
HISTORICAL INSTITUTIONAL ABUSE INQUIRY

being heard before:

SIR ANTHONY HART (Chairman)

MR DAVID LANE

MS GERALDINE DOHERTY

held at

Banbridge Court House

Banbridge

on Wednesday, 5th November 2014

commencing at 10.00 am

(Day 65)

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

1 Wednesday, 5th November 2014

2 (10.00 am)

3 WITNESS HIA147 (called)

4 CHAIRMAN: Good morning, ladies and gentlemen. Before we
5 resume can I just remind everyone that their mobile
6 phones must be turned off or at the very least placed on
7 silent/vibrate I also want to remind everyone that no
8 photography is permitted anywhere on the premises or
9 within the Inquiry chamber.

10 Yes, Mr Aiken.

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

12 The first witness this morning is HIA147, who is
13 "HIA147". He is going to make an affirmation, Chairman,
14 and he is aware you are going ask him to do that now.

15 WITNESS HIA147 (affirmed)

16 CHAIRMAN: Thank you very much. Please sit down.

17 **A. Thank you.**

18 **Questions from COUNSEL TO THE INQUIRY**

19 MR AIKEN: Can you bring up, please, 5530? HIA147, you have
20 given a statement to the Inquiry, and this is it coming
21 up on the screen, although it has black marks removing
22 anything that could identify you. I just want you to
23 look at that and make sure you recognise it as your
24 statement. Do you recognise it --

25 **A. Yes.**

1 Q. -- HIA147? You do. If we just scroll down to the
2 bottom, I think the copy that we have, HIA147, hasn't
3 been signed. So what I am going to ask Ms Turley to do
4 is to get another copy of this document which is at 5530
5 and we will get you to sign it. You want to adopt this
6 statement as your evidence to the Inquiry. Isn't that
7 right?

8 **A. Pardon?**

9 Q. You want to adopt this statement as your evidence to the
10 Inquiry --

11 **A. Yes, yes.**

12 Q. -- along with a series of other documents --

13 **A. Yes.**

14 Q. -- that I am going come to?

15 **A. Yes.**

16 Q. If you just turn -- or perhaps, Elaine, if you just help
17 HIA147. Turn the microphone in towards him so we are
18 able to ...

19 **A. Yes.**

20 Q. If you even bring it towards you, HIA147, a bit, so it
21 picks up what you are saying.

22 **A. Okay. Can you hear me?**

23 Q. Yes.

24 **A. Thank you.**

25 Q. We will get you just to sign a copy of the statement,

1 HIA147, if you don't mind, and remedy this. You in
2 addition, HIA147, have prepared a series of documents
3 over the years --

4 **A. Yes.**

5 Q. -- which the Inquiry has had access to and the Panel
6 have had the opportunity to read.

7 **A. Right.**

8 Q. One of those is from July 2010 and it's -- if we just
9 bring it up so you recognise it. It is at 65990,
10 please. It is entitled "The True Story: Painful Secrets
11 Untold: Orphanage Homes" by HIA147. Do you recognise
12 that document?

13 **A. Yes.**

14 Q. For the Panel that runs from 65090 to 65097. Then there
15 are two undated documents but are also similar records
16 of your experience in care, HIA147. If you just bring
17 up, please, 65080, you recognise that. Your name,
18 HIA147, has been or a word has been taken off from the
19 top, but you can see it is you, and you are setting out
20 a time line of events and describing various matters,
21 and there are two similar documents like it, Members of
22 the Panel, and they run from 65080 to 65088. Again the
23 Panel has had the opportunity, HIA147, to consider those
24 documents.

25 In addition, HIA147, you gave me today another

1 written document --

2 **A. Yes.**

3 Q. -- that you want the Panel to consider.

4 **A. Yes, an up-to-date one, yes.**

5 Q. An up-to-date one. I said to you logistically for us we
6 have various steps to do with a document --

7 **A. Yes.**

8 Q. -- to get it into a position to appear. It won't be
9 possible to bring it up on the screen, but I'll give the
10 Panel, who have a copy of it already and have had the
11 opportunity to consider it --

12 **A. Right.**

13 Q. -- RUB7264 through to RUB7269, and again, HIA147, that's
14 a document that you have signed.

15 **A. Yes.**

16 Q. While it doesn't have a date, we can take that as at
17 today's date effectively --

18 **A. Yes.**

19 Q. -- that is what you want to say to the Inquiry --

20 **A. Yes.**

21 Q. -- in addition to your statement --

22 **A. Yes.**

23 Q. -- that the Inquiry has.

24 Members of the Panel, then if I can give you -- the
25 De La Salle response statement is at 4769 through 4772

1 and the Health & Social Care Board's response is at
2 RUB8636 through to 8637, and essentially it confirms
3 that HIA147 was a private placement in the Nazareth home
4 and then moving through to Rubane as part of the yearly
5 intake that moved from Belfast to Kircubbin.

6 HIA147, you have seen various black marks appear on
7 the screen in relation to your statement. That's the
8 Inquiry's anonymity policy. You want to keep your
9 anonymity?

10 **A. Yes.**

11 Q. Yes. Then, Members of the Panel, there are a series of
12 documents that I will be working through with HIA147
13 that I am going to give you the references for now so
14 that there is a continuous record of the relevant
15 documents.

16 HIA147, what I am going to do is we have got a copy
17 of your statement --

18 **A. Right.**

19 Q. -- that we looked at first, which isn't signed or dated,
20 and I am going get Miss Turley to bring it over to you
21 and get you to sign and date it, and then we will hand
22 it into the Chairman of the Inquiry and then we will
23 upload it on to the system.

24 **A. Thank you.**

25 Q. We are just going to show it to your solicitor so that

1 he confirms it is the same document that he's provided
2 us with.

3 **A. I understand. I understand.**

4 Q. While that's happening, HIA147, I am going to just
5 indicate to the Panel that you spoke to the police about
6 your time in care on 12th December 1994 and that begins
7 at 61790 and runs to 61792. In that statement, as we
8 will come to ask you, you talk about BR27. I~am just
9 going let Miss Turley give that you document now,
10 HIA147.

11 **A. Yes.**

12 Q. Just get you to have a look at it and just sign this
13 statement, if you would.

14 **A. Just sign?**

15 Q. If you can just date it as well, HIA147, with today's
16 date.

17 (Statement signed)

18 Q. HIA147, thank you for doing that. What we will do, we
19 will arrange to replace the version in the bundle that's
20 unsigned with this signed version --

21 **A. That's okay.**

22 Q. -- and we will provide your legal representatives with
23 a copy of the signed version for their records as well.

24 So I was mentioning the police statement of 12th
25 December 1994.

1 MR STITT: As a matter of record my instructions are that my
2 instructing solicitor delivered -- hand delivered
3 a signed copy yesterday. We are not in any way making
4 a point of complaint, but lest it be left in the air
5 that we have somehow left our client and put in
6 an unsigned statement, that's not actually correct, but
7 there is no complaint from us, but I am putting it on
8 the record.

9 CHAIRMAN: Thank you.

10 MR AIKEN: I am grateful to Mr Stitt for pragmatically
11 resolving it. So we are not making any comment about
12 the legal representatives and, HIA147, you will not take
13 any umbrage with your legal representatives over the
14 statement.

15 **A. Okay.**

16 Q. That will -- that will get us resolved on that.

17 **A. Okay.**

18 Q. Miss Turley says it may well be on her desk back in
19 Belfast.

20 **A. Okay.**

21 Q. We will not worry about that. We have fixed it.

22 **A. It will probably get there before we get there.**

23 Q. We'll move on. You made a second statement to the
24 police on 6th October 1995 and that can be found at
25 61793 through to 61795, and in that statement, which we

1 will come to look at, you talk about BR15 and what he
2 did in the TV room to you.

3 Then on 22nd March 1996 you were interviewed by
4 police about various allegations, some of which we are
5 going to come to look at with you, that were made by
6 others about you, including about your time in Rubane,
7 and that interview is at 63489 through to 63513.

8 Then you made a statement to the police this year on
9 20th January 2014. That's at 65079. That's
10 a one-page statement and that's about a physical
11 allegation of aggressive behaviour --

12 **A. BR4.**

13 Q. -- by BR4.

14 **A. Yes. This year?**

15 Q. Yes. 20th January 2014. Then the Panel, as I indicated
16 to you, HIA147, also has had access to some other
17 material that records the history of these matters that
18 we are going to look at, and there is a psychiatrist's
19 report from Dr O'Gorman, which is undated but appears to
20 be perhaps around '95/'96. You remember going to see
21 her?

22 **A. Yes.**

23 Q. That report is at 63559 through 63562. I mentioned to
24 you this morning Dr Fleming. You remember going to see
25 him as part of the --

1 **A. In Lagan Valley you say.**

2 Q. Yes. The Order, when you were bringing your civil
3 proceedings against them, got you to go and see
4 Dr Fleming, and that report from 24th October 2008 is at
5 4777 through to 4786. In that document you principally
6 talk about BR27 specifically to Dr Fleming.

7 Now, HIA147, as we discussed, the Inquiry is also
8 aware, and you have explained it in your various
9 documents to the Inquiry, that you after leaving Rubane
10 were then convicted of a number of sexual offences as
11 an adult on younger boys. The -- I am not going to go
12 into the detail of that to any extent, but the Inquiry
13 has that material, so is aware of that context in
14 addition to you explaining it, and I know that one of
15 the points you have made in the documents and you made
16 to me is that you regard the experiences that you
17 describe principally in Nazareth Lodge, which you know
18 we will come to look at after Christmas in January, and
19 the abuse you suffered there as one of the causes behind
20 the offending that you then engaged in in later life.
21 The Inquiry is aware, as I said to you, of the Sexual
22 Offences Prevention Order which was made in 2009. So
23 I~am not going to go into those matters in any more
24 detail, just to simply acknowledge that the Inquiry is
25 aware of them in addition to the manner in which you

1 have described them in the various documents that I have
2 outlined to you.

3 What I want to do then, HIA147, is to just confirm
4 some background information. You were born on

5 So you are now aged . Is that right?

6 **A. Yes.**

7 Q. And you were -- you are now separated from ,
8 who was your wife?

9 **A. Yes.**

10 Q. And you have two children, and ?

11 **A. Yes.**

12 Q. And you, having been in Nazareth Lodge, you then moved
13 to Rubane on 16th August 1966, when you were aged 10,
14 but just about to turn 11.

15 **A. Yes.**

16 Q. And you were there in the first instance to 4th
17 August 1970, when you were 14, almost turning 15, and
18 then you will recall we were discussing and you explain
19 in your statement the steps you took to get out of the
20 home early --

21 **A. Yes.**

22 Q. -- and then you get caught over that and being back in
23 the home for a period that looks to be from at least
24 October 1970 through to possibly February 1971, when you
25 would have been 15.

1 **A. Yes.**

2 Q. We might not get the precise dates.

3 **A. Yes, yes.**

4 Q. You are there for three years. There is an attempt to
5 escape August, September, October 1970, and then you are
6 back for another six-month spell to your leaving in and
7 around your 15th -- age 15, when the general group of
8 boys that you were part of leave Rubane and take up
9 work.

10 **A. Yes. I did escape.**

11 Q. You did escape?

12 **A. I did.**

13 Q. And then you had to go back?

14 **A. I had to go back, yes.**

15 Q. And I am not glossing over that.

16 **A. Yes, yes, yes.**

17 Q. The Panel has that in your statement --

18 **A. I understand. I understand.**

19 Q. -- how you explain how that occurred. Just for the
20 record, Members of the Panel, the admission record
21 relating to HIA147 into Rubane is at 4774.

22 Now, HIA147, what I want to do first is talk to you
23 about the sexual abuse that you describe happening to
24 you in Rubane. As I said, we are going to leave the
25 Nazareth Lodge material to after Christmas.

1 **A. Yes.**

2 Q. I want to deal, first of all, with the -- what you say
3 about BR27. You describe in your first police
4 statement, which was December 1994 -- if we can bring
5 that up, please, at 61791. If we just scroll down,
6 please. Now it appears as BR27 on the screen, and his
7 name shouldn't be used outside the chamber, but that's
8 BR27. Members of the Panel, I am just explain a little
9 bit more about him in a moment. His CV can be found at
10 RUB931. What you say here:

11 "After a period of time when I was there BR27 came
12 to work in the main school itself. I remember he was
13 about 27 or 28 years of age. He had ginger hair and had
14 freckles. He mostly wore a robe. This had no hood."

15 Was he one of the youngest brothers that you
16 remember?

17 **A. Yes, I would say he would have been, yes.**

18 Q. The point you made to me earlier he was a very fit,
19 athletic --

20 **A. Very fit and athletic.**

21 Q. Very capable hurler.

22 **A. Oh, yes, absolutely. He played for one time.**

23 Q. Which is near Rubane?

24 **A. Near Bally... -- yes, near Rubane. A great hurler.**

25 Q. I was asking you where he came from. How do you

1 remember his accent?

2 **A. Well, we asked all about that and I think we got the**
3 **information he was from County Cork.**

4 Q. That is correct, Members of the Panel. If I can
5 explain, the CV indicates that BR27 came to Kircubbin in
6 September 1966. So that would have been just shortly
7 after HIA147 arrived or in and around the same time,
8 because there is another record in the history of the
9 home that suggests it was the end of August. He was
10 there according to the CV for one year before moving on,
11 though the Order has said in its responding statement at
12 4770 at paragraph 10 that BR27 would have been back for
13 subsequent visits at Easter and Christmas and stayed in
14 '68 and '69. The records indicate that he was 22 when
15 he came to Rubane. He left the Order according to the
16 CV in 1971, so a couple of years after leaving Rubane,
17 and he is now deceased. I will come on to say a little
18 bit more about him shortly.

19 What you then describe in the police statement,
20 which the Panel has read and is aware of, is what you
21 say he did to you in terms of fondling around you and
22 you say he would pretend he was playing with you and he
23 would tickle you, but then tickle round your private
24 parts, hugging you, and you describe then, if we move on
25 to the next page, you now recall what effect you

1 describe that as having had on him. You say there you
2 never took your clothes off, and didn't reveal himself
3 to you, but you are aware of -- that's what he did to
4 you in Rubane.

5 You in your own story then, HIA147, in the document
6 that you have prepared back in 2010 you recount that at
7 65093, please, and you describe BR27 was an art teacher.
8 You say:

9 "He was always at it with me and an awful lot of
10 other boys -- hugs and grabbing my private parts."

11 You then describe what he did. Can I ask you where
12 were you -- can you remember where in Rubane you were
13 when he did this?

14 **A. Yes, I do. I remember exactly. It's all logical in my**
15 **mind and my brain. It was in the TV room on the outside**
16 **of the Rubane House.**

17 Q. So that's --

18 **A. He always done it there.**

19 Q. So that's part of when -- if we get the geography right,
20 a new school had been built in and around your time.

21 **A. This is nothing to do with the new school. This is**
22 **nothing -- this is to do with the outside of Rubane**
23 **House itself. This is to do with the old TV room on the**
24 **outside. This is nothing do with the new school or**
25 **nothing. The school -- the school was always there.**

1 **They only extended it.**

2 Q. So these are the outbuildings --

3 **A. Yes.**

4 Q. -- that were converted for TV rooms?

5 **A. No, no. It was always there.**

6 Q. Yes.

7 **A. That was always there, outside TV room. They had a TV**
8 **room in Rubane House. Forget about that. This was the**
9 **TV room outside where everybody went into the TV room.**

10 Q. Yes.

11 **A. It was in there.**

12 Q. In there that he did this.

13 **A. And that was next to the tuck shop. I think I pointed**
14 **that out in my story. Next to the tuck shop and the**
15 **toilets and that was in a bit of a cul-de-sac.**

16 Q. Yes, and you describe how -- what he did to you and you
17 also record in that statement him taking down the trunks
18 --

19 **A. My swimming pants.**

20 Q. -- in the swimming pool.

21 **A. Yes.**

22 Q. This was the outside swimming pool that you had.

23 **A. Outside, yes, in the summer.**

24 Q. In the summer. You say here, HIA147, at the top:

25 "He was always at it with me and an awful lot of

1 other boys."

2 Did you know at the time he was doing this with

3 other boys?

4 **A. No, I -- just one or two might have been -- you know,**
5 **would have been there. I forget their names, because it**
6 **was just a lot of activity going on.**

7 Q. A lot of sexual activity going on.

8 **A. Yes.**

9 Q. We will come to that.

10 **A. No. I mean a lot of playing around too maybe. He was**
11 **grabbing everybody at the time. You just didn't know**
12 **who -- who was there. Does that make sense?**

13 Q. You don't know which of the boys --

14 **A. No.**

15 Q. -- it was a bit more sexual with --

16 **A. No.**

17 Q. -- than those he was just playing with?

18 **A. No. I seemed to be the one there all the time.**

19 Q. But you remember what he did to you?

20 **A. Oh, absolutely.**

21 Q. And the Order has said to the Inquiry -- it is at
22 paragraph 12 at 4770, Members of the Panel -- that their
23 understanding was this was the only allegation that was
24 made against BR27.

25 The Inquiry has received other material relating to

1 him involving a boy called DL211, and if we look,
2 please, at 60446, it's a statement that was made to the
3 police in 1995. If we just scroll down, please. Just
4 move on to the next page. You can see where this boy
5 starts to talk about BR27, which is the same BR27, and
6 what he describes happening. He talks about watching
7 a film in the big, large room in the home that had red
8 seats and looked like a cinema. Is that the TV room --

9 **A. That's right. That's it.**

10 Q. -- that's in the house?

11 **A. No, that's the one I have just explained to you outside**
12 **the house with the red seats. It's like a cinema.**

13 Q. So this person is describing the same place as you.

14 **A. Oh, he is (inaudible).**

15 Q. He seems to record it as big, large room in the home
16 with red seats, but you are saying that while it might
17 be in Rubane, it is not in the main house.

18 **A. No, it is not in the main house. It's outside the**
19 **house.**

20 Q. Then he goes on to describe what he says happened to
21 him, and on the next page then he describes a further
22 incident not on the Rubane premises but elsewhere. The
23 Panel have the opportunity to consider that material.

24 The Order were querying whether you might have mixed
25 up BR15, who they accept abused boys, and we are coming

1 on to talk about him shortly, with BR27, and the abuse
2 that you describe may have been just by BR15 and not
3 involving BR27, but you are clear for your part it was
4 BR27 you are --

5 **A. Very clear in my mind. It's all logical. It's all**
6 **there. It's all in my brain what happened. I would**
7 **remember if it was only just yesterday.**

8 Q. Members of the Panel, I can -- the Order are going to
9 look to find the documents relating to BR27. We will
10 come back to it.

11 You then mention BR15 in your second statement to
12 the police, which was October 1995, if we can look,
13 please, at 61793, and you say -- it refers back to:

14 "On 12th December '94 I made a statement."

15 You then say that:

16 "Since making this statement other matters have now
17 come to my mind. These involved another Brother at De
18 La Salle, Kircubbin",

19 and he has got the reference "BR15", but it is BR15
20 we are talking about. You say you can recall numerous
21 occasions and in the evenings you would have gone to the
22 TV room. Is this the same --

23 **A. No, it's not the same TV room. There was a TV room in**
24 **Rubane House.**

25 Q. In the main building?

1 **A. In the main building.**

2 Q. And that's the room that you are talking about that BR15

3 --

4 **A. That's the one I am talking about BR15.**

5 Q. And you then describe what he did --

6 **A. Yes.**

7 Q. -- in the darkness, as it were.

8 **A. Yes, after, full of smoke and darkness, yes.**

9 Q. If you just scroll down on to the next page, please, we
10 can see various allegations that you describe, HIA147,
11 in terms of what he did while the TV was being watched.
12 Were there other boys in the room at the time this is
13 happening?

14 **A. Yes, there would have been, but it was dark, you know.**

15 Q. And did -- you mention you tried then not to sit next to
16 him.

17 **A. You tried to avoid him.**

18 Q. That wasn't always possible.

19 **A. It wasn't always possible. You just had to end up
20 beside him.**

21 Q. What I should say is you indicate that you reported to
22 BR6 what BR15 had done. BR6 was interviewed about that
23 along with a lot of other matters in April 1996. That
24 interview begins, Members of the Panel, at 61809. If we
25 can look at 61902, when it's put to BR6 that -- your

1 statement essentially is put to him saying -- just
2 scroll down. It says -- your statement is being
3 referred to BR6 and the fact you referred to him as
4 a gentleman --

5 **A. Yes.**

6 Q. -- and he says as he was being interviewed about some
7 very serious allegations:

8 "At least somebody has called me a gentleman."

9 He is then asked:

10 "And did he complain to you?"

11 BR6 says:

12 "No, that I can't remember about BR15. There -- as
13 I said there was -- there was a complaint about BR15.
14 Who made the" -- just move on to the next page, please
15 -- "made the complaint I don't know."

16 That complaint was by another boy the Inquiry has
17 heard from.

18 So BR6 says he doesn't remember you ever saying to
19 him about BR15. What do you say about that? Can you
20 remember where you were when you told BR6 about it?

21 **A. No, I can't remember where I was. He may have been just**
22 **about, you know, if he was. I can't even remember now**
23 **that I told him that.**

24 Q. You remember --

25 **A. I probably did approach him, yes, and told him about it.**

1 Q. You can see that in 1995 you were saying to the police
2 that's what you did.

3 **A. Um.**

4 Q. BR6 is asked about that. Now I should also say your
5 allegations amongst a series of other allegations --

6 **A. Yes.**

7 Q. -- were put to BR15 when he was interviewed in 1996, if
8 we can look, please, at 61471, and like with all of the
9 allegations that were put to him, he simply denied that
10 he interfered with anybody. If we just scroll down,
11 please. Just move on to the next page. So he is saying
12 and had maintained up until his death that he had never
13 interviewed -- never interfered with any other child and
14 wasn't accepting that he had interfered with you, but,
15 as I have been explaining to you this morning, HIA147,
16 from the material that the Inquiry has received from the
17 police, you were, in fact, going to be one of the
18 witnesses in the trial of BR15 and were put forward for
19 that purpose.

20 If we look at 61315, this is a record of what the
21 police did. If we just scroll down, we can see:

22 "We recommend BR15 be prosecuted for indecent
23 assault on the following persons."

24 HIA147 you can see is number 5 on that list. So
25 that was how the matter was going to be dealt with. He

1 was going to be prosecuted and then he -- the matter
2 came to be looked at by the DPP. He was suffering from
3 ill health, and a medical report that was obtained by
4 the DPP led them to conclude that while there was
5 a reasonable prospect of him being convicted of the
6 matters that were alleged, it wasn't in the public
7 interest to proceed because of his ill health.

8 Therefore the matter didn't go forward and you didn't
9 appear in any trial relating to him. He then
10 subsequently has passed away a few years after that
11 decision was taken. I think the point you made to me
12 earlier is what about the victims?

13 **A. Yes. What about the victims he destroyed? We are**
14 **destroyed.**

15 Q. The Order, HIA147, as I said to you, has accepted and
16 has accepted publicly before the Inquiry that --

17 **A. Including myself.**

18 Q. -- that BR15 abused boys in Rubane. They have accepted
19 that in relation to you and they have indicated that the
20 compensation settlement that they arrived at with you
21 was because they accepted that BR15 had abused you.

22 **A. I was never told that.**

23 Q. You mention other Brothers then, HIA147, in your
24 statement. I just want to touch briefly on -- you made
25 a statement to the police in 2014 about BR4 and his

1 heavy-handedness.

2 **A. Very wicked. Physically too.**

3 Q. Now I was asking you earlier there was a general level
4 of caning that went on, and you laughed and indicated
5 you got caned quite often and that was just accepted as
6 normal.

7 **A. Yes.**

8 Q. So is the complaint you are making about BR4 something
9 beyond that general level of caning and controlling that
10 you describe?

11 **A. Well, you see, BR4 took over from BR6 when BR6 left.**
12 **You see, this all happened when I escaped, you see, but**
13 **when I came back, BR4 took over, but when he took over,**
14 **he must have known that I had escaped. They changed --**
15 **falsified my date of birth. When he found out all that**
16 **there -- it must have brought when he found out all**
17 **that, he brought me down to the school and I got**
18 **an awful severe beating physically and with a bamboo**
19 **stick and I came out in lumps and I couldn't walk for**
20 **days with a bamboo stick.**

21 Q. As I said to you, HIA147, earlier, the Order would say
22 that BR2 took over from BR6, and BR4 did teach in the
23 school, and I said to you let's not worry about --

24 **A. Yes.**

25 Q. -- who took over from whom --

1 **A. Yes.**

2 Q. -- but you are clear that BR4 --

3 **A. BR4 took over.**

4 Q. -- took to you?

5 **A. BR2 wasn't there.**

6 Q. Well, I was -- want to ask you about -- you mention BR6,
7 for instance, in 1996 and you say he was a gentleman.

8 **A. Yes.**

9 Q. What was it about him that was this positive memory of
10 a gentleman?

11 **A. Well, you did get your beating, slap, six in the hand,**
12 **if you done something wrong, but it was just a normal**
13 **six in the hand and then you maybe didn't get your**
14 **rewards, but everybody got that. We don't know what was**
15 **done wrong. Maybe you mightn't have done your homework**
16 **or something -- your housework, not homework -- your**
17 **housework or something like that, and you would have got**
18 **six on the hand or something like, and that was it, and**
19 **that was -- you only got that on a Sunday.**

20 Q. So it was a disciplined environment with the use of the
21 cane?

22 **A. Absolutely.**

23 Q. But what was it about BR6 that you then had -- why did
24 you like him?

25 **A. Well --**

1 Q. Was he fair to you?

2 **A. I think he was very fair to everybody.**

3 Q. So he was someone --

4 **A. Yes.**

5 Q. -- that you --

6 **A. Yes. He is the Head Brother overall and I think he was**
7 **fair to everybody in general. Maybe somebody can have**
8 **a different opinion --**

9 Q. But that was your experience of him?

10 **A. -- but that -- from mind he was fair.**

11 Q. You similarly had a positive word for BR2.

12 **A. Absolutely fair, very fair man, and a sportsman at that**
13 **too.**

14 Q. So he would have been maybe older than BR27 --

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

16 Q. -- but quite young at the time you were there?

17 **A. Oh, yes.**

18 Q. He was into sports as well?

19 **A. No, no. BR6 would have been into sports for the soccer.**
20 **BR27 would have been for the hurling and football.**

21 Q. Was BR2 --

22 **A. More for the hurling.**

23 Q. More for hurling. Again you had a good experience with
24 him.

25 **A. Absolutely.**

1 Q. You do mention BR3 in one your written documents.

2 **A. Yes, yes, I did.**

3 Q. You got on with him, but you --

4 **A. I kept my distance.**

5 Q. You did remark in that document -- if we just look at
6 61794, if I just summarise it by this --

7 **A. I know in my head what you are going to say.**

8 Q. You give a hint in the police statement. You say:

9 "... the name of being a bit funny."

10 What did you mean by that?

11 **A. Well, we were just wary of him, because he had a sort of**
12 **a pet boy there called DL 244**

13 Q. And his name shouldn't be used beyond the chamber.

14 **A. Yes.**

15 Q. **DL 244** has given a witness statement to the
16 Inquiry. If we just look at that. The context of this
17 is you remember him being a pet of BR3.

18 **A. Yes, and that's all.**

19 Q. And -- but the suspicion --

20 **A. Yes.**

21 Q. -- was there was something more to that.

22 **A. Absolutely.**

23 Q. And **DL 244** addressed that. If we look at
24 RUB1487, please, he describes a series of Brothers that
25 he remembers and he says this at (iii):

1 "BR3 -- I was his 'blue eye', his pet, if you like.

2 I thought he was wonderful. We got on very well."

3 He talks about various ...

4 "He used to sneak me Mars bars out of the tuck
5 shop",

6 and so on. He says:

7 "I never saw BR3 strike anyone. I never heard
8 anything about him interfering with anyone."

9 So whatever the boys thought about it being a bit
10 funny, BR3 --

11 **A. It was all right.**

12 Q. -- and [REDACTED] DL 244 [REDACTED] DL 244 seems to be
13 saying to the Inquiry that was just a -- there was
14 nothing untoward about it.

15 **A. Yes, yes. That's maybe what other people thought.**

16 **That's just -- nobody seen nothing, you know. So we**
17 **were just wondering.**

18 Q. I said to you --

19 **A. A bit funny.**

20 Q. I said to you, HIA147, about positive aspects of your
21 time in Rubane that you --

22 **A. Yes, yes.**

23 Q. I showed you a school report that was encouraging,
24 talking about you doing well, and -- I am not sure you
25 remember that being quite how you felt at the time.

1 A. No.

2 Q. But do you have a positive recollection of the school
3 environment that you were in?

4 A. I had no positive things. I don't know who wrote it
5 about me, because I basically don't, to be honest with
6 you.

7 Q. You don't, but you do mention in your various documents
8 that the Panel has had a chance to consider you had
9 a very positive view of DL 140

10 A. An absolute gentleman.

11 Q. And he came as a chaplain to Rubane in and around 1968
12 and was there until he died in 1971, so shortly after
13 you left. What was it about him that have you -- has
14 you saying he was a gentleman?

15 A. Well, DL 140 used to come up to Rubane and bring his
16 father in a wheelchair pushed by a young boy. I don't
17 know who that young boy was, but he used to take us out
18 to Cloughey beach, Portavogie. I wrote about it, and he
19 was the kindest, most gentlest person you ever met in
20 your life, and a very understanding man. That was

21 DL 140

22 Now the sacristy boys who worked alongside Father

23 DL 140 was and No matter

24 what they say, they seen an awful lot of what was

25 happening with boys and went and told DL 140 who

1 **then went and told DL260 about BR27.**

2 Q. That's your belief as to what they did.

3 **A. Oh, yes, absolutely.**

4 Q. I said to you the Order has addressed that and indicated
5 those two boys you named have written letters -- they
6 wrote letters at the time in 1997 supporting BR6 and
7 BR3, who were being charged with criminal matters. You
8 mentioned one of them lives in Hammersmith with the
9 Sisters of Nazareth --

10 **A. Yes,**

11 Q. -- and the other gentleman has passed away.

12 **A.**

13 Q. Your recollection is that **DL 140** had some
14 understanding.

15 **A. Oh, yes.**

16 Q. Can I ask you just to -- if we try to break it into
17 categories, **DL 140** understanding, was it to do
18 with boys interfering with other boys?

19 **A. No, it wasn't. It was to do with what the Brothers were
20 doing with the boys.**

21 Q. Well, what the Order would say, HIA147, and we will not
22 get into it beyond me putting this point to you --

23 **A. Yes, yes.**

24 Q. -- they would say that **DL 140** does seem to have been
25 aware of boys and sexual activity between the boys and

1 then engaging with the Brothers to try and do something
2 about that. If you just look at -- I think that's at
3 4771. Bring that up for a moment, please. Just scroll
4 down. You can see the second half of this paragraph it
5 says -- this is paragraph 15:

6 " **DL 140** was involved in trying to identify the
7 boys involved in sexual behaviour."

8 It seems that in August 1970 one of the American
9 nuns had discussed sex problems amongst the boys and
10 **DL 140** then was involved with a list and further
11 discussions were held about that, and **DL 140**
12 commenced RE classes with the boys in September '70. So
13 that may have been after you had already -- do you
14 remember going to any RE class with --

15 **A. DL 140**

16 **Q. -- DL 140**

17 **A. No, I don't remember going to any class was him at all,**
18 **but it just shows you that he's aware of what was going**
19 **on.**

20 **Q. Well, the Order would say --**

21 **A. Yes. No, no.**

22 **Q. -- HIA147 --**

23 **A. I know different.**

24 **Q. -- he is aware of sexual activity amongst the boys, and**
25 **did he ever talk to -- are you aware of him ever talking**

1 to the boys --

2 **A. No.**

3 Q. -- about sexual activity?

4 **A. No, DL 140 didn't talk to the boys. He may have**
5 **talked to and That's**
6 **the only boys he might have talked to about it. That**
7 **was the sacristy boys who worked in the sacristy. They**
8 **told him what was going on. That's the only ones I --**
9 **that would have known who would have told DL 140**
10 **what was going on, who then went and told DL260, and**
11 **then BR27 disappeared after that.**

12 Q. I am going to come on, as you know, to talk about the
13 activity amongst the boys.

14 **A. Yes.**

15 Q. We will return to this issue about whether any form of
16 education of any kind was given to you --

17 **A. Yes. Yes.**

18 Q. -- about it.

19 **A. I wrote all that down anyway.**

20 Q. You have. We have touched on it in passing, HIA147, but
21 you pursued a claim against the Order for the abuse that
22 you suffered and a settlement was reached between you
23 about that in a number of years ago. That's
24 acknowledged by the Order in paragraph 22, if we just
25 scroll down, please. They indicate that that's on the

1 basis of their belief that BR15 was involved in abuse.

2 Now what I want to do now, HIA147, is to, as you
3 know, deal with a series of allegations that are made
4 against you about your time in Rubane. As you know,
5 there is an individual who has made an allegation about
6 your time in Nazareth Lodge and we are not going to deal
7 with that today. You have addressed it in your
8 statement, but we will deal with it in more detail after
9 Christmas when we are looking at Nazareth Lodge, but you
10 haven't -- you have indicated to the Inquiry you don't
11 accept that allegation, and we will return to that.

12 But you have addressed an allegation that's made by
13 HIA19, who is a witness to the Inquiry, HIA19. His name
14 shouldn't be used beyond the chamber. He entered in
15 August '66 to Rubane, which is the same intake as you,
16 it seems. Do you remember HIA19?

17 **A. Oh, I do.**

18 Q. You do. What he says to the Inquiry, if we look,
19 please, at 441 and paragraph 33, he said he heard gossip
20 about abuse of other residents by certain Brothers. He
21 indicates he heard a rumour that -- and you will see
22 that's the same reference -- BR27 had sexual relations
23 with a resident, BR41. I am just going to write down
24 that name for the Panel. Just bear with me for
25 a moment, HIA147. That boy that's being referred to in

1 that context is a name that the Panel will be familiar
2 with from other matters that have been dealt with in
3 recent days, but he also says then:

4 "I also heard that HIA147", so that's you, "had
5 messed about sexually with other boys."

6 I am going come to that, because that's something
7 you do accept that occurred. Then he says:

8 "He tried to get over a toilet cubicle on one
9 occasion to me."

10 Do you -- you have said to the Inquiry you can't
11 recall that incident.

12 **A. No, I don't recall that incident at all.**

13 Q. He says he reported the matter to one of the Brothers,
14 but you have no recollection of that?

15 **A. No recollection at all.**

16 Q. Now then another individual who has come forward to the
17 Inquiry, HIA21, and that's HIA21 -- again none of these
18 names should be used outside the chamber -- he was part
19 of the August '68 intake. So you were two years older
20 than him approximately. I think the dates of birth mean
21 you were just a bit more than a year older than him.

22 If we look, please, at RUB883 and paragraph 37 of
23 HIA21's statement to the Inquiry, he says:

24 "When I was about 13 years old, I was buggered by
25 two other boys."

1 He says:

2 "This took place in a derelict house outside the
3 boundaries of Rubane. The two older boys I suspect were
4 about 14 or coming 15 at the time."

5 He says:

6 "HIA147 was one of the culprits."

7 He says:

8 "I think the other may be deceased. He held me down
9 while HIA147 buggered me. I lived with this each and
10 every day."

11 He says:

12 "I now believe HIA147 is registered on the
13 paedophile list",

14 as he describes it. I think that's a reference to
15 the Sex Offenders Register that we talked about. He
16 says:

17 "I haven't seen HIA147 for a number of years.
18 I think it was in 2011 when I attended one of the HIA
19 Forum information meetings which was held at the
20 Wellington Park. I was able to get him removed. Seeing
21 him brought back flashbacks."

22 He says he was buggered by you for two years until
23 he left Rubane. Let me just ask you, first of all, do
24 you remember that? He is talking about this incident in
25 2011 at a meeting. Do you remember that happening?

1 **A.** I remember going to it and I remember being put out of
2 it, but I didn't -- I thought it was the abuse --
3 Amnesty International, I thought it was them ones that
4 put me out, but now -- but now I read it myself and it's
5 him. I say to myself, "What a cheek", but anyway that's
6 another matter.

7 **Q.** What he is saying to the Inquiry then you have addressed
8 in your witness statement at 5530, if we just bring that
9 up, please, and if we just scroll down a little, please,
10 to the HIA21 -- allegations made by HIA21 about
11 incidents taking place in a derelict house.

12 "I am not aware of any derelict house and I deny any
13 allegations by him."

14 Now I want to deal with that in two parts. The
15 first is he is saying this happened in a derelict house
16 and you've said you don't remember any derelict house.
17 You are aware I said to you this morning the Inquiry has
18 heard other evidence about a derelict house -- not
19 connected to you or him --

20 **A.** **I know.**

21 **Q.** -- but other references to a derelict house where the
22 boys would have -- some boys would have gone at times.
23 If we leave that issue aside, what you are saying to the
24 Inquiry is you deny that you did what he says you did.
25 There are matters you will accept, which we will come

1 to, but as far as -- do you remember HIA21?

2 **A. Oh, I know HIA21.**

3 Q. But you are saying, "I didn't do that to him"?

4 **A. Absolutely. He is talking nonsense.**

5 Q. Is there anything else you want to say about that or
6 have I covered that?

7 **A. No, he is talking absolute nonsense. I know what
8 happened. He is talking nonsense.**

9 Q. You have addressed then -- allegations were made by
10 a boy called DL124 --

11 **A. Yes.**

12 Q. -- who is "DL124". His name shouldn't be used beyond
13 the chamber. He has not come forward to the Inquiry,
14 but this material has come to light from the Inquiry
15 receiving documentary material. He was three years
16 younger than you. He was the August 1968 intake. He
17 made a statement to police on 17th February 1995.
18 That's at 60457. If we can look, please, at 60458, he
19 in that statement, which does cover other matters as
20 well -- just scroll down, please. Just move on to the
21 next page, please. Just keep going down a little.

22 "I just wouldn't like it to happen to any other
23 child. I would like to mention I was also sexually
24 interfered with by some of the older boys."

25 He then identifies four boys that he says interfered

1 with him. I am just going to ask you do you remember
2 the names, which shouldn't be used beyond the chamber,
3 but he mentions here DL137. Is that someone you
4 remember from your time at Rubane?

5 **A. Yes. He committed suicide.**

6 Q. Would he have been involved in the type of consensual
7 activity that you describe?

8 **A. Yes.**

9 Q. And he mentions [REDACTED] DL 94 [REDACTED] He was described in
10 some of these papers -- he was black.

11 **A. Yes.**

12 Q. Do you remember him?

13 **A. Yes, I do remember [REDACTED] DL 94 [REDACTED]**

14 Q. Was he involved in the type of consensual activity you
15 accept occurred?

16 **A. He might have been, but nothing to me or DL137.**

17 Q. He then -- the other boy that he mentions here is a boy
18 called [REDACTED] DL 136 [REDACTED] Do you remember [REDACTED] DL 136 [REDACTED]

19 **A. I do. I do.**

20 Q. Was he involved in the type of activity you accept
21 occurred?

22 **A. They probably were, but not to me.**

23 Q. Not with you. You -- he is then asked by the police
24 a bit more detail about these allegations that relate to
25 you, the four older boys. He made a statement to the

1 police on 25th January 1996. If we look, please, at
2 60464, what he said to the police at that stage, HIA147,
3 relating to you, if we just scroll down, please, that:

4 "The third boy was HIA147."

5 So that's you, HIA147.

6 "He also had full sex with me in the chalet, at the
7 farm and anywhere it was possible to do it."

8 He says you were about four years older than him.
9 It seems you were three years older than him. That's
10 the allegation that he makes.

11 You were then interviewed by the police about those
12 allegations on 22nd March 1996. The Inquiry will find
13 that interview at 63489. Now I just want to summarise
14 essentially what you said to the police at the time,
15 HIA147. If we look at 63505, you didn't accept at the
16 time that there had been any activity between you and
17 this boy, DL124, but what you did say -- he talks about
18 boys abusing him. Three boys abused him. We have
19 already gone over the names here. You say:

20 "I didn't think that we would be sort of
21 investigating -- like boys would have been investigated
22 from the police, like. Hear me out here.

23 You understand."

24 Just scroll down, please:

25 "We didn't know nothing. I mean, there were no

1 girls in the homes."

2 Scroll on down, please:

3 "Nobody knew nothing yet. Nobody did know nothing."

4 This is about, as I understand it, your
5 understanding of sexual matters. Nobody -- you had had
6 no sex education. You weren't -- there weren't girls in
7 the home.

8 **A. That's right. There were no girls, no.**

9 Q. "Nobody sort of knew nothing at the time.

10 But, you know, you hear me.

11 "But I mean, like, at that time we were still under
12 the age limit."

13 Just move on down, please. Then you say this,
14 HIA147:

15 "Yes, but I mean, although the allegations were
16 made, they were still made from boys who were under the
17 age limit."

18 Just move on down, please. Essentially what you
19 then go on to say -- just keep going -- is boys will be
20 boys, and the allegation of anal sex is put to you and
21 you say, "No, that didn't happen".

22 **A. No.**

23 Q. Move on down, please. You say, "No, I definitely didn't
24 do that", the anal sex allegations that are made. You
25 say, if we move on to the next page at 63510 -- you talk

1 about just at the bottom, please:

2 "I mean, but now these people have made allegations
3 about me why then have I not made allegations about
4 other boys? It was the normal craic."

5 By that you are referring to the sexual activity
6 that took place between boys. Is that right?

7 **A. Yes.**

8 Q. Just move down, please.

9 **A. You just got to know -- you just mentioned a few names
10 there.**

11 Q. Yes.

12 **A. You just got to know who was doing what.**

13 Q. You were asked then, if we scroll down then on to 63512,
14 if there was anything else you wanted to say about the
15 allegations. You say:

16 "Well, the only thing I've made my wee bit of
17 a statement there. Boys will be boys. I mean, that --
18 I think that sums it up."

19 **A. Yes.**

20 Q. So if I summarise that, HIA147, you were saying to the
21 police, "I don't accept DL124's allegations" that you
22 anally raped him, but what you are hinting at here is
23 there was sexual activity going on amongst the boys.

24 **A. Ah, yes, but it was consenting. What it was, if you can
25 excuse the language, it was just pure masturbation or**

1 wanking, whatever -- what way you want to call it.

2 I mean, that's all we ever knew. That was the language
3 we knew at that time. That was all. There was nothing
4 more, only that.

5 Q. And --

6 A. I mean, all -- we only got that from what we were
7 taught.

8 Q. And you -- as I said to you in relation to your own
9 matters, the DPP investigated that, and I'll just give
10 the Panel the reference at 63574. They concluded that
11 there was a reasonable prospect of conviction against
12 the four boys that were identified on DL124's
13 allegations, but they indicated that it wasn't in the
14 public interest for the prosecution to proceed, because,
15 as they had dealt with a similar batch of allegations in
16 1980, but at that point relating to allegations between
17 boys between the period '77 and '80, they had taken the
18 view that because these were -- if we just look at
19 63574, please -- because these were boys who were under
20 age and didn't seem to have had much education about
21 sexual matters --

22 A. Yes, obviously.

23 Q. Scroll down, please. You will see:

24 "However, at the time the offences in Rubane are
25 alleged to have occurred ...", and they give the ages.

1 "It is noted that at the time of the previous
2 investigation into incidents at Rubane it was decided
3 that inmates of the home should not be prosecuted for
4 offences of indecency even where there were admissions.
5 That decision was made having regard to the ages of the
6 defendants and the fact that the offences may well have
7 been committed as a direct result of the conduct of
8 those running the home.

9 In all the circumstances it is considered that it is
10 not in the public interest to prosecute ..."

11 anyone, including yourself.

12 Now you had denied to the police in 1996 any
13 activity with DL124, but you have been frank to the
14 Inquiry, and in your statement, if we look at 5530, you
15 acknowledge that there was --

16 **A. Consenting.**

17 Q. -- sexual activity.

18 **A. Yes, yes, yes.**

19 Q. What you say to the Inquiry is that was consenting
20 activity.

21 **A. Yes. He was eager for it at that time. I remember that
22 quite well.**

23 Q. That's what occurred between you.

24 **A. Yes. I remember it very well.**

25 Q. What you are saying to the Inquiry is that was not

1 sexual intercourse.

2 **A. No, it was not full sex, whatever way he has described**
3 **it. It was consensual. It was just pure wanking. That**
4 **was all it was.**

5 Q. And you then faced a similar allegation from --

6 **A. HIA16.**

7 Q. -- HIA16.

8 **A. Pure wanking. Exactly.**

9 Q. HIA16. I am not going to -- he was one year younger.
10 He was the August '68 intake. He made a statement to
11 the police in 5th March '96. That is at 61369. On
12 page 61371 he says shortly after arriving you took him
13 to the old school building near the swimming pool and
14 into the toilets and you made him masturbate you and
15 vice versa and also down in the woods.

16 You were interviewed about that in March '96 and you
17 said to the police at 63493 you didn't remember that
18 happening, but what you did say was that in the TT room,
19 which I take to be the table tennis room --

20 **A. Yes.**

21 Q. -- as part of that cul-de-sac of --

22 **A. That's correct, yes. In the back of it, yes.**

23 Q. -- that boys did masturbate each other there.

24 **A. Yes, yes, yes.**

25 Q. You have also said to the Inquiry at 5530 -- just on

1 that page you say that there was activity between you
2 and HIA16, but that was again consensual.

3 **A. Yes.**

4 Q. HIA147, to summarise that, what you are saying is that
5 you accept there was sexual activity between you and
6 boys in Rubane -- I am not going to ask you more about
7 that on a general basis now --

8 **A. Yes.**

9 Q. -- but that you never forced yourself on anyone?

10 **A. Oh, no, no, no.**

11 Q. These were consensual?

12 **A. No. These were consensual. After what I went through,**
13 **probably what they went through, you know, it was just**
14 **consensual. From what we went through anyway that's**
15 **what happens and you can take it from what happened with**
16 **the Brothers.**

17 Q. For you this was just normal activity?

18 **A. Yes, just normal. Just normal activity. We didn't see**
19 **the wrong in it.**

20 Q. And the Order accepts that it -- it has indicated to the
21 Inquiry that it was aware of some rumours about various
22 boys and they accept they were aware of some rumours
23 about you. They date those to after you left, possibly
24 coming back. We talked about how that might be the
25 second period they are talking about.

1 **A. I was never confronted in any way, shape or form while**
2 **I was there.**

3 Q. Nobody ever spoke to you?

4 **A. Never, no way while I was even there. Nobody ever**
5 **confronted me. I never even got no sexual education.**

6 Q. Well, you know that's something I want to ask you about.
7 There are two elements I want to ask you arising out of
8 what we just talked about. The first is on that subject
9 you have just mentioned. Was there ever any discussion
10 with anyone about these types of matters, what to do,
11 what not to do, what was acceptable, what wasn't
12 acceptable, how boys should behave, how they shouldn't
13 behave? Was there ever any discussion of sexual
14 matters?

15 **A. Never, no discussion whatsoever. We were all boys, you**
16 **know.**

17 Q. So at no -- **DL 140** for instance, never talked to
18 you even about --

19 **A. No. **DL 140** just came -- he had no -- there's**
20 **a difference there. He only came to do his service, the**
21 **praying, the mass, the service. That's all **DL 140****
22 **job was, and he was a very old man, but a gentleman at**
23 **that. That wasn't his job, but what he did was go and**
24 **report the sexual abuse.**

25 Q. But none of the Brothers ever talked to you about --

1 **A. No, not at all. Absolutely not.**

2 Q. -- activity amongst boys?

3 **A. And you couldn't report to any other Brothers about what**
4 **other Brothers were doing. You only had to keep saying,**
5 **"He is interfering". That is all. You couldn't tell**
6 **him what he was doing.**

7 Q. The other question you know I want to ask you from our
8 conversation earlier, to what extent -- you have
9 described, you know, this was going on in the toilet
10 block. It was going on in one of the TV rooms. You
11 mentioned the woods. Other boys have talked about
12 similar sorts of areas. To what extent would the
13 Brothers have known that this was what you and other
14 boys were doing to each other?

15 **A. So I'd say they'd know all right.**

16 Q. Well, you know I asked you earlier --

17 **A. I know you did.**

18 Q. Why do you -- why do you say you'd say they knew? What
19 --

20 **A. When you asked me earlier on, "How did they know where**
21 **you were?", I mean, it is a big area. They haven't got**
22 **eyes in the back of their head. They just -- you know,**
23 **they can't keep you in a confined place, you know. You**
24 **know, you have to be about. There were about 100 odd.**
25 **I don't know how many. There was a lot of people there.**

1 **There is chalets and you have a big house. We were all**
2 **sporadic all over the place.**

3 Q. So --

4 **A. Brothers can't keep an eye on you.**

5 Q. -- if I summarise that, HIA147, by saying the nature of
6 the layout, the number of boys and the number of
7 Brothers meant that you could --

8 **A. Go anywhere.**

9 Q. -- engage in this type of activity?

10 **A. Go anywhere. Sure, you are right down on the farm. You**
11 **have donkeys away down on the farm. You were up and**
12 **down to the farm. You know what I mean? Then when the**
13 **farm closed off, then you'd chalets.**

14 Q. You were able to do this type of activity --

15 **A. Aye, absolutely, all the time.**

16 Q. -- unnoticed?

17 **A. Unnoticed. Even sometimes you go into the farm**
18 **unnoticed. In the shed unnoticed.**

19 Q. HIA147, you will be pleased to know, as I appreciate
20 these matters are difficult to talk about in public --

21 **A. I have a note about the sheds that go into the farms,**
22 **but I am just telling you, like, unnoticed, you know.**

23 Q. Do you want to say -- you said to me you have another
24 bit to say. You want to say about the farm?

25 **A. No. I'm just saying the farm -- no. I have already**

1 wrote about the -- the old Brother there was old BR12.

2 I mean, he run the farm.

3 Q. Yes.

4 A. I mean, there was only donkeys down there. It was like
5 Victorian days, if you ask me.

6 Q. The point you are making about the farm is there was
7 lots of space to do whatever you wanted to do?

8 A. Plenty. Plenty.

9 Q. And, HIA147, at the end of everyone's evidence who comes
10 forward to the Inquiry, whether they face allegations or
11 not, we ask two questions of them.

12 A. Yes.

13 Q. The first thing that we ask is at the end of the
14 Inquiry's work the Panel has to consider what
15 recommendations it might make to the Northern Ireland
16 Executive in three areas: some form of apology, some
17 form of memorial or some other means of redress. You
18 have explained what happened to you in Rubane, and you
19 know that I wanted to ask you whether there is anything
20 about potential recommendations that you want to say to
21 the Panel that they could consider.

22 A. Again I will explain to you again. For me personally it
23 was male rape, what happened to me, but personally
24 I would need a big apology for that alone. As for that
25 there (inaudible) I will never forgive them. To be

1 basically honest with you, you need -- I don't know.
2 You need -- the whole thing you mentioned, you need it
3 all. You need to put it into a box and give them all.
4 I mean, there is an awful lot of people, boys out there
5 who have been hurt, who have committed suicide. You
6 don't know the hurt inside me that I know these boys
7 have committed suicide for what they went through. You
8 needed to be there to witness what they went through.
9 I know. Some of them were my friends. They died. They
10 committed suicide for what they went through. I have
11 nothing to say about them.

12 Q. You -- as I said to you at the outset, you have
13 explained through the --

14 A. Indeed, yes. I have an updated letter there, you know.
15 It is just -- there's still hurt as if it only happened
16 yesterday. I remember everything in detail.

17 Q. You have explained to the -- through the psychiatric
18 reports and the documents how you attribute your
19 experiences as part of your behaviour then in later
20 life.

21 A. Absolutely. I blame it all on the homes.

22 Q. What I want --

23 A. It's ruined my own family, ruined my grandchildren.
24 It's ruined everything. I can't see them for what
25 happened to me.

1 Q. And --

2 **A. That's so hurtful, so hurtful. The pain inside there is**
3 **so hurtful. I cannot forgive them for what happened to**
4 **me. It has broke my marriage up. It's done everything.**

5 Q. What I want to ask you, HIA147 -- I appreciate this is
6 difficult -- the last question we ask each witness is
7 whether there's anything else -- now is your opportunity
8 to say what you want to say about Rubane. We will come
9 back, as you know, to Nazareth Lodge after Christmas,
10 but whether there's anything perhaps I haven't covered
11 at all, or not covered in enough detail or the correct
12 detail, whether there is anything else you want to say
13 about your time in Rubane. Now is the time to do that
14 to the Panel. Maybe I have covered it already, but is
15 there anything else you want to say?

16 **A. What they did there with thon place, it's just a hell**
17 **home to me. Personally speaking it was a hell home.**
18 **I was raped there. It is just a hell home to me and to**
19 **the rest of the boys there who was sexually abused.**
20 **They know what they went through. They suffered that**
21 **hurt, that pain for the rest of their lives. They are**
22 **ruined, destroyed. That is the scar that will never**
23 **come away. Believe me, I know what I'm talking about,**
24 **because I am a victim, not from one but from two. I have**
25 **nothing to say about them, only that they were hell**

1 A. DL260.

2 Q. -- DL260 about this. Did they tell you that or how have
3 you learnt that they spoke to [DL 140] about it?

4 A. No. [redacted] went and told me, because they got on
5 very well with [DL 140]

6 Q. So it was [redacted] told you --

7 A. [redacted] and [redacted] They both told me
8 that they went to [DL 140] and they were so close to
9 [DL 140]

10 Q. Yes.

11 A. [DL 140] went and told DL260. I know that, and I know
12 when they turned round and told me that they were
13 telling the truth --

14 Q. Yes. So --

15 A. -- because I am telling you now I know they done that,
16 because BR27 did not come back after he was talked to.

17 Q. So if I have understood correctly, what you are saying
18 is they told you that [DL 140] told them that he had
19 told DL260. Is that the way of it?

20 A. No. They -- they have come and approached me --

21 Q. Yes.

22 A. -- that [DL 140] has went and told DL260 what was
23 happening.

24 Q. But did they explain to you how they knew [DL 140] had
25 contacted DL260? That's what I want to know.

1 A. Did they explain to me how [REDACTED] DL 140 ...?

2 Q. Yes.

3 A. They just knew.

4 Q. But they didn't say how they knew. Is that the case?

5 A. Well, [REDACTED] DL 140 must have told them he is going to
6 bring it up to DL260.

7 Q. Yes, I understand that.

8 A. But I don't know what way he goes about it, like,
9 telling DL260.

10 Q. There are two ways of looking at it. One is they must
11 have told [REDACTED] DL 140 who must have told DL260 --

12 A. Yes.

13 Q. -- because BR27 was removed.

14 A. Yes.

15 Q. But what I understand you to say -- and just say it as
16 clear as you can -- if you don't know the answer, say so
17 -- that they told you they had spoken to [REDACTED] DL 140 but
18 did they ever tell you that [REDACTED] DL 140 had told them
19 what he had done?

20 A. Yes, they did.

21 Q. They did.

22 A. They told me, "[REDACTED] DL 140 told me he went to DL260".
23 Yes, he did. Oh, yes, absolutely.

24 Q. That's just what I wanted to be clear about.

25 A. Yes, yes, yes.

1 Q. Thank you very much.

2 MS DOHERTY: Thanks very much for your testimony. It has
3 been very helpful.

4 **A. Thank you.**

5 Q. I just want to check one thing or a few things. In
6 relation to the Brothers when you say -- you were asked
7 did they know about the sexual activity amongst the
8 boys. You said yes. You indicated that they did, but
9 then you said it was a big area and they couldn't keep
10 an eye on you all the time. I just want to come back to
11 that and be completely sure. Are you saying the
12 Brothers couldn't have known about the sexual activity
13 going on and the extent of it or do you think they did
14 know about the sexual activity amongst the boys?

15 **A. I would say one or two of them did know.**

16 Q. You think one or two of them?

17 **A. Oh, yes.**

18 Q. And one or two of them in particular?

19 **A. One or two of them did it. So it has to be.**

20 Q. Yes, but in terms of the -- in terms of the sexual
21 activity amongst the boys?

22 **A. Oh, amongst the boys. Well, I would say, like, sure it**
23 **would only be obvious like, you know. I would say they**
24 **would have known, like, it would have happened, like,**
25 **you know.**

1 Q. Because it was going on so much?

2 **A. It's what's happened anyway, you know.**

3 Q. Can I just go back to the issue about HIA21? When you
4 were asked about that, you said, "I know what happened".
5 Are you indicating there was some contact with HIA21,
6 but it wasn't the way he described?

7 **A. There was no contact with HIA21.**

8 Q. So you are saying that he --

9 **A. I am going to reiterate that.**

10 Q. Okay.

11 **A. There was never a contact with him. I have never**
12 **associated with him or any of the boys that has been**
13 **mentioned there. I never played games with any of them.**
14 **So there was never no contact with any of them that way,**
15 **only with the two boys that was mentioned.**

16 Q. Okay. That's good. Thank you. A final thing is you
17 just talked about BR6 and that he would hit you on
18 a Sunday.

19 **A. Yes.**

20 Q. But if you were getting -- can you just talk a bit about
21 that? Was there caning happened on a Sunday as
22 a regular thing or --

23 **A. That would have been the Sunday, yes.**

24 Q. So if you did something during the week, you knew --

25 **A. You got -- you didn't get rewards or you got a caning.**

1 Q. Got a caning, and the caning wouldn't happen when you
2 did the thing; it would happen on the Sunday?

3 **A. Sometimes it might have happened during the week, but**
4 **you would have got it more on a Sunday, because then you**
5 **wouldn't have got rewards.**

6 Q. Okay, and on the Sunday would have been in front of the
7 other boys?

8 **A. It would have been in front of all the boys, yes.**

9 Q. Thanks very much.

10 **A. That's quite right. No problem.**

11 MR LANE: Some of the time obviously you were meant to be in
12 the classroom or wherever it happened to be, but in free
13 time were you allowed to wander around wherever you
14 wanted to on the premises?

15 **A. Yes, yes, yes. The very first time we went there there**
16 **was boundaries you weren't allowed to pass, but they**
17 **relaxed that after a while.**

18 Q. Right. Thank you.

19 **A. Okay.**

20 CHAIRMAN: Well, HIA147, I am sure you will be glad to hear
21 that's all we want to ask you about Rubane today.
22 Unfortunately we have to ask you to come back to talk
23 about Nazareth Lodge on another occasion.

24 **A. That's not a problem.**

25 Q. It is simply too difficult for us to try and cope with

1 both at the same time.

2 **A. Try and bring it all together.**

3 Q. But thank you very much for coming to speak to us today.

4 We have all the various documents you have given to us.

5 We will be able to look at those again when we need to.

6 Thank you for coming.

7 **A. Thank you very much for listening. Thank you, all.**

8 (Witness withdrew)

9 MR AIKEN: Chairman, Members of the Panel, Ms Smith is going
10 to take the next witness, but perhaps if we took a short
11 break to allow that to be set up.

12 CHAIRMAN: Well, we will just rise for five minutes or so.

13 (12.05 pm)

14 (Short break)

15 (12.10 pm)

16 WITNESS HIA259 (called)

17 MS SMITH: Good afternoon, Chairman, Panel Members.

18 CHAIRMAN: Yes.

19 MS SMITH: Mr Fahy wishes to announce his appearance.

20 CHAIRMAN: Mr Fahy?

21 MR FAHY: Mr Chairman, Members of the Panel, before this
22 witness begins his evidence can I announce my
23 appearance? I appear on behalf of BR77, to whom
24 reference will be made, as I understand, by this
25 witness. He has received a designation BR77 in respect

15 (12.10 pm)

16 WITNESS HIA259 (called)

17 MS SMITH: Good afternoon, Chairman, Panel Members.

18 CHAIRMAN: Yes.

19 MS SMITH: Mr Fahy wishes to announce his appearance.

20 CHAIRMAN: Mr Fahy?

21 MR FAHY: Mr Chairman, Members of the Panel, before this
22 witness begins his evidence can I announce my
23 appearance? I appear on behalf of BR77, to whom
24 reference will be made, as I understand, by this
25 witness. He has received a designation BR77 in respect

1 of some of the allegations that are made but not in
2 respect of some other matters that are known to the
3 Inquiry.

4 CHAIRMAN: Thank you very much. Well, of course, the name
5 of BR77 must not be used outside the chamber, but thank
6 you for that, Mr Fahy. That is very helpful to know.

7 MR FAHY: Thank you.

8 MS SMITH: Chairman, Panel Members, ladies and gentlemen,
9 the next witness to give evidence today is HIA259. He
10 is "HIA259". I have spoken to him earlier today and he
11 wishes to affirm. He has indicated that he is happy for
12 his identity to be known and he doesn't wish to rely on
13 the anonymity afforded by the Inquiry.

14 CHAIRMAN: Thank you very much.

15 WITNESS HIA259 (affirmed)

16 CHAIRMAN: Thank you very much, HIA259.

17 Questions from COUNSEL TO THE INQUIRY

18 MS SMITH: There are a number of documents relating to
19 HIA259 in the bundle. The first is his own statement,
20 which is at RUB674 to -- in fact, that should be 689.
21 Yes.

22 The Order's response is found at RUB3317 to 3322
23 with exhibits attaching thereto at 3323 to 3403.

24 The Health & Social Care Board response is at
25 RUB8194 to 8196. There is a bundle of social work

1 papers at RUB90229 to 90321.

2 The Inquiry has also received a response statement
3 from BR10, who is "BR10". That can be found at RUB1975
4 to 1983, with exhibits attaching thereto at 1984 to
5 1992. The relevant paragraphs of that response
6 statement are paragraphs 17 to 20.

7 Brother BR77, formerly known as BR77, "BR77", has
8 given a statement at RUB5401 to 5418 and the relevant
9 paragraph of that is paragraph 8.

10 There are also civil claim papers, which can be
11 found in the bundle at RUB50337 to 50353.

12 HIA259 has made three police statements. They can
13 be found at RUB3376, RUB3378 and RUB68106 and onwards.

14 There's also police interview of the two brothers.
15 The interview relating to BR10 is found at RUB3382 to
16 3401 and in respect of BR77 it is at RUB68116 and
17 onwards.

18 There is also -- sorry. I just come back to your
19 statement, HIA259, then. If we can turn to that,
20 please. If that could be pulled up. That's at RUB674,
21 please.

22 Now, HIA259, I know that you have the unredacted
23 version of your statement without these black boxes in
24 it and you will appreciate that the black boxes are
25 simply there to protect any details that could identify

1 you or anyone else that is named in your statement.

2 I just confirm with you that you are happy for your name
3 to go outside this room, but you are aware that anyone
4 else who is named in your statement, their name is not
5 to be repeated outside.

6 **A. Yes, I am aware, yes.**

7 Q. Now can I just ask you, HIA259, to confirm, first of
8 all, that -- if you could just scroll down through this
9 and go to the last page of the statement, which is at
10 689. I just ask you to take a look at the statement.
11 Can you confirm that this is the statement you made for
12 the benefit of the Inquiry and you made that on
13 6th March of this year, and that you wish the Inquiry to
14 take this into account as your evidence together with
15 anything else that is said today?

16 **A. Yes, I do.**

17 Q. Now from the statement at the outset it is clear that
18 you were in Nazareth Lodge before you went to Rubane,
19 but you are aware that this module of evidence is only
20 dealing with what happened to you when you were in
21 Rubane.

22 **A. Yes.**

23 Q. But you are willing to come back on another occasion,
24 which will be some stage after Christmas, to come back
25 and speak about what happened to you while you were in

1 Nazareth Lodge?

2 **A. Yes.**

3 Q. Now you originally lived with your maternal grandmother
4 until she died and then you were taken into care. If we
5 could just look at RUB90232, and this is a document from
6 Social Services which sets out the early family history.
7 If would we could just scroll down through that quickly,
8 please, and carry on. It says the present situation
9 there, that your grandmother was admitted to hospital in
10 1972 seriously ill. You were left with a neighbour, and
11 then your mother -- your maternal grandmother -- you
12 were taken into Nazareth Lodge before your grandmother
13 died, but as she died, you then remained there, because
14 the neighbour whom you had been with temporarily was
15 unable to look after you.

16 **A. That's right, yes.**

17 Q. You then after a certain period of time when you reached
18 a certain age up moved from Nazareth Lodge to Rubane.

19 **A. Yes.**

20 Q. And you went there on 1st September 1974 and you stayed
21 there until 23rd May 1979, and that was approximately
22 from the age of 11.

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

24 Q. Now if we could go back to your witness statement,
25 please, and the first section of your witness statement

1 deals with your time in Nazareth Lodge, but if we could
2 move on to paragraph 17, which is 677, page 677, and at
3 the bottom of that page you start to relate about what
4 happened to you in Rubane. You say that:

5 "Rubane House was a law unto itself. It really
6 should not have been a home for orphans as it had young
7 offenders there as residents."

8 You talk about two boys whom you name there:

9 "... who were asked to help me carry my suitcase.

10 One of them was a bit of a bully. As he carried my case
11 upstairs, he hit me a slap on the face, threw my case
12 over the balcony and then threw it (sic) over on top of
13 it. That is the sort of behaviour you had to deal with
14 in the home. Everyone picked on you at the start, but
15 you eventually learned to fight back to survive."

16 If I may just pause there, at paragraph 29 of your
17 statement, if we could go to that, please, which is at
18 page 681, you say that in paragraph 29:

19 "There was a hierarchy amongst the boys in the home.
20 The older boys were like kings around the place and they
21 picked on the younger boys. The more you were down the
22 ranks the more you got bullied. This was the pecking
23 order in the home and there was a code between the boys.
24 You never told on anyone or grassed them up or you would
25 have got the life kicked out of you."

1 **A. That's right, yes.**

2 Q. Now you know from the conversation we had earlier today,
3 HIA259, the boys you named in the first paragraph of
4 your account of your time in Rubane, the Order would say
5 you have got those names wrong, because there was never
6 a **DL 402**. There were two brothers of the surname that
7 you give in your statement in the home, but that they
8 only arrived in Rubane about a year and a half after you
9 did. What would you like to say about that, HIA259?

10 **A. That's not the case at all. **DL 402** was the older boy.**
11 **He was there. DL115, who was our housemother at the**
12 **time, asked him to give me a hand with my suitcase and**
13 **show me where my room was, and so he was there, like,**
14 **and that was the guy who actually threw me over the**
15 **banisters. He said, "Carry your own bloody suitcase"**
16 **and tossed it over and then pushed me over along with**
17 **it.**

18 Q. Then if we could just go back to paragraph 18, which is
19 on 678, you describe here how you were counted twice
20 a day like prisoners. You were separated into groups
21 and stayed in different chalets. You were in chalet 3
22 and you have indicated that your houseparent was called
23 DL115.

24 **A. That's right, yes.**

25 Q. You say:

1 "She was good to us."

2 **A. She was, yes. DL 115 as we called her, you know.**

3 **She wanted to be known as "mum".**

4 Q. And the Brothers you say had overall control of the
5 chalets.

6 **A. That's right. They had the final say. Mum -- if there**
7 **was anything needed to be done or punishment, she would**
8 **pass it on to the Brothers and they dealt with it then**
9 **after that.**

10 Q. You say they would watch over the chalets and dictate to
11 the houseparents.

12 **A. That's right, yes.**

13 Q. They would have had meetings with the house parents and
14 at times they would have stood in at night for
15 houseparents.

16 **A. That's right, yes.**

17 Q. You say the Brothers had free range to come and go in
18 the chalets at will.

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

20 Q. Now the Order would simply say that the houseparents
21 were effectively in charge of the boys in the chalets
22 and that the Brothers would not -- the purpose of that
23 was to create an atmosphere close to family life and
24 that they would have not have treated you like
25 prisoners, that you weren't counted like prisoners, but

1 they had to keep an eye on numbers, because some boys
2 ran off, and they had to make sure that everybody was
3 where they were at any given time, where they were
4 supposed to be.

5 **A. Yes. It still felt like that, though, because we were**
6 **counted. We were restricted in the home where we could**
7 **go. We had not sort of time to ourselves. The only**
8 **time really we had time to ourselves was at the**
9 **week-ends, probably on Saturday, but even at that then**
10 **it was -- we were sort of told then where not to go. We**
11 **had to sort of stay -- they had sort of like a big**
12 **gymnasium place in it with -- where we could do certain**
13 **activities and that, and we were sort of kept into that**
14 **area, and between this other old building, as I said**
15 **before, which was a smoking room. So that basically was**
16 **it. Anywhere outside the grounds at all we weren't**
17 **allowed. You weren't allowed out through the gates.**
18 **There was a places where there was a football field**
19 **further on down in the home and that was out of bounds**
20 **as well. We weren't allowed in the woods or anything**
21 **beside it. Totally out of bounds. We weren't allowed**
22 **to go into the chalets during the day on our own accord.**
23 **We couldn't go in and just get things that we wanted or**
24 **go in and just sit down and watch television or**
25 **anything. They were out of bounds.**

1 Q. In paragraph 19 there you talk about some of the general
2 things that you do remember. You said:

3 "Occasionally we got to the pool in Newtownards or
4 to the cinema. We would do anything just to get out of
5 the home just for a change of scenery. I recall
6 sometimes during the summer months you would have been
7 taken for drives in the minibus to the beach or to
8 Bangor, but that this would only happen about once
9 a week at most."

10 You say:

11 "There was no real outlet for the boys and you never
12 had any free time to be on your own or to do your own
13 thing."

14 Could I just pause there? You actually went out to
15 foster parents during the summers. Isn't that right?

16 **A. Yes. Just the main holidays, like, I would have went
17 out with these people, yes.**

18 Q. Because I know there is some suggestion that other boys
19 were taken up to Glenariff in the Glens of Antrim. You
20 wouldn't have gone on any trips like that?

21 **A. No, I never went on any of them trips.**

22 Q. You say you were forced to do sports. You recall being
23 made to do six mile runs and you had bad asthma and you
24 weren't fit to do that.

25 **A. No, I wasn't.**

1 Q. You suffered badly from the condition and found it hard
2 to breathe at night, but you say you never saw a doctor
3 for your asthma.

4 **A. No.**

5 Q. Can I just ask you do you ever remember seeing a doctor
6 in the home?

7 **A. I seen a doctor -- I used to have very bad infected**
8 **eyes. There was one time actually I went to see an**
9 **outside doctor in Ballymartin about these eyes. They**
10 **were flaring up. Apparently this was actually due to**
11 **the illness that I have now, which was ulcerative**
12 **colitis. It is one of the signs of it, but I didn't**
13 **know that at the time.**

14 Q. And --

15 **A. I still suffer from that today.**

16 Q. Do you ever remember a doctor coming to carry out
17 an annual examination in the home, for example?

18 **A. I can't remember. They probably -- probably did like,**
19 **but ... I remember a psychologist coming to talk to us**
20 **before. It was once. That's all I remember, you know.**
21 **There used to be -- the other people that would come**
22 **would be -- there was a mobile dentist used to come**
23 **every so often and he would stay for quite a while then**
24 **before the caravan was actually towed away, you know.**

25 Q. So the dentist came with a caravan and carried out work

1 --

2 **A. Yes, it was like a mobile clinic, if you know what**
3 **I mean.**

4 Q. Just -- there is one medical report that we have been
5 able to find on you and that's at RUB -- I don't think
6 we need to call this up -- RUB90248, but it certainly
7 appears to have been a medical which was prepared just
8 before you left in 1979, about a month or so before you
9 left the home. Do you remember even seeing a doctor at
10 that stage?

11 **A. No, I don't, no.**

12 Q. You go on in paragraph 20 to talk about -- sorry. Just
13 before moving on from the activities in the home when
14 you were saying that you were forced to play sports, the
15 Brothers would say that they encouraged sports in the
16 home, because they wanted to keep boys active and
17 physically active.

18 **A. You had to do it whether you liked it or not. It was**
19 **just it was part of the routine. You just weren't**
20 **allowed to go and dander round where you want. You**
21 **couldn't go to the chalet and sit down and watch the**
22 **television. It was forced on you. You had to go and**
23 **take part in these activities. As I said, there was**
24 **three different groups, group A, group B and group C, as**
25 **we were put into and it depended. Each group would do**

1 **a different activity, should it be playing football,**
2 **going for a run or going to the gym actually in the**
3 **home, you know. As I said, you had no choice in the**
4 **matter. You had to do it. Simple as that.**

5 Q. Do you remember being in BR59's folk group when you were
6 in the home?

7 **A. Oh, yes, yes.**

8 Q. What did you do in the group?

9 **A. I played the guitar in it.**

10 Q. Did you enjoy that?

11 **A. Yes, it was good, yes, yes, definitely.**

12 Q. You talk about the chores and routine in the home in
13 paragraph 20. You say:

14 "The routine was chores in the morning before
15 school. Then you spent the day at school, returned
16 about 3.30, when you would be given a glass of milk and
17 a biscuit, got changed, were given certain activities",
18 as you say, "football, hurling or long run until 6
19 o'clock when you'd return for tea. You cleaned up after
20 6.00 and played outside until the whistle blew again
21 around 8 o'clock."

22 You say:

23 "You were counted again and then you went to your
24 chalets to do homework or watch TV and you would be in
25 bed by 10.30."

1 You say:

2 "That routine rarely changed."

3 **A. That's right, yes. I would say it was -- the time there**
4 **would have been wrong. It would actually have been**
5 **a bit earlier. We would have been out by about**
6 **7 o'clock and the whistle would have been blew very**
7 **shortly after that, and then we were counted again and**
8 **then activities again before we went into the chalets**
9 **then around just before 9.00. We either did our**
10 **homework or watched a wee bit of TV and then we were in**
11 **bed at 10.00.**

12 Q. Then the next paragraph, 21, you talk about receiving
13 pocket money in the home.

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

15 Q. You said:

16 "You got that at weekends depending on whether or
17 not you behaved during the week. It was a type of
18 reward system where other Brothers gave marks out of ten
19 for how well you behaved and your pocket money was
20 determined by this score."

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

22 Q. What did you do with the pocket money?

23 **A. Well, we had a tuck shop in the home and we spent it**
24 **either on sweets or stuff or you saved it or -- that is**
25 **just it basically. We had no other outlet for it**

1 **really.**

2 Q. Do you remember when the pocket money was given out?

3 **A. Yes, it was given out on a Friday and a Saturday.**

4 Q. And where was it given to you?

5 **A. Sorry. Saturday. Sunday actually, Friday and Sunday.**

6 Q. Where was it given to you?

7 **A. It was given in the school gym.**

8 Q. How did this system work? Was a boy's name called up
9 and he had to go up and get it?

10 **A. Basically it was "Chalet 3" or whatever, "the boys in**
11 **chalet 3", and then the people who looked after you**
12 **during the week would have had a sheet of paper and they**
13 **would have scored points on it, how well you behaved.**
14 **They would have give you points and then the points were**
15 **added up, and whatever it added up, then it depended on**
16 **the pocket money you got, you know.**

17 Q. So that's some of the general things that you remember
18 about your time in Rubane, and I am going to come on now
19 to talk about some of the specific complaints that you
20 make about what you say happened to you there.

21 If we look at paragraph 22, you talk about
22 a particular Brother, BR77. You saw he taught science
23 and mathematics at Rubane. You say:

24 "He was a masochist and enjoyed hitting boys in the
25 school. He used to terrify us. He would terrify us by

1 saying he was going to give us the 12 times table to
2 learn, and he would walk around the classroom with
3 a cane and a belt in his hand swinging it and smiling
4 and he would say, 'If you don't know it tomorrow, you
5 are in for it'. Most of the boys in the class were so
6 paralysed with fear that you simply could not learn in
7 that environment, and we would -- he would take great
8 pleasure in seeing how terrified we were. Even if you
9 had managed to learn something, you would be so nervous
10 the next day that you couldn't recall it."

11 You say:

12 "He enjoyed beating the boys. You could see he got
13 a real buzz out of it and I was beaten by this Brother
14 quite often."

15 **A. That's right, yes.**

16 Q. Now again I am using the name, because it is easier, but
17 that name is not to be used outside this room, HIA259.

18 **A. Yes.**

19 Q. I am not just making that clear to you but to anyone
20 else who is listening.

21 Now the Order would say that corporal punishment was
22 allowed in the school in those days for bad behaviour.

23 Is there anything you want to say about that?

24 **A. Well, I thought it was taken to excessive. It was**
25 **excessive, so it was. It was never like sort of -- sort**

1 of amount to behaviour. They gave whatever they wanted
2 to give you. As I said, BR77 was -- did enjoy doing it.

3 He got a kick out of it, and we all knew that. Some of
4 the boys were able to do the tables okay, but there was
5 a lot of people that weren't as strong as some of the
6 other fellas in the place, and we normally failed.

7 Q. Now BR77 and the Order would say that he was not, in
8 fact, the maths teacher and he had nothing to do with
9 maths or --

10 A. He did. He taught us maths. He did teach us maths, so
11 he did.

12 Q. He would say actually his responsibility was for rural
13 environmental science and for PE.

14 A. That's right. He did that as well.

15 Q. And that he wouldn't have beaten any child to encourage
16 them to learn or to do work.

17 A. No, he did that. He was very quick tempered.

18 Q. He has a statement. I will come back to that in
19 a moment. In paragraph 23 you go on to talk about
20 another Brother who taught religion and you say this is
21 BR6, BR6 --

22 A. That's right.

23 Q. -- who you say:

24 "Although he could be nice to you at times, you
25 didn't want to get on to the wrong side of him as he had

1 a very bad temper and would really tear into you. He
2 was small in stature, but once he started hitting you he
3 would lose his temper and never stopped."

4 You were beaten by him a couple of times?

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

6 Q. What did you mean by getting on the wrong side of him?
7 What were the type of things?

8 **A. Well, if you did something wrong, if you annoyed him or**
9 **did something wrong in the class, maybe wandered off,**
10 **not paying attention or something or you said something**
11 **maybe inappropriate during that time, he would just run**
12 **down from where he was standing and then just start**
13 **hitting you, and he would actually slap you across the**
14 **head and that. You would probably try to cover your**
15 **face, but he would keep going. Normally by the time he**
16 **got back to his table again his face was that red with**
17 **anger.**

18 Q. The Order would say this particular Brother was strict
19 but that he was a fair man.

20 **A. He was very strict. He could be fair at times, yes. He**
21 **could be nice at times as well, but, as I said, if you**
22 **got on the wrong side of him, he didn't tolerate it.**

23 Q. You go on in paragraph 24, HIA259, to talk about another
24 Brother who you say was in charge of the farm. Again
25 I~am going to use the name, which is not to be repeated,

1 which is BR18. You say:

2 "He was an ex-boxer and he was feared most out of
3 all the Brothers."

4 **A. He was, yes.**

5 Q. "You never spoke back to him and you never crossed him
6 as he was vicious and would have beat the living
7 daylights out of you. I recall on the last day of the
8 summer term one year a boy called annoyed him and
9 he dragged him out in front of all the other boys and
10 gave him a severe beating. He had black eyes and
11 an injured arm and some of the boys had to intervene and
12 pull BR18 off this boy. They had to carry him out of
13 the canteen."

14 Now you go on to talk about one of the houseparents
15 that you thought lived --

16 **A. Yes. That looked after him, yes.**

17 Q. -- in chalet 1, and you said he lost his temper when he
18 heard what had happened. He went to the staff room and
19 threatened to kill BR18 if he touched one of his boys
20 again. Do you remember who this boy was?

21 **A. He was just one of the boys in the home along with the
22 rest of us. I spoke to him the odd time now and again.
23 As I said, like, we had sort of close friends and then
24 the rest of them weren't. was just one of the
25 other boys. He was in chalet 1. crossed BR18.**

1 It was a good few months beforehand, but BR18 made sure
2 he got him back.

3 Q. What were the circumstances of this coming about?

4 A. I don't know. He gave him back cheek. BR18 did not
5 like anybody speaking to him. I stayed in the house for
6 a short time as well during I think it was Hallowe'en,
7 a different time, and you only spoke to him when you
8 were spoken to and that was the law. You never spoke
9 back to him.

10 Q. Probably I have confused you slightly, -- HIA259,
11 and I didn't mean to do that. I just wondered -- you
12 talk about him losing his temper. What were the
13 circumstances of him coming and striking this child?
14 Where were -- where did this happen?

15 A. It happened in the canteen of the school where we had
16 our meals. It was an end of term thing. He was there
17 in the canteen looking over us, and at the end of the
18 meal he was sort of giving us like a cheerio type of
19 speech, and then he mentioned about "Some boys don't
20 behave themselves", or whatever. He mentioned other
21 things, and then he went down to table, which --
22 wasn't even facing him, and he grabbed him by the
23 neck, pushed his head on to the table and dragged him up
24 in front of everybody else, and started going on about
25 what did and how he gave him cheek, and then he

1 started hitting him, and he had him by the neck the
2 whole time, and he punched him. ended up on the
3 ground. Then he started kicking him then as well. The
4 boys intervened there, because BR18 wasn't going to let
5 up. They pulled him out of the way. Next thing BR18,
6 he was -- he was held back, and the next thing he
7 trundled off back up the stairs up towards the house,
8 and the boys took then over to the houseparent.

9 Next thing **DL 11** came round -- we were outside at
10 this stage -- **DL 11** came running round, barged into the
11 Brothers' place and we heard him shouting from outside.
12 Apparently he grabbed the Brother and threatened him.
13 He says, "If he ever hit one of my boys again", he says,
14 "I'll kill you".

15 Q. You didn't actually see him do that bit?

16 A. No. We weren't allowed in this particular area, but
17 from what we heard then the rumours got out.

18 Q. That's what he had done?

19 A. Yes.

20 Q. Now in their response statement the Order have said BR18
21 was spoken to by BR2 about his behaviour towards some
22 boys. I am sure we will hear more details about that in
23 due course when we hear from some of the Order, but they
24 have no record of this particular incident anywhere in
25 their -- in their records.

1 **A.** Well, it was a school leaving day. I don't think there
2 would have been any record of it. Most of the boys were
3 going home that day for the summer, and basically the
4 home was going to be sort of like in a close-down mode
5 type of thing. So was due to leave the home that
6 day as well. We all were. I was going with my foster
7 family for the holidays. Most of the boys were going
8 home. In fact, some of the boys actually had left.
9 **There was still quite a few of us left.**

10 **Q.** Then moving on to a different incident in paragraph 25,
11 HIA259, you talk about being -- another -- a different
12 Brother, BR59, and this is the person who -- you were in
13 the folk group with him that he had set up. Isn't that
14 right?

15 **A.** That's right, yes.

16 **Q.** You say that he gave you such a bad beating on one
17 occasion that you ended up concussed. You say:

18 "He was a young Brother and he was like one of us.
19 His room was always a mess and he listened to music and
20 dressed like a younger man. However, he had a dreadful
21 temper. I recall one Hallowe'en night there was a big
22 bonfire and some local girls came. Some of the boys
23 were disappearing off with some of the girls into the
24 woods, and I wanted to go, but BR59 stopped me from
25 going with the others. So I crossed him and he sent me

1 off to bed early."

2 You say:

3 "I think he was angry because the rest of the staff
4 were having a party that night and he had to stay behind
5 and look after the boys. When the boys returned and
6 went to bed, he was supervising bedtime and he made some
7 smart remark to me. So I answered back and he lost his
8 temper and started punching the living daylight out of
9 me. He was kicking me and actually got up on the bed
10 and stuck his boots into me so hard that the other boys
11 had to pull him off me. I lay in bed that night
12 bleeding."

13 You say there was a photographer taking photos in
14 the school the following day, but your eyes were
15 swollen, your mouth was busted, your teeth were loosened
16 and your arm was extremely painful, and you were bruised
17 all over, so you couldn't walk properly. You say that
18 BR3, who was BR3, saw you and called you into his
19 office. You say he was furious when he realised what
20 had happened and he asked you did you want to take it
21 any further. You knew that you couldn't, because at the
22 end of the day you had to live in Rubane.

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

24 Q. You say that this Brother told BR59 that you weren't
25 a punch bag and you say he was the only Brother that

1 stood up for you that day. You were brought to the
2 chalet to receive some medical treatment, put to bed but
3 not sent to hospital. You stayed in bed for a week.
4 You say it took you three weeks to recover from the
5 incident, and you say that he apologised -- that's BR59
6 apologised to you for the incident, but that your
7 relationship with him was never the same.

8 "He could just turn on you and they all had that
9 ability."

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

11 Q. Now you know that, as I have said, BR59 has made
12 a statement and in his statement he denies that this
13 ever happened. He says that the only time girls were
14 ever in Rubane was for music practice?

15 **A. There was an Irish dancing set-up and the girls used to**
16 **come in and some of the boys actually joined this as**
17 **well. So it was a girl and boy sort of set-up with**
18 **them. Now that particular night was Hallowe'en night.**
19 **We had a bonfire. It was arranged. There was a big**
20 **fire down in the field. Now some of the local girls**
21 **were invited up, especially the ones that were in that.**
22 **Now some of the boys did obviously like, being boys,**
23 **tried to see the girls. I tried to go out with one of**
24 **them myself, but, sure, I wasn't permitted, but, sure,**
25 **being a boy, I tried to sneak my way in anyway. Went**

1 into the woods. BR59 didn't like it. Came in after me
2 and told me, "That's it. Go to bed. That's you for the
3 night".

4 I had to go up to the -- back up to the home on my
5 own and then I went into the room to go to bed. Later
6 that evening it was all -- when the thing was all over,
7 the festival was all over or whatever, he came into the
8 chalet and he says, "Are you not asleep yet, HIA259?"
9 and I says, "No", and he passed some remark to me and
10 I answered him back, and then that is when he lost his
11 temper and he just started thumping me then in the bed.
12 He just really, really lost it completely. I thought
13 I knew the man until that happened, but I obviously
14 didn't.

15 Q. Now there is a record that we have seen of you having
16 gone to hospital because of receiving a severe bang on
17 your head when you fell in the table tennis room, the TT
18 room. You went to hospital the next day, because there
19 was suspected concussion, and you were released the day
20 following that, and that record relates to
21 November 1975. Is that the same time as this incident?

22 A. No, no, it wasn't, no. This is different. In fact,
23 they suspected it was a bang on the head. They asked me
24 what happened to me. They didn't know themselves.

25 Q. What was -- just what was wrong with you, HIA259 --

1 A. I don't know. They never found out.

2 Q. -- that caused you to go to hospital?

3 A. They thought maybe it was due to a bang on the head.

4 I didn't even know. I just had a really massive high

5 temperature. I was going nuts that night in the bed and

6 everything the temperature was that high. They started

7 panicking and sent me then down to Newtownards. They

8 kept me in then in Newtownards to see what the issue

9 was. They went and took me for x-rays that evening, but

10 I had a very, very high temperature. They just didn't

11 know what it was, some kind of infection maybe or

12 something. I don't know, but they never found out.

13 Q. But it was a totally separate incident to this?

14 A. It was, yes.

15 Q. I am going to -- I will come back to the incidents

16 involving BR59 and BR77 when we look at the police

17 material, but if I can just move on through your

18 statement, first of all, HIA259, in paragraph 27 you say

19 that there was a civilian teacher who taught woodwork.

20 You name him there. You describe him as a nut case.

21 "He used to throw mallets and chisels at the boys."

22 You say:

23 "He was a bit brutal also, and if he hit you with

24 one of these items, you would really feel it."

25 You say he hit you on a few occasions.

1 A. Oh, yes, yes.

2 Q. Now the Order would say that this man was not, as you
3 describe him, a nut case but that boys would tend to
4 wind him up and he would react to that. Is there
5 anything you want to say about that, HIA259?

6 A. Yes, the boys did wind him up sometimes, but that's --
7 some of the boys wound him up because they could take
8 it, but that's why they wound him up, because he would
9 lift stuff and throw it at them. He would lift mallets
10 or anything that came into his hand, or glue, a thing
11 with glue in it or anything, and toss it at you. It
12 didn't matter what it was, and he really would -- most
13 of the boys actually would run out of the classroom, but
14 that's what I'm saying, sure. Boys being boys would
15 mess about sometimes. He would lose his temper. He
16 just didn't like it in his classroom, simple as that.
17 If he caught you talking or doing something
18 inappropriate, he would lift something and throw it at
19 you. That's the way he was. He was a bit eccentric
20 I suppose you could say.

21 There was another incident with his daughter.
22 I~will just say this as well. It just shows you the
23 kind of person he was. It was a school leaving do. We
24 were all leaving the home and there was a party threw in
25 the home at the time, like a disco in our main gym in

1 the home. A lot of people were invited from outside and
2 that. His daughter was not permitted to come, but she
3 came anyway, and he came busting in the doors later that
4 night and dragged her out by the hair, dragged her out
5 home by the hair. So that's the kind of person that he
6 was, you know.

7 Q. Paragraph 28 of your statement, just going back to it,
8 you say there was a boy in the home with mental health
9 difficulties. You can't remember his name, but you say
10 he was brutalised by the Brothers. You say:

11 "He suffered from schizophrenia and took a lot of
12 tablets and the Brothers picked on him all the time. He
13 would take fits and the Brothers didn't know how to
14 treat him properly and they would try to beat it out of
15 him. If there was anything wrong with you at all in the
16 home, you were picked on, especially by the Brothers.
17 They were worst culprits. It was as if they were trying
18 to turn you into a real man, to toughen you up and make
19 you a hard man."

20 You say you were hit by almost every Brother in the
21 home.

22 "They all had a swing at me at some point if you
23 crossed them. They were just brutal in their way of
24 doing things and you had to be tough to survive their
25 regime."

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

2 Q. The Order would say that, you know, any child who had
3 mental difficulties or mental health difficulties would
4 have been treated properly and would have been seen by
5 doctors and moved on.

6 **A. That wasn't the case. There was another fella in the**
7 **home that used to be under BR18. He was a bit strange.**
8 **He used to do strange things. He had what you would say**
9 **like an invisible friend at times. The Brothers picked**
10 **-- he was picked on by everybody. All the boys picked**
11 **on him and the Brothers picked on him too. The teachers**
12 **-- he wouldn't do his work even when he was told to do**
13 **it in the classroom. He would just act really strange.**
14 **He just constantly was harassed all the time. There was**
15 **definitely something not right with the guy, like.**
16 **Everybody knew it.**

17 This guy with that particular illness in the home
18 that time, he used to go these like sort of trances or
19 whatever you want to call them. He didn't know where he
20 was. He would moan, and this particular Brother then --
21 he was in the bathroom and he was taken at the time. He
22 came out. They tried to wake him out of it, shake him
23 out of it and he wouldn't. The Brother just turned
24 round and slapped him across the face, a mighty whack
25 across the face to try to get him out of this. The poor

1 **lad fell on the ground. He was still in it. You know**
2 **what I mean? But he was bullied as well. He was given**
3 **a lot of hassle.**

4 Q. If I can move on then to another issue that you had with
5 your time there at paragraph 30. You say:

6 "For a long time I heard some of the boys calling
7 other boys 'queer ' or 'gay' and I didn't understand
8 what they were talking about as I was too young, but you
9 soon caught on what they meant by calling them these
10 names."

11 You say:

12 "Some boys undoubtedly were gay, but there were
13 others who threatened some boys with sexual favours."

14 You talk about a boy DL58 who sexually abused you.
15 You describe him as vicious and brutal. I am just going
16 to use the first name which is there, **DL 58**. You say
17 that:

18 "He could set upon anyone at any stage. You would
19 be sitting one minute in your room alone and the next
20 thing he would turn up and that's when things just
21 happened."

22 You said he would often bully you in the canteen to
23 take your pocket money and he lived in your chalet.

24 **A. That's right, yes.**

25 Q. In paragraph 31 you say:

1 "He brought me into the toilets on one occasion when
2 I was about 11 years old and he was about school leaving
3 age and he had full anal sex with me and wanted me to
4 masturbate him. I feared him, because he would hit you
5 if you did not do as he said."

6 You say there was another occasion when you were
7 very ill and just out of Newtownards Hospital. Is this
8 the time that you are talking about?

9 **A. That's the time, yes. That's when I was only out.**

10 **I was actually in bed when I came out, but it was during**
11 **a school hour that he actually came over and came into**
12 **the chalet and abused me in the chalet.**

13 Q. We know from the records this would have been in
14 November 1975, because that seems to be when you were
15 taken to Newtownards Hospital.

16 **A. That's right, yes.**

17 Q. So on one other occasion he stopped you and he pushed
18 you down, put his penis in your mouth. You said you
19 were nearly sick, got up and ran away. He shouted at
20 you to come back, but for some reason he never bothered
21 you in a sexual way again.

22 **A. No. I got out of there quickly. I was sick and**
23 **I just couldn't take it anymore and I ran out of the**
24 **chalet. We weren't even supposed to be in the chalet.**
25 **I was sent over to do something, but he followed me and**

1 he got me then. You know what I mean? He wasn't
2 supposed to be there. I had permission to go into the
3 chalet -- I don't know what it was for -- to get
4 something or some piece of clothing or something.
5 I~don't know, but that's when he assaulted me and tried
6 to do that, and then that's when I just couldn't take it
7 anymore. I pulled away from him and ran out. He says,
8 "Come back here, you f***ing b*****, you", and I just
9 continued on going. He never -- that again -- that
10 never happened again after that.

11 Q. You say you never reported this to anyone, because
12 no-one would have believed you.

13 "The Brothers and staff didn't want to know."

14 You say:

15 "They knew it was going on, but they closed their
16 ears to it. If you reported it, you would have got
17 a clip on the ear or a more severe punishment. There
18 was a culture of silence in the home in relation to
19 sexual abuse."

20 A. Yes, that's right. They didn't want to know. You just
21 daren't haven't mentioned that. You know what I mean?
22 You would probably have got punished for even saying it.
23 It just wasn't -- you just didn't do that.

24 Q. You go on then in -- again I will come back to some
25 issues about the boy that you name in your statement

1 later when we look at the police material, but in
2 paragraph 32 you talk about another Brother, BR1, who is
3 BR1, and you say he came to Rubane House one evening and
4 the next day you were introduced to him and told him --
5 told he would be teaching gymnastics. You believe he
6 had previously worked in St. Pat's. Some of the
7 residents at Rubane House went home for the week-end.
8 Some of them had brothers or knew boys who had been
9 resident in St. Patrick's. You say rumours soon started
10 to spread he had been caught abusing a boy in St.
11 Patrick's.

12 **A. That's right. He actually returned up -- normally when**
13 **a new Brother was coming, we would have been told and to**
14 **treat the Brother with a bit of respect and welcome, but**
15 **this guy just turned up out of the blue. We were told**
16 **he was going to teach us physical education in school,**
17 **and then the following week-ends after that then some of**
18 **the boys, as I say, had brothers in St. Pat's and it**
19 **came back then that apparently he tried to molest a boy**
20 **in one of the toilets and he was caught doing it, and he**
21 **was shipped up -- he was shipped out of St. Pat's and he**
22 **ended up where I was.**

23 Q. This is just something that was -- a rumour that was
24 circulating around the home?

25 **A. That's right, but it was pretty -- it was more than**

1 **likely true, because, as I said, the Brothers -- they**
2 **would have knew -- the boys would have knew, like, down**
3 **in St. Pat's. They were very close-knit, same as we**
4 **were in the home, with other fellas, you know.**

5 Q. The Order would say that this wasn't, in fact, accurate,
6 that this Brother -- there was nothing untoward or
7 unknown about him and his behaviour in St. Patrick's and
8 that he just came to Rubane to take over as Head
9 Brother.

10 A. **Well, obviously from what happened to me then that's not**
11 **true, is it?**

12 Q. Well, we will come on to it. You say he was left in
13 charge of the gym. You say:

14 "There was always something strange about him. When
15 we used the showers, he would always be hanging around
16 watching us. There was always something not quite right
17 about him. It seemed strange the way he looked at you.
18 All the boys felt very uncomfortable with it. When we
19 were lined up in the evening, he would put his arm
20 around the boys and the way he looked at you was creepy.
21 He was always touching the boys. One of his habits was
22 to put his hand up the back of the boys' shirts and
23 pretend he was just tickling them, but we all knew there
24 was something not quite right about his behaviour."

25 You said:

1 "He tried this inappropriate touching on with all of
2 us and that went on for a long time."

3 The Order would say he certainly never supervised
4 the showers in the chalet.

5 **A. No, I never said. It wasn't the chalet. It was**
6 **actually in school. After activities in school we would**
7 **have a shower in the shower room. There was two ends**
8 **with the wall. He would either be at either end**
9 **standing watching us. I didn't know what that was**
10 **about, but he always stood there and he stood there for**
11 **quite a while. He made us very, very uncomfortable.**
12 **Some of the boys even decided then afterwards to go in**
13 **with their underpants on, even though they got wet, just**
14 **to be covered up. They just didn't like the idea of it.**

15 **Q.** In paragraph 34, if we could just go to that, you say at
16 that time BR2, who is -- sorry -- BR2 was head of the
17 home at the time that you were there. You said that he
18 became ill and didn't, in fact, return. So this
19 Brother, BR1, was put in charge of the home at that
20 stage.

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

22 **Q.** The Order would say that might have been your perception
23 but that isn't, in fact, how it came about.

24 **A. I don't know. That's what the rumours was, that he was**
25 **very ill and he was away but he never came back.**

1 I never seen him after that. I don't know what the
2 actual story -- we heard that he was sick basically and
3 he was off recuperating, but he never came back.

4 Q. You talk about then an incident in school where you were
5 getting into mischief with your friend and -- a boy --
6 his name is given there. I am just going to call him
7 **DL 188**.

8 A. Yes.

9 Q. Your classes were joined together one day and **DL 188**
10 got you to spill a glass of coloured water in the
11 classroom. You didn't realise that coloured water was
12 part of somebody's CSE work for art class. BR3
13 basically said he is going to have to report you to BR1.
14 A few days later you were called to BR1's office. He
15 told you that you and **DL 188** were always getting into
16 trouble and he would have to break you up.

17 A. That's right yes.

18 Q. He said he would have to send **DL 188** to a different
19 chalet and you would have to go to St. Patrick's. You
20 knew St. Patrick's was where all the really bad boys
21 went, so you were terrified with this threat to send you
22 there. When he saw his reaction, he said he would have
23 to send **DL 188** to St. Patrick's instead, but that upset
24 you even more, as you didn't want him to end up there
25 either. He said there was a third option and that's

1 when he put his arm around you and said you weren't too
2 bad and perhaps it was **DL 188** who was a bad influence
3 over you.

4 **A. That's right.**

5 Q. He mentioned your third option, and the next thing he
6 put his hands down and felt around your private parts,
7 stood up, had his arm around you, lifted his robes and
8 you could see he had nothing underneath.

9 **A. That's right.**

10 Q. You froze and felt yourself starting to panic. He said
11 he wanted you to do him a favour and he was forcing you
12 down on to his penis and his penis into your mouth. You
13 felt as if you were about to gag.

14 "Tried to pull my head away but he kept pulling me
15 into him. I broke away from him, but he grabbed me and
16 threw me against a filing cabinet and started to slap
17 me. He kept using the threat to send me to St.
18 Patrick's if I did not do what he wanted me to do. He
19 wanted me to continue to give him oral sex, but I could
20 not do it. I got to the door, but he slammed it closed
21 and threw me back again on to the filing cabinets. He
22 was still trying to force me and I started to shout and
23 scream."

24 At that point he locked the door and tried to get
25 you to calm down. He started hitting you again. By

1 this stage you were in hysterics.

2 "He grabbed me by the foot and I fell forward,
3 pulled away and got out of the door."

4 You say that no-one would have heard you, because
5 no-one could hear you or was coming to help you. So he
6 could do whatever he liked to you. The reason that
7 nobody could hear you was because it happened around
8 teatime and all the boys were having their tea and there
9 was no-one around, and he would have been aware of that
10 fact, and no-one could have heard or helped you.

11 **A. No. It was impossible.**

12 Q. Where did -- where was this office in relation --

13 **A. It was in the main building of the home itself, the old
14 building.**

15 Q. And --

16 **A. It was actually right in the middle, between the front
17 and back door.**

18 Q. Where was that in relation to where the boys would have
19 been having their tea?

20 **A. The boys actually had their tea -- it was quite a bit of
21 distance -- they actually had their tea down in the
22 school canteen, which was away at the opposite side. It
23 was like an extension on, but there was a lot of rooms
24 and stuff and a stairwell way down into it. There was a
25 lot of fire doors in between that as well. So it was**

1 even on a different level, so it did, because it
2 actually went down. So nobody would have heard. Nobody
3 would have heard. The home basically would have been
4 empty. All the Brothers as well would have been down
5 having their tea, which was in the basement of the home.
6 The rest of the boys would have been all in their
7 chalets. So even outside the home there was nobody
8 around. It was 6 o'clock. That's when everybody was in
9 having their tea.

10 Q. After this you ran directly to the chalet. You went
11 straight to the shower and you felt -- sorry.

12 CHAIRMAN: Will you be some time with this witness?

13 MS SMITH: Oh, sorry. I had not realised what time it was.

14 Yes, there is still quite a lot to get through,
15 Chairman.

16 CHAIRMAN: We will sit again at 1.45.

17 MS SMITH: 1.45.

18 (1.05 pm)

19 (Lunch break)

20 (1.45 pm)

21 CHAIRMAN: Yes, Ms Smith?

22 MS SMITH: HIA259, we had reached about paragraph 35 of your
23 witness statement. I will just ask that be called back
24 up. That's RUB684. You had been talking about what had
25 happened to you in BR1's office. You immediately ran

1 back to the chalet. You then tried to avoid him --

2 **A. Yes.**

3 Q. -- thereafter. Isn't that correct? You talk about that
4 in paragraph 35. You say that you thought that you were
5 the only one that this man had abused in the way that
6 you described.

7 **A. Yes. That's right, yes. I didn't know any different,
8 you know.**

9 Q. Then in paragraph 36 you go on to talk about another
10 matter, and you said that a boy in the home told you
11 that you -- told you and a few of the other boys that he
12 was being sexually abused by a boy whom you name there.
13 I am just going give the name .

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

15 Q. You give a surname. That was another resident in
16 the home, and that you and these other boys went looking
17 for , and that you found him and you caught him in
18 the laundry room and you were going to give him
19 a kicking because he had a child in the laundry room
20 with him. Isn't that right?

21 **A. A young fella was -- we found a young fella in the
22 toilets crying. We asked him what was wrong with him.
23 He was only new to the room. He was quite young. The
24 young fella told us what had happened, that had
25 threatened him and told him to meet him in the laundry**

1 room. That's where was working at that
2 particular time. There was a small off room at the
3 back. So we told the young fella to go ahead and we
4 would watch his back. Sure enough when we went in there
5 was . The young fella was bent over. There was
6 in behind him. Now he was just starting it at
7 this stage. So we pulled him over. Next thing there
8 was a bit of a rigmarole, a bit of pushing around and
9 shouting. Next thing BR59 arrived on the scene at the
10 time then.

11 Q. You say in your statement that you told BR59 what was
12 happening --

13 A. Yes.

14 Q. -- and why you were doing what you were doing. Is that
15 right?

16 A. Yes, that's right.

17 Q. And you said that he said something to the effect of,
18 "This is a boys' home. What do you expect?"

19 A. That's right, yes.

20 Q. Now you will know from what we talked about earlier that
21 BR59 denies that he was told -- ever told about abuse
22 among the boys, and if he had known, he would have
23 spoken to the housemother or houseparent of the child,
24 and he says that he did have to separate boys for
25 fighting in the home on occasions and that boys fighting

1 would have been expected in the home, something to be
2 expected in a boys' home. Is there anything you want to
3 say about that?

4 **A. No, he knew rightly what we were talking about. He**
5 **knew. That wouldn't have been the first incident.**
6 **Other incidents happened before, and especially with**
7 **as well like, caught out doing weird things to**
8 **himself and that, and it came up -- it didn't come out**
9 **like (inaudible), but they knew rightly what they were**
10 **talking about. Do you know what I mean?**

11 **Q.** In paragraph 37 you go on to say that you thought that
12 both these two Brothers we have been talking about,
13 that's BR77 and BR59, left the Order. I have told you
14 this morning they didn't leave the Order at any stage.

15 **A. I was just told by other fellas. They were more than**
16 **likely rumours or whatever. I thought -- there was an**
17 **incident then -- I was told about BR77 breaking this**
18 **guy's arm.**

19 **Q.** BR77 in his statement to the Inquiry would accept there
20 was an incident where a boy got his arm broken but said
21 that was in the course of a staff/pupil football match.

22 **A. That's right, yes.**

23 **Q.** He said that was investigated by the police in 1980 and
24 the police accepted that it was an accident, but you
25 have only told this from what you heard from other boys.

1 Is that -- is that right?

2 **A. That's right, yes.**

3 Q. And you then spent -- as you have indicated in
4 paragraph 38, spent various periods of time in both your
5 care homes with foster parents, and eventually you were
6 taken to a family with whom you went to live after you
7 left Rubane.

8 **A. I was actually going out with these during the summer
9 holidays and stuff. They were taking me out for quite
10 a while. I was actually being taken out from Nazareth
11 Lodge by them, and this was an ongoing thing with them,
12 you know.**

13 Q. And you went to live with them after you left Rubane?

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

15 Q. I just wanted to ask you about in paragraphs 40 and 41
16 you talk about what social work involvement you had when
17 you were in Rubane. Now you said that your social
18 worker was supposed to supervise your placement. You
19 say -- sorry. Paragraph 40 you say:

20 "During my time in care social workers did visit,
21 but they just came in, asked a few questions and did not
22 really seem to care."

23 **A. They didn't really ask questions. They just took you
24 out for a run in the car or something, gave you a couple
25 of cigarettes or whatever if you smoked, asked you how**

1 you were or whatever and talked about different things.

2 It was never really -- it was like a social meeting, you

3 know, if anything else. That's basically all it was.

4 Q. Would you have felt able to speak to the social worker
5 about what you say had been happening in Rubane?

6 A. No, no way.

7 Q. Do you remember the social worker that you had when you
8 were in Rubane, the name of the person?

9 A. Yes. Joe Dunn.

10 Q. And you say that he did come to see you after you left,
11 though. He came to visit you in the home that you were
12 living in outside Rubane. Isn't that right?

13 A. That's what I am saying. He was supposed to come out
14 and see how things were going, to see if everything was
15 working out okay. He was supposed to call once a month,
16 but he never came. Whenever things went bad between me
17 and my foster family and I left, there was a priest in
18 Ballymartin who tried to get in contact with Social
19 Services and they hadn't a clue who I was. Apparently
20 my records had all done a disappearing act. So nobody
21 knew who I was. From what I heard Joe Dunn was pulled
22 up on this later on, about why he didn't come to visit.

23 Q. He did come on one occasion and just so --

24 A. That was the only the first time. I was shortly after
25 I left then when this whole thing started about the

1 **home.**

2 Q. I am going to come on to that in a moment, HIA259.

3 **A. Yes.**

4 Q. Just so that the Panel will know there are social work
5 papers that we have received which show that there were
6 progress reports prepared in respect of you, and they
7 can be found at 90277 to 90282 in the bundle. So there
8 were some reports being compiled by your social worker
9 while you were in Rubane about your time there.

10 **A. Yes, probably in Rubane, but not after I left. As**
11 **I said, there was sort of a period then for them to**
12 **watch me up until I was 18 or whatever, but that never**
13 **happened.**

14 Q. But the social worker did come out to speak to you on
15 one occasion and that was to say to you that the police
16 wanted to speak to you about your time in Rubane.

17 **A. That's right. He took -- he actually took me down to**
18 **the police station and took me home again.**

19 Q. You had a conversation -- the conversation -- the social
20 worker obviously explained to your foster parents why
21 you were being asked to go to speak to the police.

22 **A. Yes, that's right, yes.**

23 Q. As a result of the attitude they displayed that you
24 describe in paragraph 41 of your statement you then felt
25 that you couldn't really say very much to the police.

1 Is that correct?

2 **A. I couldn't say anything. I was afraid of losing my**
3 **home. They basically told me that they didn't want me**
4 **involved in anything like that, and if they found out**
5 **I was involved, they would put me out of my home.**

6 Q. So I am going to come -- you talk then and you have said
7 a little bit about how you came to leave the foster
8 parents in paragraphs 43 and 44 whenever things came to
9 a head with that family, and you just explained how the
10 priest contacted Social Services after you left.

11 Then in paragraphs 45 to 48 you talk about the
12 effects that your time in care had on you and the
13 effects of the abuse that you suffered had on your life.
14 I will let you come back to that in due course, but
15 I just wanted to check -- to talk about a couple of
16 other things.

17 You did take a civil claim against the Order. Isn't
18 that correct?

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

20 Q. And that was settled in 2009 --

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

22 Q. -- for a sum of money?

23 **A. Yes.**

24 Q. There were also three occasions when you spoke to police
25 about what happened to you in Rubane. Isn't that right?

1 **A. That's right, yes.**

2 Q. The first of those was in 1980. If we could just look
3 at that, that's RUB3376. Now again this has been
4 redacted to take out people's names, but that was on 5th
5 June 1980, HIA259. So do you remember this was the time
6 when the social worker came and brought you up to talk
7 to the police?

8 **A. That's right, yes.**

9 Q. And if I can just read, it said:

10 "The only thing that I became aware of was once
11 I was sitting with the older -- other older boys in the
12 living room and one of the younger boys came in.
13 I can't remember his name. He said that", and you give
14 a name there, "was threatening to fruit him up and that
15 he was frightened. We all agreed to let this younger
16 boy go into the laundry and we would catch this other
17 boy in the act."

18 You were just talking about that a short moment ago.

19 **A. Yes.**

20 Q. Although you can't see it from this document, we have
21 discussed this, and the name that you give in the police
22 statement is different to the name that you gave to the
23 Inquiry. Isn't that right?

24 **A. That's right, yes.**

25 Q. Can you explain that?

1 **A.** I can't really, no. As I said, it was always this guy
2 that I always mentioned before. I don't know why
3 this other person came in. Maybe it was mixed up with
4 something else that was being asked of me at the time.
5 I know at the time when I went down there, I was very
6 nervous, because --

7 **Q.** What age were you, HIA259, at that time in 1980?

8 **A.** I was 16.

9 CHAIRMAN: The different person, is it a different Brother?

10 MS SMITH: It is a different surname. No, a different
11 child's surname.

12 CHAIRMAN: A different child?

13 MS SMITH: Yes.

14 **A.** I was more terrified of my foster family throwing me out
15 of the house, to be quite frank. They just didn't want
16 to know anything about that.

17 **Q.** Now if we can just then look, that was -- if we can just
18 scroll on down through that, you do mention the fact
19 that you say BR59 came in and stopped it and you went
20 into the living room.

21 "He said we shouldn't have touched this boy".

22 and what you suspected goes on in other homes and
23 there is nothing wrong with it. That is what you
24 remembered at the time.

25 **A.** That's right.

1 Q. It's the same incident you related in your Inquiry
2 statement?

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

4 Q. Then in RUB3378 you spoke to the police again. This was
5 in 1995. Do you remember how you came to speak to the
6 police? Did you approach them or did they approach you?

7 **A. They approached me, so they did.**

8 Q. In that statement did you tell them in 1995 about the
9 incident involving BR1?

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

11 Q. And you also talk about the table tennis room. TT room
12 I think the boys called it. Is that right?

13 **A. That's right, yes.**

14 Q. And this is -- this is the incident there -- I've just
15 -- I'm not going to read it all out, but you recall that
16 you were full of devilment and always getting into
17 trouble with the boy **DL 188** .

18 **A. Yes.**

19 Q. And you talked about the art class and knocking over the
20 jam jar full of water. You knew you would get into
21 trouble. BR3 went to you. He was very annoyed with
22 you. Then a few days later you were -- a phone call
23 came to the chalet and you were sent to BR1's office.

24 **A. That's right, yes.**

25 Q. You go on -- if I can just scroll on down through the

1 statement, please, you give the details of what you say
2 happened in the office in that statement again. If we
3 can just scroll on down, you say that you were sexually
4 abused by the boy, the boy that you named when we talked
5 about it earlier before lunch --

6 **A. That's right.**

7 Q. -- the boy **DL 59**, who sexually abused you in the school.
8 If we can scroll on down through the statement, you then
9 go on to talk about the time that you were badly beaten
10 by BR59. You say:

11 "There was a staff do on. Most of the Brothers were
12 at it. BR59 was left in charge with one other Brother.
13 I don't think he was too pleased about being left
14 behind. I was put to bed early for cheek and for not
15 going to a call-up like a roll call."

16 Can you say what that was about? What did you mean
17 by that, the call-up, the roll call?

18 **A. That's what I am saying. That doesn't make sense. As**
19 **I said, it was Hallowe'en night. We were actually at**
20 **a bonfire that BR59 actually arranged, and some of the**
21 **outside girls came up and the ones that were doing the**
22 **Irish dancing with the boys that were staying in. We**
23 **were having a bonfire that night. So the roll call --**
24 **actually I don't know where that part came into it.**
25 **That actually -- the roll call was only used during the**

1 day when we were called for activities. So I don't know
2 about this roll call part, you know. I don't know how
3 that got into it.

4 Q. Okay. You say when he came into the room to turn on the
5 lights, he said to you, "Are you not asleep?" and you
6 said, "No, I'm not". I tried to explain why I was not
7 at the roll call."

8 A. I don't know. That's not right. As I said before, we
9 were down at the bonfire. He chastised me for being in
10 the woods with the girls and put me to bed early and
11 came up and I wasn't asleep, and he asked me, "Why are
12 you not asleep, HIA259?" -- you know what I mean -- and
13 I said something to him and he passed some remark and
14 I answered him back with a smart remark and that's when
15 he got angry.

16 Q. You talked in your statement to the Inquiry about other
17 boys having to pull him off you, but you don't make any
18 mention of them in this statement, HIA259.

19 A. Right. Well, from what I gathered they did. I was
20 actually under the blankets trying to protect myself and
21 I could hear scuffling going on outside apart from
22 myself. So I take it they were trying to stop him --
23 you know what I mean -- because he really did lose his
24 temper big time, and it was actually -- there was
25 actually four beds in the dorm, so there was. So there

1 **was other people there.**

2 Q. But just to be clear then, BR59 was interviewed about
3 this on 25th April 1996, and he said that it was
4 absolutely untrue, and he was at a total loss to know
5 why you would make such an allegation against him. He
6 had a good relationship with you.

7 **A. I was totally at a loss when he turned round and started**
8 **punching the face off me, because I didn't expect that**
9 **off him either.**

10 Q. There was another statement that you gave to police this
11 year, in May of this year. That's at RUB68106. Now
12 that came about because you had spoken to the Inquiry
13 and police then asked to speak to you after you had
14 spoken to Inquiry. Isn't that correct?

15 **A. That's right, yes.**

16 Q. In that incident -- I'm sorry -- in that statement --
17 I beg your pardon -- you talk again about the BR1
18 incident. In respect of the BR59 incident you told the
19 police then that you were actually caught kissing
20 a local girl and that was why you were sent to the
21 chalet.

22 **A. Yes. We were -- as we were trying to make arrangements**
23 **to go and meet these ladies in the woods beside where**
24 **the fire was -- that's what we were trying to do. We**
25 **were sort of pairing up with them, and sure he more or**

1 less -- we more or less knew not to go in, but I went
2 ahead. I tried to sneak in and basically he seen me and
3 then he came in behind me then and told me to get
4 straight up to the house then. That was me finished for
5 the night.

6 Q. I see we are having difficulty pulling up that last
7 statement. It may well be it has not quite got on to
8 the system yet. Ah! We have got it now. If we just
9 again -- it is 29th May of this year. If we just scroll
10 down through that, please, and on to the next page.
11 Again it is talking about BR59, and then if we can go on
12 down, you say there -- there's -- for the first time in
13 all of the times that you spoke to the police or when
14 you spoke to the Inquiry you talk about another incident
15 involving BR77 in this police statement this year. You
16 say that you remember:

17 "... another occasion when we were all away on
18 an outdoor week at Ardglass. I remember one evening
19 I needed to go to the toilet when I was in bed. There
20 was no-one around to ask. So I just went to the
21 toilets. On my way back I ran into BR77 and he asked me
22 where I had been and I told him. He then punched me in
23 the face and grabbed the scruff of my pyjamas and threw
24 me on to the floor. He then kicked me the whole way
25 back to the dorm and into bed. I got under the covers

1 and he continued to punch me for a while. He was like
2 that all the time even in his science classroom. He
3 walked around with a cane and a belt in his hand
4 swinging it and smiling. Everyone was very nervous in
5 that class as he always hit us and you could see he got
6 a real buzz out of it."

7 Now, HIA259, that's the first time you told anybody
8 about that incident. Is that right?

9 **A. That's right, yes.**

10 Q. Is there a reason why you only spoke about that --

11 **A. Well, as I said --**

12 Q. -- in May?

13 **A. -- they came down to question me. They wanted to hear
14 about incidents that happened like. There was a whole
15 lot of incidents happened. It wasn't just that. I --
16 some of them come to me and some of them don't -- you
17 know what I mean -- and I remember them and forget them.
18 It's that long ago, you know. But I was just giving
19 an example of one of the incidents that did happen that
20 particular week-end, you know.**

21 Q. And you go on then -- if we can just scroll on down
22 through the statement there, you talk about the other
23 Brothers that you remembered, and you talked about
24 the -- BR18 making a speech -- Brother -- sorry -- BR2
25 would have been BR2 making a speech about the futures.

1 Is that correct? BR2. Sorry. I might have got the
2 name wrong. Just bear with me a second. BR2 is BR2.
3 So that might not be quite right. I will just have to
4 check that in the unredacted version, but it seems to be
5 that the -- you talked about BR18 beating the boy
6 Thomas.

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

8 Q. This seems to be -- and I will check the unredacted
9 version and we can look at that -- but that seems to be
10 BR2 that you were saying was making that speech about
11 the futures, and:

12 "He walked up behind a boy called and said
13 something like, 'Like this boy here'. He then pushed
14 his head forward, banged it off the table and then
15 dragged him up to the front."

16 **A. It was BR18 that did that.**

17 Q. Again I can't see the unredacted version of that and
18 unfortunately I haven't got it quite to hand here, but
19 we can double check that, but you are saying that was
20 definitely BR18 --

21 **A. It was, yes.**

22 Q. -- not BR2? Then if we can just scroll on down, you
23 talk about the arrival on the first day and the boys who
24 threw your suitcase over. Scrolling on down through
25 that statement, please, about the hierarchy of boys and

1 about the boy who abused you. You say that:

2 "The Brothers and staff didn't want to know.

3 I never reported it because no-one would have believed
4 me. They knew it was going on, but they closed their
5 ears to it. If you reported it, you would have got
6 a clip on the ear or a more severe punishment."

7 You go on then to relate the incident of the boy in
8 the laundry room.

9 Just to say that BR77 was interviewed by police
10 following you making this statement, and he was
11 interviewed in August of this year, and he said he
12 remembered you as gifted at music and you weren't
13 a troublesome boy. He said that he did organise outdoor
14 expeditions from Ardglass, and at RUB68119 he said he
15 never inflicted any assault on you. He admitted that he
16 would have slapped boys on the hands in school, because
17 you were allowed to use the cane in those days, and he
18 said that the reason that he thought that boys were
19 making these allegations was to bring civil claims
20 against the Order.

21 Now you spoke to police in May of this year. You
22 settled your civil case with the Order --

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

24 Q. -- some five years ago. Isn't that right?

25 **A. Yes.**

1 Q. Now you will be glad to know that that's most -- I have
2 covered most of what I want to ask you about, HIA259,
3 but we right at the end of taking someone through their
4 evidence ask them whether there's anything that you feel
5 we haven't covered in the evidence that you've given to
6 us.

7 A. No. Everything, you have covered it, yes.

8 Q. And is there anything else that you want to say to the
9 Inquiry at this stage? This is your opportunity to do
10 so.

11 A. Well, as I've said before, the place was ran -- it was
12 ran basically like a prison and we were like cattle in
13 it, and if we upset these people, they punished us for
14 it. We weren't allowed to go certain places. You had
15 to stay within their rules, very, very tight rules.
16 They didn't want to be annoyed -- you know what I mean
17 -- and once you annoyed them, they just took out, and
18 they were all like that, everyone of them. They all had
19 a grudge against us somewhere along the line because we
20 weren't probably -- because, as one referred me to
21 before as being "scum of the earth". You know what I
22 mean? Not fit to be on it, you know. That's all we
23 were to them, nothing more. This was supposed to be
24 a religious organisation. What happened to forgiveness
25 in these places? We never got it. I came out of

1 a happy home. Unfortunately my granny died. I was
2 happy, and then I ended up going two places that beat me
3 down and punished me and ended up coming out of it with
4 bad health. Now what kind of forgiveness is that for
5 a religious order, and they are talking about they
6 wouldn't do things like that. They were like that, so
7 they were, all of them.

8 Q. HIA259, the final question that I want to ask you is, as
9 you know, this Inquiry has to make recommendations about
10 what should happen next by way of redress or memorial or
11 way of apology. I want to know and the Inquiry Panel
12 will want to know what your views are about what
13 recommendations the Inquiry should make.

14 A. It would have been nice at the time to get an apology at
15 the right time, but, sure, it's too late now. They only
16 seem to be making apologies now that this Inquiry is
17 going, so it is. It is too late, so it is. It has
18 affected my health over the years. I will probably
19 never work again. I have lost my bowel. My nerves --
20 my health has just gone downhill completely. I have
21 diabetes now as well. It's destroyed me and it has
22 destroyed a lot of other boys. An apology is not going
23 to cut it, so it is not, especially now at this stage.
24 It will just not cut it. They are apologising now from
25 behind walls. I would like to actually meet them and

1 Q. Did it seem like two different groups at the time?

2 **A. It did, yes.**

3 Q. Did the two groups keep apart at all?

4 **A. Sometimes. You know what I mean? It depended on who**
5 **the boys were. A lot of the boys -- as I said, there**
6 **was a hierarchy in the place, as I said before. There**
7 **was the best fighter, whoever he was, and there was**
8 **rules that way and basically they ruled the place, and**
9 **what they said or did we had to do.**

10 Q. Did the Nazareth Lodge boys stick together at all
11 because they had known each other before?

12 **A. Yes, they did, yes. You had a couple of close friends**
13 **in there, yes, so we did, yes.**

14 Q. Thank you very much.

15 CHAIRMAN: Well, HIA259, I am sure you will be glad to hear
16 that's all we want to ask you today. You may well be
17 asked to come back again and talk to us about your time
18 in Nazareth Lodge, but that's all we want to ask you
19 today. Thank you very much for coming.

20 **A. Thank you.**

21 **(Witness withdrew)**

22 MS SMITH: Chairman, the first of this afternoon's witnesses
23 is to be taken by Mr Aiken. I am not quite sure if he
24 is ready to proceed with that evidence yet.

25 CHAIRMAN: Yes. We will rise until we are ready to take

1 that witness.

2 (2.25 pm)

3 (Short break)

4

1 that witness.

2 (2.25 pm)

3 (Short break)

4 (2.35 pm)

5 WITNESS HIA218 (called)

6 MR AIKEN: Chairman, Members of the Panel, the next witness
7 today is HIA218, who is "HIA218". There is
8 representation from BR77, who is one of the individuals
9 against whom an allegation is made.

10 CHAIRMAN: Yes.

11 MR AIKEN: HIA218 is aware, Chairman, that you are going to
12 ask him to take the oath and it's the oath that he will
13 take now.

14 WITNESS HIA218 (sworn)

15 CHAIRMAN: Thank you very much, HIA218. Sit down, please.

16 Questions from COUNSEL TO THE INQUIRY

17 MR AIKEN: HIA218, I am going to bring up on the screen
18 a copy of your witness statement at RUB800. I just want
19 you to check for me that the version on the screen
20 matches the hard copy that you can see, because you can
21 see under the black marks.

22 **A. Yes.**

23 Q. And if we go, please, to 806 and if you can just confirm
24 for me that the version you have that you have actually
25 signed it?

1 **A. Yes.**

2 Q. And you want to adopt the content of your statement to
3 the -- as your evidence to the Inquiry?

4 **A. Yes.**

5 Q. You know that we discussed the issue of anonymity --

6 **A. Yes.**

7 Q. -- and despite my best efforts --

8 **A. Exactly.**

9 Q. -- you want your anonymity to be known --

10 **A. Yes.**

11 Q. -- and are quite happy for reporting --

12 **A. Yes.**

13 Q. -- of your name.

14 **A. Yes.**

15 Q. The one caveat to that is I haven't met your brother and
16 we are going to have to see.

17 **A. Yes.**

18 Q. You may tell me his position is the same.

19 **A. It is.**

20 Q. Because if he had a different view, we might have to
21 find a way of managing that.

22 **A. Exactly.**

23 Q. Even if your identity is being known, you are aware --

24 **A. Yes.**

25 Q. -- no-one else whom you name should be named.

1 **A. Exactly, yes.**

2 Q. They haven't waived their anonymity.

3 **A. Yes.**

4 Q. Just bear with me for a moment until I give the Panel
5 the references for various documents that are relevant.

6 **A. Uh-huh.**

7 Q. As I was explaining to you, the Panel have read a lot of
8 the material that we are now going to touch on --

9 **A. Uh-huh.**

10 Q. -- and are aware of its content.

11 So the De La Salle response statement is at 3185 --
12 3183 -- sorry -- to 3184, and the Health & Social Care
13 Board response statement is at 30704, and then we have
14 been provided with a significant amount of social work
15 material, which runs through to 30793.

16 CHAIRMAN: Does that follow on from 30704?

17 MR AIKEN: Yes. As you know, HIA218, I am going to try to
18 summarise what is -- you saw me come in with voluminous
19 papers earlier.

20 **A. Yes.**

21 Q. So I am going to try to encapsulate the general context
22 for you and your family at that time shortly. Also of
23 core material for the Panel's consideration is a series
24 of police statements. The first of 16th May 1980, and
25 we will look at that with HIA218 shortly. That is at

1 60228. There then is a second police statement of
2 20th July 1995. That's at RUB60495. Then interposed
3 unusually and you are the first witness who has a book
4 about their general life growing up as well as in
5 particular their time in care. That was called "The
6 Belfast Boys" --

7 **A. Yes.**

8 Q. -- in 1995. You worked with a journalist DL318 on that.

9 **A. Yes.**

10 Q. And that is available and it is something we will look
11 at as we go, and the reference for that is at 3188
12 through to 3211, and that was an attempt, HIA218, and we
13 will look at it, of you to set out your story, as it
14 were, of your time growing up.

15 **A. Yes.**

16 Q. Then we have a further police statement of
17 6th February 1996, which follows on from the publication
18 of the book, and that's at RUB60497 and 8.

19 Then a final piece of that jigsaw is an ABE
20 interview of 28th April 2010, which runs from 66084
21 through to 66112.

22 Joseph, I want to begin just by covering some
23 background material --

24 **A. Yes.**

25 Q. -- with you. You are aware you had a difficult home

1 circumstances.

2 **A. Yes.**

3 Q. You ultimately, as we lead up towards your time in

4 Rubane --

5 **A. Yes.**

6 Q. -- and St. Patrick's were living with your grandparents

7 --

8 **A. Uh-huh.**

9 Q. -- but were formally under the care of Devon and

10 Cornwall --

11 **A. Yes.**

12 Q. -- Social Services.

13 **A. Uh-huh.**

14 Q. Obviously your parents weren't around. You were with

15 your grandparents --

16 **A. Yes.**

17 Q. -- in North Belfast. You and your brother were having

18 considerable difficulty.

19 **A. Yes.**

20 Q. There was a lot of offending in terms of burglary --

21 **A. Uh-huh.**

22 Q. -- and various other difficulties.

23 **A. Yes.**

24 Q. Problems getting you to go to school.

25 **A. Yes.**

1 Q. And you and I discussed at length the social work
2 reports which describe you in positive terms --

3 **A. Yes.**

4 Q. -- but that the behaviour was such that they needed to
5 take steps, that it wasn't enough to have you living
6 with your grandparents.

7 **A. Yes.**

8 Q. I appreciate you don't necessarily agree with how they
9 went about it --

10 **A. No.**

11 Q. -- but that's how it was dealt with and that's the
12 background and context of you --

13 **A. Yes.**

14 Q. -- coming to be in Rubane.

15 **A. Yes.**

16 Q. You and your twin brother are very close --

17 **A. Yes.**

18 Q. -- and have always been that way. That included a lot
19 of the offending behaviour you just did together.

20 **A. Uh-huh.**

21 Q. I was asking you earlier -- that type of offending
22 continued long after your time in Rubane and the Inquiry
23 is aware of that.

24 **A. Yes.**

25 Q. And I am not going to go into the detail of that, but

1 there came a point in the '90s whenever you and he were
2 able to break the cycle of offending.

3 **A. Yes.**

4 Q. There might have been some matters since but not to the
5 same regularity --

6 **A. Yes.**

7 Q. -- as had been the case before.

8 **A. Uh-huh.**

9 Q. You are aware of the dishonesty type offences --

10 **A. Yes, of course.**

11 Q. -- that you and your brother were getting into
12 difficulty with.

13 **A. Yes.**

14 Q. And now you are settled --

15 **A. Yes.**

16 Q. -- with a partner?

17 **A. Yes.**

18 Q. And you have two kids by a previous relationship --

19 **A. Yes.**

20 Q. -- who are 23 and 22, and you have two kids by your
21 present partner --

22 **A. Yes.**

23 Q. -- who are 15 and 14.

24 **A. Uh-huh.**

25 Q. Your partner has medical difficulty and you are involved

1 with your stepdaughter and your own children --

2 **A. Yes.**

3 Q. -- in helping her. You were explaining to me that --

4 how you help bring your children up --

5 **A. Yes.**

6 Q. -- is to be open and honest about --

7 **A. Uh-huh.**

8 Q. -- the difficulties they have --

9 **A. Yes.**

10 Q. -- which is what you feel lies at the heart --

11 **A. Yes.**

12 Q. -- of your difficulties in being believed --

13 **A. Yes.**

14 Q. -- back when you were in care and involved with social
15 workers and so on.

16 **A. Yes.**

17 Q. So a response to that, and we will come at the end --

18 **A. Uh-huh.**

19 Q. -- to about how life has changed, but your response to
20 that has been to bring them up very differently as to
21 how you regard yourself as having been brought up.

22 **A. Yes. Uh-huh.**

23 Q. You were born on [REDACTED] Have I got that right?

24 **A. You've got that right.**

25 Q. So you had your [REDACTED] birthday --

1 **A. Uh-huh.**

2 Q. -- earlier this year.

3 **A. Yes.**

4 Q. And you appear to have gone to Rubane on
5 9th October 1977 --

6 **A. Yes.**

7 Q. -- by which time you were 13.

8 **A. Yes.**

9 Q. And you were there essentially for three months --

10 **A. Yes.**

11 Q. -- until 11th January 1978.

12 **A. Uh-huh.**

13 Q. The admission record for the Panel's record is at 3186,
14 and we had a long discussion this morning about you had
15 a time in St. Pat's --

16 **A. Yes.**

17 Q. -- moving between these institutions --

18 **A. Uh-huh.**

19 Q. -- and looking for clarity as to how that came about.

20 I was saying to you it appears that applications were
21 made to court. You made the point you weren't
22 necessarily at court --

23 **A. Yes.**

24 Q. -- but applications were made to court that had you
25 under what was called a Fit Person Order --

1 **A. Yes.**

2 Q. -- and you spent a time in Rubane --

3 **A. Uh-huh.**

4 Q. -- and then after that three-month period a Training
5 School Order was made and you spent several years in St.
6 Pat's.

7 **A. Yes.**

8 Q. One of the issues that you are aware of that we are
9 going to deal with today is confusion potentially --

10 **A. Yes.**

11 Q. -- between what happened in St. Pat's --

12 **A. Yes.**

13 Q. -- and what happened in Rubane.

14 **A. Yes.**

15 Q. Joseph, essentially you describe to the Inquiry -- the
16 Panel has had the opportunity to consider serious
17 graphic and sexual abuse --

18 **A. Yes.**

19 Q. -- that you say was occasioned to you and your brother
20 --

21 **A. Yes.**

22 Q. -- and not only on each of you --

23 **A. Yes.**

24 Q. -- but what you were then made do to each other.

25 **A. Yes.**

1 Q. We are going to look at that. You are aware --
2 I appreciate it causes you extreme difficulty. What you
3 are describing is not necessarily accepted by others as
4 having occurred. You take your time. Take your time.
5 As I said to you, behind the room nobody here has any
6 difficulty with -- the Panel appreciates how difficult
7 it can be for people to give evidence about these things
8 and we will get through it.

9 **A. Yes.**

10 Q. I will summarise as much of it as I can. You -- I am
11 going to go through it in chronological order --

12 **A. Yes.**

13 Q. -- to try and manage it and deal with the issue that you
14 know exists --

15 **A. Yes.**

16 Q. -- which is when you -- you first spoke to the police in
17 1980. If we can bring, please, 60228 up, I will ask you
18 a question about this which then will apply to various
19 other documents we come to. You spoke to the police in
20 Northern Ireland. You can see at the time you were in
21 Millisle Borstal --

22 **A. Yes.**

23 Q. -- whenever the police sought you out.

24 **A. Uh-huh.**

25 Q. At the time they were speaking to anyone who had been in

1 the home between the '77 to '80 period and that included
2 you and your brother.

3 **A. Yes.**

4 Q. You have made a statement that said:

5 "I went to De La Salle in '77 in Kircubbin.

6 I stayed there for three months. During the time I was
7 there I was not interfered with in any way. I have no
8 complaint to make against any member of staff or boys
9 who were at the home."

10 **A. Yes.**

11 Q. Now obviously today --

12 **A. Yes.**

13 Q. -- the statement you made to the Inquiry --

14 **A. Uh-huh.**

15 Q. -- is in extremely different terms --

16 **A. Yes.**

17 Q. -- to that --

18 **A. Yes.**

19 Q. -- and the question that will come up again as we go --

20 **A. Yes.**

21 Q. -- is why did you not feel able to talk to anyone about
22 what occurred whenever, for instance, here the police
23 spoke to you in 1980? Do you want to explain that to
24 the Panel?

25 **A. It is because at the time you are young and you think**

1 that you are the only one at the time in -- because of
2 how graphic our case is for me and my twin brother both,
3 you are sitting in yourself because of the shame you
4 feel and embarrassment you feel and dirty that you feel
5 and you don't want other people to know. That's why we
6 weren't prepared to come forward then.

7 Q. So when you -- when you made the statement that you
8 did --

9 A. Yes.

10 Q. -- you didn't feel able at that time --

11 A. No.

12 Q. -- to talk about what had happened?

13 A. No.

14 Q. And then a major police investigation took place in 1995
15 and in the years that followed that, '66 -- '96, '97 and
16 '98. You made a statement to the police on 20th
17 July 1995. If we can look at 60495, please. Just keep
18 your eyes on me and we will get through it.

19 A. Yes.

20 Q. Okay?

21 A. Uh-huh.

22 Q. You say to the police here -- you ignore the black
23 marks. You and I know what's under them.

24 A. Yes.

25 Q. "I'm known as HIA218."

1 About halfway down the page -- if we just scroll
2 down a little, please, so we can see the second half of
3 the page. Just keep going. Stop there:

4 "I was moved to the De La Salle Boys' Home because
5 I ran away from St. Pat's with my brother Bobby. We
6 stayed in the same chalet in De La Salle."

7 You make the point that BR1 was in charge of the
8 home.

9 **A. Yes.**

10 Q. You remember something distinctive about BR1.

11 **A. Yes.**

12 Q. Can you tell the panel what was distinctive about him?

13 **A. It was distinctive because of the way his finger -- he**
14 **had half -- he had a finger missing. That's why**
15 **I remember him clearly, because of the way that he was,**
16 **you know, with the kids. Every time it was like, you**
17 **know, having -- one part you had a bath and then the**
18 **other part you had showers, and he used to walk round**
19 **with a bar of soap in his hand, and he would be turning**
20 **round to the children or the other kids like and saying,**
21 **"I will wash your back for you", and then where he came**
22 **to me and he was concentrating on me, he said, "You have**
23 **got to like pull your foreskin back and wash that**
24 **properly". That's the way that he was and he'd be**
25 **slapping other kids when they were walking past, you**

1 **know, on the bum and that. That's what -- it was**
2 **blatant. That's like why I say -- I refer to him as**
3 **a fruit.**

4 Q. You say that here, but what you say is:

5 "The only thing I will say is that during shower
6 nights he would remain in the shower room. It was
7 obvious he was looking at our private parts. He gave us
8 shampoo and carried soap in his hands."

9 Just scroll down please:

10 "He offered to wash us. He was forever patting you
11 on the bum", as you say. "Looking back now as an adult
12 I can see the perversion for young boys. At the time it
13 appeared he was just loving and caring, but ...",

14 and we will deal with the second incident --

15 **A. Uh-huh.**

16 Q. -- that's recorded here where you say of what is BR77 --
17 again his identity shouldn't be disclosed beyond the
18 chamber, as is the same with BR1. You say:

19 "I can remember being assaulted by BR77 one evening
20 in the gym."

21 **A. Yes.**

22 Q. "My brother Bobby or Robert and a bloke called ..."

23 You have DL127 --

24 **A. Yes.**

25 Q. -- but I think in discussion with me it is DL65 --

1 **A. DL65.**

2 Q. -- you are talking about.

3 **A. Yes.**

4 Q. "... had run away. We were caught by the police and
5 took back to the home. BR77 took us into the gym and
6 made us take all our clothes off. He smacked me across
7 the bum with a rope."

8 **A. Yes.**

9 Q. "It was sore at the time and marked my bum. I have
10 since ..."

11 You describe writing a book and it is going to be
12 published.

13 **A. Yes.**

14 Q. Now if we just go back to the page before, that's the
15 two incidents you describe that statement.

16 **A. Yes.**

17 Q. That section begins with:

18 "I was moved to De La Salle ..."

19 Just stay where you are, please:

20 "I was moved to De La Salle because I ran away.
21 I was never sexually abused while I was there."

22 **A. Yes.**

23 Q. So the same question arises --

24 **A. Yes. Uh-huh.**

25 Q. -- that you have dealt with.

1 **A. Yes.**

2 Q. This is 1995 --

3 **A. Yes.**

4 Q. -- by which time you are living in England --

5 **A. Yes.**

6 Q. -- with your brother as well --

7 **A. Uh-huh, yes.**

8 Q. -- in the central England area, if I describe it in that
9 way --

10 **A. Yes.**

11 Q. -- and the police again sought you out --

12 **A. Yes.**

13 Q. -- to ask you details. You didn't feel able to talk to
14 them --

15 **A. Uh-huh.**

16 Q. -- beyond what you have said here.

17 **A. Yes. Uh-huh.**

18 Q. Why at that stage -- you would have been -- in 1995 you
19 would have been about 31.

20 **A. Yes.**

21 Q. You had moved on --

22 **A. Uh-huh.**

23 Q. -- from care. Still some difficulty --

24 **A. Yes.**

25 Q. -- with --

1 **A. Uh-huh.**

2 Q. -- other matters --

3 **A. Exactly.**

4 Q. -- that you and your brother were still getting into
5 difficulty over.

6 **A. Uh-huh.**

7 Q. Why did you not feel able to talk then about what you
8 describe to the Inquiry?

9 **A. Whenever you look at what I have said in this where
10 I give like little snippets, if you know what I mean, it
11 is like you -- at the time we still wanted to distance
12 ourselves from what we went through for the same reason
13 like I say that me and my brother, it took us 18 years
14 to come to the decision even to come to this Inquiry,
15 but, like I say, you're trying to distance yourself from
16 what you know is the truth, what happened. You know,
17 "That wasn't me", because at the time that's your way of
18 coping with it, because the more you distance yourself
19 with it, because this has been so long, that it's the
20 only way that you can actually deal with it. You know,
21 like you know when something's happened but you are
22 saying, "No, it didn't", because that's your coping
23 mechanism, and like I says, we weren't ready to come out
24 with the truth back even then.**

25 Q. Okay. If we keep those two incidents --

1 **A. Yes.**

2 Q. -- and the way you have described them --

3 **A. Uh-huh.**

4 Q. -- in mind for now, you flag up at the time that
5 statement is being written about being involved in
6 writing this book --

7 **A. Yes.**

8 Q. -- about your experience. It goes into some of your
9 offending behaviour and so on, but there is a section in
10 the book about Kircubbin --

11 **A. Uh-huh.**

12 Q. -- if we look at 3203, please, and in the book you talk
13 about things that happened in St. Pat's --

14 **A. Yes.**

15 Q. -- but you describe here:

16 "There were bath and shower areas and one of the
17 Brothers was always there" --

18 So this is BR1 --

19 **A. Yes.**

20 Q. -- you are talking about again.

21 **A. Yes.**

22 Q. -- "offering to wash the backs, and Bobby and I looked
23 at one another and said, 'That's it. We don't want more
24 of this, none of this. We are getting out of here now'.
25 There were four dormitories."

1 Now this is the main house you are talking about --

2 **A. It is in the main house, yes.**

3 Q. -- with dormitories A, B, C and D, and all the windows
4 were secured. You find an unlocked window in the toilet
5 of dormitory D.

6 **A. Yes.**

7 Q. So you were going to make use of that to get out.

8 **A. To get out, yes.**

9 Q. So just two nights after you arrived the -- you prepared
10 beds with folded blankets to make them look occupied.

11 **A. Yes.**

12 Q. So if that date is right, then we are talking about at
13 some stage in early to mid-October --

14 **A. Yes.**

15 Q. -- of your --

16 **A. Uh-huh.**

17 Q. -- three-month stay that ended in January. You say:

18 "We went up to dormitory D and I opened the door
19 slowly to creep in, and I couldn't believe what I saw.
20 There was a massive orgy going on with the Brothers and
21 the boys", and you describe it here, "sucking each other
22 off and bugging each other. Everybody knew what they
23 were doing and the boys weren't objecting. On the beds,
24 on the floor. It was just a big mad orgy."

25 Your response to that was, "Got to get out". On the

1 next page, please, if we scroll over, you talk about
2 hearing footsteps as you went down to get out the big
3 door. BR77, as you say -- that was his name:

4 "What did you see?"

5 Your brother -- according to this Bobby described
6 the scene:

7 "14 or 15 people, including priests, in dormitory D
8 and every one of them unclothed."

9 Now obviously your brother will be giving evidence
10 and he can recount what he recollects, but this is
11 recording --

12 **A. Uh-huh.**

13 Q. -- what he is said to recollect. Then we move over on
14 to the next page. BR1 was involved as well. He is not
15 mentioned here, but we will come to the police statement
16 that mentions him coming down in the interaction, but if
17 we just scroll down to the bottom of 3205, please, you
18 say:

19 "About a week later the twins got the chance to tell
20 their Welfare Officer what they'd witnessed in dormitory
21 D, but she asked for proof."

22 **A. Uh-huh.**

23 Q. Can you just -- what -- do you remember who that was --

24 **A. Yes.**

25 Q. -- that you met?

1 **A. Yes.**

2 Q. Do you --

3 **A. It is like whenever -- it is -- right. Like I say,**
4 **I can turn round and associate because of half a finger.**
5 **I can put a face and a name to that and it is like any,**
6 **you know, other people that was there, because it was**
7 **all like used as "Brother" this or "Brother" that but,**
8 **like I say, whenever you -- especially this many years**
9 **later, because you are trying to pretend that that never**
10 **happened --**

11 Q. Just take your time, HIA218. You remember it being
12 a social worker --

13 **A. Yes.**

14 Q. -- coming down?

15 **A. And saying -- because we said -- we said we were being**
16 **abused.**

17 Q. But you don't at this remove remember who that was?

18 **A. No.**

19 Q. Do you remember it was a male or a female?

20 **A. It was a female.**

21 Q. You are aware, because I have explained it to you --

22 **A. Yes.**

23 Q. -- that the Health & Social Care Board, who today
24 represent the welfare authorities at the time --

25 **A. Yes.**

1 Q. -- if we look, please, at 8199 and paragraph 4 of their
2 statement -- this is the point I was making to you
3 earlier, HIA218. What they can do, given how long ago
4 this is, they look at a file, and there is a large file
5 with material relating to you and your brother in it.

6 **A. Uh-huh.**

7 Q. They say of that file:

8 "The records in the possession of the Board, all of
9 which have been submitted to the Inquiry, don't contain
10 any reference to Social Services visiting" --

11 **A. Uh-huh.**

12 Q. -- "The applicant at Rubane House",
13 ie there is lots of records showing other
14 interaction, but not one that shows -- regardless of
15 whether --

16 **A. Yes.**

17 Q. -- it would record, "I was told X or Y by Joseph or
18 Bobby" --

19 **A. Yes. Uh-huh.**

20 Q. -- they simply say there is not a record that shows
21 a social worker being there.

22 **A. Exactly.**

23 Q. But that's -- that's your recollection is that's what --

24 **A. Whenever -- we seen the social worker, because we had
25 run away, and it was a couple of days later she turned**

1 up and we were stood on -- this is why I'm saying it,
2 because it's -- I am looking at what the record is
3 stating here, what it's saying, that no social worker
4 came. That's the difficulty that I find is the fact
5 that because there is no report of it, but we ran away
6 from Kircubbin and we were brought back by the RUC at
7 the time, and because we were under Social Services
8 anyway -- yes -- she came to Kircubbin, and that was
9 whenever we made our statement to her that we were being
10 abused in Kircubbin, and that was whenever we were told
11 round -- she told us blatantly that we were only saying
12 that because we didn't like the home that we were in,
13 because we had run away from it.

14 Q. Then on foot of having written the book --

15 A. Yes.

16 Q. -- then you made -- got in contact with the police again
17 --

18 A. Yes.

19 Q. -- and made a further statement to the police --

20 A. Uh-huh.

21 Q. -- on 6th February 1996, if we can look, please, at
22 60497, and on that occasion this statement begins with
23 reference to the one we looked at before we looked at
24 the book. It says:

25 "On 20th July 1995 I was interviewed by police and

1 during this interview I made a written statement
2 outlining my stay in care. During that interview
3 I didn't outline everything that happened."

4 **A. Uh-huh.**

5 Q. "My reason for not telling of one incident in particular
6 was that I was in the process of writing a book about my
7 childhood, but now I want to what -- now I want to
8 outline what happened on this occasion. Then my brother
9 Bobby and me had decided to abscond one night."

10 You recount the same description of looking into
11 dormitory D --

12 **A. Yes.**

13 Q. -- and seeing the number of people said to be involved,
14 and:

15 "I saw about 12 people in the room. I don't know
16 any of their names. There were three Brothers. One of
17 them had no clothes on at all. He was lying on the
18 second bed in the room. He was on the bed with one of
19 the boys and they were touching each other. There were
20 other boys (inaudible)",

21 and so on.

22 "They were all on some sort of sexual encounter."

23 If we just scroll down, please, you say:

24 "I couldn't believe what I was seeing. I closed the
25 door."

1 **A. Yes.**

2 Q. Move on down, please:

3 "One of the Brothers, **BR 77**, caught -- caught us
4 then. I told him what I'd seen. He denied things like
5 this happened. He then said, 'Don't worry'. Nothing
6 will happen to us. He made an excuse saying, 'That's
7 the way them people are brought up, used to that sort of
8 happening'."

9 Then you say:

10 "BR1 came down the stairs. I don't know where he
11 came from. We were then taken to a room and locked in.
12 A couple of days later we saw a woman social worker and
13 we told her what was going on and she didn't believe us
14 at the start. She said she'd check it out, but we never
15 heard any more about it."

16 You then told your grandfather.

17 **A. Yes.**

18 Q. In this police statement you indicate you told him what
19 had happened.

20 **A. Yes.**

21 Q. Do you remember he -- did he take that forward then with
22 the social workers? Can you remember or -- if you can't
23 remember, just say.

24 **A. I can't remember it all, but because of the way my**
25 **family was then, it was like my Uncle -- everybody**

1 has got a different way of life, especially in Belfast
2 and that, and it was like it wouldn't have been a case
3 of turning round and saying, "We are going to go to the
4 police" or "We are going to go to Social Services. We
5 are going to do that". It was a case of saying other
6 things.

7 Q. Yes. You recount those --

8 A. Yes.

9 Q. -- in the book --

10 A. Yes.

11 Q. -- that there might have been threats with paramilitary
12 organisations --

13 A. Right. Exactly.

14 Q. -- rather than threats with the police. Whenever --
15 that's how the matter rests --

16 A. Yes.

17 Q. -- in this police statement. If we just scroll on down,
18 that's it. Just scroll on down, please. So that's the
19 statement coming to an end. So in -- at this point in
20 1996 --

21 A. Uh-huh.

22 Q. -- what you have described to the police and in the book
23 is this. You viewed this interaction going on --

24 A. Yes.

25 Q. -- and you have already made the point about BR77

1 hitting you with the rope.

2 **A. Uh-huh.**

3 Q. Those are the things you had spoken about.

4 **A. Uh-huh.**

5 Q. Then you -- we move on to 2010 --

6 **A. Yes.**

7 Q. -- and you gave an interview, an ABE interview, as we
8 call it --

9 **A. Yes.**

10 Q. -- to police in central England --

11 **A. Yes.**

12 Q. -- on 28th April 2010, and that's a lengthy interview.
13 So I am going to try and summarise --

14 **A. Yes.**

15 Q. -- the main parts of it.

16 **A. Uh-huh.**

17 Q. I indicated to you when we were speaking earlier that
18 I have read the detail of this as best I can --

19 **A. Uh-huh.**

20 Q. -- and it's at times difficult --

21 **A. Yes.**

22 Q. -- to work out what's said to have happened in St.
23 Patrick's --

24 **A. Uh-huh.**

25 Q. -- and what's said to have happened --

1 **A. Yes.**

2 Q. -- in Kircubbin.

3 **A. Kircubbin, yes.**

4 Q. Before we look at why that's so, what led you in 2010
5 with your brother to come forward to want to give this
6 account, which is --

7 **A. Yes.**

8 Q. -- obviously graphic?

9 **A. Yes.**

10 Q. So what led that to come about?

11 **A. Because of the Inquiry. We knew we weren't going to**
12 **run. Because we knew other victims that came forward**
13 **from the south and, like I said, whenever you are**
14 **sitting in denial, not because of the fact of how**
15 **horrific it is, but it is just the fact -- like I said,**
16 **we went through all this for 18 years not wanting to**
17 **come forward, because you think that it's only you,**
18 **because I know a lot of people won't come forward and**
19 **because of the embarrassment and the stigma of it all.**
20 **We knew we are not on our own here and we've got a voice**
21 **through the HIA Inquiry and that gave us the strength to**
22 **come -- to come forward.**

23 Q. Just take your time, HIA218. What I am going to do --
24 the Panel has had and will have the opportunity to read
25 the detail of the interview.

1 **A. Uh-huh.**

2 Q. What I want to do is just look at the allegation about
3 BR77, because while you don't mention his name --

4 **A. Uh-huh.**

5 Q. -- it seems to be the same incident. If we look at
6 66098, please. The two police officers of central
7 England weren't the best at transcribing the word
8 "Kircubbin". It comes out quite a lot as "Carcoven" --

9 **A. Yes.**

10 Q. -- wherever that may or may not be, but you are talking
11 about Kircubbin.

12 **A. Yes.**

13 Q. This particular point -- again I should -- in fairness
14 to the Panel considering this, it is not always clear
15 that it is Kircubbin that's being talked about.

16 **A. That's it, yes.**

17 Q. You say at the top of this page about running away --

18 **A. Yes.**

19 Q. -- and you remember that you had gone on to the river or
20 the moat --

21 **A. Yes.**

22 Q. -- and it had dried. This was a cow that you put your
23 foot through.

24 **A. Aye.**

25 Q. Where was the moat? Was it a moat or a river or what

1 was it that --

2 **A.** Because of the way Kircubbin was, because it was -- like
3 I say, it was in the middle of nowhere, it could have
4 been a river. I am only on about maybe from that wall
5 to maybe this table, but it was dark and it was
6 night-time and, like I say, we kept walking round it --
7 you know, "Where does this go?" -- just to try to get on
8 to the other side of it. Now remember we were walking
9 round for quite a long time, but we came to this little
10 part of the river and I remember I thought it was
11 a boulder and I put my foot on it to step across the
12 other side or jump, and my foot went straight through
13 it, and it was a cow. My foot went through a cow's
14 stomach. Obviously it had been in the river a long
15 time. There was a river. To us it seemed like we might
16 describe it as a moat, but I don't think -- it might not
17 have been.

18 **Q.** If we scroll up a little, that's obviously the
19 impression it created for you.

20 **A.** Uh-huh.

21 **Q.** You say:

22 "Just as we go -- we ended up having to go
23 downstairs, go out and we did."

24 **A.** Yes.

25 **Q.** And then:

1 "One thing about Kircubbin, it's got a massive moat
2 round it".

3 **A. Yes.**

4 Q. Then:

5 "Even that night when we were crossing the moat
6 I put my foot ..."

7 That was the impression you had --

8 **A. Yes.**

9 Q. -- of this.

10 **A. Uh-huh.**

11 Q. You then, if would we scroll back down, you say:

12 "We went to a farm. We ended up again stealing
13 a car and driving back to Belfast."

14 **A. Uh-huh.**

15 Q. "We were on the run, eating, breaking into schools and
16 stuff like that just to basically get food and stuff
17 like that. (Inaudible). Later we got caught and we got
18 sent straight back. The Brother, I know his description
19 but I don't know his name ..."

20 What was his description? Can you remember? If you
21 can't remember now, just say.

22 **A. I can't -- see, this was the thing that we came up
23 against because of the time and because of the abuse
24 that we went through. You are sitting there and
25 whenever you've got a memorable point or you've got**

1 something, you're sitting there, and if somebody said to
2 you, "What did he look like last week?", you are going
3 to sit there and go, "Well, who?", because you
4 disassociate yourself from it, but it would be like
5 anything else. You disassociate yourself from it
6 because of the way that you -- we have had to live our
7 lives, but like anything else, if you put a photograph
8 in front of me I'll go, "Yes, it's him".

9 Q. What I am going to do is I am going to match this one
10 account from '95 --

11 A. Uh-huh.

12 Q. -- and I am going to make the assumption we are talking
13 about BR77, because you describe here how -- that camp
14 gear --

15 "... ended up putting the camp gear down into the
16 store. Then me and Bob, he slapped us with the climbing
17 rope."

18 A. Yes.

19 Q. Now that's what you -- in 1995 when you were describing
20 an incident where you were hit with a climbing rope --

21 A. Uh-huh, yes.

22 Q. -- that was BR77 you say. Had you ever been hit with
23 a climbing rope by anyone else at any stage?

24 A. No. It was -- see, we had been to -- whenever we went
25 to St. Pat's and we were in Kircubbin, you are sitting

1 there because of other events that had happened. Yes?
2 Even with that you are coming into conflict yet again,
3 because you are sitting going, "Did that happen before
4 that or was it after that?" and that's where --

5 Q. But there is no climbing incident --

6 A. There is no other.

7 Q. -- that you recall?

8 A. No.

9 Q. What you say here, HIA218, but you didn't say --

10 A. Exactly.

11 Q. -- in the book or in the police statement in the '90s --

12 A. Uh-huh.

13 Q. -- or in 1980 that:

14 "He hit with us a climbing rope. He smacked us
15 a few times with a climbing rope and then me and Bob, we
16 had to face the wall and he masturbated over the backs
17 of our legs."

18 Obviously it will not come as a surprise to you BR77
19 says, "I didn't do that. I didn't -- punishing people
20 for absconding was something the Head Brother had to
21 deal with."

22 A. Yes.

23 Q. "I wasn't the Head Brother and I didn't -- (a) I didn't
24 hit him and (b) I didn't masturbate over his legs."

25 So this is your recollection as to what you say --

1 **A. Yes.**

2 Q. -- took place.

3 **A. It is.**

4 Q. You then go on in the ABE interview to -- and obviously
5 the Inquiry has --

6 **A. Uh-huh.**

7 Q. -- material from BR77 in responding --

8 **A. Yes. Uh-huh.**

9 Q. -- and will examine what he has had to say --

10 **A. Yes.**

11 Q. -- about this, but that's your position --

12 **A. Yes.**

13 Q. -- as to what took place.

14 You then -- it is difficult for me to bring up in
15 the -- from the ABE interview other Kircubbin sexual
16 matters, because in the ABE interview it seems to be
17 more related to St. Patrick's --

18 **A. Yes.**

19 Q. -- but when you come to speak to the Inquiry, you are
20 clear about what took place --

21 **A. Yes.**

22 Q. -- and we will look at that.

23 **A. Uh-huh.**

24 Q. You mention in the ABE interview -- I give the reference
25 to the Panel, 66093 -- as well as doing the book with

1 DL318 there was mention of doing the TV programme with
2 Roger Cook. Did that ever actually happen?

3 **A. Back then I was -- because of the media coverage that**
4 **I was getting because of different programmes I was**
5 **doing, that's how we ended up coming up to get the book**
6 **done in the first place, because DL318 dealt with**
7 **current affairs, and then, like I say, I was doing lots**
8 **of programmes back then and different chat shows, and it**
9 **was like with the Roger Cook thing, but, like I said,**
10 **nothing progressed. The book went to America and they**
11 **wanted -- a couple of people got interested in it and**
12 **they wanted to make a documentary on it and a play even**
13 **on it, but, like I said, the synopsis was written and**
14 **this is what you got this from, the synopsis of the**
15 **book.**

16 Q. Yes.

17 **A. Like I say, nothing progressed from that.**

18 Q. But when -- when you come to the Inquiry --

19 **A. Yes.**

20 Q. -- and you made your statement to the Inquiry --

21 **A. Uh-huh.**

22 Q. -- it's in very different terms --

23 **A. Yes.**

24 Q. -- HIA218 --

25 **A. Of course.**

1 Q. -- from all the documents that have --

2 **A. Uh-huh.**

3 Q. -- gone before.

4 **A. Uh-huh.**

5 Q. You describe in respect of Rubane, if we can go to 801,
6 please, and you describe here it was in the middle of
7 nowhere and it was hell. You opened the door in
8 a dormitory and it was like an orgy.

9 **A. Yes.**

10 Q. Is that a reference to what you described in '96 and in
11 the book?

12 **A. Yes.**

13 Q. And then you say this:

14 "Bobby and I were held down one night by other
15 children" --

16 **A. Yes.**

17 Q. -- "in the home and raped by two Brothers."

18 **A. Yes.**

19 Q. You can't recall the identity of either Brother.

20 **A. No.**

21 Q. "But I remember this happened about a week after our
22 arrival at Rubane House."

23 **A. Yes.**

24 Q. Now can you -- do you remember who the children were
25 that held you down? If you don't, just tell the Inquiry

1 you don't.

2 **A. I don't remember them, but like -- this is what I'm**
3 **trying to -- just you are sitting there, and because it's**
4 **been so long in your life and, like I say, all we can do**
5 **to try and cope is distance yourself from that event,**
6 **because of how severe it was. Do you know what I mean?**
7 **Like -- no, I -- I can't remember.**

8 Q. And that's fine, HIA218.

9 **A. Yes.**

10 Q. All you need to tell the Panel, you don't remember who
11 that was. The Panel can read the ABE interview.

12 **A. Yes.**

13 Q. You are very clear in the Inquiry statement --

14 **A. Yes.**

15 Q. -- about what occurred --

16 **A. Yes.**

17 Q. -- and even in the ABE interview --

18 **A. Uh-huh.**

19 Q. -- you can't really find this description. What you
20 find is --

21 **A. Exactly.**

22 Q. -- talking about St. Pat's and so on, but what you are
23 saying to the Inquiry is this happened in Kircubbin --

24 **A. Yes.**

25 Q. -- and Brothers and children were involved in it.

1 **A. Exactly, yes.**

2 Q. And the point that the Order makes -- I am not asking
3 you to accept it -- I am simply making the point to you
4 --

5 **A. Yes.**

6 Q. -- that the Order makes the point --

7 **A. Yes.**

8 Q. -- no-one else makes these types of allegations --

9 **A. Yes.**

10 Q. -- of children and Brothers being --

11 **A. Yes.**

12 Q. -- involved in forcing --

13 **A. Exactly.**

14 Q. -- and raping other children.

15 **A. Uh-huh, yes. What we said in this, these were the older
16 children. You know what I mean?**

17 Q. Yes.

18 **A. It's like maybe they had already been through all that
19 and that was their acceptance, the same way we had to
20 accept our abuse, because nobody was doing nothing about
21 it, and that was what they were used to. Like with your
22 own children, if you didn't show your children how to
23 use a knife and fork, they wouldn't know no difference.
24 Maybe that's why they got involved with that was because
25 that's all they knew.**

1 Q. What I want to ask you, HIA218, is you have explained
2 how this happened pretty much when you arrived at Rubane
3 --

4 **A. Uh-huh.**

5 Q. -- and in the '96 material --

6 **A. Yes.**

7 Q. -- so the book --

8 **A. Uh-huh.**

9 Q. -- and then the statement --

10 **A. Yes.**

11 Q. -- that came after the book to the police --

12 **A. Yes.**

13 Q. -- you describe the orgy that you saw --

14 **A. Yes.**

15 Q. -- and telling the social worker about that.

16 **A. Yes. Uh-huh.**

17 Q. This has to have been -- at the time you are talking to
18 the social worker this would have to have already
19 happened --

20 **A. Yes.**

21 Q. -- because this is right at the start. Did you tell the
22 social work about this?

23 **A. No. See, this is where you are sitting like -- this is**
24 **-- from our own point of view -- yes -- it's our**
25 **memories of this is what happens in -- like I say, when**

1 we said, "We are being abused here", I know you don't
2 use the word "abused" no more. Abused means a slap.
3 Yes? Verbally, physically. Yes? That wasn't. We used
4 the wrong word. Even making our statements we were
5 told, "Don't use the word 'abuse'". Yes? "Use the
6 word 'rape'". Yes? So what we seen was rape. We were
7 raped -- right -- on lots of occasions.

8 Q. When you say --

9 A. That was a full orgy. In my head I am sitting thinking,
10 "Did we tell her that?" and, like I say, at the time
11 I don't know, but it was some -- along the line was
12 mentioned about what happened.

13 Q. And you then describe, if we just scroll down a little
14 further, please -- just stop there. You talk about the
15 Brother --

16 A. Yes.

17 Q. -- not being able to -- wanting to wash you --

18 A. Yes.

19 Q. -- in paragraph 6. That seems to be, if I am surmising
20 correctly --

21 A. Yes.

22 Q. -- BR1, whom you described in '95 --

23 A. Uh-huh.

24 Q. -- and '96 as doing that, but you weren't prepared to
25 let him do that.

1 **A. No.**

2 Q. But you then make that point in paragraph 7 to the
3 Inquiry.

4 **A. Yes. Uh-huh.**

5 Q. You say what he would have done. He was essentially
6 looking at you.

7 **A. Yes.**

8 Q. But what I want to look at is paragraph 8. We have
9 looked at that. You have described being raped when you
10 arrived in the home.

11 **A. Yes.**

12 Q. But in paragraph 8 then you say that you and your
13 brother were raped in front of each other --

14 **A. Yes.**

15 Q. -- every other night.

16 **A. Yes.**

17 Q. You were held down and forced to have oral sex with each
18 other.

19 **A. Yes.**

20 Q. Now was this other boys doing this or was this Brothers
21 doing this?

22 **A. We were held down in that room and raped in front of**
23 **each other. The other boys were holding us down, yes,**
24 **and the Brothers at the home were bugging us.**

25 Q. And you then describe what you were made to do to your

1 own Brother.

2 **A. Yes.**

3 Q. You are aware, because I was asking you beforehand --
4 and if you can't, just tell the Panel that's the
5 position, that -- can you identify anyone who was
6 involved in these events, and if you can't, you just
7 tell the Panel, "No, I don't ..."

8 **A. I can't, but can I explain the reason why I can't is**
9 **because of the fact -- yes -- how much fear can you put**
10 **into someone?**

11 Q. Take your time.

12 **A. Whenever it is children in the home holding you down**
13 **while the Brothers are raping you where can you go with**
14 **that? Can anybody fathom that in your head? In my life**
15 **I'd rather have been raped alone than to watch my**
16 **brother being raped in front of me and him in front of**
17 **me (sic).**

18 Q. Take your time. HIA218, just look at me and we'll get
19 through this. Take your time. You explain to the
20 Inquiry in paragraph 9 that point we have just been
21 talking about about telling the lady from the Social
22 Services. You say that she said you were only saying
23 that because you didn't like the home that you were in.

24 You then describe to the Inquiry in paragraph 10 the
25 incident involving BR77. You escaped with DL127 --

1 **A. Yes.**

2 Q. -- or DL65 --

3 **A. DL65.**

4 Q. -- and then you are brought back and you and your
5 brother were taken to the gym and you are made take all
6 your clothes off and smacked on the bum with a climbing
7 rope as a punishment --

8 **A. Yes, uh-huh.**

9 Q. -- for running away. You can probably anticipate I am
10 going to say to you that what you have said to the
11 Inquiry --

12 **A. Yes.**

13 Q. -- doesn't match --

14 **A. Match what that --**

15 Q. -- what you said in 2010 --

16 **A. Uh-huh.**

17 Q. -- about what the person who hit you with the climbing
18 rope went on to do.

19 **A. Went on to do, yes.**

20 Q. That's what why I was asking you whether it is possible
21 there was another climbing rope incident somewhere else
22 that's not ...

23 **A. We could -- we could -- this was the problem we have.
24 See, if it was just one home -- yes -- then you could
25 only relate to that one home, but the problem we've got**

1 is that we've got De La Salle Boys' Home in Kircubbin
2 and we've also got St. Patrick's, and like I said --
3 right -- we even found that difficult ourselves, because
4 we found a conflict of saying to ourselves, "Was that
5 before that or was that after that?" Do you know what
6 I mean, and, like I say, because it's been so long, that
7 even whenever we were making these statements in 2010,
8 we found ourselves thinking, "No. Wait a wee minute.
9 Was it before that or even after that?" This is what
10 I~am saying is that I know this was about Kircubbin, but
11 like I say, we sat in -- even whenever this was writ,
12 you've got the statements and you found it difficult as
13 you were sitting there going, "Well, that's con..." --
14 not conflicting with it, but, "Was that there? Was it
15 that -- was that there?"

16 Q. Yes.

17 A. We have read the statements. Me and my brother have
18 gone through the statements a lot of times on our own
19 and we're sitting even sometimes going, "Is that right?"
20 No. The event was right. Excuse me. That is the
21 truth. The event was right --

22 Q. Yes.

23 A. -- but it is sitting there, because of other things.
24 You are sitting there going, "Was that the only time we
25 were ever hit with a climbing rope or was that ...?"

1 **That's what I am saying. It is difficult --**

2 Q. Yes.

3 A. -- because of the amount of years that is coming on.

4 Q. I appreciate. I am just doing what I've --

5 A. I might turn round and say, "Yes, that was the only
6 climbing rope thing". You know what I mean?

7 Q. The point I am making, HIA218, I have to make.

8 A. No, I know. I know you do.

9 Q. That is that in the ABE interview --

10 A. Uh-huh.

11 Q. -- if it was the same incident --

12 A. Exactly.

13 Q. -- it talks about a sexual --

14 A. Sexual assault.

15 Q. -- degrading piece of activity --

16 A. Exactly. Yes.

17 Q. -- and that's not something that's said here.

18 A. Uh-huh.

19 Q. That is why I was asking you whether it is possible it
20 might have been in St. Pat's or somewhere else. HIA218,
21 what I am going to do is summarise it, because I don't
22 think it is going to be helpful to you or the Panel --

23 A. Exactly.

24 Q. -- if I pour over in precise terms what the Order and
25 that the individual Brothers might say about these

1 particular matters, but if I can put it to you this way

2 --

3 **A. Yes.**

4 Q. -- and I appreciate this is difficult for you to hear --

5 **A. Uh-huh.**

6 Q. -- but I am going to quote to you in this way. Neither
7 the Order, who ran the home, or the individual Brothers,
8 who are in a position to respond to --

9 **A. Yes.**

10 Q. -- individual allegations --

11 **A. Of course.**

12 Q. -- accept that they did the things that you claim.

13 **A. Exactly.**

14 Q. I am just going to ask you is there anything else you
15 want to say about that?

16 **A. If you are sitting here, if anybody was sat in this room
17 or even in this Inquiry and you were having the
18 allegations made about you that you raped and you did
19 this and did you that, are you going to stand there and
20 put your hands up and go, "Aye, I did do it"? No, you
21 are not. From our point of point -- yes -- and what
22 I want to say on this is the fact that whenever you had
23 the Catholic Church -- yes -- hiding all the priests
24 that were abusing kids and sending them all round the
25 world, the same as Christian Brothers -- yes -- why**

1 don't they give us the names then? Whenever they were
2 reported and their names were brought up -- yes -- just
3 give us the names. Why did you put them in another home
4 to abuse other children? So that's what I am saying on
5 it.

6 Q. Yes.

7 A. They can deny all they want. What I am saying is the
8 fact, and it is the fact -- yes -- they abused us and
9 they can sit and say whatever they want.

10 Q. As we were talking about before --

11 A. Yes.

12 Q. -- and I was saying the heart of the Panel's work --

13 A. Of course.

14 Q. -- is to try to understand --

15 A. Yes, of course. I understand that.

16 Q. -- exactly what happened and as far as one can at this
17 remove get to the bottom of these matters --

18 A. Uh-huh.

19 Q. -- and try and establish --

20 A. Yes.

21 Q. --in order to make decisions about --

22 A. Yes.

23 Q. -- what systems failures there may or may not have been.

24 As you know, I said to you, HIA218, we ask each witness

25 two questions towards the end of their evidence --

1 **A. Uh-huh.**

2 Q. -- and I want to ask you the first one now.

3 **A. Uh-huh.**

4 Q. The Panel at the end of its work has to consider what
5 recommendations it might make to the Northern Ireland
6 Executive --

7 **A. Yes.**

8 Q. -- about the three issues that you and I mentioned
9 already --

10 **A. Uh-huh.**

11 Q. -- when we spoke about some form of apology or memorial
12 or some other form of redress, and we ask each witness
13 whether there is anything they want to say to assist the
14 Panel in reflecting what recommendations they might
15 consider making that would help people. Is there
16 anything you want to say about that?

17 **A. Considering the three issues -- yes -- I think**
18 **an apology would be an insult -- yes -- but considering**
19 **all three, all three, but it's --**

20 Q. If all three were put together as a package, that would
21 be a positive --

22 **A. If they were put together as a package, yes. There's no**
23 **way would I sit and ever in my life -- yes -- because**
24 **I have had to live with this all my life, ever accept**
25 **an apology. I don't want to hear the word "Sorry". The**

1 **damage has already been done. Do you know what I mean,**
2 **but, yes, all three, but I am only --**

3 Q. Three things together.

4 **A. As a big package the whole three.**

5 Q. Yes, and the last question that we ask each witness --
6 and I appreciate this is about Rubane --

7 **A. Uh-huh.**

8 Q. -- you are talking about today because of how the
9 Inquiry has to work --

10 **A. Uh-huh.**

11 Q. -- whether there's anything else that you want to say
12 about Rubane that I -- maybe I haven't covered something
13 correctly --

14 **A. Yes.**

15 Q. -- or I have not covered something at all that you want
16 to say, or whether there may be something else about
17 your experience that you want to relate. This is your
18 opportunity to say --

19 **A. Yes.**

20 Q. -- what you want to say about Rubane.

21 **A. Yes.**

22 Q. I am just going to ask you whether there is anything
23 else that I haven't covered that you want to say.

24 **A. You have covered it, but, like I say, it is just -- the**
25 **only thing for us victims is the fact that where you**

1 have got that conflict, but we are turning round. If
2 you asked -- if anybody in this room said, "What did you
3 do two weeks ago or three weeks ago? What did he look
4 like or what was that?", everyone in this room would
5 struggle to come with -- no matter how bad it was, to
6 struggle with a face, a name. We are talking over
7 30-odd years ago and that's what I am saying. For us
8 victims it is frustrating, because it's been that long.
9 We just want this over and done with so that we can get
10 on with our lives.

11 Q. HIA218, bear with me for a moment. It may be the Panel
12 want to ask you something.

13 A. Yes.

14 Q. I am not going to ask you any more at this point. Just
15 bear with me.

16 CHAIRMAN: Well, HIA218, I am sure you will be relieved to
17 hear we don't want to ask you any questions.

18 A. Yes.

19 Q. Thank you very much indeed for coming, because not only
20 can we see it has been difficult for you, but we know
21 you have actually come quite a long way --

22 A. Uh-huh.

23 Q. -- compared to some people to speak to us. We are going
24 to hear in a few minutes from your brother --

25 A. Yes.

1 Q. -- but we will be asking you to come back --

2 A. Uh-huh.

3 Q. -- to describe your experiences in St. Patrick's --

4 A. Uh-huh.

5 Q. -- because you were there a lot longer than you were in
6 Rubane.

7 A. I know.

8 Q. Isn't that right?

9 A. Yes.

10 Q. Thank you very much for coming.

11 A. Thank you very much.

12 (Witness withdrew)

13 MR AIKEN: Chairman, Members of the Panel, it may be
14 appropriate to take just a few minutes to let Ms Smith
15 --

16 CHAIRMAN: Yes. Very well.

17 MR AIKEN: -- get the logistics resolved for the next
18 witness.

19 (3.35 pm)

20 (Short break)

21 (4.00 pm)

22 WITNESS HIA219 (called)

23 CHAIRMAN: Yes, Ms Smith?

24 MS SMITH: Chairman, Panel Members, ladies and gentlemen,
25 the final witness this afternoon is HIA219. I will call

1 him Bobby, as he is known, but he wishes to affirm and
2 he also has confirmed he is happy to waive his
3 anonymity.

4 CHAIRMAN: Thank you.

5 WITNESS HIA 219 (affirmed)

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

7 Questions from COUNSEL TO THE INQUIRY

8 MS SMITH: Now, HIA219, I am going come on to your statement
9 in a moment. That can be found at RUB807 to 817. The
10 Order's response is found at RUB3247 to 3249 with the
11 exhibits at 3250 to 3288. There is also a Health &
12 Social Care Board response at 8201 to 8003 (sic) with
13 exhibits at 8618 to 8635.

14 BR77 has given a statement to the Inquiry, which can
15 be found at RUB5401 to 5418, and the paragraph relevant
16 to this witness is paragraph 7.

17 HIA219 has spoken to the police on four occasions
18 and there's a statement in the bundle from 1980, which
19 is at RUB60229. That's 16th May 1980. There is another
20 statement of 20th July 1995 at RUB1... -- sorry -- 61049
21 to 61050, and then on 6th February 1996 he further spoke
22 to the police and that statement is at 61051 to 61052.

23 Finally there is a transcript of an ABE interview
24 which was carried out on 18th and 24th March 2010, and
25 the papers relating to that are at RUB66119 to 66219.

1 Q. -- but we will be asking you to come back --

2 A. Uh-huh.

3 Q. -- to describe your experiences in St. Patrick's --

4 A. Uh-huh.

5 Q. -- because you were there a lot longer than you were in
6 Rubane.

7 A. I know.

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9 A. Yes.

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21 to 61050, and then on 6th February 1996 he further spoke
22 to the police and that statement is at 61051 to 61052.

23 Finally there is a transcript of an ABE interview
24 which was carried out on 18th and 24th March 2010, and
25 the papers relating to that are at RUB66119 to 66219.

1 In addition, there are -- there is an interview of
2 BR77 at 61127 and to 61162, but the relevant
3 section relating to this witness belongs -- begins at
4 61156.

5 There's a final interview of BR77 which was in
6 February -- sorry -- it was in August of this year
7 I believe he was spoken to by police about that, and I
8 don't have the RUB number, but I will give that to you
9 as I go through.

10 So if we could call up HIA219's statement, please,
11 which is 807. Now, HIA219, you have an unredacted
12 version of your statement and I just want to you confirm
13 that this is the statement that you gave to the Inquiry,
14 and if we go to the last page of that, that's 817, and
15 you signed that on 25th March of this year, and can
16 I just ask you to confirm that this is the evidence that
17 you want the Inquiry to consider together with anything
18 else that you say here this afternoon?

19 **A. Yes.**

20 Q. Now if we just go back to your statement, paragraphs 1
21 and 2 on the first page, 807, now in that page your
22 personal details are set out there in paragraph 1, and
23 if I can sum it up, you are -- you were taken into care
24 in England and then you were placed with your parents --
25 grandparents in Belfast to act effectively as your

1 foster parents --

2 **A. Yes.**

3 Q. -- by the Social Services in England. You say that you
4 were then taken from your grandparents' home and placed
5 in St. Patrick's Training School --

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

7 Q. -- and from there you were taken to Rubane House and
8 then ultimately went back to St. Patrick's Training
9 School.

10 **A. Yes.**

11 Q. Now you know we are only going talk today about what
12 happened to you in Rubane --

13 **A. Yes.**

14 Q. -- but I just want to ask you if you are happy enough
15 and willing to come back to talk on another occasion
16 about what happened to you in St. Pat's?

17 **A. I am, yes.**

18 Q. Now the records that I have seen seem to suggest that
19 rather than going to St. Patrick's first that you may
20 have gone there for a day or two, but that it seems to
21 be that you actually spent time in Rubane, and you were
22 taken from your grandparents because you were truanting
23 and involved in minor offences, and you were then taken
24 to Rubane, and after absconding from Rubane, went to St.
25 Pat's on foot of a Training -- a Place of Safety Order

1 and then a Training School Order in 1978.

2 **A. That's not true. We were took -- we were first placed**
3 **-- took off my grandparents and placed in St. Patrick's,**
4 **and then from St. Patrick's to Rubane, and then from**
5 **Rubane back to St. Patrick's. We weren't placed in**
6 **Rubane straight -- I don't even know where these records**
7 **have come from, but that's not true.**

8 Q. Well, just for completeness we will look at a progress
9 report, which is RUB8627. This is -- if this could be
10 highlighted, please. This is the second page of
11 a progress report. If we can just scroll down through
12 that. You see here the final paragraph. This is dated
13 20th October 1977 and it says:

14 "HIA218 and HIA219's ..."

15 HIA218 is your twin brother. Isn't that right?

16 **A. Yes.**

17 Q. "... [their] behaviour outside the home so deteriorated
18 in respect of non-attendance at school and involvement
19 in minor offences that they were both removed from the
20 foster home on 9th October '77 and placed in De La Salle
21 Boys' Home, Kircubbin pending a court appearance on
22 2nd November '77."

23 Then if you just look down at the bottom, it says:

24 "Fit Person Order made in respect of HIA219 at
25 Belfast Juvenile Court on 2nd November 1977. Continued

1 placement at De La Salle is envisaged."

2 **A. That's not true.**

3 Q. So you are aware that this is documentation we have
4 received from Social Services --

5 **A. Yes.**

6 Q. -- but you remember being in St. Pat's --

7 **A. Yes.**

8 Q. -- for a period of time before going --

9 **A. I mean, that -- I don't even know where this is coming**
10 **from or why it's even said like that. We were in St.**
11 **Patrick's Training School, put into -- put into**
12 **a transit van and taken. I don't even know if we were**
13 **put under a court order. I don't even know when we were**
14 **sent to Rubane House. We were taken from St. Patrick's**
15 **to Rubane House, absconded from Rubane House, because we**
16 **were being abused, and then back to St. Patrick's. So**
17 **where this report has even come from -- I have no reason**
18 **to question it, but I am questioning it, because it is**
19 **not true. That's wrong.**

20 Q. Just to be clear, you say that you were St. Pat's for
21 a period of about 18 months before you were moved to
22 Rubane. Is that right?

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

24 Q. Again I will just look at another document here. That's
25 8632. This needs to be enlarged, please, and if you can

1 make that even bigger if that's possible. This is again
2 a document from the Child Benefit Office from the
3 Department of Health and Social Services where various
4 questions were asked in relation to you. If we could
5 highlight the third column over, if that's possible. It
6 is maybe not. This is handwriting. So it is quite
7 difficult to read, but it says here that:

8 "HIA218 and HIA219 admitted to De La Salle Home on
9 9th October '77."

10 I am not sure what the next line is.

11 "They absconded on ...",

12 and there is a date given there. I can't even make
13 this out. It is very difficult:

14 "Returned to De La Salle on 20th ..."

15 I think that's on 20th of whatever date from your
16 grandmother's house. Do you remember running away from
17 De La Salle to your grandmother's house at all?

18 **A. No.**

19 Q. And then again there was another entry here about being
20 taken back to De La Salle in November '77, and then on
21 10th of a date:

22 "HIA219 and HIA218 were ..."

23 CHAIRMAN: "January 1973. Transferred to St. Patrick's
24 remand home."

25 MS SMITH: Yes. I think that might be '78, Chairman, that

1 would be.

2 CHAIRMAN: Yes, it probably is '78, yes.

3 MS SMITH: To St. Patrick's Remand Home.

4 **A. This isn't right.**

5 Q. Under section 99 I think that was. Then:

6 "On 14th February Training School Orders were
7 granted in respect of HIA219 and HIA218 with ..."
8 something.

9 I can't -- again it is difficult to make out, but it
10 said:

11 "Training School for three years.

12 Thank you for your assistance."

13 Those questions were asked and they were confirmed
14 by the affirmative answers in the fourth column.

15 I am just showing this document and you know,
16 HIA219, that's where we got the information I have given
17 to you --

18 **A. Okay.**

19 Q. -- this afternoon, but I know that you don't accept that
20 this documentation is right.

21 **A. That's not correct at all.**

22 Q. So we do know, though, from what the Order has told us,
23 and would seem to be supported by the documentation, you
24 were in Rubane with your twin brother from 19th
25 October 1977 until 11th January 1978, a total of about

1 three months.

2 Now in your statement, if we could go back to that,
3 please, at paragraph 4, which is on page 808, you say
4 that -- I am not going to go through all of your
5 statement in detail, HIA219, but you can take it that
6 the Inquiry Panel and those who have needed to have read
7 it in detail.

8 **A. Yes.**

9 Q. So I will summarise what's in it, and if I get anything
10 wrong, please stop me and correct me, but certainly you
11 say that in this paragraph 4 that you were sexually
12 abused by two Brothers who came into your dormitory on
13 the third night that you were there, and you say in the
14 next paragraph 5 that the same thing happened the
15 following night but with two different Brothers and that
16 that sexual abuse happened five or six times in that
17 way.

18 **A. Uh-huh.**

19 Q. Now you will know from what I have told you that the
20 Order don't accept the account that you have given of
21 being sexually abused in the home.

22 **A. The Order would say that, wouldn't they?**

23 Q. And they simply don't believe that that has happened.

24 **A. I am here to tell the truth. I am not here to lie to**
25 **the court or anything like that. The Order know what**

1 happened to children in various institutions all over
2 this country. They are here. Why are they even in this
3 court? They have been found guilty in every state
4 around the world of abusing children and then hiding
5 them. I am not here on trial. I am here to tell the
6 truth. The De La Salle Order have told lies and been
7 proven to be lying again and again and again. They
8 shouldn't even be in this court.

9 Q. Well, HIA219, you will appreciate that this is
10 an Inquiry and it is not a trial or a civil case. We
11 are just -- I have to put that the --

12 **A. I am sorry for that. I appreciate --**

13 Q. You don't need to apologise. You do know I need to put
14 what the Order is saying to you so you can respond to
15 that and that's what we are doing.

16 So paragraph 6 then you said that you were put out
17 to work on a farm and you describe the Brother who was
18 in charge of the farm as an evil man. You say that you
19 were hit by him with a paddle that he used for herding
20 the cattle, and that he exposed himself to you, and when
21 you looked at him being exposed, he beat you. You say
22 that he tried to get you to masturbate him and that you
23 saw him sexually abuse other boys in the pig or sheep
24 pen.

25 **A. That's right, yes.**

1 Q. One of the things the Order would say -- you talk about
2 having to muck out at the farm, but the Order would say
3 there was farm employees who did that kind of thing. It
4 wasn't something that the boys did.

5 **A. Listen, the Order used children for menial jobs round**
6 **the place. The Order is not going to admit, "We put**
7 **children working on farms", and stuff like that because**
8 **it was wrong back then. We mucked the pigs out. We**
9 **mucked the sheep out. We mucked the cows out. The**
10 **Order aren't going to admit that they've got children in**
11 **their care, 11, 12 year olds, doing jobs like that. We**
12 **went to school on there and then after school or**
13 **whatever we went out and did jobs on the farm and**
14 **whatever. The Order are just saying that because they**
15 **don't want to be seen as making children -- it is child**
16 **labour, every way you want to call it. So the Order are**
17 **going to deny that.**

18 Q. You do know the Order have made a response statement and
19 I have put some of the things in that to you.

20 **A. Yes.**

21 Q. I am not going to put everything they say to you,
22 HIA219, but the Panel will have read what they say about
23 your account.

24 In paragraph 7 you go on to say that you saw older
25 boys abuse a younger boy in the games room, that you

1 heard children scream from the dormitories every single
2 night that you were in the home.

3 In paragraph 8 you talk about being made to have a
4 freezing cold shower or bath for wetting the bed and you
5 say sometimes you were even put into the cold bath
6 during the night, in the middle of the night for doing
7 that.

8 You say in paragraph 9 that:

9 "There wasn't one Brother in Rubane who was not
10 abusing children, or if they weren't abusing them, they
11 knew what was going on and they weren't doing anything
12 about it."

13 You say:

14 "Boys were being abused on the farm, in the
15 dormitories, in the toilets and in the woods."

16 You say:

17 "Older boys took younger boys into the woods
18 an abused them."

19 Now again I am not repeating everything that the
20 Order say about that, but one thing they would say is
21 they were not aware that this level of abuse was going
22 on in the home and would dispute that obviously.

23 **A. Well, all I have got to say they are lying and they are**
24 **going to say that. They are not going to admit to the**
25 **horrific abuse that we went through. They are not going**

1 to come in here and say, "We are guilty. We are really
2 sorry for that". They are just going to come into this
3 court and deny everything single thing that is put to
4 them. I am sorry if I sound a bit -- but that's the way
5 it is. They are not going to come in and admit what
6 they done to us.

7 Q. We do know you and your brother, HIA219, did run away
8 from Rubane.

9 A. Yes.

10 Q. You talk about this at paragraph 10. You said the first
11 time that you and your brother tried to escape you were
12 caught by the older ones and brought back. You were
13 taken into the gym and you say:

14 "Five Brothers came in, took off their belts and
15 starting smacking us with the belt. They said we would
16 never get out of the place if we didn't start behaving."

17 You then talk about another time when you were due
18 to go on a camping trip. You were given wet weather
19 gear, rucksack and camping equipment, and you say that
20 you and your brother then decided to run away, as you
21 had all the gear to do that. You found an open window,
22 got out, ran across the grounds and got away. You stole
23 a light blue coloured car out in the country.

24 "The keys were in it, and when we were driving back
25 to Belfast, I think the car broke down or something like

1 that. In the end we were out for a few days and then
2 the police picked us up and took us back to Rubane."

3 You then said when you were brought back, you were
4 told off by the Head Brother, and the Brother who had
5 given you the camping gear -- you say he was probably
6 one of the youngest brothers there.

7 **A. Yes.**

8 Q. Just to be clear, HIA219, you don't remember the names
9 of Brothers as you sit here today.

10 **A. No.**

11 Q. Isn't that right?

12 **A. No.**

13 Q. Only I know that you --

14 **A. Just brief descriptions of what they looked like and --**

15 Q. And I know from talking to you that you and your brother
16 HIA218 have discussed what happened to you both --

17 **A. Yes.**

18 Q. -- and he has given you some names. Isn't that correct?

19 **A. Yes.**

20 Q. And I have certainly put some names to you.

21 **A. Uh-huh.**

22 Q. But you yourself had no actual memory of the names of
23 the Brothers --

24 **A. No, no.**

25 Q. -- when you gave this statement. Isn't that right?

1 **A. Yes.**

2 Q. You say he brought you into the store and told you to
3 strip off, and he picked up a piece of climbing rope,
4 made you bend over a table and he whipped you with the
5 rope on your bare backside and then he masturbated over
6 the backs of your legs and your bum. You said there
7 were a few times when he physically abused you and that
8 he also made you perform oral sex on him and that it
9 moved to anal sex with both you and your brother. You
10 say it was always the two of you together. It was never
11 just one of you that that happened to. I will come back
12 to who that Brother might have been and what has been
13 said about that.

14 Just the Order's records show that, in fact, you
15 absconded five times from Rubane. One of those times --
16 and another time, a sixth time, you actually absconded
17 from your grandparents, but you say you never actually
18 went home to your grandparents from Kircubbin. Is that
19 right?

20 **A. What -- I mean, I am sorry I have got to get back to St.**
21 **Patrick's here was when we were being abused in St.**
22 **Patrick's, the first thing that we did was run back to**
23 **my mother's house or my grandmother's house. Sorry.**
24 **Within a couple of hours the Royal Ulster Constabulary**
25 **came home and picked us straight up from my**

1 grandmother's house and took us back to St. Patrick's,
2 and we got the general idea, "Look, hang on a minute.
3 We can't keep running home, because if we run home, we
4 are going to be picked up by the police and basically
5 just put back into what do you call it". So we stopped
6 going back to my grandmother's. We used to live in --

7 Q. Sorry. Maybe I have confused you, HIA219, and I don't
8 mean to do that. What I was saying is that the records
9 show they have a note of you running away from Rubane
10 five times and they also have a note of you running away
11 from your grandparents' home. So it would seem to
12 suggest at some time during those three months you went
13 home to your grandparents for a period of time --

14 A. Yes.

15 Q. -- and you ran away from there.

16 A. Yes.

17 Q. Do you ever remember that happening?

18 A. That would probably be running away from my grandparents
19 because we knew the police were going to be a matter of
20 hours and we were going to be picked up from there and
21 took back.

22 Q. You don't remember -- you were in Rubane over the
23 Christmas period. You don't remember spending Christmas
24 at your grandparents' that year?

25 A. No.

1 Q. Well, just coming back to the camping equipment, now
2 there is a BR77 who would say -- the Order would say he
3 was the person who was in charge of the camping
4 equipment, and he says that himself at paragraph 7 of
5 his statement, which can be found at RUB5405, and I am
6 not going to call that up, but the Panel can read what
7 he says about that there, and he would -- one of the
8 things he would say is the rope would have been kept --
9 the climbing rope -- you wouldn't have been given the
10 material yourself to take to bed with you that night.

11 **A. No.**

12 Q. It would all have been packed into a van to go off on
13 the trip the next day. You also talk then in
14 paragraph 13 about another Brother and you describe
15 something in particular about his hand. I am not going
16 to go into the details of that --

17 **A. Yes.**

18 Q. -- but you describe that this particular Brother washed
19 boys in the shower, and you say that he had anal sex
20 with you, that's you and your brother, for several
21 months.

22 **A. Uh-huh.**

23 Q. Now we know you were actually --

24 **A. We were only there for three.**

25 Q. Yes, and you accept you were only there for three

1 months?

2 **A. But as a child that might have seemed like that. You**
3 **know what I mean? You can't put a -- it is difficult to**
4 **put time on things. Do you know what I mean? To me**
5 **I could have been a year in Rubane for all I know. Do**
6 **you know what I mean? I couldn't believe that it was**
7 **only three months that we were there.**

8 Q. It just seemed like longer to you?

9 **A. It just seemed like a long, long time.**

10 Q. Now one of the things when we were discussing this as
11 well and discussing whether or not you could remember
12 particular Brothers --

13 **A. Uh-huh.**

14 Q. -- and you said you may have got mixed up with which
15 Brothers were in which home. Is that right?

16 **A. I mean, yes, I could be. It is dates that you are going**
17 **-- because you were going from one home to another, you**
18 **were being abused in both homes. So I might have said**
19 **something that could have happened in Rubane that**
20 **happened in St. Patrick's. One thing I will say is that**
21 **when you are being abused as often as we were being**
22 **abused, you are going to get things mixed up, but it**
23 **doesn't matter whether it is mixed up or not. Abuse is**
24 **abuse whether it's in that home or that home. You were**
25 **being abused.**

1 Q. Although you do say that there was a difference between
2 the way you were abused and the type of abuse that was
3 going on in one home and the other. Isn't that right?

4 **A. St. Patrick's was quiet. It was -- it wasn't on the**
5 **scale as Rubane was. It was blatant in Rubane. It**
6 **wasn't blatant in -- it wasn't as abusive, if I can put**
7 **it like that, or blatant in St. Patrick's. It was**
8 **quiet. It was -- you know, it wasn't -- that's why**
9 **I have made the statement every Brother in Rubane House**
10 **was either abusing somebody or they knew they were being**
11 **abused and didn't say anything.**

12 Q. I don't want to put words into your mouth, HIA219, but
13 are you saying it was obvious what was going on in
14 Rubane whereas it wasn't obvious what was going on in
15 St. Pat's? Is that what you are saying?

16 **A. That's exactly what I'm saying.**

17 Q. Now in paragraph 14 you say that there was one time when
18 you were brought back and you had -- someone from either
19 Social Services or the Probation Service, a woman, had
20 a meeting with the Brothers. You told this woman that
21 you were being abused. She turned round to you and said
22 you were problem children and what you had said was
23 a disgusting thing to say. She then got in her car and
24 drove away. You thought the police were also told about
25 the abuse by other boys, but you say nothing was done

1 and --

2 **A. Uh-huh.**

3 Q. -- you hold the Probation Service and the RUC
4 responsible, because you say they knew about the abuse
5 and failed to act. Just in fairness to the successors
6 to the people who were looking after you back in the
7 1970s, the -- those who hold the records say they have
8 found no record of you having been visited during your
9 time in Rubane in those three months, but the fact that
10 you were visited while you were with your grandparents
11 by Social Services, and there is documentation to show
12 that.

13 **A. Yes. We -- that's -- I will never forget saying to the**
14 **woman that we were being abused in De La Salle and she**
15 **called me and my brother on the steps of Rubane House.**
16 **She just basically turned round and said, "You're a liar**
17 **and you are only saying that because you don't like the**
18 **home that you're in", and, I mean, that's destroying as**
19 **a child, because you have just told somebody the truth,**
20 **and this Inquiry is going to see it again and again and**
21 **again. You have had the reports of children that**
22 **reported this to the Royal Ulster Constabulary, to the**
23 **Probation Service and nothing was done, and why wasn't**
24 **anything done? If this happened in an institution**
25 **today, two children said today they were being abused in**

1 a care home, it would get some investigation or
2 something would happen. How come so many children have
3 reported this and nothing was done?

4 Q. Now just coming back then to your statement, and I know
5 -- this is paragraph 15 -- and I know this is something
6 that you find very distressing about what happened to
7 you and your brother, and I am not going to go into it
8 in very many details, but it is there in paragraph 15,
9 but essentially you and your twin were brought to the
10 Head Brother's room by older boys and he abused you
11 himself and then he made you abuse each other.

12 A. Yes.

13 Q. One of the points that is made -- I know -- we will come
14 on to talk about your brother writing a book called "The
15 Blair Twins" about your childhood. One of the points
16 that's made is that was not in that book at any stage.
17 I am going to come on and talk to you about what you
18 told the police at various times and I will come back to
19 that. When I come back to go through the police
20 material, HIA219, then I want you to ask -- to ask you
21 why you didn't -- that wasn't told before you said it to
22 the Inquiry or, in fact, until you said it in 2010, but
23 you make the point that the abuse was not hidden in
24 Rubane in paragraph 16. You say that you were abused
25 every other night for the whole time that you were

1 there. The Brothers make the point that there were only
2 ten Brothers at this time in the home. You said that
3 you were sent back to St. Pat's because you absconded
4 and it is correct to say that, because you absconded,
5 ultimately a Training School Order was got and you were
6 brought to St. Pat's, but we know the issue about
7 whether or not you had been there before or not.

8 **A. Yes.**

9 Q. Then I am coming on now to talk and look at the police
10 statements you have made. The first of these was in
11 1980. Now after you and your brother left Rubane and
12 went to St. Pat's, you say for the second time, you and
13 he continued to get into trouble during your early
14 years. Isn't that right?

15 **A. Yes.**

16 Q. And you ended up actually in Millisle in the borstal
17 there.

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

19 Q. And if we could just look at 60229, please, now the
20 police came and spoke to you in Millisle in 1980, in
21 May 1980. Do you remember them coming to speak to you?

22 **A. No.**

23 Q. This was a Detective Constable Fox who spoke to you at
24 that time.

25 **A. I have no recollection of it at all.**

1 Q. Okay. This is a very short statement and it says that
2 you were in Kircubbin Boys' Home for about three and
3 a half months in 1977. So whether you were being told
4 that by somebody, but certainly in 1980 you seemed to
5 know you had been there for a short period of time:

6 "It must have been near Christmas, because we got
7 out for Christmas."

8 Now I know as you sit here you don't remember that
9 --

10 **A. I can't remember that.**

11 Q. -- but obviously 1980 was nearer the time --

12 **A. Yes.**

13 Q. -- that you were there:

14 "During the time I stayed there nobody interfered
15 with me in any way or touched me, nor did I see anything
16 like this happen. BR1 was there when I was there",
17 and this was -- at this stage you did have a name
18 to give --

19 **A. Uh-huh.**

20 Q. -- to the police or perhaps they gave the name to you:

21 "But the only time he ever came near me was when he
22 gave me a letter from my mother, and when he gave it to
23 me, he put his arm round me, but that's all."

24 Okay?

25 **A. I mean, I don't even remember that, you know.**

1 Q. I know. We have looked at these earlier, HIA219.

2 **A. Yes.**

3 Q. You will know I am just going to go through them all
4 quickly now. There is another statement made in 1995
5 and that's at 61049. Again 20th July 1995. This time
6 it was a Detective Constable Devlin:

7 "I am known as ..."

8 and your name is there.

9 "I had my name changed by deed poll in 1987. I was
10 born in Belfast. When I was 13 years old, I was in De
11 La Salle Boys Home for about three and a half months.
12 Today, 20th of July 1995, I have read a statement made
13 to police in 1980. The contents of this statement are
14 accurate. The only thing I can add is in relation to
15 an incident where I was assaulted by one of the
16 Brothers. My brother and a bloke", whose name is given
17 there, "ran away from the home. We were caught by
18 police in Belfast and returned to the home. This
19 Brother took us into a gym and made us take all our
20 clothes off. He then made us bend over a chair and he
21 hit us on the backside with a thick climbing rope. It
22 was very painful at the time. It left welts on my
23 backside. He told us not to do it again or we would get
24 worse punishment. I can't remember his name. He had
25 blond hair and was in his 30s. He was the PT teacher.

1 I didn't mention this incident to the police when I was
2 interviewed because I was afraid of getting the same
3 again."

4 You know the point I made to you about that earlier,
5 HIA219, is when you were making this statement in 1980,
6 you were away from the De La Salle Brothers. You were
7 in Millisle.

8 **A. Yes.**

9 Q. So not mentioning to the police in 1980 about what
10 happened to you --

11 **A. Yes.**

12 Q. -- it couldn't have been because you were afraid of
13 getting the same again, because you had moved on from
14 them. As you said to me, after you got away from the
15 Brothers, you never ever absconded again. Is that
16 right?

17 **A. I never -- I have never ever absconded from another**
18 **institution other than St. Patrick's and Rubane House**
19 **basically because we were being abused. That's why we**
20 **run away.**

21 Q. Now at this stage this particular Brother was
22 identified. The Brother with the blond hair in his 30s
23 who was the PT teacher was identified.

24 **A. Yes.**

25 Q. He was interviewed by police. He said that that wasn't

1 true and that he had nothing to do with what happened to
2 boys who absconded, that that was the responsibility of
3 the Head Brother, and he at that stage said the climbing
4 ropes were kept in the climbing store and therefore this
5 business about the gym was just simply not right. Okay?

6 Now seven months after you make this statement,
7 HIA219, you made another statement to police, and we can
8 look at that at 61051. This was on 6th February 1996
9 and you say that:

10 "On 20th July I made a statement to police outlining
11 my time in care at De La Salle Boys Home. At the time
12 of making this statement I didn't tell the police about
13 an incident which occurred when my brother and myself
14 were trying to escape one night. I just didn't want to
15 tell about this incident until my Brother related it in
16 a book he was writing about our childhood. Now the
17 police are aware of it I would like to outline exactly
18 what happened."

19 Can I just pause there and ask you, HIA219, do you
20 remember speaking to the police seven -- do you remember
21 speaking to the police first of all in 1995?

22 **A. No, no.**

23 Q. Or in -- seven months later?

24 **A. No.**

25 Q. So you can't really help us with how the police came to

1 be aware of this incident?

2 **A. As far as I was concerned it's -- I know they came over**
3 **in 1995 to my house and I basically said to them**
4 **I wasn't prepared to say anything, but the other**
5 **statements that -- I don't even have no recollection of**
6 **making at all whatsoever. I don't even remember the**
7 **police coming to Millisle to interview us about this**
8 **case, because 198... -- it was '85 you said?**

9 Q. 1980. Then 1995.

10 **A. 1980, and then '95 I can remember them, but not 1980.**

11 Q. Do you remember speaking to them again seven months
12 after you spoke to them in '95?

13 **A. No.**

14 Q. This statement in February '96 --

15 **A. No.**

16 Q. -- you don't remember that, but what you do say is you
17 felt you could not tell them about this incident because
18 your brother was writing this book. You then go on to
19 say that you had absconded on a number of occasions.

20 "On one such occasion we couldn't get out at night
21 because all the windows were locked. My brother told me
22 that the toilet window in another dormitory, I think it
23 was D, was opened. So we moved from our dormitory to
24 dormitory D. My brother opened the door. There was
25 about five or six beds on each side of room. I looked

1 in and saw two boys in bed together. The bedclothes
2 were over them. I couldn't see right into the room as
3 my brother was in front of me. He turned round and said
4 to me -- said, 'Fuck this. Let's get the fuck out of
5 here'. We ran down into the hallway. The main door was
6 locked. At this one of the Christian Brothers came out
7 and asked us what we were doing. My brother said to him
8 that he had seen boys doing this to each other and that
9 there was an orgy going on in the room. He asked my
10 brother what he meant and my brother told him what he
11 had seen in the room. I never seen all that my brother
12 had seen. I only saw the two boys in the one bed.
13 I knew what they were doing, but I couldn't see, because
14 the clothes were over them. When we wouldn't go back to
15 our room, they took us to a room and locked us in. It
16 was a few days later and we had a visit from the woman
17 from the Social Services and we told her all that was
18 happening in the room."

19 Now you will appreciate that this account of this
20 incident that you and your brother witnessed in this
21 dormitory is different --

22 **A. Oh, yes.**

23 Q. -- to what you said to us in the Inquiry and what you
24 said later, because you said that you actually got away
25 and you were brought back later --

1 **A. Yes.**

2 Q. -- whereas in this account you were actually still in
3 the home --

4 **A. Yes.**

5 Q. -- and then the Social Services came to speak to you.
6 You didn't actually manage to abscond on this night is
7 what I am saying, because the door was locked and the
8 Brother stopped you.

9 **A. Yes.**

10 Q. But you don't remember making that statement. Isn't
11 that right, HIA219?

12 **A. No.**

13 Q. The other thing that you do say there at the bottom is
14 that:

15 "The other thing that happened regularly was when we
16 had our shower during the week, one of the Christian
17 Brothers used to wash the boys' backs with soap. We
18 wouldn't let him do that with us. I don't think there's
19 any other thing that I can tell you about my time in
20 care."

21 Now in March of 2010 you went to the police station
22 in England and you were interviewed in what we call
23 an ABE interview. That was a video recorded interview.
24 We have seen the transcript of that, which starts at
25 page 66119. You were interviewed one week and then came

1 back the next week and continued. Isn't that right?

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

3 Q. It is clear that you start off by talking about St.
4 Pat's and you talk about St. Pat's for quite a while.
5 That seems to be -- there may be some overlap and some
6 confusion, but just as far as I could ascertain a lot of
7 what happened -- what you say happened in St. Pat's is
8 covered on pages 66122 to 66123. Then in 66133 you talk
9 about a priest and throughout this you are talking about
10 priests, HIA219.

11 **A. It is -- I mean, a De La Salle Brother and a priest, put**
12 **the two of them together and it is, you know -- other**
13 **than the robes and stuff like that, it is just a little**
14 **confusion, because we referred to them as priests, but**
15 **they weren't. They were De La Salle Brothers.**

16 Q. In fairness to you there is conversation between you and
17 the police in the course of this transcript where that
18 is made clear --

19 **A. Yes.**

20 Q. -- that you were actually referring to the Brothers
21 and not to priests.

22 **A. Yes.**

23 Q. But you talk about this particular one and again you
24 describe something to do with his hand. You also say in
25 it that you couldn't understand why you were taken to

1 Kircubbin after you had been running away from St.
2 Pat's, and you describe Kircubbin as having a big moat
3 around it.

4 **A. Yes.**

5 Q. You didn't know that until you absconded. Again what --
6 when you say a big moat, what did you ---

7 **A. The moat could have been a river. It could have been --**
8 **I don't know. I do remember having to step down into it**
9 **and then back up the other side. Like I said, the**
10 **brother -- there was a dead cow lying in it. Brother's**
11 **foot went straight through it. So that night is dead**
12 **set in my mind. It might not have been a moat. It**
13 **might just have been a bricked area or with a bit of a**
14 **river running through.**

15 Q. Some sort of ditch with water, for example, something
16 like that?

17 **A. It was some sort of ditch like, yes.**

18 Q. And you describe in the interview with police in 2010 --
19 you say that the first thing that happened when you were
20 in Rubane was that you saw older boys sexually assault
21 a younger boy in the games room.

22 **A. Yes.**

23 Q. Now in your statement to us that comes later to the next
24 bit, but what you then say, on a later date you were
25 held down by older boys. You give details about the

1 Brother on the farm abusing children you say in the view
2 of other children. You tell the police that that farm
3 Brother raped you, and yet when you spoke to the
4 Inquiry, you said that he didn't do that. In fact, you
5 were quite clear that was something he hadn't done to
6 you. What is the position about that, HIA219?

7 A. Um, um, it's really, really quite simple. The level of
8 abuse that people were suffering in Rubane House was
9 horrific. If you want to -- you couldn't remember one
10 night from the next night because of the level of abuse.
11 I am going to sit here and get things mixed up, but the
12 one thing that I am never going to get mixed up is 500
13 people have come forward to this Inquiry. We all didn't
14 get together one night in a pub and decide, "We will say
15 this about that Brother, this about that Brother and
16 this about that Brother". De La Salle, whoever here,
17 can sit and deny everything they like. I have given
18 descriptions of the Brothers that abused me and I have
19 got no ifs or buts or doubts in my mind that every other
20 person that comes into this Inquiry are going to give
21 the same description of the same Brothers, the same
22 thing. De La Salle Brothers abused us horrifically and
23 De La Salle can sit, which they will do, and deny it
24 all. They are not going to admit to it. They are going
25 to deny it all day long, but us victims are telling the

1 **truth. We have given the same description and that's**
2 **all that matters to me.**

3 Q. Well, just so that I can go through the rest of what you
4 told the police in 2010, HIA219, you said that there
5 were orgies in the dorms. There were older boys taking
6 younger boys into the woods.

7 **A. Yes.**

8 Q. One thing you did say is that there were two Brothers
9 who were washing you in the showers.

10 **A. Uh-huh.**

11 Q. Now you remember you talked before --

12 **A. Yes.**

13 Q. -- about the brother and said you didn't let him do that
14 to you.

15 **A. Yes.**

16 Q. But you told the police that, in fact, that had happened
17 to you as well.

18 **A. Yes.**

19 Q. You talk about the difference between St. Pat's and
20 Kircubbin and you talked about the Head Brother making
21 HIA218 and you abuse each other. You gave two names of
22 Brothers in the statement, but you would accept that
23 those names had come from your twin, that you couldn't
24 remember names yourself.

25 You say that -- you also said at one stage that the

1 Head Brother made HIA218 abuse you, but you refused to
2 do it to him. Yet, as we know, you said something
3 different to the Inquiry. We know that is one thing
4 that has particularly distressed you about the abuse
5 that you suffered --

6 **A. Yes.**

7 Q. -- and you have always found that particularly difficult
8 to talk about what you and your twin were made to do.

9 **A. Yes.**

10 Q. Now you also talk about the time that you decided to
11 abscond with the camping gear. If we could just go
12 straight through to that page. There are other
13 page references I could have given out, but that's
14 66207. Again there is a different account being given
15 here in 2010 to what was said about this incident in
16 1996. Again I am not going to go through that, but it
17 is there. Again you are talking about getting outside
18 and absconding and getting away and then being brought
19 back, and the Brother that you say who -- in the '96
20 statement you say he simply physically abused you.

21 **A. Yes.**

22 Q. You then go on to describe the sexual abuse in 2010,
23 which you repeated then when you spoke to the Inquiry.

24 Now you also go on to say that -- admit that you and
25 your brother got into trouble and that you were

1 convicted of offences of dishonesty --

2 **A. Uh-huh.**

3 Q. -- and you make no issue about that.

4 **A. Yes.**

5 Q. You say at page 66224 that that was because society had
6 let you down.

7 **A. Yes.**

8 Q. You said at 226... -- 66226 when police spoke to you
9 before, you told them you weren't interested in speaking
10 about these matters and -- but you did make statements
11 to police.

12 **A. Yes.**

13 Q. But this was in -- 2010 was the first time that you
14 spoke to anybody about the sexual abuse. Isn't that
15 correct?

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

17 Q. Now as a result of the interview in 2010 and perhaps
18 also because of you coming forward to the Inquiry to
19 speak the police spoke to BR77, who is the person they
20 identified as being the person involved in this -- the
21 rope incident, if I can put it that way, and he was
22 interviewed about that and said it was an absolute
23 fabrication. He said that he had been -- he had been
24 spoken to by police in 1996 and at that stage there was
25 no prosecution directed against him. Basically he is

1 saying there is -- you know, there is no truth to what
2 you said about what happened.

3 Now I have just gone through very quickly the
4 differences in accounts that you have given to police
5 and to the Inquiry and tried to highlight some of those
6 differences to you, HIA219, and I just wanted to ask you
7 is there anything you want to say about why you gave
8 different accounts over the years?

9 **A. Yes, there is. How many times has BR77 been mentioned**
10 **in this court house? How many times? Do you people**
11 **need to hear the same Brother, the same descriptions of**
12 **people that we are accusing that abused us? Um? We are**
13 **from -- you have had people from Australia, from**
14 **England, from all over the place and, like I said, 500**
15 **people have come towards this Inquiry, which is**
16 **a protected Inquiry. You can't look at statements and**
17 **say, "Oh, Brother such and such has been mentioned**
18 **here". I want this Inquiry to realise we are telling**
19 **the truth. How many people have mentioned BR77's name**
20 **to this court saying that, "He did this and that and the**
21 **other"? I'm not lying. I'm telling the truth. The**
22 **descriptions, one with -- what do you call it -- the**
23 **hand that the court knows about, how many times has his**
24 **name been mentioned in this court? I don't know. It**
25 **could be 100 times. BR77 could be 200, 300 times,**

1 because his abuse was horrific. He didn't give a what
2 do you call it. He fondled people frequently in front
3 of people. So De La Salle can sit here and deny
4 everything they like. All I will say to De La Salle is
5 how many times does this Brother 's name have to come up
6 before you will sit here and say, "BR77 is obviously
7 a paedophile", because that's all he is?

8 Q. HIA219, just I think maybe you missed the point of the
9 question I asked you.

10 A. I have probably gone over on the -- but I am sorry, you
11 know.

12 Q. That's okay. Just what I was trying to ask you was we
13 have seen that there were different accounts given and,
14 you know, first of all in 1980 you are saying nothing.
15 Somebody put their arm round you. 1995, there was
16 an incident. 1996, there was another incident, and then
17 in 2010 you were sexually abused. The first time you
18 talk about the sexual abuse is 2010.

19 A. It took me 18 years, toiling with it for 18 years. Who
20 wants a man -- who wants to admit that you have been
21 buggered by Christian Brothers? Who wants to sit here
22 in this court and admit what we went through?

23 Q. HIA219, I am sorry.

24 A. It was too horrific to admit back then that this
25 happened and that happened. Do you know what I mean?

1 I have said -- and you have got the documents here --
2 I-wish to God that I hadn't even come forward. This is
3 of no benefit to me. Coming forward to this Inquiry has
4 destroyed my life. Fourteen weeks in prison since
5 I came forward to this Inquiry. I have stood on
6 a bridge with a rope round my neck, and you have got the
7 documentation here. It took the police negotiators four
8 and a half hours to stop me from throwing myself off
9 a bridge. So the De La Salle can sit in this court room
10 and admit that they didn't do nothing. I haven't done
11 anything. I'm the victim, and De La Salle want to get
12 off their ass and -- I am sorry -- and admit that
13 children were wronged. Don't sit here and deny what
14 they did. Too many people have come forward and have to
15 relive the horrific crap that we have been through. Why
16 don't De La Salle just admit that they were wrong and
17 let us people get justice instead of sitting in the
18 court and fighting it? We were wronged by them and by
19 the State, because nobody listened to us. So I don't
20 want De La Salle sitting in here and denying things,
21 because that's exactly what they are going to do. They
22 are not going to admit to it. They are supposed to be
23 Christians. Why don't they just admit that us children
24 were wronged, you know, and let us get on with our lives
25 instead of sitting in a court room or what do you call

1 it and siting there and denying what they -- what
2 ultimately happened to children. How many of us have
3 got to say the same person's name, everything? Why
4 don't they just openly admit that they were wrong, that
5 we went through hell and let us get on with our lives
6 instead of standing in a place like this --

7 Q. HIA219 --

8 A. -- and saying that they did -- nothing happened?

9 Q. HIA219, in fairness to the Order, right at the start of
10 this Inquiry they did admit that children were abused in
11 their care and they did make an apology. I think it is
12 only fair to point that out at this stage, but I am
13 not -- there is just one further question that I -- two
14 further questions I want to ask you.

15 The Inquiry has to make recommendations to the
16 Northern Ireland Government about what should happen
17 because of what happened to children in care, and I want
18 to know if you have any views about that, the Panel
19 would like to hear them now.

20 A. Yes, I would. What we went through was horrific, and
21 I welcome the Panel. I really, really do, and as
22 upsetting as it is for me, we just want this to be over
23 with. What we went through was horrific. My
24 counsellor -- I am getting counselling back home. My
25 counsellor can't deal with me until this is finished,

1 you know. We just want justice. We just want this to
2 be addressed and put us out of our misery. Don't drag
3 it on, because every single day my life since I've come
4 forward I'm suffering and I want it to finish. I might
5 not be here when St. Pat's comes up. No. Please put
6 all of us that's suffering out -- just please put us out
7 of our misery and let us get on with whatever bit of
8 life we've got left, because this is horrific, and the
9 State need to realise that the De La Salle Brothers
10 treated us horrifically, and they need brought to
11 justice. We need justice for what they put us through.
12 **That's all that we can ask.**

13 Q. HIA219, thank you. I am not going to ask you anything
14 more unless you feel that we haven't covered anything in
15 the course of this afternoon, if there's anything else
16 that you feel we haven't covered in terms of what
17 happened to you.

18 **A. No, that's fine.**

19 Q. Then I am going to hand you over to the Panel then to
20 ask you any questions they may have.

21 CHAIRMAN: Well, HIA219, I am sure you will be relieved we
22 don't have any questions to ask you. Thank you very
23 much for coming to speak to us today. We can see it
24 hasn't been easy for you. We know also you have
25 actually come physically quite some distance to come and

1 speak to us and we are very grateful for you doing that
2 and telling us about your experiences, and we hope that
3 we will be able to see you again if we need to speak to
4 you about St. Patrick's, but thank you for coming to
5 speak to us about Rubane.

6 **A. Thank you. Thank you for listening.**

7 CHAIRMAN: That is what we are here for.

8 MS SMITH: Thank you, HIA219.

9 (Witness withdrew)

10 MS SMITH: That concludes today's evidence, Chairman.

11 CHAIRMAN: Usual time tomorrow, ladies and gentlemen.

12 (5.00 pm)

13 (Hearing adjourned until 10 o'clock tomorrow morning)

14 --ooOoo--

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