowing fine rightly I have a medical
24 condition down there by passing blood. He didn't give
25 a shit. That wasn't good enough for him. He put my

1 hands behind my back again without the football. He
2 kicked me in the privates several times. Nothing done
3 about it. I pissed blood. I pished -- I actually
4 pished a pint of blood the next day. I told the
5 Brothers what happened. I was passing blood. They sent
6 me out to a doctor. The doctor sent me to hospital and
7 the doctor turned and says in front of them ones, "It
8 shouldn't be happening. He is getting hit down there
9 too much" and they says, "Ah, sure, kids will be kids
10 because they play football. Boys will get kicked down
11 below with balls", but I wasn't there to tell the doctor
12 by myself that it was DL149, because every time you went
13 to see a doctor, they were in. They were trying to keep
14 you quiet for other people not to say things to them
15 ones.

16 Now they had their own personal doctors. If
17 anything -- like say somebody broke an arm, broke a jaw,
18 got a nose busted or anything like that. They bought
19 a doctor from outside in, paid the doctor to bandage you
20 up. Know what I mean? I time I got stabbed, it took
21 them two hours to take me from Kircubbin, De La Salle
22 Boys' Home into hospital after being stabbed in the
23 back. It took them two hours. I lost what, two, maybe
24 three, four pints of blood and they took their sweet FA
25 time to take me down to the hospital. Know what I mean,

1 and yet again they done nothing about it. So at the end
2 of the day I have no respect for them. For some of them
3 I do, but the other ones I don't. You know what I mean?
4 There was some bad bastards in those (inaudible).
5 I just have no respect. When I left that place, I was
6 going to come back and burn the place down with the
7 Christian Brothers in it -- get all the boys out and
8 burn the Brothers down, but I didn't.

9 Q. HIA31, are you happy for me to ask you a few general
10 questions?

11 A. **Go ahead.**

12 Q. I just wanted to know if I have got my facts right, and
13 if I haven't got them, then the Inquiry will want to
14 know and we can correct them.

15 You went to Rubane from we know Nazareth Lodge and
16 then you moved to Glenmore for a short period of time.
17 Isn't that right?

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

19 Q. Then you went back to Rubane?

20 A. **Yes.**

21 Q. So you were there over two periods of time?

22 A. **Yes.**

23 Q. Do you -- did the place change much during those two --
24 between the two different times in your experience?

25 A. **Did you ever hear of being institutionalised? You would**

1 be used to one particular set of rules. Right? Now in
2 the other home we went to -- right -- out in Lisburn,
3 their rules were totally different than De La Salle
4 boys, the rules in there. It was like you had to go
5 outside school, but in De La Salle you had to go inside
6 school. So I couldn't understand the rules. I was
7 going inside school and they were sending me out -- the
8 other home was sending me out to outside school. So I
9 got confused. I wanted to get into De La Salle boys'
10 home, because I understood their rules far better.

11 Q. Uh-huh.

12 A. I suppose -- I was actually -- I was scared of open big
13 spaces -- do you know what I mean -- even though I kept
14 running about, like. It is my duty to run away.

15 Q. Okay. HIA31, do you think you have had the opportunity
16 now to tell us all that you want to say or is there
17 anything you haven't covered?

18 A. I'd like to know what they said about me.

19 Q. Well, I know that you want to get the papers --

20 A. Uh-huh.

21 Q. -- and it has been explained to you that we don't give
22 Inquiry papers out --

23 A. Yes, but solicitor --

24 Q. -- but I know that your solicitor has spoken to you
25 about that this morning.

1 A. Uh-huh. Yes.

2 Q. Okay.

3 A. So I just want to know is anybody going to get brought
4 to court over all this, because the victims want to
5 know? Right? I want to know, because -- fair play to
6 yous, what yous are doing, but then again we are being
7 revictimised all over again by coming here into this
8 Inquiry and facing our abusers. Yet again nothing is
9 getting done about it. So we would like to know what's
10 happening.

11 Q. I understand that, HIA31, and I am going to pass you
12 over now to the Panel Members in case they have some
13 questions for you.

14 CHAIRMAN: Thank you very much for coming today, HIA31. We
15 don't have any questions for you. It is not for us to
16 decide who should be prosecuted or anything like that.
17 Any allegations are passed to the police. We note what
18 you have to say. Thank you very much for coming today.

19 (Witness withdrew)

20 CHAIRMAN: We will sit again at 2.15.

21 (1.20 pm)

22 (Lunch break)

23 (2.15 pm)

24 WITNESS HIA25 (called)

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

1 The next witness is HIA25, "HIA25". He is known as
2 "HIA25", but I am going to call him "HIA25". He is
3 aware, Chairman, you are going to ask him about
4 affirming and that's what HIA25 is going to do.

5 WITNESS HIA25 (affirmed)

6 CHAIRMAN: Thank you very much. Please sit down, HIA25.

7 Questions from COUNSEL TO THE INQUIRY

8 MR AIKEN: If we can bring up on the screen, please, 844.

9 HIA25, you are softly spoken, so just drag the
10 microphone towards you a bit more.

11 **A. Okay.**

12 Q. Softly spoken, but can be quickly spoken. We are going
13 to try to keep it measured --

14 **A. Okay. Slow down.**

15 Q. -- so that the stenographer can get down what you're
16 saying.

17 On the screen, HIA25, is a copy of the first page of
18 your witness statement and you have in front of you
19 a hard copy that let us you see what's under the black
20 marks?

21 **A. Okay.**

22 Q. I just want you to check that the copy you've got in
23 front of you matches the copy that's on the screen.

24 **A. It is.**

25 Q. Then if we go to the last page, please, at 857, and if

1 you turn over in your hard copy, HIA25, to the one --
2 the last page you've got where you can see your
3 signature, and can I just ask you to confirm that you
4 have signed the statement that we can see on the screen?

5 **A. I have, yes.**

6 Q. You want to adopt the contents of that statement as your
7 evidence to the Inquiry?

8 **A. I do.**

9 Q. As I said to you, HIA25, I have a number of matters I am
10 going to identify to the Panel. So bear with me for
11 a moment while I do that. If I can also indicate to the
12 Panel that the appearances for the various individuals
13 against whom allegations are made were already given in
14 respect of the last witness and it is the same
15 individuals who we will be mentioning during this
16 hearing.

17 The De La Salle response statement can be found at
18 3493 through to 3500 and then there's a further 200
19 pages of exhibits that run to 3701.

20 The Health & Social Care Board response statement is
21 at 8345 through to 8489. Then there is 100 pages of
22 exhibits from 8348 through to 8489. In fact, over 100
23 pages.

24 There then is a number of police statements. HIA25
25 spoke to the police on 19th May 1980 and that can be

1 found at 60259, and we will look at that. If we just
2 bring that up now in passing, 60259, please. HIA25, at
3 the time this was made, you'd have been only 14, but you
4 were being asked about sexual offences by Brothers, and
5 you were making the point that you were not a victim of
6 that at the time you are making this statement. We will
7 come back to that in relation to one of the individuals
8 you talk about to the Inquiry, but what you do say is:

9 "There was a lot of talk about BR1 being a fruit."

10 That is BR1 that you are referring to?

11 **A. Uh-huh.**

12 Q. You say:

13 "The only thing I saw was when he'd pat some of the
14 boys on the bum as they were passing."

15 That's not your experience. You are just aware of
16 seeing that happening to other boys.

17 **A. Yes.**

18 Q. We will come back to this statement shortly in relation
19 to another context.

20 Then in addition to this statement there is an
21 achieving best evidence interview that HIA25 gave on two
22 dates, 6th March 2013, and that runs from 66776 to
23 66885. That's over 100 pages in length, and the second
24 occasion on 8th April 2013, 66886 to 67029, and that's
25 over 120 pages in length. There's a two-page summary

1 that I am going to use as we go and just for the record
2 that's at 66773 and 774. In fact, there is a third
3 page to it, 775.

4 Arising out of the interview that HIA25 gave in 2013
5 two individuals were interviewed by police. One was
6 DL149, who was interviewed on 31st January 2014. That's
7 at 67454 through to 67466, and the second interview was
8 with BR77 or BR77. That's at 13th February 2014 and
9 that's at 67467 to 67476.

10 Then the Inquiry has received statements from both
11 of those individuals. DL149's statement is at 5542
12 through to 5544. DL1's statement is at 5526 through to
13 5529. BR10, his statement is at 1980, specifically in
14 relation to HIA25 at paragraph 22, and BR77 or BR77's
15 statement is at 5401 through to 5418. For the avoidance
16 of doubt, all of the names that I have mentioned just
17 now, so that it's clear, HIA25, who I'm talking about,
18 none of those names should be mentioned beyond the
19 Inquiry chamber and shouldn't be reported.

20 HIA25, what I want to do then is, as I explained to
21 you, is I am going to try to summarise what is, as you
22 know from meeting with me earlier, a lot of
23 documentation that's available to the Inquiry, and the
24 Panel has had the opportunity to consider some of that
25 material and will consider further material in relation

1 to you, but the back... --

2 CHAIRMAN: Before we do that, Mr Aiken, what is the attitude
3 of HIA25 towards his anonymity?

4 MR AIKEN: HIA25 is going to keep his anonymity. My
5 apologies, HIA25. I should have confirmed that with
6 you, that the black marks are there because of the
7 anonymity, and you are going to keep that anonymity.

8 **A. Yes.**

9 Q. Trying to summarise, HIA25, the background and your
10 brothers --

11 , and the Inquiry is aware of the very
12 difficult circumstances that led you to being in the
13 home that you are going to talk about today.

14 **A. Okay.**

15 Q. And the Panel is aware you brought

16

17 the Panel are aware of that particular that we were
18 talking about, and we will look at again, and in
19 addition you brought along a document today that had
20 been given to you by effectively someone in what was
21 Welfare --

22 **A. Yes.**

23 Q. -- now the Health & Social Care Board, summarising
24 various entries relating to you and your family, and
25 I have given a copy to the Panel, and that will be added

1 to the bundle for those involved with the Inquiry to
2 see.

3 You were born on .

4 **A. That's correct.**

5 Q. You are now aged 48. You are the HIA 31 --

6 **A. Yes.**

7 Q. -- . You and he were the
8 youngest of fourteen children, although you knew ten --

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

10 Q. -- as it were, ten. Four passed away in early life.
11 Your father died of cancer in January 1972 and you
12 yourself are aware from speaking to me -- you know that
13 the Welfare Authority were already involved with your
14 mum and the family from --

15 **A. 1966.**

16 Q. The late '60s and before your dad passed away.

17 **A. Yes.**

18 Q. And then after your dad's death your mother
19 when you were
20 just 6?

21 **A. I was, yes.**

22 Q. As I said to you, nobody here can stand in your shoes,
23 but the Panel is understanding that this can be very
24 difficult for people to communicate this type of
25 information. So if at any stage you have any

1 difficulty, we will take a break. You have got water in
2 front of you. There is no difficulty doing that.

3 **A. Okay.**

4 Q. The records which are available, I am going to try to
5 summarise them -- and I know you posed me a specific
6 question that I am going to deal with shortly. You
7 appear, at least six of you or seven of you possibly,
8 went into Nazareth Lodge --

9 **A. Yes.**

10 Q. -- as an initial period of time taken into a children's
11 home and that seems to have been February '73, so within
12 a few months of .

13 **A. Yes.**

14 Q. And you appear to have stayed there until around about
15 November '73, when you were 6, turning 7, and then it
16 appears all of that group of seven went to the
17 Palmerston Assessment Centre for a period of time. Do
18 you remember Palmerston?

19 **A. I remember Palmerston, yes.**

20 Q. And then it seems that you went from Palmerston back to
21 this time Nazareth House from 19th December 1973 through
22 to 30th August 1974, and I know you raised with me,
23 "Well, how did -- was a court order obtained?" How were
24 you moved to Nazareth and then moved to Rubane, and
25 I said to you I would do my best to get to the bottom of

1 that. What I am in a position to say at the moment is
2 on 24th May 1973 a Parental Rights Order was made in
3 favour of Belfast Welfare in respect of your brother
4 HIA31, , and I am going to make the
5 assumption, because we can't yet find the document, that
6 the same order was made in respect of you.

7 **A. Okay.**

8 Q. The effect of that will have been the Belfast Welfare
9 will have been able to place you in Nazareth, and then,
10 when it was decided appropriate, place you and HIA31 in
11 Rubane. So there won't necessarily have been a going to
12 court on each occasion. I was showing you just now
13 a record that we have managed to trace. If we can bring
14 up, please, 30918, which explains to some extent how it
15 is -- if we just maximise that and just scroll halfway
16 down so we can see the bit at "They ..." Yes. Just
17 stop there, please. This appears to be a record of
18 a social worker talking to you and your siblings in the
19 aftermath of a decision having been made that you are
20 going to move, as in you and HIA31, to Rubane, and that
21 decision is recorded here as:

22 "They talked of the oncoming move to Kircubbin of
23 HIA31", and you are stroked out, but that's HIA25.

24 "They were being moved from Nazareth House due to Sister
25 ..."

1 It is not clear who the Sister is at the moment. We
2 will try to get to the bottom of that:

3 "... due to the Sister feeling that they were
4 a little difficult to cope with along with the rest of
5 the children in the home. HIA31 and HIA25's older
6 Brother", and that no doubt reads HIA18, "is already in
7 Kircubbin at the De La Salle Boys' Home."

8 Then this appears to be a reference to NHB17 , your
9 sister:

10 "... was a little apprehensive about HIA31 and HIA25
11 moving away, as she would be the only member of the
12 family left in Nazareth House",

13 because from another record that I'm aware of it
14 seems that at this point two of your older siblings had
15 perhaps gone out to live near to your grandparents. So
16 she is concerned about being the only one left, and
17 a couple of your other siblings had got into various
18 difficulties and were elsewhere.

19 **A. Okay.**

20 Q. So I hope that helps to some extent with something that
21 has been troubling you. I have spoken to the Health &
22 Social Care Board and have asked them to try and they
23 have undertaken to try to see if they can find the
24 Parental Rights Order that relates to you and any other
25 document that shows you moving into Nazareth and then

1 the decision to move to Rubane, and while the Inquiry
2 won't provide you with papers in relation to that, the
3 Health & Social Care Board, when they find them, will
4 deal with them appropriate and hopefully --

5 **A. Okay.**

6 Q. -- will be in a position to transmit them to you in
7 a way that's in accordance with the statutory duties
8 that are on them. So hopefully that helps to some
9 extent.

10 **A. It does.**

11 Q. Then on 30th August 1974 you and your brother HIA31 move
12 together to Rubane, and HIA18, who we heard from this
13 morning, he is already there. I was discussing with him
14 and the Inquiry is aware that a record demonstrates that
15 on 10th September, so only ten days after you have gone
16 in, and when you have gone in, you were only 7 --

17 **A. Uh-huh.**

18 Q. -- shortly to turn 8, and then HIA18, you and HIA31 seem
19 to have been taken for a day, perhaps with others, to
20 the Ulster Museum and all three of you absconded.

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

22 Q. HIA18's description was that generally speaking you made
23 your way back to your grandparents' and then eventually
24 you were lifted and taken back to --

25 **A. Rubane.**

1 Q. -- whichever home you were in, in this case Rubane.

2 **A. Yes.**

3 Q. You made the point to me that it was one of a number of
4 occasions whenever you absconded?

5 **A. Well, we ran away a lot, especially in the early days of
6 being taken into care.**

7 Q. Yes.

8 **A. We felt it right -- we weren't certain**

9 **, and we felt that being in the home was
10 wrong, because .**

11

12 **--**

13 **. So we had the right to run away to**

14 **, but obviously every time we were caught, we were
15 brought back into the home, but that would not stop us
16 from continuing to run away from them, all different
17 homes.**

18 Q. Yes, and that's what you did --

19 **A. A number of times, yes.**

20 Q. -- you and your brothers. At the same time I was
21 explaining to you you will appreciate from the Health &
22 Social Care Board's perspective they had an obligation
23 to not leave children in a house on their own and had to
24 take the steps that they felt were appropriate, and
25 whether you agree with them or not --

1 **A. We didn't understand it.**

2 Q. -- they felt that's what they had to do.

3 **A. That's what they do.**

4 Q. And just to complete the picture, when you left Rubane
5 in -- for the first time on 2nd April 1980, you were 13,
6 and you moved to I think it was a new home that was
7 being built, which was Glenmore.

8 **A. Glenmore, yes, Lisburn.**

9 Q. You were there from April 1980 through to November 1981,
10 but then you went back to Rubane --

11 **A. I did.**

12 Q. -- in -- on 27th November 1981, aged 15, and you stayed
13 there until May 1983, when you were aged 15 still. The
14 reason for that you will explain to the Panel in due
15 course. It wasn't you thought Rubane was a great place.

16 **A. No, definitely not.**

17 Q. But you had seen some evidence on your sibling in terms
18 of a black eye and decided you were going back to make
19 sure he would be all right.

20 **A. Everybody has seen HIA31's behaviour today and that was**
21 **like HIA31 when he was younger. He was very frightened.**
22 **He needed somebody to look after him. When he visited**
23 **me in Glenmore -- I had settled well in Glenmore. My**
24 **studies had gone up. I was able to go to school myself.**
25 **I had more freedom. It was a far better home than**

1 Rubane, and HIA31 came up to see me on a visit and he
2 had a black eye, and I knew I wasn't there to protect
3 him. So I caused trouble within Glenmore so I could get
4 myself shifted back into Rubane so I could look after
5 him. I was afraid of his well-being. I was a lot
6 stronger than HIA31 and I just needed to be with him to
7 protect him, you know.

8 Q. And that's what you did.

9 A. That's what I did.

10 Q. Went back to Rubane and that is what you did. You
11 describe -- and we are going to look at a series of
12 incidents that you describe in Rubane, and I tried to do
13 this with HIA18 and I am going to try to do it for you.
14 You have an incident of sexual abuse that you are going
15 to describe in respect of a Brother in Rubane --

16 A. Right. Okay.

17 Q. -- and an individual who came to Rubane, and we will
18 deal with those in due course. You describe in a number
19 of respects incidents of physical abuse that you say
20 occurred for you, and that is in a context of corporal
21 punishment, caning and so on --

22 A. Yes.

23 Q. -- was normal in the home at the time, but the events
24 that you are describing, as I understand it, are where
25 the physical assault went beyond getting six of the

1 best.

2 **A. Oh, aye.**

3 Q. The issue, as I understand it, if I am summarising it
4 correctly, is that that level of violence beyond getting
5 a caning --

6 **A. It was to instil fear in the children.**

7 Q. And it was your normal. It was what happened.

8 **A. It was normal, yes.**

9 Q. Your point is that shouldn't have been. It shouldn't
10 have been acceptable for that level of violence to go on
11 in a children's home.

12 **A. Not against kids.**

13 Q. We will look at the individual event, but I wanted to
14 try to make sure I am summarising fairly what you say.
15 You could take the caning, whether you liked it or not,
16 when you stepped out of line.

17 **A. I wasn't stepping out of line. I run away to find out
18 if . As I say, we were
19 caught. We were brought back I think it was by the RUC
20 and the Welfare. We were took into the Rubane House
21 itself. There was a meeting between the Head Brother
22 and the Welfare.**

23 Q. That would have been BR2 at the time --

24 **A. I think so, yes.**

25 Q. -- or --

1 A. I'm not 100% sure.

2 Q. You are not sure?

3 A. I think it was BR2 was in charge at the time.

4 Q. In '73 through to '77 it would have been BR2.

5 A. Okay. When I first went into the home, I sat in the
6 back of the car and it was all coastline, and I remember
7 getting a pen and drawing in how to run way from this
8 home, you know. My intentions were as soon as I get to
9 there I was running away. As I say, it was ten days
10 later. So when we got caught, we were took back.

11 Individually I don't know who was first, but my brother
12 would go in first and he would get the caning and you
13 could hear him crying. You could even hear the cane
14 coming down on his fingers and this made you all nervous
15 to go in. You're only kids and you know what's going to
16 happen to you. Then I was took in. This man to me, he
17 enjoyed giving us the corporal punishment that he says
18 was meted out to us. Now we were only 7 years of age
19 and this was a grown man with a big stick hitting us as
20 hard as he could to try to teach us a lesson not to run
21 away. It wasn't a lesson not to run away. It was
22 a lesson of fear, you know. That was my first time
23 being so afraid of that home, being so afraid of a grown
24 man that if he could do that, what else could he do, you
25 know? That was the same as most of them I would come

1 **into later, but ...**

2 Q. And that particular Brother that you are describing,
3 beyond that type of incident that you are describing of
4 the caning, you didn't have any further or other
5 difficulties with him? That was the main --

6 **A. Just the caning.**

7 Q. He was in charge when you had to be caned.

8 **A. Like this man brought the cane back behind his arm --**
9 **behind his shoulder -- sorry -- and came walloping down.**
10 **It was not only sore. It was frightening, you know,**
11 **that a person of his build doing it to young boys, you**
12 **know, and that made me more afraid of being in that home**
13 **than the abuse I suffered before I came into that home.**
14 **So to me it was an introduction of the fear factor of**
15 **being there.**

16 Q. I think BR2 says he doesn't have a recollection -- if
17 I am recollecting correctly, he doesn't have
18 a recollection of caning you specifically, but corporal
19 punishment was used in the home, and for absconding it
20 seems to have been used according to some in greater
21 amounts, but that's the one that sticks in your mind as
22 the starting point, as it were, for your time.

23 **A. Yes, yes.**

24 Q. Then you describe in paragraph 28 of your statement, if
25 we look at 851, please -- you mention a number of

1 Brothers. You say:

2 "There was a Brother called BR18" -- that's BR18 --
3 "who would creep up and hit you as hard as he could on
4 the back of the head with his knuckles."

5 Now this is not caning for running away.

6 **A. No.**

7 Q. You mention you thought he was an . He was very
8 well built. He had a role on the farm, supervised the
9 canteen, and you say pick on me and my brother, and you
10 would stand up to him.

11 "I was the worst behaved out of all of my brothers.
12 I didn't accept being in that home until I was 14 and a
13 half years old."

14 So was this -- was that the standard type of way he
15 interacted with boys, that he would have physically hit
16 them or was this just a one-off that you recall?

17 **A. No. Nearly every time it was BR18's turn to look after**
18 **the boys within the canteen you were guaranteed one**
19 **of -- he would hit somebody, but I remember the first**
20 **time he hit me. It was -- we used to get semonela (sic)**
21 **or what do you call it? Frog spawn we used to call it,**
22 **give it a nickname. It was -- I was eating it. He has**
23 **crawled up beside me or crept up beside me and he has**
24 **hit me so hard with his knuckles on the back of my head.**
25 **That made me -- my face go into the desert we had, you**

1 **know, and that again -- as I say, it was all because**
2 **I was so young -- this all made me afraid of that home,**
3 **you know. So ...**

4 Q. You mention then one of the teachers in paragraph 35 at
5 853 was DL6, who was the woodwork teacher. Most people
6 have said to the Inquiry he was a very skilled woodwork
7 operator.

8 **A. He was very skilled at throwing things, so he was.**

9 Q. But he had a bad temper --

10 **A. Yes.**

11 Q. -- and tended to throw things?

12 **A. All the time. There wasn't -- you hated going into that**
13 **classroom. When it was that time to go up into the**
14 **woodwork class, you knew something was going to happen**
15 **to somebody within that class, you know.**

16 Q. You have said to the Inquiry you were whispering to
17 your friend on an occasion and he threw a chisel
18 straight across your fingers.

19 **A. Yes.**

20 Q. You still have the scars from him doing that.

21 **A. I do on my left hand, yes.**

22 Q. "He would often get angry and throw chisels and
23 hammers."

24 Others have indicated boys would tend to try to wind
25 him up as well, because he was easily wound up and he

1 responded by throwing things. Do you remember that?

2 **A.** I don't know anybody wound him up for him to get upset.

3 He was just upset all the time. If you done something

4 wrong -- we weren't good at woodwork. If you done

5 something wrong, he would punish you for it.

6 **Q.** You describe him emptying his ash.

7 **A.** He brought me -- there was a wee -- in the classroom his

8 desk was as you come in the door and then the separate

9 tables where we worked on doing the woodwork, but then

10 there'd be a space and the back room. I had done

11 something and I was down at the back and he used to

12 smoke a pipe, and he's grabbed my hand and he has put

13 the pipe that he has just been smoking -- I still have

14 the scar here -- and put it there until I wriggled free.

15 Do you go round telling other Christian Brothers what

16 happened? You didn't do that. You just accepted it

17 that you got caught.

18 **Q.** Well, there's a question I am going to ask you and I can

19 ask you it at this point. Why did you feel unable to

20 tell BR2 or BR3 about what the likes of DL6 --

21 **A.** The reason I didn't tell BR2, I was only there ten days

22 and he caned me so hard I didn't trust the man, you

23 know. What happened to my mother, I had bad nightmares

24 and I would rock myself back and forward in my sleep.

25 I was in the dorm with three other boys and there was

1 one big boy there. He was about 15 at the time.

2 Q. I think you called him .

3 A. you called him.

4 Q. Just bring up paragraph 16 of the statement, please, at
5 848. Go ahead. Just explain to the Panel what you are
6 describing, HIA25.

7 A. didn't take too good to me rocking myself in my
8 sleep, because I would keep him awake.

9 Q. You would keep him awake.

10 A. So he bullied me to go and stay in the toilets until he
11 fell asleep. This happened for months. So I got fed up
12 with it. I got the courage up to go and tell one of the
13 Brothers what was happening and that Brother was BR6,
14 and I told BR6 he was making me sleep in the toilets
15 until he fell asleep -- stay in the toilets until he
16 fell asleep. BR6 has confronted him. Now when he has
17 confronted him, he has told him I have said it. So
18 I got a beating from for saying that, and every
19 time he would get me in the black spots away from where
20 the Brothers could see you, he would hit me. He would
21 bully me. That made me realise that you couldn't tell
22 anybody anything or it would just get back to you, you
23 know.

24 Q. So this was an occasion when you did speak to a Brother
25 about it?

1 **A. Yes.**

2 Q. The Brother did try to deal with it?

3 **A. Uh-huh.**

4 Q. But as a result of that trying to deal with it the boy
5 knows who did it?

6 **A. Yes.**

7 Q. And you then suffer as a consequence?

8 **A. It was known to be in the home no matter what happened**
9 **you don't tell the Christian Brothers anything, but**
10 **I didn't know that, because I was only there a few**
11 **months.**

12 Q. We talked about BR18 and DL6. You then talk about DL1
13 in paragraph 36 at 853, please. You say:

14 "The headmaster of the school was nicknamed ..."

15 Can you remember what that ...?

16 **A. Do you want me to say it?**

17 Q. Bear with me one moment to see what it was. Yes. Go
18 ahead.

19 **A. We had a nickname for him. , that was his**
20 **nickname.**

21 Q. And he was a --

22 **A. Stocky man.**

23 Q. -- stocky --

24 **A. Yes. Very stocky.**

25 Q. -- individual. You say he was built like a tank.

1 **A. Uh-huh.**

2 Q. One of the favourite tricks was to say he wanted to
3 search us for contraband. So we had to stretch out our
4 arms and then he hit us a dig in the chest.

5 **A. He would, yes. I remember him doing it to me so hard**
6 **one day he knocked me from as you go into the lining up**
7 **room, which would be sort of like a shower room, and**
8 **we'd have the slippers and what have you, and we would**
9 **all meet up there in the mornings or during our breaks**
10 **to go back, you know, into our separate classes, and he**
11 **hit me so hard he's knocked me from there away back to**
12 **where we used to have places where you put your shoes,**
13 **you know, like a wee -- what do you call it -- just**
14 **a wee cubbyhole --**

15 Q. Cubbyhole.

16 **A. -- thing. He knocked me so hard I've landed in the back**
17 **of there.**

18 Q. And if you tried -- you make the same point about
19 reporting things. He'd a bad mood. He would kick you,
20 chase you or slap you.

21 Now I said to you beforehand he has given a
22 statement to the Inquiry. We will just look briefly at
23 5529, please. He was interviewed by the police as well.
24 What he says is:

25 "I categorically deny -- categorically and

1 emphatically deny and refute these", by which he is
2 talking about all the allegations. He says he has never
3 punched a pupil in his life. What do you say about --
4 he simply says, "This just didn't happen".

5 **A. How many allegations has been made against him?**

6 Q. Well, the Panel will look at all of that, but you're
7 clear about what you say happened.

8 **A. I didn't expect to come here today for them ones to put
9 their hands up to anything, you know. I expect them
10 ones to tell their lies.**

11 Q. Then you describe physical assaults with DL149. If we
12 look at paragraph 38, please, at 853 --

13 **A. Uh-huh.**

14 Q. -- you make the point:

15 "I became a real rebel."

16 It would be fair -- from your own perspective,
17 HIA25, life was obviously difficult and your behaviour
18 in your own mind was difficult --

19 **A. Okay.**

20 Q. -- and therefore you will understand for those looking
21 after you that was probably difficult for them as well.

22 **A. They could have made it better for me.**

23 Q. I am not judging anyone in any direction, but I am
24 simply saying you say yourself to the Inquiry:

25 "I became a real rebel."

1 **A. Uh-huh.**

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

4 **A. I would.**

5 Q. And you say:

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

8 **A. Yes.**

9 Q. And you say of DL149 he was:

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

18 I think that's Joe -- you showed -- that's DL12,
19 your houseparent.

20 **A. Yes.**

21 Q. And you got -- is it DL11?

22 **A. DL11.**

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

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

1 Q. "He should have known better, no matter how much we
2 provoked him."

3 You say:

4 "DL149 would often have hit us over the head or arms
5 with a metre stick."

6 So was this just in playing football he lost his
7 temper in playing with you that day or how would you
8 describe what caused him to be like that?

9 **A. He was pure evil. The beatings he gave -- I witnessed
10 my brother getting beat up in the gym.**

11 Q. Which Brother are you talking about?

12 **A. HIA18.**

13 Q. HIA18?

14 **A. I was there. I know. He beat my brother up as if my
15 brother was a grown man, two grown men fighting. My
16 brother was on the ground and that man was punching him.
17 Now this was a fit PE teacher hitting a child with fists
18 clenched. My brother was screaming, and BR3 heard it
19 and BR3 shouted down to him, "You have been warned
20 DL149" and that's when DL149 stopped beating my brother.
21 DL149 --**

22 Q. Your brother has explained that to the Inquiry this
23 morning.

24 **A. Okay.**

25 Q. On this occasion whenever he has attacked you, is this

1 just something that has happened out of the blue while
2 playing football?

3 **A. It was. I hadn't enticed him in any way. I don't know**
4 **what went through DL149's mind when he was coming into**
5 **work, but he never came in in a good mood, that he was**
6 **always grumpy, that he was always fighting towards me,**
7 **my family and other boys.**

8 Q. He said to the Inquiry -- and I am not going to open it
9 all, because I put it to your brother earlier and the
10 Panel is aware of it -- that he was extremely
11 compassionate and caring. He never hit anybody. He
12 have never engaged in corporal punishment, never
13 assaulted anyone, and he said to the -- if we just look
14 at 5544, please, paragraph 23 of his replying statement,
15 he says this. This isn't signed yet. So that will have
16 to be remedied:

17 "In particular at no time did I in any way assault
18 ..." -- HIA25 is you, HIA25. "To suggest that I would
19 assault a pupil because they hit a ball past me during
20 the course of a football game is simply ridiculous.

21 All the allegations made by HIA25 are untrue.
22 I reject them entirely."

23 So he is saying this just did not happen.

24 **A. Well, I had witnesses there. It was during a football**
25 **match. I am telling you now it did happen. If this man**

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

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

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

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

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

1 he was up to, and I hated him more than DL149. I was
2 just fed up with them ones telling me where I could go
3 within a home that I had been there since I had been
4 7 years of age.

5 Q. What do you mean you knew what he was up to?

6 A. Well, he had a select group of children running about
7 him at all times, and you couldn't get involved with
8 these children that he was protecting. We all knew.
9 They got the name of "fruits", and I explained to
10 yourself what fruits meant. Fruits meant you were
11 getting abused by the Christian Brothers or the laymen
12 who came in. So BR10 to me was a pure animal, and
13 I just -- as I said, they were getting older as I was
14 getting bigger, I was getting stronger, and I had
15 enough. I had enough of Brothers telling me what
16 I can't and what I can do in a home that I wasn't meant
17 to be there.

18 Q. And he's given a statement to the Inquiry, HIA25. We
19 were talking about that earlier. If we look at 1980,
20 paragraph 22, he says this:

21 "HIA25 alleges he was involved in a fight with me on
22 one occasion. He claims he was involved in a further
23 incident with me in the snooker room at Rubane and that
24 I had tried to grab a cue out of his hand. He alleges
25 he used the cue on me. There was a small room in the

1 chalet just off the sitting room in which there would
2 have been a pool table rather than a snooker table.
3 However, I do not recall any such incident. I was not
4 involved in fights with this person on any occasion as
5 he alleges."

6 He draws out the point I made to you earlier. He
7 points out you spoke to the police in 1980 and you made
8 a statement and that statement had no complaint against
9 BR10 or any of the other Brothers.

10 **A. I was 14 and I was still in care. As I said, from the**
11 **early age of me being in care I knew what you get if you**
12 **spoke out and that lasted me until I got out of the**
13 **home, you know.**

14 Q. Well, he is saying, HIA25, to the Inquiry, "I didn't
15 have a fight with this man, this fella".

16 **A. Again would he tell the truth?**

17 Q. You describe then two other matters in a general sense
18 that I want to address with you on the subject of
19 bullying. Paragraph 40, 854, please. You mention:

20 "There was a group of us who started to fight back
21 as we got older. We had chalet bullies when I got
22 older. I was a chalet bully, three others, and then
23 there was the overall school bully, who was top of the
24 pecking order. He was the best fighter in Rubane."

25 Do you remember who that was?

1 **A. I just know he was from .**

2 Q. "... and if anything was stolen out of the staff
3 quarters, it had to be divided up under this regime."

4 **A. Uh-huh.**

5 Q. So you can appreciate what you are describing there
6 wouldn't have been easy for people who were supposed to
7 be caring for you to manage, because you are --

8 **A. That was payback for what they had done to us when we
9 were at a certain age, an early age.**

10 Q. So as far as you are concerned, what had happened
11 already had poisoned the relationships that might have
12 otherwise been expected in a children's home?

13 **A. If they would have give us the proper treatment, maybe
14 things like that wouldn't have happened. I told you
15 I used to serve the Brothers. I wouldn't like to repeat
16 what I put in their food, you know.**

17 Q. You make the point that you were not formally put in
18 charge as such, but just it was the survival of the
19 fittest --

20 **A. Yes.**

21 Q. -- where the strongest was on top, and you do mention in
22 paragraph 41 -- it is in the fifth or sixth line down:

23 "They had their own wee paedophile ring going on in
24 there."

25 **A. Yes. That's again BR10.**

1 Q. That's the reference you --

2 **A. I can imagine the wee group of children who were running**
3 **about with him at the time, but he brought these kids**
4 **everywhere and he protected them. As I say, you could**
5 **not do nothing on them. You couldn't get into a fight**
6 **with them or BR10 would have sorted you out. These**
7 **fellas have been approached by the police and I've had**
8 **contact with them not too long ago, and they just don't**
9 **want to speak about the abuse they suffered in that wee**
10 **paedophile ring. That was run -- that run, that was**
11 **protected by BR10.**

12 Q. And the Inquiry will hear from him, HIA25, and we will
13 be able to raise those issues with them, but that's --
14 you were never part of that type of behaviour in Rubane
15 other than the one incident we are going to come to now.

16 **A. More than one incident.**

17 Q. When I say more than one, one in Rubane and then what we
18 are going to talk about now is DL417 as he was known to
19 you, and it seems his name may have been -- that's what
20 he was known as, but he was a DL417. Again his name
21 shouldn't be used beyond the chamber.

22 If we can just look at 849, please, paragraphs 21
23 through to 24 of your statement, now to paraphrase this,
24 HIA25, DL417 at some stage came into the home you say on
25 the pretence that he was training to be a Brother. The

1 Order say they think he might have been a trainee
2 teacher who came in to do a period of time in the home
3 and for reasons that are going to be clear, as
4 I discussed with you this morning, and I am going to
5 outline, we have asked the Order and indeed the Health &
6 Social Care Board to look into this in more detail.

7 What you say here is that he was teaching you guitar
8 and, in fact, there was another -- there was a Brother
9 who normally engaged in the teaching of music and this
10 was someone who then came in additional to that.

11 **A. That's what I remember, yes.**

12 Q. Who normally taught the music?

13 **A. Again BR10.**

14 Q. BR10. You say here:

15 "Once he brought us down on a walk to the half miler
16 ...",

17 which was a big field next to the --

18 **A. Football field.**

19 Q. -- football field.

20 "... and told us a story about a werewolf to get us
21 scared."

22 You were sitting on his knee.

23 "Nothing happened on that occasion. There were
24 other people around. I got on okay with him. I never
25 had anyone to take me out at the week-end. He offered

1 two or three times to take me out to stay with him and
2 his girlfriend. Eventually I agreed. This had to be
3 passed by Welfare and the Brothers."

4 Do you remember the Welfare Authority being involved
5 in or you just assumed that's what happened?

6 **A. I just assumed that they gave him permission to take me
7 out.**

8 Q. And you say that DL417 took you and your brothers out on
9 a couple of occasions.

10 **A. I can't remember the couple of occasions. I can only
11 remember the time he took me out and abused me.**

12 Q. But your brother says you were out -- your older brother
13 --

14 **A. Okay.**

15 Q. -- says you were out twice --

16 **A. Right.**

17 Q. -- and once you were out on your own with him --

18 **A. Uh-huh.**

19 Q. -- for the week-end, and you then describe in
20 paragraph 22 what he did to you. Just scroll down,
21 please. The Panel had the opportunity to read that
22 already, HIA25. Unless there is any specific you want
23 to say, the Panel is aware of the content that you are
24 describing. As I said to you, we tend not to go into
25 the graphic detail of it unless there is something you

1 want to say yourself.

2 A. This man groomed me before taking me out. He was the
3 first grown-up who had shown me compassion, who showed
4 an interest in me, and that's why I let myself be taken
5 out under his care. I wanted to go out with him.
6 I wanted the experience of being taken out for the
7 week-end. When he's took me out we have went to I think
8 a local cinema in the middle of Belfast. He's bought me
9 sweets, ice-cream, drinks, whatever. We seemed to be
10 getting on well, but now it's time to go back to his
11 place, and it was somewhere

12 . I can't remember what street,
13 but it's definitely up that way. We get in. I forget
14 the general things, but we get into his apartment, flat,
15 whatever it was. It's time for bed and he says, "Look,
16 we have got two bedrooms here. You can sleep in the
17 other one. This bedroom me and the girl sleeps in".
18 Sorry. "This bedroom has all stuff in. We have not
19 made it up yet. I will sleep in it and you sleep in the
20 ...", him and his girlfriend's bedroom. The day was
21 beat. So I had no fears of going to sleep. It was
22 while I was asleep this man snuck into my -- that bed
23 and he had woke me up.

24 Q. Take your time. Take your time, HIA25, because the
25 Panel has had the opportunity -- and you don't have to

1 go through the detail of this unless you want to,
2 because the Panel has read the content, because you have
3 already explained this to the Inquiry legal team and you
4 have written it down in the statement.

5 **A. No. I'm going to tell it, because of what you told me**
6 **before when we had the ... This man abused me while**
7 **I was in there. I don't want to go into the parts, but**
8 **he abused me, but when I came back into the home, every**
9 **two weeks you get taken out again and the two weeks were**
10 **up and I was meant to go back out with this man.**

11 Q. Just you take your time. Look at me and just take your
12 time. The point you're wanting to make is that you did
13 not want to go back out, and as a result in paragraph 24
14 you explain that:

15 "I went off and hid as I didn't want to go and
16 I didn't want to tell the staff why in case the other
17 boys found out and slagged me about it."

18 You said to me earlier you got slagged for
19 everything, especially when you were younger.

20 **A. But I did tell the staff.**

21 Q. You told D112 finally:

22 "I told her I wasn't going because of what had
23 happened the last time. She could tell by the state of
24 me I was telling the truth. She said I didn't have to
25 go. I was only 11 years old and I didn't know what

1 I should have done. I am sure she had a conversation
2 with the Brothers. The Brothers should have phoned the
3 police and the Welfare."

4 Now can I just -- you don't know yourself whether
5 she spoke to anybody.

6 **A. I do know now, because of what you said to me.**

7 Q. Well, what I am explaining to you is at the moment this
8 is -- you are saying this is what she did. The Brothers
9 and the Welfare are saying they have no record of being
10 informed.

11 **A. Right.**

12 Q. So until we find D112, if we can, and ask her what she
13 says about you telling her this --

14 **A. Okay.**

15 Q. -- whether she recollects that or not, the order and the
16 Board are saying, "We didn't know about it".

17 **A. Okay.**

18 Q. Now you are saying you told her and you would have
19 expected her to do something about it, but am I right in
20 saying no-one ever came back to talk to you about it?

21 **A. No.**

22 Q. The police didn't ever speak to you about it?

23 **A. No.**

24 Q. And BR2 didn't talk to you about it?

25 **A. If they had --**

1 Q. Well, we are going to deal with that now, because the
2 point that you make in paragraph 44 of your statement,
3 if we just look at 855, please, in paragraph 44:

4 "I didn't realise at the time that if I had taken
5 things further and made a statement to the RUC about
6 what the guitar teacher did to me, maybe it would have
7 stopped him doing it to someone else. He wouldn't have
8 been that old at the time, maybe 25 or 26. I would say
9 there is a fair possibility what he did to me he could
10 have done to other children. That's something the home
11 could have prevented."

12 Now at the time you said that you have no knowledge
13 about what happened to this man?

14 **A. No.**

15 Q. That's just your expressing a belief, as you say in the
16 last line --

17 **A. Something would have been done.**

18 Q. In your view these guys don't stop unless --

19 **A. They are caught.**

20 Q. -- they are caught. I explained to you that I would be
21 explaining publicly that the Inquiry has received
22 material from the Police Service that indicates that
23 this individual was, in fact, convicted in 1989 of -- on
24 twelve counts of sexual offences against four schoolboys
25 and an indication in those papers that he had done the

1 same thing in a school prior to the one where he was
2 caught and convicted. The Inquiry has that material and
3 I am not going to bring that up, HIA25, other than to
4 indicate that it is there. It is at 66774 for the
5 record, Members of the Panel, and you asked me -- well,
6 you were aware this man seems to be in Spain and the
7 police material indicates an attempt was made to set up
8 a school in Spain. The UK authorities reported it to
9 the Spanish authorities and that was stopped.

10 When we were discussing it earlier, you said that
11 that -- while you didn't want anyone else to suffer, the
12 very fact that you have now become aware of this --

13 **A. If D112 would have done what she was meant to do when**
14 **I told her. Nothing happened. I can't --**

15 Q. Take your time. HIA25, are you feeling okay?

16 **A. No.**

17 Q. You are not. Okay. Why don't we just -- Members of the
18 Panel, maybe if we just rise for a few moments.

19 CHAIRMAN: For a few minutes.

20 MR AIKEN: Stay where you're at. Stay where you're at.

21 CHAIRMAN: Let us know if you feel able to carry on, HIA25.

22 We will take a few minutes.

23 (4.02 pm)

24 (Short break)

25 MR AIKEN: Chairman, Members of the Panel, HIA25 is feeling

1 better he tells me.

2 **A. Yes. Okay.**

3 Q. If I have told him if he has any difficulty at all, just
4 to say. He worried me that it might be his heart. He
5 tells me there is nothing wrong with his heart.

6 **A. Not a chance.**

7 Q. So he's in good shape. HIA25, you will be pleased to
8 know we have only a little bit left to cover.

9 **A. Okay.**

10 Q. I know you want to go through it, so we will go through
11 it. We were dealing with DL417 and the -- we have asked
12 the Order to look further into that as to how he came to
13 be in Rubane. There are some entries that show him
14 being involved with a youth club and coming up. There
15 is a reference to him visiting the after the
16 summer of '78. So it may be through him coming into
17 Rubane you got to know him and then he came up to see
18 you, but your recollection is he came in to teach with
19 the guitar?

20 **A. I thought it was guitar, yes.**

21 Q. We have asked the Order to look further into that. At
22 the same time you make the point that, as do the Order,
23 that in order for you to go and stay at someone's home,
24 if you went from Rubane, then it should have been
25 an approved --

1 **A. By Welfare.**

2 Q. -- place by Welfare --

3 **A. Uh-huh.**

4 Q. -- and the Brothers on notice of it. There's the
5 possibility, and maybe we will reflect on this as well,
6 if you were out for a summer, maybe you went to his
7 house in the summer, but we are going to ask the Health
8 & Social Care Board to look again at their records to
9 see whether they have any documents that suggest --

10 **A. Well, the Christian Brothers told the police who were**
11 **investigating this that they never heard of that man.**
12 **He was never in the home.**

13 Q. I think that's right at the time. There is a line that
14 you hear of politicians on occasions. It is: "He
15 believed it at the time it was said", and they are able
16 to identify that he was -- that name is documented as
17 coming to the home, and BR2 himself is not someone who
18 remembers him --

19 **A. Uh-huh.**

20 Q. -- and he wouldn't have been there during the time
21 period that you are describing --

22 **A. Okay.**

23 Q. -- or may not have been, and therefore they are doing
24 their best with the records they have got to try and
25 work it out, and at the same time the Health & Social

1 Care Board, I have asked them to look again at the
2 material they have to see whether they were ever on
3 notice of any of you going to stay with this man, and I
4 have simply -- if the position is we can't take it any
5 further, then that's the position, but what you are
6 clear about is you told --

7 **A. D112.**

8 Q. -- D112, because you didn't want to go out of the home
9 with him a second week-end.

10 **A. That's it. On the day he was meant to take me out again**
11 **I hid.**

12 Q. Yes. We have -- the Inquiry has not yet been able to
13 find DL11 and DL12, and if we do, we will ask her about
14 that.

15 What you then describe in paragraphs 30 to 32 of
16 your statement at 851, HIA25, is abuse at the hands of
17 a Brother. The screen?

18 **A. The screen's gone off.**

19 Q. The screen is black. It's okay. It will come I hope.
20 There we are. 851, paragraph 30. You mention:

21 "I was sexually abused by a Brother who I think was
22 called BR77. He was nicknamed . He was the science
23 teacher."

24 What colour of hair had this Brother? Can you
25 remember?

1 **A. I imagine blondish hair, whatever.**

2 Q. Was he old or young in terms of Brothers? Was he one of
3 the older ones or one of the younger ones?

4 **A. No, but he was a (inaudible).**

5 Q. Had he any distinctive features that you remember?

6 **A. He did. He had big teeth and he had -- every time he**
7 **spoke you would have spittle coming down the side of his**
8 **mouth. When he opened his mouth, you could see the**
9 **saliva. That's how I remember him.**

10 Q. Did he know he was called ?

11 **A. I couldn't tell you.**

12 Q. You don't know, but that's what you --

13 **A. That's what the boys had -- we all had nicknames for**
14 **BR6, .**

15 Q. BR6 was called ?

16 **A. DL1, . They all had different names. BR18,**
17 **. He was always running about picking his nose and**
18 **hitting boys. Do you know what I mean? They all had**
19 **different nicknames, so ...**

20 Q. And that's what this one was for him, and he kept you
21 behind after class and gave you a few slaps and locked
22 the door:

23 "... made me take down my trousers and pants and got
24 down a big strap. We called this the 2p strap as it had
25 2p coins on it and it had a V shape cut the end of it so

1 when it hit you, it would wrap around your fingers."

2 Could you actually see the 2ps or did you just
3 believe there was 2ps inside the strap?

4 **A. You could see parts of them. It was like folded into**
5 **it, but there was a wee strip up the back of it and you**
6 **could see the coins, just barely see the coins in it.**

7 Q. And he hit you a couple of times with the strap across
8 the backside. Had you done anything at that point in
9 time that you got hit for that you remember?

10 **A. It wasn't a hitting. I was, as I say, a young boy.**
11 **I think he picked on me because he liked me, you know,**
12 **and he thought he could get away with abusing me, you**
13 **know.**

14 Q. And you describe then:

15 "On another occasion he invented some reason for me
16 to stay behind after class."

17 This was the science class that you are talking
18 about?

19 **A. In the science class, yes.**

20 Q. "Again locked the door and made me pull down my trousers
21 and pants. This time he only hit me a couple of times.
22 Then he started to touch me up and I knew that was
23 wrong. I ran and got out of there with my pants around
24 my ankles. The same thing happened again three, six,
25 nine months later at the start of the next school year.

1 He was getting friendlier and friendlier and I knew what
2 was going to happen. He walked over and shut the door.
3 Told to get undressed, stand near the blackboard, and
4 I don't know if he was feeling himself under the long
5 black robe, but he came round and tried to get me to
6 touch him and kiss his manhood. The more I said 'No'
7 the rougher and rougher he got."

8 Then you got an opportunity and you ran down to the
9 right and into the back of the school. You told -- was
10 this BR6 you told about it, BR6, BR6, and he told you to
11 stop lying?

12 **A. Yes.**

13 Q. So he didn't believe you?

14 **A. I can't remember telling BR18 -- BR6. I must have told**
15 **him previous to what BR77 was doing to me, and this**
16 **particular time was the last time I think it happened.**
17 **He would lock the door. He could get me to bend over.**
18 **He would get me to bend over a chair. He would hit me**
19 **with the 2p strap. Then he would start. We feel me up.**
20 **Then he would put cream on my backside after slapping**
21 **me. I thought it was cream until I had a police**
22 **interview where the policeman asked me, "Were you sure?**
23 **Was it cream he was putting on you?" It wasn't --**

24 Q. Take your time. The query was whether it was, in fact,
25 him --

1 **A. He was masturbating on me.**

2 Q. -- ejaculating.

3 **A. Uh-huh.**

4 Q. You can't be sure as to whether it was?

5 **A. I'm sure now.**

6 Q. You're sure now?

7 **A. Yes.**

8 Q. Believe that's what it's likely to have been?

9 **A. Yes.**

10 Q. And can you remember -- and if you can't, just say so --
11 can you remember how often in total this would have
12 happened?

13 **A. Several times. Several times until that time he tried**
14 **for me to --**

15 Q. Just take your time.

16 **A. Until he made me try and kiss his manhood. He felt me**
17 **up and I am near sure that he made me feel him up. At**
18 **that time that he tried to make me kiss his manhood or**
19 **do whatever to his manhood I wasn't doing it. So I ran**
20 **out of there. I don't know. I gather -- in my dreams I**
21 **am running out of there with my trousers in my hand --**
22 **not my hand -- round my ankles with me pulling up my**
23 **trousers and getting out of that door as quick as**
24 **I could, and I definitely told BR6, and I was that**
25 **afraid to go back near his class I used to hide down**

1 beside the swimming pool when it was science, and I done
2 that for a long time. I would not go back into his
3 class, and again I was made out to be the liar. These
4 people believe in God and not one of them could go to
5 the RUC, even the ones who maybe wouldn't have done
6 nothing, and tell the RUC what was happening in that
7 home.

8 Q. Well, HIA25, I have to, as I have done with all of the
9 others -- BR77, if he is , he was the science
10 teacher certainly during your period --

11 A. Uh-huh.

12 Q. -- in Rubane between '77 and '80, and he has provided
13 a witness statement to the Inquiry. At 5402 in
14 paragraph 3 he deals with the allegations that you make.
15 54 -- 5402, please. Can we just maximise that? He says
16 he has read the witness statement.

17 "Paragraph 30, claims he was beaten with a big strap
18 with 2p coins on it. It would appear he is equating the
19 alleged beating with sexual abuse. This never happened.
20 There was never any such big strap.

21 Paragraph 31 makes a direct allegation of sexual
22 assault against BR77 who asked him to stay after class."

23 He says:

24 "That's completely false. It never happened."

25 He says he was never called .

1 "In respect of the allegations I have no
2 recollection of non-attendance at class. Absence
3 wouldn't have been tolerated."

4 He says:

5 "If HIA25 was ever forced to go into a specific
6 class, there must have been provision made in the school
7 for him to go elsewhere."

8 He then says slightly further down:

9 "HIA25, like his brother HIA18, was keen to compete
10 in all games at De La Salle. For his age he was tiny
11 and so at a distinct disadvantage in competitive sports
12 like HIA18 and was forever begging to be put on the
13 school team. His lack of skills, coordination and small
14 stature made it not possible to do that. That
15 disappointed him greatly. He was fiercely competitive.
16 Would have dearly loved to have represented the school".

17 and he believes that this disappointment about the
18 sports teams -- I know you are smiling and we will come
19 to why that is in a moment -- disappointment about the
20 sports teams is the reason why you have now made these
21 types of allegations against him.

22 Now you made the point to me earlier that you
23 actually got the opportunity to play for Linfield Youth

24 --

25 **A. Yes.**

1 Q. -- which -- the point you are making with that for those
2 not inclined to football is in Northern Ireland terms
3 they are one of the best --

4 **A. Best teams.**

5 Q. -- teams, and there would be a small pool of footballers
6 in Northern Ireland who would ever get that opportunity.

7 **A. Uh-huh.**

8 Q. So the point you were making, if I am trying to help
9 some understanding about who Linfield Youth were in
10 terms of their level, to suggest you wouldn't have got
11 playing for De La Salle because you weren't much of
12 a sportsman causes you to smile.

13 **A. It does. You show me a photograph there, would you?**

14 Q. I have the photographs and the Panel has some of the
15 photographs as well.

16 **A. Would you show me the one holding the cup, please?**

17 Q. I will get Miss Kirkwood just to give you one and you
18 can identify the one you are talking about and we will
19 hand it in.

20 **A. Second photograph.**

21 Q. You see in the top right corner, HIA25, it has a number
22 RUB ...

23 **A. 90...**

24 Q. 90...?

25 **A. ...211.**

1 Q. 90211. If we can bring up 90211, please. Go ahead,
2 HIA25. Explain to the Panel what you want to say about
3 this.

4 **A. In my hand I'm --**

5 Q. Just to get you, you are the one in the grey jumper
6 holding the cup in the top middle looking sort of down
7 to your left?

8 **A. That's it, yes. That's me.**

9 Q. And holding a cup?

10 **A. Yes.**

11 Q. And what -- this is a photograph -- just to be clear you
12 didn't bring this photograph. The Order have some
13 photographs of various boys and I was asked to show you
14 some of those photographs by the Order. So this
15 photograph, what do you believe you are holding in the
16 --

17 **A. That was a cup won on sports day every year and you had**
18 **to get maximum points to win this cup. Now the first**
19 **time I won that cup -- that was my second time winning**
20 **this cup. The first time I won that cup would be very**
21 **early years in that home, and over all the periods of**
22 **that home there was only one fella who had ever won it**
23 **twice and that was myself.**

24 Q. So you won the overall cup --

25 **A. Yes.**

1 Q. -- on the sports twice during your time in the home?

2 **A. Yes, and the first one I won was at an earlier age. So**
3 **where BR 77 was saying I was no good at sports, well,**
4 **here I am with the cup for the best sportsman.**

5 Q. So if I can characterise it this way, if you are making
6 up the allegations about BR 77 and the abuse you are
7 describing, it is not because you weren't good at sport.

8 **A. I laughed when you told me that was the reason why he**
9 **said I am making these allegations up, because I was one**
10 **of the best sportsmen there.**

11 Q. Did you play in the De La Salle team?

12 **A. I did, yes. I was the captain.**

13 Q. Which teams did you captain?

14 **A. I captained most of the teams from --**

15 Q. Tell the Panel what the teams were.

16 **A. Right. We had all different kinds of sports. We had**
17 **badminton, we had basketball, we had Gaelic, we had**
18 **soccer, we had swimming, and we might have other stuff,**
19 **table tennis and all, but in the majority of these**
20 **sports I was the captain of all the teams.**

21 Q. And that was one of the positive memories that you have
22 of Rubane in terms of the sporting opportunity that you
23 had to play?

24 **A. We lived in a wee time that -- I love sport. I love**
25 **football, and I enjoyed taking part in it, and it was**

1 the only time that you knew that you could enjoy what
2 you were doing, you know, because you were playing
3 an outside team, and the Christian brothers in there,
4 they couldn't show their brutality to you, because you
5 were playing the outside school teams, which maybe some
6 of them ones would have reported if they seen anything,
7 but for him to come up with a lame excuse saying I was
8 no good at sports, it makes me laugh. It really does,
9 because I was a fit young lad. I done sports three,
10 four times, maybe even more than that, a week. I was
11 running about with a football in my hand, always playing
12 football. So for him to say I couldn't get on to
13 a football team it beggars belief that he gave that
14 reason for me not to -- for me to say that I am telling
15 lies.

16 Q. It may be he will maintain that or indeed he may reflect
17 on it and recognise he has confused with you someone
18 else.

19 A. Well, I'm sure --

20 Q. Can I ask you this, HIA25? You had a -- those were
21 sporting activities were a positive memory.

22 A. Uh-huh.

23 Q. You also explained to the Panel that there were certain
24 people there that -- you didn't always see eye to eye
25 with DL11 --

1 **A. Yes.**

2 Q. -- but eventually you came to recognise, and you point
3 this out in your statement, that he was trying to bring
4 some discipline to your life. You didn't necessarily
5 always see eye to eye with him.

6 **A. No, no.**

7 Q. But you can, now looking back, understand they were
8 trying to help.

9 **A. DL11, he used to lock me in the kitchen and in the**
10 **kitchen it would lead -- one of the doors would lead**
11 **into our part where we got served and one would lead**
12 **into the house that him and his family were in and he**
13 **would lock me in there. He would lock me in there**
14 **because I wouldn't eat my vegetables. The reason why he**
15 **locked me in there is so I couldn't go out and be the**
16 **captain of the football team. DL11 was rough on me in**
17 **a disciplinary way. He was very hard. He was**
18 **we believe, DL11. I was a joker with other boys. Do**
19 **you know what I mean? We tried to blank all the**
20 **brutality out and to have fun within that home.**

21 Q. What I am saying is you had -- you can reflect now on
22 what the houseparents were trying to do.

23 **A. Yes, trying to do.**

24 Q. And, in fact, you recall SR32, for instance --

25 **A. Yes.**

1 Q. -- in very warm terms.

2 **A. Yes.**

3 Q. She kept in touch -- even though DL 358 had only been
4 in Rubane for a short while, she met him again in
5 Lisnevin --

6 **A. Yes.**

7 Q. -- and has kept in touch with the family.

8 **A. I'd rather not speak about SR32 at the moment because I**
9 **have heard there has been an allegation made about SR32.**
10 **I don't know if that's true, but I would rather not**
11 **comment on that at the moment. She was good to me.**
12 **That doesn't mean she was good to everybody.**

13 Q. But your experience of her was of a positive
14 relationship?

15 **A. Yes.**

16 Q. You talk then in your statement about -- essentially in
17 paragraphs 37 and 43, that's at 853 and 855 -- about
18 you've been warned not to say anything.

19 **A. Uh-huh.**

20 Q. I think you have covered that already. From your first
21 experience with in the chalets --

22 **A. Uh-huh.**

23 Q. -- and from various interactions that you have had
24 telling --

25 **A. Uh-huh.**

1 Q. -- and the consequences of telling were just -- that was
2 not something that you did?

3 **A. Not something that you did, no.**

4 Q. And you describe, and you are one of the first people to
5 comment on this, that when it was coming time to go from
6 Rubane even for the second time --

7 **A. Uh-huh.**

8 Q. -- the -- you might not necessarily have had a high view
9 of it from your statement, but you explain in
10 paragraph 48 at 856 that a flat had been developed on
11 the grounds?

12 **A. Yes.**

13 Q. And you spent two weeks there living on your own?

14 **A. Yes. Okay.**

15 Q. And the idea from material I have read was to try and
16 give people the opportunity to see what living alone was
17 like while not quite living alone --

18 **A. Right.**

19 Q. -- before you then did live alone.

20 **A. They sent us there, as I say, for two weeks. They gave**
21 **you money, that you had to go out shopping, and then you**
22 **had to cook your own food. I didn't even know how to**
23 **switch on a cooker. It was all done for me. All the**
24 **cooking, all the food and anything I got was laid on the**
25 **table. So they put me in there and didn't explain why.**

1 It was just -- I used it to bring my girlfriend up and
2 that was it. Do you know what I mean? That was the two
3 weeks I had. I didn't see it as my experience to try
4 and get me in some way prepared to go to the outside
5 world.

6 Q. Well, if I summarise it this way, the idea was good?

7 A. Yes.

8 Q. The execution of it for you you didn't feel was good
9 because you weren't given the skill -- you did not have
10 the skills?

11 A. They didn't sit me down and say, "Well, this is how you
12 cook a boiled egg or this is how you put on spuds". It
13 was just you were given money. "Go out and get your
14 groceries", and I was glad to get back and get proper
15 food into me when it was over like, you know. It was no
16 experience. It didn't do anything for me. Didn't
17 experience my mentality of leaving the home that I would
18 be better equipped after them two weeks in that place.

19 Q. HIA25, there's two questions that we ask everybody at
20 the end of their evidence.

21 A. Uh-huh.

22 Q. The first one is that the Panel at the end of its work
23 has to consider what recommendations it might make to
24 the Northern Ireland Executive about three areas:
25 an apology, a memorial and perhaps some other form of

1 redress. We ask each witness whether there is anything
2 they want to say about the potential recommendations
3 that could help the Panel then with its work. Is there
4 anything you want to say about that? Some people do.
5 Some people don't. It's a matter for you.

6 **A. In all parts of life people who are only -- people who**
7 **sue for compensation or whatever, it is because they**
8 **have been wrongly accused of something or been in**
9 **an accident. We were children and the abuse that we**
10 **suffered no statue, no apology could help us in our**
11 **future years. I came out of the home with no -- very**
12 **minimum education. I have never had a job in my life.**
13 **I ended up being a criminal for years and years and**
14 **years, and I think that our government should find a way**
15 **of compensating -- compensation to everyone who has been**
16 **through a horrendous time within the home, who has been**
17 **abused, sexually abused and raped within that home.**
18 **Surely our government must see that the only way they**
19 **can deal with this is through compensation.**

20 **Q.** And the last question, HIA25, that we ask every witness
21 is whether -- in the context of Rubane whether there's
22 anything else that they want to say to the Panel. It
23 might be something that I have mistakenly overlooked or
24 something I haven't covered correctly or in the right
25 detail, or it may be just something else that's not

1 there at all that you want to say.

2 **A. I do.**

3 **Q. Now is your opportunity to do that.**

4 **A. I showed the Panel six pages taken from my Welfare**
5 **record.**

6 **Q. Yes.**

7 **A. It clearly states that my mother**

8 **, that it was unlikely for her to return**
9 **home and it showed you the heartache of seven to eight**
10 **traumatised kids who lived on their own during the worst**
11 **time of the Troubles and so close to Belfast city, that**
12 **we got no support from our neighbours, from our priest,**
13 **from the police, from the army and from the media in**
14 **general. No -- our society turned their backs on seven**
15 **orphans.**

16 **I feel that this Inquiry has to stand favour for all**
17 **the victims no matter what the range of abuse they**
18 **suffered in the home, and these six pages show that we**
19 **were traumatised children who had just witnessed**

20 **, that we were put into paedophile**
21 **holes -- paedophile homes. The Welfare stated to me**
22 **last Friday that they knew before 1972 that there were**
23 **certain matters -- that Christian Brothers had been**
24 **moved for interfering, sexually interfering with boys.**
25 **That they put six -- three children who was traumatised**

1 into these homes knowing there was paedophiles running
2 these homes, and I think the Welfare have a big -- have
3 a case to answer to this Inquiry, that they knew that
4 this was going on and it was continuously going on, and
5 I think this Inquiry should pull in the Welfare and let
6 them ones explain what they knew about Rubane before
7 1972, before I moved into it. As I say, I was
8 traumatised. I was so traumatised I am up again from
9 Nazareth House and Nazareth Lodge. They just added to
10 my pain and that pain of my family that they split us
11 up, and we think they split us up so that we could
12 forget what happened , that there would be
13 so much happening to us in Rubane that maybe that was
14 a ploy for us to forget. I just want this Inquiry to
15 know will they pull in the Welfare, see why they sent a
16 6 -- a 7 year old -- me and my brother were 7 year old
17 -- why they didn't give us treatment, why they sent us
18 to homes that they knew there was paedophiles in it,
19 because we needed special treatment to get over what we
20 had witnessed. We didn't need to suffer the abuse, this
21 sexual abuse.

22 I want this here Inquiry to know, and yous have
23 heard about this, my sister cannot come forward here to
24 tell about the abuse that she suffered and that was
25 a lot worse than me and my family -- my brothers

1 suffered in Rubane. My sister only came out in the last
2 few weeks to tell us what she went through by Father
3 Brendan Smyth. She never made no police statements to
4 the police when they were doing the investigations over
5 that. We did not make no statements due to the fact
6 that

7
8 . So we did not want to add to that, and
9 I just -- for all of us, especially for my sister, who
10 was young, that a grown man could take a young child and
11 rape her is beyond belief. That's it.

12 Q. HIA25, thank you for that.

13 A. Uh-huh.

14 Q. If you -- I am not going to ask you any more. If you
15 remain where you are, the Panel may want to ask you
16 something. Just bear with us for a few moments.

17 A. No problem.

18 **Questions from THE PANEL**

19 CHAIRMAN: HIA25, can I just ask you to go back to what you
20 have told us about DL11?

21 A. Yes.

22 Q. You have described how on one occasion you were attacked
23 by the PE teacher and you said you went up and spoke to
24 DL11.

25 A. I did, yes.

1 Q. Now just focusing on that one incident for the moment,
2 did DL11 do anything about that as far as you know?

3 A. I don't know what he said to Mr -- (inaudible). I don't
4 know if he said it to him. I hope he did say it, but
5 going on his wife not reporting what I had said to her,
6 it is very unlikely that he maybe did this.

7 Q. I see, and then the second time you mentioned him in
8 this context was when you saw your brother being
9 attacked by the same teacher and DL11 called down
10 something to the teacher.

11 A. No, it wasn't DL11. It was BR3.

12 Q. Oh, I see. I misunderstood. I thought that was DL11 as
13 well. So it wasn't DL11 who called down, "You have been
14 warned"?

15 A. No. You got mixed up there, Chairman. When BR18 was
16 beating up my brother in the dining hall, DL11 got
17 involved then, and when he was beating my brother up
18 again in the sports hall, which was in the school, BR3
19 seen it from his office, because there was a wee square
20 that you could open and look down into it and the stage
21 was -- you could see the stage from his room and it was
22 at the corner of the stage that DL149 was really laying
23 into my brother.

24 Q. Yes. I am sorry. I thought you had said it was DL11
25 who said that, but it was BR3?

1 **A. No, it was BR3.**

2 Q. Thank you very much.

3 MS DOHERTY: Thanks very much. That has been really
4 helpful. Can I just ask the time that you leave to go
5 to the other home and they are actually splitting you
6 and HIA31 up

7 **A. Yes.**

8 Q. -- do you know what that was about, why they decided to
9 ...?

10 **A. Me and HIA31 went -- Welfare came and seen us and says,**
11 **"Look, we are going to get NHB 17 ", my sister, and HIA18**
12 **and myself taken out of that home and put into a home**
13 **where we would have more freedom, that we were able to**
14 **go to school ourselves, get a bus and give us more**
15 **responsibility within a home. HIA31 couldn't handle the**
16 **freedom. He was institutionalised from being in that**
17 **home. Well, that was the best years of my stay within**
18 **a home, because my education -- I went into**
19 **and I was in the lowest class and in the first year**
20 **I jumped two classes with the education they were giving**
21 **me, you know. So ...**

22 I had to go back after seeing my brother being
23 assaulted. Now he was assaulted by another boy, but to
24 me HIA31's very weak. I am meant to be more stronger
25 one looking. All my life, even now, I look out for him.

1 I try to protect him, and that was the same then. Once
2 he come up and he showed me the black eye, I went mad.
3 I had to get back into the home, and the person who gave
4 it to him, I was only in the home maybe a couple of
5 hours and I went and seen that fella and I gave him such
6 a beating for hitting my brother, you know.

7 Q. Okay.

8 A. So I was HIA31's -- HIA31 looked to me as his protector.
9 I wasn't there the day HIA31 got stabbed in the back by
10 one of the inmates, but I found the inmate in
11 Portaferry, and I gave him such a beating that his
12 father got involved in the fight, and I was only about
13 15, and me and the father was fighting, and the police
14 came along and I got arrested, and I was a juvenile
15 fighting a grown man, and that's the way they treated us
16 all the time, but, as I say, I was there to protect my
17 brother.

18 Q. Okay. Thanks very much. Thank you.

19 CHAIRMAN: HIA25, thank you very much for coming to speak to
20 us today. I know it has been a very difficult
21 experience for you and indeed your two brothers,
22 particularly in the light of your family history, which
23 we don't need to go over again, but thank you very much
24 for coming to speak to us. Thank you.

25 A. Thank you.

1 (Witness withdrew)

2 MR AIKEN: Chairman, Members of the Panel, that concludes
3 not only today's but this week's evidence, and we are
4 not sitting next week, but we will resume --

5 CHAIRMAN: We resume on Monday week.

6 MR AIKEN: -- Monday week.

7 CHAIRMAN: Thank you very much, ladies and gentlemen.

8 (4.50 pm)

9 (Hearing adjourned until Monday, 17th November 2014)

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