

1 Wednesday, 30 October 2019
 2 (10.15 am)
 3 THE CHAIR: Good morning, everyone, and welcome to Day 3 of
 4 this public hearing. Ms Carey?
 5 MS CAREY: Good morning, chair, good morning, panel. Can
 6 I ask, please, that the witness be sworn?
 7 WITNESS RC-A49 (sworn)
 8 Examination by MS CAREY
 9 MS CAREY: I think, for the purposes of your evidence this
 10 morning, you are going to be known by the cipher A49.
 11 I know it is a little impersonal, but there are good
 12 reasons for that, as I am sure you will understand.
 13 **A. I do.**
 14 Q. May I start with you this morning, please, A49, in
 15 relation to a little bit of background. Is this right:
 16 I think you were born in the 1950s?
 17 **A. I was, yes.**
 18 Q. From a Catholic family?
 19 **A. Very strong Catholic family. Irish Catholic family.**
 20 Q. I think we can probably hear from your accent. And
 21 Catholic education?
 22 **A. Yes, a Christian Brothers school in Ireland, before**
 23 **I left to go to -- travelled over to England, the family**
 24 **moved in the early '60s.**
 25 Q. I think it is that you started at Mirfield, St Peter

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1 **animals, beautiful scenery, and painted a wonderful**
 2 **picture. He also talked about the life of the college:**
 3 **it was a family unit, it was exciting, we would have**
 4 **days out, you know, walks, and we'd have walks in the**
 5 **countryside, and painted a lovely picture of it.**
 6 Q. Did you want to actually go to Mirfield?
 7 **A. I was -- as a young boy -- indeed, when I was in Dublin**
 8 **growing up, I was an altar boy from a very early age,**
 9 **maybe 6, 7, 8, something like that. And I served --**
 10 **I used to go to mass, you know, two or three times**
 11 **a week.**
 12 Q. Did that upbringing lead you to want to go to Mirfield
 13 or was it more that your parents made you go? Help us
 14 with whose decision it was?
 15 **A. No, it was my decision. It was absolutely my decision.**
 16 **There was no coercion, no nothing. In fact, I was very**
 17 **close to my mum and she -- you know, she didn't try to**
 18 **stop me at all. You know, when I said I wanted to go,**
 19 **she said all right. It's every Irish mother's wish for**
 20 **her son to be a priest, one of her sons --**
 21 Q. So September --
 22 **A. -- and I thought I was the chosen one.**
 23 Q. So September 1963, you started at St Peter Claver
 24 College. I just want to deal at the outset with what
 25 happened to you in relation to two of the priests that

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1 Claver College, to give it its formal name, in 1963?
 2 **A. Correct.**
 3 Q. Can you just give us a little background as to how it
 4 was you ended up at Mirfield?
 5 **A. I was at the primary school in -- [redacted] Primary**
 6 **School in Manchester --**
 7 Q. Can I stop you there? It is quite important. We don't
 8 need the names of particular schools or anything like
 9 that. That's for your protection, A49, as much as
 10 anything else. I suspect, at this stage, we don't need
 11 to stop the feed, but if you just say "the school", "my
 12 school", "my family", things like that, we will avoid
 13 any risk of you being identified. So you were at
 14 primary school?
 15 **A. I was at primary school and we had a visitation from**
 16 **a missionary priest. Can I say his name?**
 17 Q. If it is necessary, but it probably isn't.
 18 **A. It is relevant. His name was actually Father**
 19 **Sean Russell. And he came to the primary school and he**
 20 **gave us a talk on the missions. His aim was to recruit**
 21 **young boys to go to the seminary, train as missionary**
 22 **priests to serve in the missions. They had missions in**
 23 **Africa, Asia, and basically within quite a few countries**
 24 **throughout the world.**
 25 **He showed us slides of very exciting places,**

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1 worked there. I am going to break that down for you.
 2 I'd like to ask you firstly about the priest
 3 ciphered as RC-F339 and what happened to you in relation
 4 to him. Can I summarise it in this way: whilst you were
 5 at Mirfield, is it right that you had some problems with
 6 your digestion?
 7 **A. I did indeed. I had -- I was -- actually, before I went**
 8 **to Mirfield, I had some -- used to have severe stomach**
 9 **cramps.**
 10 Q. Did they end up diagnosing you, after some tests, with
 11 an ulcer?
 12 **A. With a duodenal ulcer, yes.**
 13 Q. As a result of that, did you then have to have cause to
 14 visit the infirmary at Mirfield on a very frequent
 15 basis?
 16 **A. Every night, because I had to take two or three**
 17 **different types of medication, and I was just 11 years**
 18 **old, and so the person in charge of the infirmary kept**
 19 **the medicines in his -- in the dispensary, or whatever**
 20 **you want to call it. He had a little room where we**
 21 **would go to visit, and that was next to the infirmary,**
 22 **and he would -- I would go to his room every night to be**
 23 **given the tablets that I needed to take.**
 24 Q. Is it whilst going to see him every night to get the
 25 medication from him that it was, in fact, during those

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1 occasions that F339 sexually abused you?
 2 **A. It was indeed, yes.**
 3 Q. Without going into too much detail about the actual
 4 abuse, though, did that involve him touching your penis?
 5 **A. It did, yes.**
 6 Q. Did he try to masturbate you under the pretence of
 7 treating your penis with a lotion?
 8 **A. Can I go back a little bit there? The original**
 9 **treatment I was having was for my stomach, and there was**
 10 **various medications I had to take. He would like to**
 11 **portray himself as a doctor, and he would ask me to lie**
 12 **on the couch he had, like a doctor's surgery, and he**
 13 **would say, you know, "I just want to feel your stomach**
 14 **to see whether I can feel anything going on", and so he**
 15 **would use that as a pretext to feel around my stomach,**
 16 **my genital area and that kind of thing.**
 17 **After that, I did -- there was a small problem with**
 18 **my penis, and he had to get the doctor, the GP, in just**
 19 **to perform a slight tiny little correction, and as**
 20 **a result of that, the doctor prescribed a lotion --**
 21 **I don't know what it was -- for supposedly me to use to**
 22 **bathe, you know, so it would heal.**
 23 **So the person in charge of the infirmary then, he**
 24 **used that as an excuse for, first of all, with a lotion**
 25 **to help to heal, and then afterwards he said, "We have**

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1 **and when he felt like it, he would do it. He even did**
 2 **it with another boy -- another boy would come to the**
 3 **room -- or might be in the room before me and he would**
 4 **be standing in the corner with his back -- I always**
 5 **remember, with the dressing gown on, his pyjamas around**
 6 **his ankles, and he would be standing, I knew, with**
 7 **a glass in front of him, because he did it to me, he**
 8 **made me go into the corner and stand with a glass while**
 9 **he had somebody else in behind me.**
 10 Q. Understood. I think you said in your statement at
 11 paragraph 13 that you estimate that he abused you maybe
 12 200 or more times over that two-year period. Is that
 13 roughly --
 14 **A. Should I say only God knows, because it was hundreds of**
 15 **times. Hundreds.**
 16 Q. Can I ask you this: was that happening at the outset
 17 when you went to Mirfield, or did it start a little
 18 while into your time at the college?
 19 **A. It was within weeks, just within weeks. The actual**
 20 **stomach thing was immediate. The other side would start**
 21 **within, I don't know when, a couple of months after**
 22 **I started.**
 23 Q. Can you help us with how it came to be that F339 stopped
 24 abusing you? Was there something that happened or ...?
 25 **A. After my second year, we went from the lower school --**

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1 **to keep this up. We don't want this coming back again",**
 2 **and he used -- because he ran out of the lotion, he used**
 3 **Dettol. He used to pour Dettol -- I remember the little**
 4 **glass of warm water, he would pour Dettol in, it would**
 5 **turn white, the smell was horrible -- I can't stand it,**
 6 **even now, the smell of Dettol ... and he used to use**
 7 **that.**
 8 **Gradually, he would -- it went to the stage where he**
 9 **was masturbating me on a regular basis.**
 10 Q. So if I have got this clear --
 11 **A. And when I say "regular basis", I'm talking two or three**
 12 **times a week --**
 13 Q. That's what I was going to ask you.
 14 **A. -- for a couple of years. I'm not saying every single**
 15 **time, but ...**
 16 Q. Can I see if I understand this correctly, A49: although
 17 there was a small medical problem and there was a lotion
 18 that you were supposed to apply, F339 took over the job
 19 of applying the lotion?
 20 **A. Yes.**
 21 Q. And, under the guise of treating your problem, he then
 22 went on to sexually abuse you and then carried it on,
 23 even once the lotion had finished, using the Dettol, as
 24 you told us, and over --
 25 **A. Because I had to go for my medication every night. As**

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1 **up to that point, there was a middle school as well as**
 2 **a higher school, but in that -- ours was the first year**
 3 **to go from the lower school straight into the -- there**
 4 **was just lower and upper then. So in my third year --**
 5 **in between my second and third year, I -- I think I grew**
 6 **up. You know, I matured rapidly. I -- during the**
 7 **school holidays, I thought, "What the heck is going on**
 8 **here?", and so when I went back, I made it -- first,**
 9 **when I went back I just said to him, "You know, my**
 10 **medication" -- I had it when I was -- I brought it with**
 11 **me from home, and I went in and I said to him -- "from**
 12 **now on, I'll take my own medication". I didn't want to**
 13 **risk anything like that happening again.**
 14 Q. Can I ask you now, please, about a different priest, who
 15 has been given the cipher RC-F338.
 16 **A. Yes.**
 17 Q. I think in your paragraph 11, if anyone is following,
 18 you set out there that he, in fact, abused you on
 19 a number of occasions, about 12 times, whilst you were
 20 washing in the showers?
 21 **A. Well, I say 12 times, like a dozen times. You lose**
 22 **count of it. He used to parade up and down the showers**
 23 **when the little boys were in there. He'd open the**
 24 **curtain and he'd be staring. And then he'd say, "Come**
 25 **on, hurry up", and he'd help you to wash. He'd try to**

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1 help you to wash. Another time, you know, "Hurry up,
 2 hurry up, you have to hurry up, I'll help you to dry
 3 yourself". I worked out very quickly -- I knew what he
 4 was up to. I worked out that I would hang on right to
 5 the end, to when everybody else was out of the showers.
 6 I would always try to be the last one there so I was in
 7 and out of the shower as quickly as possible, not to
 8 give him a chance to come near me. But he did it -- it
 9 was just -- he did it, everyone knew he did it, everyone
 10 knew he did it. It's just one of those things. It's
 11 only a bit later on that, you know -- I'm sure we are
 12 going to get to there -- where it was more than just
 13 time, you know, patting you in the shower and -- I will
 14 let you lead me into that bit.

15 Q. One of the things you said was that, actually, in
 16 relation to F338, that was the priest tasked with
 17 teaching sex education for the junior school.

18 A. Mmm-hmm.

19 Q. And this may have echoes, chair, with the statement of
 20 Frank McGinnis that was read out to you yesterday.
 21 I think you said this, A49, that you were brought to his
 22 room for instruction, and during that meeting he tried
 23 to abuse you. Could you just tell us what he did during
 24 that supposed sex education lesson?

25 A. Well, to begin with, he asked me, you know, had I had

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1 is". It was actually a bee sting stuck in my -- the
 2 lower part of my body.

3 So, you know, because I was rolling about in the
 4 grass. It was around about my waist.

5 He said, "Oh, God, we'll have to get the poison out.
 6 Drop your trousers and I'll suck it out for you". He
 7 went down and he went to suck and I was horrified, you
 8 know, because he was fondling me at the same time. And
 9 I thought, "We're here to get a bee sting out, not for
 10 this", and I just quickly -- I said, "No, no, no, I'm
 11 grand, I'm grand, I need to go", and I got out. I think
 12 I went -- I knew what his aims were, and then --

13 Q. Can I just pause you there, so we can be clear about one
 14 thing. You have obviously told us about what F339 was
 15 doing when you went to pick up the medication in the
 16 evenings. You have told us about F338. Were these
 17 things going on at the same time?

18 A. Yes. There was another occasion where I -- I forget
 19 what -- it might have been the same occasion. That same
 20 priest, he said --

21 Q. Are we talking about F338 or F339?

22 A. The one who went to -- you know, the shower.

23 Q. F338. Thank you.

24 A. He said, "You go to the infirmary quite a lot. You
 25 know, you seem to be going there every night, you know,

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1 any education in the facts of life, and I said, you
 2 know, I'd had a little talk with my father, not really.
 3 I said, "I know -- I know what it's all about", and he
 4 said, "Well, we'll go through everything, you know,
 5 would you mind just taking all your clothes off and
 6 we'll start from there", and I said, "I don't want to do
 7 it". I didn't think that that was necessary, and
 8 I rebuffed him. I didn't -- I just -- I let him know
 9 that I didn't -- I wasn't quite happy with that. And,
 10 you know, there are other occasions where he did try,
 11 you know, to do it, and I didn't let him do anything to
 12 me there. I think I was aware of what he was going to
 13 do, you know, because the shower thing made me suspect
 14 him. Although I didn't really know what was going on,
 15 I just knew there was something wrong.

16 Q. Okay.

17 A. There were a couple of other occasions. I remember once
 18 I -- we were on the football pitch, it was the summer
 19 time, I was in football shorts and top, and we were
 20 messing about, rolling about, in the grass and a bee
 21 stung me on the stomach, down near my groin, and I let
 22 out a yelp, and he was nearby and he came over, "What's
 23 wrong, what's wrong?", I said, "Something wrong,
 24 something wrong, terrible pain here", he said, "Come up
 25 to my room, come up to my room, we will find out what it

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1 there must be something seriously wrong with you", and
 2 I said, "Oh", and I explained what it was for. He just
 3 said, "Does anything happen when you go there?"

4 Q. So 338 is asking you if anything happens when you go to
 5 visit 339 at the infirmary?

6 A. Yes. So I said, "Well, I had a bit of a thing wrong
 7 down below and he bathes it for me, he bathes it",
 8 although he was going further than bathing, I said, "He
 9 bathes it for me". He said, "Why bother him every
 10 night? Come to me, I'll do it for you".

11 Q. Did you tell -- you obviously said you told 338 that 339
 12 was bathing you, but did you explain that -- did you
 13 know then that that was sexual abuse?

14 A. No. No. I knew there was something wrong. That wasn't
 15 the only time. I knew that it was wrong. But it made
 16 me think, he knows what's going on. You know, he --
 17 there was a connection between the two of them. There
 18 had to be. There had to be.

19 Q. Just for the sake of completeness, I think you say at
 20 paragraph 16 in your statement that during your third
 21 year at Mirfield, a brother of the order tried to fondle
 22 and kiss you, but you resisted him?

23 A. I remember distinctly because it was Easter Sunday and
 24 we had -- I think we had three masses on on Easter
 25 Sunday. One was, you know, the -- full of -- you know,

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1 it was a high mass, what we call a high mass. We had
 2 a choir there and we'd sing and it was -- you know, we
 3 all prepared for it, singing and all the rest of it.
 4 And I was actually one of the altar boys on that
 5 particular day serving the high mass, and after the mass
 6 was over, there was, like, a room at the back, you
 7 know -- you had to go out of the chapel. Next door
 8 there was room -- like a vestry, where all the robes,
 9 cassocks, and so on, the surplices that we used to wear
 10 was hanging up in there, and that's where you went to
 11 disrobe, if you like, put your blazer on, or whatever
 12 you had, and actually then, after that, I remember it
 13 was dinner time.
 14 So I went in. I was taking the --
 15 Q. Just tell us what this brother did.
 16 A. This brother came in, with a strange look in his eyes,
 17 and he just approached me and he just -- I don't know
 18 what came -- well, I know what came over him. He tried
 19 to kiss me. I was absolutely shocked. He was a big,
 20 big guy, you know, a big guy. And he tried to kiss me.
 21 I tried to fight him off. He pinned me up against the
 22 wall, one hand on my throat, and he was fondling me with
 23 the other, and I -- God only knows where I got the
 24 strength from, because he was a big, big fella, and
 25 I pushed him off and legged it out. I ran out, ran down

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1 taking boys to his room and teaching them, supposedly,
 2 about sex education?
 3 A. We did, because we knew it wasn't just -- I knew in my
 4 case it had happened -- I'm sure the other guys, they
 5 knew what had happened to them, they knew it was
 6 obviously widespread, still going on, and we felt
 7 something -- you know, we were getting a little bit
 8 older, we felt a bit more responsible, so we -- the
 9 route that we would take, you know, would be to the
 10 spiritual director, you know, for guidance, and we
 11 wanted him to help us, to indicate what could be done to
 12 stop this.
 13 Q. Did you tell him what F338 had done to you, or were you
 14 just reporting that you had heard that boys were going
 15 to the room and were worried about what might be
 16 happening to them?
 17 A. No, we were just reporting what had happened to the
 18 boys. I wasn't referring to myself in any way. I was
 19 going as, like, a deputation, if you like.
 20 Q. Is this right, that Father Fulvi advised you to get
 21 a group of statements together to take to Father Fraser?
 22 A. Sorry, there are two separate occasions here.
 23 Q. Okay. Let's make it clear. Just deal with -- you went
 24 to Father Fulvi, told him about what was happening to
 25 the boys in the room. What was the outcome of you

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1 the stairs, ran into the refectory where we had -- our
 2 lunch was being -- and I don't know, I -- I was in total
 3 shock. I was petrified. I was -- I didn't -- I was --
 4 that was the only thing I could do, was run down there,
 5 and I couldn't say anything to anyone.
 6 Q. Although, actually, the next part of your evidence
 7 I would like to ask you about is actually you coming on
 8 to making a report about the sexual abuse, so can I ask
 9 you, please, to start looking at your paragraph 17
 10 onwards, please, A49. I think this is the position:
 11 that you had heard that F338, the shower priest, if
 12 I could call it that, so everyone can distinguish
 13 between the two, had taken a boy to his room to tell him
 14 about the facts of life --
 15 A. Mmm-hmm.
 16 Q. -- as he had done with you, as you have told us.
 17 A. Yes.
 18 Q. And that, hearing that, you and a group of other boys,
 19 including Mr Kirby, who we are going to hear from later
 20 this morning --
 21 A. Yes.
 22 Q. -- went off to speak to Father Fulvi, who was the
 23 spiritual director at Mirfield?
 24 A. Yes.
 25 Q. Did you tell Father Fulvi what F338 had been doing,

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1 telling Father Fulvi about the boys?
 2 A. Nothing really happened. He wrote it off as some paltry
 3 excuse about, you know, confession, you know, like,
 4 Father -- the priest involved in this would be going to
 5 confession and it would be dealt with in confession, "So
 6 don't worry about it, boys, it will be taken care of",
 7 you know, through the sacrament. So we left it -- you
 8 know, we tried, we left it at that, we thought maybe
 9 something might happen. Nothing happened. Life
 10 continued.
 11 Q. Tell us, then, about the second occasion that you went
 12 to speak to Father Fulvi?
 13 A. In the last year -- it was the fifth year. I was
 14 studying for my GCE O levels at the time. It came to
 15 Christmas holidays. When I got back after Christmas
 16 holidays, the boy who was school captain had actually
 17 left at the Christmas time, and he asked me -- when
 18 I went in, he asked me would I be the school captain.
 19 Q. Is that quite a prestigious appointment?
 20 A. Well, yes, it was. It was --
 21 Q. A big thing?
 22 A. Yes, it was a big thing, because you were sort of -- you
 23 had silly things to do, like you had to get up and ring
 24 the bell in the morning for everybody to get up, you had
 25 to dish out the cleaning duties and you had to --

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1 I remember I used to have to take PE, me, I had to take
 2 PE and make them all run around the outside of
 3 the school --
 4 Q. We have got the idea.
 5 A. -- and I walked down the easy way. Anyway, it was -- as
 6 I say, it was -- I felt it was a responsible job, and
 7 I did take it very responsibly and --
 8 Q. Having been appointed now school captain, help us,
 9 please, with what happened the second time you went to
 10 talk to Father Fulvi?
 11 A. I continued to hear reports, and I did get on well --
 12 you know, because I didn't just keep myself to the upper
 13 school, I mixed with the lower school, I tried to be
 14 helpful, and I saw boys with problems, you know, I'd
 15 cheer them up, try to cheer them up if they were a bit
 16 homesick and that kind of thing, and I'd ask them,
 17 "What's the matter with you?", if I saw somebody who was
 18 particularly -- and I just kept getting these reports of
 19 boys still getting hit on by the shower priest.
 20 Q. So what did you do?
 21 A. So I thought, nothing has changed. And I said to some
 22 of the boys in my class, in my year, "Listen, we have to
 23 do something. We have to do something about this. It's
 24 crazy". So we went back to Father Fulvi. This time
 25 I was the school captain, and I said to him, "We have

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1 risk that.
 2 So we went --
 3 Q. Can I just stop you there, because there is one matter
 4 about Father Fulvi. He told you to get the statements
 5 together, but I think you said in your statement this:
 6 that he would not come to the meeting with Father Fraser
 7 with you and that he told you not to tell Father Fraser
 8 that he had suggested you get the statements together?
 9 A. Yes.
 10 Q. Is that right?
 11 A. Yes.
 12 Q. So did you get the statements together?
 13 A. Oh, yes, I did that. I did that.
 14 Q. Did you go to see Father Fraser?
 15 A. I went to see Father Fraser and I brought someone with
 16 me to make sure that I wasn't on the next train home.
 17 Q. Did you give Father Fraser the statements?
 18 A. I remember to this day, I can see him across the desk
 19 from me. I had my witness with me, and I said to
 20 Father Rector, Father John Fraser -- they weren't in
 21 envelopes, they were folded, I wouldn't look at them,
 22 they were folded -- I think I put Sellotape on the
 23 corner to assure the boys that nobody was going to see
 24 them, and I handed him those pieces of paper. He opened
 25 them one by one, and I -- the tears were running down

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1 been here before. We are back again. Nothing's
 2 happened. We need something -- something has to happen.
 3 This cannot be allowed to continue". He -- I think --
 4 I don't know whether he just wanted to wash his hands of
 5 it or whether he didn't --
 6 Q. Just tell us what he asked you to do.
 7 A. What he suggested was, he said -- "Get some statements
 8 from some of the boys that this has happened to. Get
 9 two or three statements from some of the boys it has
 10 happened to and go to see the rector of the college,
 11 Father Rector of the college. He is the man who will be
 12 able to sort this out." He said, "I'm the spiritual
 13 director, he is the man who can sort this out".
 14 Q. The rector I think was called Father Fraser?
 15 A. Father John Fraser. Now, the other side of that is,
 16 I had known from previous experience that any boy who
 17 went alone to report anything like that suddenly
 18 disappeared the next day, they were sent home. If
 19 anybody had made any indication of that --
 20 Q. To Father Fraser?
 21 A. No, no -- yes, to Father Fraser, they would be gone the
 22 next day. So I wasn't going to risk that. That's why
 23 I wanted to have witnesses with me, and there was no way
 24 that I was going to go home because, you know, I felt
 25 a strong vocation, I wanted to stay. I wasn't going to

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1 his face when he read each and every one of them.
 2 Q. Did he tell you that he would deal with --
 3 A. He said he was upset now. I thought he was crying
 4 because he'd heard this bad news and it was horrifying.
 5 He was crying because he was caught, witnesses, written
 6 statements. He had to do something.
 7 So he said, "Don't say anything to anybody else,
 8 boys. Leave, go about your thing, go about the" -- this
 9 was late in the evening. He said, "Go to bed and say
 10 your prayers and all the rest of it. Leave it with me".
 11 The next morning, got up and there was a little bit
 12 of a rumour going, and he was gone.
 13 Q. F338 was gone from college?
 14 A. He was gone from college. The one that I reported had
 15 been doing this to the little boys was gone. Now,
 16 Father Fraser knew what happened, he knew what happened,
 17 although he states he can't remember. He knows what
 18 happened. He knows what happened, and he took action.
 19 He took action, madam chair. He took action, and he got
 20 rid of -- he moved him on, and I thought, "Job done.
 21 Wonderful. Problem solved. It's never going to happen
 22 again".
 23 Q. Just pausing there, I think, though, although F338 was
 24 gone from college, you say no explanation was provided
 25 to the students as to why he'd gone?

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1 **A. No.**
 2 Q. Many years later, you learnt that F338 had been sent
 3 abroad -- there is no need to name the country -- and in
 4 fact was appointed as chaplain to secondary schools in
 5 countries abroad?
 6 **A. Mmm-hmm.**
 7 Q. And that he'd formed scout troops and became a scout
 8 commissioner. So he was clearly still involved with and
 9 had access to children?
 10 **A. How could they do that?**
 11 Q. In due course, F338 died in the '80s, and the
 12 Comboni Order published what you describe in your
 13 statement as a "glowing obituary" to that man?
 14 **A. A glowing obituary to that man, who they knew exactly**
 15 **what he had done. They knew.**
 16 Q. I want to just come forward in time, please, to the
 17 civil claim that you joined in relation to the
 18 Comboni Order. I want to just deal with this. I think
 19 you say this in your statement at paragraph 29:
 20 "I was not interested in damages, but wanted my day
 21 in court to get an acknowledgement from the order and to
 22 get an apology."
 23 **A. Mmm-hmm.**
 24 Q. I think we know, in due course, that the case settled --
 25 **A. Can I go back a bit?**

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1 **happened to him was -- it was incredible, madam chair.**
 2 **For the sake of his family and all the rest of it,**
 3 **I don't want to go into detail. But the life he had --**
 4 **the life he had was atrocious. I was -- I had thought**
 5 **in my innocence ... sorry.**
 6 Q. Take your time.
 7 **A. In my innocence as a boy, and then growing up, I thought**
 8 **I had done a great job, I had stopped this abuse ever**
 9 **happening again to other little boys, and there I read**
 10 **it had not only gone on -- because I read other things**
 11 **in the blog and there was one after another, after**
 12 **another, after another, after another, boys who had been**
 13 **abused by the same priest that I thought I'd got rid of**
 14 **and other people, other people, other teachers at the**
 15 **school, they'd been abused, and it was allowed to**
 16 **happen, they knew it was happening. I told them it was**
 17 **happening and they knew it was happening and they**
 18 **allowed it to continue happening. I was broken. I was**
 19 **devastated. I was -- it's not that many years ago. And**
 20 **they would allow that to continue happening. I thought**
 21 **I'd stopped it. And I was devastated. I went into**
 22 **depression. I -- my family, everything, was affected,**
 23 **my wife, everyone I dealt with, you know, I went through**
 24 **a terrible period.**
 25 Q. In A49's statement, he says at the conclusion of 28:

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1 Q. Let me just complete the story and then I will come back
 2 to you; all right?
 3 **A. Okay.**
 4 Q. And that during the case the defence of limitation was
 5 raised by the order.
 6 **A. Mmm-hmm.**
 7 Q. Now, I interrupted you. Go back.
 8 **A. Okay. I think it is important to note how -- why**
 9 **I became reinvolved in the whole thing. This is**
 10 **obviously many years later.**
 11 Q. If it helps you, it is at paragraph 28 of your
 12 statement.
 13 **A. Yes. It is what you would normally do, you know, you're**
 14 **Googling things, and all the rest of it, and I happened**
 15 **to come across this thing connected to Mirfield, it just**
 16 **came up, Mirfield, and it said, "Boy X, a sad farewell",**
 17 **and I -- for some reason, I thought, I'll click on this**
 18 **and see what that's about. To my absolute horror, after**
 19 **all those years of thinking, "Problem solved", I read**
 20 **a contribution to the blog by Boy X. I don't -- I can't**
 21 **go into detail, because --**
 22 Q. Let me ask you this. I think you said in your statement
 23 that, when you found out about the blog online, you felt
 24 physically sick?
 25 **A. Absolutely, as a result of reading Boy X's story. What**

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1 "I experienced powerful feelings of guilt."
 2 I suspect, A49, that's what you are struggling with
 3 and why you are so upset when dealing with this part of
 4 your evidence; is that right?
 5 **A. Absolutely. Absolutely.**
 6 Q. Take a moment, because I want to come on to a different
 7 aspect in your evidence.
 8 During the course of the civil litigation, did you
 9 ever receive an apology from the Comboni Order?
 10 **A. Never.**
 11 Q. We heard from Mr Murray yesterday of very recent
 12 attempts, in 2019, in the summer of this year, by some
 13 of the group, the Comboni Survivors Group, to get to
 14 meet with some of the Combonis, and the solicitors for
 15 the Combonis have said, "Not at this stage". Would you
 16 like to meet with anyone from the order? We can see
 17 your reaction, but just try and --
 18 **A. I would dearly like to meet one of the order. In fact,**
 19 **one of the order was here yesterday --**
 20 Q. They were.
 21 **A. -- and that was a golden opportunity for even a nod,**
 22 **even a look, even an acknowledgement that we existed,**
 23 **that we were there, and I think -- I think he was asked**
 24 **if he would like to have a word --**
 25 Q. Well, can I just pause there, because obviously a lot

Page 24

1 was going on yesterday, but I want to focus on the
 2 request for the meeting and why it's important for you
 3 to have a chance to meet with some of the order?
 4 **A. Because all along, really, my involvement in the whole**
 5 **thing was that I didn't want compensation, I didn't**
 6 **want – I didn't want money, I just wanted them to say**
 7 **sorry. I just wanted them to acknowledge that it**
 8 **happened. I wanted them – we knew that it happened.**
 9 **They know I know it happened. Now everybody in this**
 10 **room, I hope, will accept that it happened. I wanted an**
 11 **acknowledgement of it; just that. They just ignore us.**
 12 **Totally ignore us. That's double abuse. That's abusing**
 13 **us all over again. All we want is just a word from**
 14 **them. And they won't even give us that.**
 15 Q. I think you said in your statement at paragraph 71 --
 16 you don't need to turn it up:
 17 "Even now, when there can be no cost or threat of
 18 legal action, the Comboni Order refuses to meet with
 19 people who were abused as children."
 20 Does that sum it up? You're not after the money
 21 or --
 22 **A. Yes. I mean, I know our lawyers recently wrote to**
 23 **them – where is it? On 18 June this year, a letter was**
 24 **sent to them, and, basically, all it asked was, let us**
 25 **have a – can I just read a paragraph from that, if you**

Page 25

1 contrast your experiences with trying to get the
 2 Comboni Order to engage with you with something you say
 3 in your statement at paragraph 37, chair, onwards, in
 4 relation to a meeting you had with Archbishop
 5 Eamon Martin.
 6 **A. Yes.**
 7 Q. He is the Archbishop of Armagh. He is what's called the
 8 Primate of All Ireland. It is an honorific title, but
 9 to help you and everyone else, he is the President of
 10 the Irish Catholic Bishops' Conference. So he holds
 11 a relatively senior position in terms of the conference.
 12 I think, A49, you met him in February of this year. He
 13 was going to the meeting in Rome that the inquiry have
 14 already heard about.
 15 **A. Yes.**
 16 Q. In relation to the protection of minors.
 17 **A. Mmm-hmm.**
 18 Q. Tell me, how long did you meet Archbishop Eamon for?
 19 **A. Do you mind if I go a little bit back?**
 20 Q. Yes.
 21 **A. What happened is, I had engaged with the safeguarding**
 22 **director of the Archdiocese of Dublin. Am I allowed to**
 23 **use his name?**
 24 Q. You can do. There is no difficulty with that. It is
 25 a public matter?

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1 **don't mind?**
 2 Q. Let me just deal with some formalities. Chair, we have
 3 the letter. We will formally produce the letter by
 4 Howe & Co requesting the meeting, and yesterday, you
 5 will recall we looked at the response from Keoghs
 6 Solicitors. I will deal with the formalities of
 7 the URNs in due course.
 8 **A. Just one little paragraph. It says:**
 9 "Whereas our clients maintain that it is the moral
 10 duty of the order to actively, honestly and penitently
 11 engage with our clients to help lift some of that
 12 burden, we also maintain that meetings of the type
 13 described above with our clients would provide the order
 14 with an invaluable source of knowledge, insight and
 15 expertise to assist it in improving its own policies and
 16 procedures to child abuse going forward."
 17 **We don't want to attack them, we don't want to fight**
 18 **them, we want to try to assist them to stop this. We**
 19 **want them to stop it. They won't even – not after**
 20 **money, just to talk to them, and they won't.**
 21 Q. Can I --
 22 **A. Are you going to mention the Superior General?**
 23 Q. Yes.
 24 **A. Are we going to get there?**
 25 Q. Now. You're ahead of me, A49. Now, I did want to

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1 **A. His name is Andrew Fagan and he is the director of**
 2 **the safeguarding in Dublin. I explained to him what had**
 3 **happened, it is a couple of years ago, prior to this,**
 4 **and I explained to him what happened to me at Mirfield**
 5 **and to others at Mirfield, and I referred to the fact**
 6 **that the Comboni Order were allowed to go around the**
 7 **parishes of the -- of different parishes throughout the**
 8 **dioceses in Ireland collecting, supposedly, for the**
 9 **missions.**
 10 **So I'd been to see him about that, and when I learnt**
 11 **of the Pope's visit to Ireland -- it was in January this**
 12 **year. I heard the Pope -- and the Pope was wanting to**
 13 **meet with survivors. I appealed, through the**
 14 **safeguarding director, to the Archbishop of Dublin.**
 15 **Now, his name is Martin, but his name is**
 16 **Diarmuid Martin, and I wrote a petition -- in the**
 17 **Catholic Church, there is an old thing that's supposedly**
 18 **available to us to petition the Pope, so I sent**
 19 **a petition through to Archbishop Diarmuid Martin, could**
 20 **I be one of the survivors to meet the Pope. If you**
 21 **don't ask, you don't get.**
 22 **So I got -- eventually, I got a reply saying, "Very**
 23 **sorry, you know, it can't be done", but it became -- it**
 24 **was publicised that there was going to be this meeting**
 25 **of all the bishops, to do with child sexual abuse, in**

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1 **Rome, in the Vatican. I thought, well, at least that's**
 2 **something good. And then, totally out of the blue,**
 3 **I got a letter from Archbishop Eamon Martin, who was the**
 4 **Primate of All Ireland. I got a letter from him.**
 5 **I thought it was from Bishop Diarmuid, but it wasn't, it**
 6 **was from Armagh. This man was inviting me to come and**
 7 **meet him. He wrote to me and asked me to meet him.**
 8 **Because the Pope -- he was going to the Vatican, and he**
 9 **wanted some knowledge of what went on.**
 10 **So I obviously said, "Absolutely", and I arranged --**
 11 **he travelled down to Dublin, and I was provided with**
 12 **transport, everything, to see him, to meet up with him.**
 13 **We met in the Dominican House, if you like, in the**
 14 **centre of Dublin, and we sat for two, two and a half**
 15 **hours. He was a lovely man, very kind, very receptive,**
 16 **very understanding, he listened to everything I had to**
 17 **say, and I thought, "At last, at last, somebody is**
 18 **listening, at last". So he said, "I will take this to**
 19 **Rome".**
 20 **Basically, what he was doing, he picked the four**
 21 **provinces of Ireland -- he was responsible for the whole**
 22 **island of Ireland. Out of each province, he picked four**
 23 **people, four survivors, and I was one of the ones for**
 24 **the Leinster Province. He said, "I am going to take**
 25 **your message to Rome and I will make sure that they know**

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1 say to the chair and panel before you conclude your
 2 evidence.
 3 **A. Yes.**
 4 **Q. I know that you've written a short note, and it may be**
 5 **that some of it you have already covered not only in**
 6 **what you have said, but in the way you have said it to**
 7 **us. But just take a moment to see if there is anything**
 8 **else you would like to say.**
 9 **A. Can I just get a minute?**
 10 **Q. Yes.**
 11 **A. Madam chair, I have come a long way to sit here before**
 12 **you today. It is not just that I've flown over from**
 13 **Ireland, from Dublin, to give you some evidence, but**
 14 **more so, it's a very, very, very long way, in terms of**
 15 **the many years of heartache and guilt that I carried.**
 16 **You've heard my evidence. I went to see**
 17 **Father John Fraser, as the captain of the school, to**
 18 **carry out a task: I wanted the abuse to end, I just**
 19 **wanted -- something had to be done about the abuse. And**
 20 **I hope that today I can finally complete the task that**
 21 **I failed to do when I was 15 and I was the school**
 22 **captain of that seminary.**
 23 **When I was there and I gathered the statements of**
 24 **the other children, the little boys, little boys --**
 25 **I have a 10-year-old grandson, just a little bit younger**

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1 **about it".**
 2 **Q. Can I ask you this: how did you feel at the conclusion**
 3 **of your meeting with Archbishop Eamon Martin?**
 4 **A. I thought, you know, at last, we are making progress, at**
 5 **last, something is going to be done, he is going to go**
 6 **to Rome. But one of the things that unfortunately came**
 7 **out during our discussions was that, we were talking**
 8 **about -- when I was talking, I was talking about the**
 9 **Comboni Missionaries. He said he's powerless, there's**
 10 **nothing he can do, because it is a religious order. He**
 11 **can remove them from the diocese, but they're in the**
 12 **Dublin Diocese; this was the Archbishop of Armagh.**
 13 **I complained to Archbishop Diarmuid Martin and he didn't**
 14 **do anything about it. But I'm sure if he had had the**
 15 **power, whatever, he would have done something. But he**
 16 **couldn't do anything. And for all the -- he was**
 17 **a lovely man, prayers, "I'll pray for you", I accept**
 18 **that he apologised on behalf of the church, but "I can't**
 19 **do anything because the diocese is the diocese,**
 20 **religious are religious", and that's the dichotomy we**
 21 **have.**
 22 **Q. That, actually, is all I wanted to ask of you, A49.**
 23 **I know that there are a number of recommendations in**
 24 **your statements, and I wasn't going to take you through**
 25 **those, but is there anything finally you would like to**

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1 **from the days when I went to that college and when I was**
 2 **abused, my grandson. And I gathered statements from**
 3 **these little boys, and they trusted me, as the school**
 4 **captain, to stand up for them. I did what I thought**
 5 **I had to do. I took the statements to the**
 6 **Father Rector. He wept crocodile tears at the**
 7 **statements. He told me he would deal with the matter.**
 8 **The next morning, the man I have to refer to as**
 9 **RC-F338 -- I have to, I have been told I have to -- he**
 10 **was removed from the school, he was gone. Gone. And**
 11 **I felt so proud that I had done my duty.**
 12 **But this whole thing -- I wanted to be a priest.**
 13 **I really wanted to be a priest. But it ruined my**
 14 **vocation. I lost it. I couldn't -- how could I? How**
 15 **could I be part of that? I couldn't.**
 16 **Madam chair, it is only a few years ago when**
 17 **I discovered that the abuse at the seminary had**
 18 **happened, and it continued unabated all these years.**
 19 **I found out that this serial abuser, F338,**
 20 **[redacted], he was not punished, as I thought. He**
 21 **wasn't punished. He was promoted. He was sent to**
 22 **Africa. He was given greater access to little boys.**
 23 **They knew what he was like, but they sent him to Africa**
 24 **and they give him access to all those little boys over**
 25 **there. They even gave him -- he even managed to do --**

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1 **in his obituary -- I wish you'd read his obituary. It**
 2 **was disgraceful. In his obituary, they praised him on**
 3 **how he was [redacted]. They allowed him --**
 4 Q. Can I just pause you there, A49. We are just going to
 5 need to stop the live feed for a moment, I'm afraid.
 6 Take your time, just gather your thoughts.
 7 Whilst that's being done, chair, I know A49 has
 8 helpfully prepared a short two-page document, which is
 9 what he is referring to now, and it may be more helpful
 10 to actually have this submitted into evidence, and it
 11 can be circulated to all CPs, so that you can read in
 12 full many of the things that he has been telling you all
 13 this morning.
 14 **A. I'm okay to continue.**
 15 Q. Do you want to pick it up, A49, I think, really, with
 16 some helpful conclusions from you as to the real message
 17 you want the chair and panel to learn from everything
 18 you have been telling us about?
 19 **A. I think it is important -- I just want to say that, you**
 20 **know, this thing, it broke my heart, absolutely broke my**
 21 **heart. I felt failure and shame, you know, that all my**
 22 **efforts to protect the boys that were under my care --**
 23 **I went, as I said, depression, family, upset,**
 24 **everything.**
 25 **From what I've said, you've seen that the order, the**

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1 **classmate of mine, he was a friend. He went on to be**
 2 **ordained. You know he went on to be ordained a priest,**
 3 **Father Provincial of the Order, Secretary of the Spirit,**
 4 **you know all that.**
 5 **He was a classmate of mine and, even him, and the**
 6 **high position that he had, he won't even respond to us**
 7 **in any way at all. He won't -- it is terrible, you**
 8 **know. He knows everything that went on. He knows**
 9 **everything that went on, that man does, because I know,**
 10 **because I was there with him when it happened. And he**
 11 **won't even respond to us. He told one of my colleagues,**
 12 **who actually got his phone number, he said, "After this**
 13 **phone call, delete that phone number if you know what's**
 14 **good for you", he said. To one of my colleagues, he**
 15 **said, "Delete that phone number, if you know what's good**
 16 **for you". I will come to those conclusions now.**
 17 Q. Thank you very much.
 18 **A. Basically, what I want to say is, there are so many**
 19 **parts of the church, including the autonomous religious**
 20 **orders, they cannot be allowed to continue to operate**
 21 **separate and inadequate safeguarding systems.**
 22 **The Catholic Church must be subject to the same**
 23 **scrutiny as any other organisation. The church must be**
 24 **forced to reform -- forced. If it seems, as it seems,**
 25 **it cannot, then safeguarding has to be taken out of its**

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1 **Comboni religious order, even now they refuse to**
 2 **acknowledge that the boys were abused. They refuse to**
 3 **acknowledge the boys in their care -- in their care --**
 4 **were so badly abused, and then they won't even explain**
 5 **why they allowed it to happen. Why did they allow that**
 6 **to happen? They won't even apologise and reassure me**
 7 **and others that things have changed, so that kids at**
 8 **their schools now are safe.**
 9 **I'm coming to --**
 10 Q. Can I ask you to turn to the bottom of your page 2, and
 11 just conclude for us, please, if you will, with those
 12 final few sentences?
 13 **A. Sorry, there is an important bit I have to say, I have**
 14 **to say.**
 15 Q. Well, A49, the difficulty is, we have a number of
 16 witnesses today, and the entirety of this statement is
 17 going to be before the chair and panel, but I really
 18 think it would help everyone if you could conclude with
 19 that final section on your page 2.
 20 **A. Well, I have to mention a priest that was in college at**
 21 **the same time as me. He was in the class above me.**
 22 **I hope I'm allowed to say this, madam chair.**
 23 Q. You can mention David Glenday. The chair and panel are
 24 aware of his name.
 25 **A. It was more than David Glenday. He was a school**

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1 **control, it has to be. It is the only way.**
 2 **Madam chair, this is why I have come here today, to**
 3 **ask you to take the action that is needed to protect the**
 4 **children today and in the future. Madam chair, I beg**
 5 **you -- I beg you -- please, will you please finish the**
 6 **work that I failed -- I failed to do it as a child, so**
 7 **please do it for me, please. That's all I ask.**
 8 MS CAREY: Thank you very much, A49. If you just pause
 9 there for a moment. Chair, is there anything that you
 10 or the panel would like to ask?
 11 THE CHAIR: No, we have no questions. But of course we want
 12 to thank you for your very powerful and heartfelt
 13 evidence to us today. We are aware how distressing it
 14 can be for people to come here and do what you have just
 15 done, so we are very grateful to you, and very grateful
 16 for your closing comments, which were very clear. Thank
 17 you.
 18 **A. Thank you. Thank you so much.**
 19 MS CAREY: Just stay there, please, for a moment, A49.
 20 Chair, might this be a good moment to take the
 21 mid-morning break and we will rearrange the room whilst
 22 we are having the break?
 23 THE CHAIR: Yes. We will return at 11.30 am.
 24 (11.13 am)
 25 (A short break)

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1 (11.32 am)
 2 MS CAREY: Thank you, chair. May we turn now to the
 3 evidence of Mr Kirby, and I ask that Mr Kirby is sworn.
 4 MR THOMAS JAMES KIRBY (sworn)
 5 Examination by MS CAREY
 6 MS CAREY: I think your full name is Thomas James Kirby, but
 7 commonly known as "Jim"; is that right?
 8 **A. Correct.**
 9 Q. I think you indicated to me earlier that it would help
 10 you if I just called you "Jim" in asking you the
 11 questions. Is that all right?
 12 **A. Certainly.**
 13 Q. Born in the 1950s; is that right?
 14 **A. Correct.**
 15 Q. Of a Catholic family?
 16 **A. Yes, a strong Catholic family, in Ireland.**
 17 Q. In Ireland?
 18 **A. Yes.**
 19 Q. Altar boy?
 20 **A. From about the age of 5 or 6, yes.**
 21 Q. Went to a Catholic school?
 22 **A. I did.**
 23 Q. I think, coming forward in time, you say this, that you
 24 are a Christian, but no longer practise in the faith in
 25 which you were raised, in the Roman Catholic Church; is

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1 **A. No, she very specifically did not. I was the eldest of**
 2 **four at the time, and she did not want it to happen**
 3 **because she didn't want her son going away, but my**
 4 **father saw it in a different light and said, "It would**
 5 **be great for his education". It was the money aspect of**
 6 **it: those that could, paid. An uncle of mine, in fact,**
 7 **in Cork, where I was from, paid for my fees. I know**
 8 **some of the kids -- the children who went there, the**
 9 **fees were paid by their diocese. Children were picked,**
 10 **if you really have to go down to it, which has a bearing**
 11 **on who we are. Children --**
 12 Q. I just want to ask you about the money thing. So your
 13 family paid the money to the order to have you educated
 14 there?
 15 **A. Yes, and my father thought that was great for the**
 16 **education.**
 17 Q. Did you want to go?
 18 **A. Yes. Oh, very definitely. I think from the time I was**
 19 **about 5 or 6, being an altar boy in Cork, and then being**
 20 **surrounded all the time -- I was an altar boy in not**
 21 **a parish church, it was an order of priests, a very**
 22 **large order, masses of priests in Ireland at the time,**
 23 **and they were a missionary order, nothing to do with the**
 24 **Combonis. I was attracted to the idea of being one of**
 25 **them, the collegiate attitude, atmosphere, from even**

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1 that right?
 2 **A. I still practise the faith, but I avoid the**
 3 **Catholic Church. I do practise on Sunday, I sing in**
 4 **a choir, so my spirituality level is still there,**
 5 **I wouldn't let anybody take that away from me.**
 6 Q. You were educated to A level standard in the UK. You
 7 took a French degree at a university in Montreal and
 8 spent a long part of your working life working for
 9 Aer Lingus; is that right?
 10 **A. That's correct.**
 11 Q. Do I gather, if we go back a long way to 1960, that
 12 in October of that year, Father Sean Russell, who we
 13 just heard a little bit about, came to your secondary
 14 school and gave a talk about the Combonis, and indeed
 15 a talk about life at St Peter Claver College Seminary?
 16 **A. Yes, very similar to the last witness, the way that --**
 17 **very -- the same, exactly the same. The picture was**
 18 **drawn. I was attracted by it. And I also had a friend**
 19 **who served at mass with me as an altar boy at the local**
 20 **church, who also went to Mirfield with me, who was also**
 21 **spoken at his school by Father Russell, and the priest**
 22 **at our parish church was a friend of the family, and he**
 23 **basically talked to our families about the idea of going**
 24 **to Mirfield. My mother didn't really want it to happen.**
 25 Q. Didn't want it to happen?

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1 **that age. So I was very happy to go to the Combonis.**
 2 Q. And you went in September '63 --
 3 **A. I did.**
 4 Q. -- until 1967?
 5 **A. Correct.**
 6 Q. Whilst there, is this right, you encountered RC-F339,
 7 whom we have also heard about this morning. Is it right
 8 that he abused you whilst in the infirmary at Mirfield?
 9 **A. He did.**
 10 Q. Is this the position: that, no matter what ailment you
 11 went to the infirmary about, he would take that as an
 12 opportunity to touch your genitals, wash your penis and
 13 try to masturbate you?
 14 **A. Yes. In my first year at the school, I -- I had**
 15 **a reaction to the food. The food was cooked by Italian**
 16 **nuns, it could have been the oil in the cooking, I don't**
 17 **know, I seem to remember every Tuesday I had a problem**
 18 **with diarrhoea, when we had boiled eggs. The food was**
 19 **pretty not -- it was just a different diet from what I'd**
 20 **been used to. So I reacted that night and I had to go**
 21 **to the infirmary to get -- almost every week, to get**
 22 **something to stop the diarrhoea, so the infirmarian,**
 23 **F339, was the one who treated me for that. So he got to**
 24 **know me over that first year. He didn't abuse me in the**
 25 **first year. That probably started at the end of**

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1 **the first year --**
 2 Q. I was going to ask.
 3 **A. -- and the abuse was a gradual thing, but you could say**
 4 **he groomed me, because I got to like him, I got to like**
 5 **his sense of humour. I trusted him.**
 6 Q. So about a year into your time, roughly, at Mirfield, he
 7 started to abuse you. I think you said this in your
 8 statement, you can't really estimate the number of
 9 times, but would imagine it would be in excess of
 10 100 times that he sexually abused you. Does that
 11 roughly accord with your memory?
 12 **A. It does.**
 13 Q. Over how long was that going on for?
 14 **A. Oh, that went on for nearly three years, two and a half**
 15 **to three years. The abuse -- do you want me to tell you**
 16 **what happened in the abuse?**
 17 Q. It is probably not necessary.
 18 **A. Okay.**
 19 Q. For this reason, Mr Kirby. We actually want to
 20 concentrate on the institutional response to what
 21 happened to you?
 22 **A. That's fine.**
 23 Q. In fact, chair, so that you know, Mr Kirby has prepared
 24 a lengthy second statement at INQ004681, which goes into
 25 the detail, and we are grateful for that, but probably

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1 **boys, Catholic boys, we weren't circumcised, it wasn't**
 2 **the done thing. So, therefore, the question was, was**
 3 **the skin back and forwards moved to assist what F339 was**
 4 **trying to achieve. Does that make sense?**
 5 Q. Yes, it does.
 6 **A. I told Father Wade this. He then wrote it down -- he**
 7 **drew a picture of it. And I remember him saying, you**
 8 **know, in all honesty, he said, "God won't mind us doing**
 9 **this because I just want to see exactly is this right".**
 10 **Father Wade was an honest man, and I think he knew what**
 11 **I was trying to tell him -- what I was telling him.**
 12 Q. I think you said that Father Wade told you not to go to
 13 339 again?
 14 **A. He did. He gave me instructions. He said, "Don't go**
 15 **there. Clean your own penis in the showers. Don't**
 16 **allow it. Don't allow that to happen. Don't go near**
 17 **him again". He didn't say anything -- he didn't want to**
 18 **give me any idea he was going to go to 339. He just**
 19 **said, "Do it yourself", and in fact, I remember him --**
 20 **this is not actually in my statement, but I do remember**
 21 **him even giving me cotton wool from somewhere. I think**
 22 **he got it out of the tablets he was taking. He did.**
 23 **That's just come to my memory.**
 24 Q. So you could do it yourself and not need to go to 339?
 25 **A. Yes.**

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1 for today's purposes, I can just adduce the statement.
 2 I want to ask you this, though: in relation to F339,
 3 at your paragraph 13, Mr Kirby, did you tell anyone at
 4 Mirfield what 339 was doing to you?
 5 **A. Yes, I did. I don't know where we are in terms of that,**
 6 **but I can answer that question without referring to**
 7 **that. Yes, I did. I spoke to -- and I don't think that**
 8 **particular priest is redacted.**
 9 Q. No, he's not. You can say it.
 10 **A. I spoke to Father Wade, Anthony Wade, who was actually**
 11 **quite a sickly-looking priest. He had come back from**
 12 **Africa. But he had a glow about him, something very --**
 13 **what we would say in our childhood way as "holy", and**
 14 **I like the man. He didn't teach us. I think he was**
 15 **there because he was recovering from some kind of**
 16 **illness he picked up in Africa. But he was approachable**
 17 **and, yes, I reported -- I told him; it wasn't a kind of**
 18 **a report. It was in a chat form. I told him what was**
 19 **occurring with F339.**
 20 Q. I think you said you even drew a picture of a penis on
 21 a piece of paper?
 22 **A. He drew the picture.**
 23 Q. He drew the picture?
 24 **A. He drew the picture and said, "Is this what's**
 25 **happening?" This is necessary, I think. A lot of us**

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1 Q. Did you, in fact, go back to 339 after Father Wade told
 2 you not to?
 3 **A. This was -- I went through a period of incredibly artful**
 4 **dodging. You've got to imagine somebody -- I was 12 at**
 5 **this stage, so it was over a year, maybe 13, probably**
 6 **13, but between that age. I had to avoid this man.**
 7 **This man was now teaching me French, F339. So in the**
 8 **classroom, it was okay, but I had to avoid him in the**
 9 **corridors, I had to avoid him going towards the church.**
 10 **I would be afraid to go to the church because we used to**
 11 **go -- we called them visits. You'd go and say a prayer**
 12 **in an off time. It was something that was encouraged.**
 13 **So you'd have your statutory visits to the church, you**
 14 **know, in the morning and the afternoon, whatever,**
 15 **benediction, mass in the morning, et cetera, late night**
 16 **prayer, but you'd have these visits that were encouraged**
 17 **where you would go to the church, pop in, get down on**
 18 **your knees, say a prayer, go out. His room was close to**
 19 **the church; in fact, it was opposite.**
 20 **So I had to avoid this man and I was desperate --**
 21 **but he trapped me in the corridor specifically, and --**
 22 **sorry, and then he -- I was about to say his words, but**
 23 **I don't want to give that away. F339 asked me why I was**
 24 **avoiding him, why I hadn't been to the room, the**
 25 **infirmary. "You come there tonight". I remember that.**

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1 **I was in a terribly difficult place. I didn't want to**
 2 **offend him or hurt him, because I still respect that**
 3 **man. I was very, very muddled in my mind about this.**
 4 **You have no idea.**
 5 Q. Pause there, Jim. Did you, having been told by 339,
 6 "You come and see me tonight", did you go and see him
 7 that night?
 8 **A. Yes, and he did exactly what he was doing previously.**
 9 Q. As far as you are aware, apart from Father Wade telling
 10 you not to go to see F339, did Father Wade take any
 11 action at all about 339?
 12 **A. No, and what I had to do then was go the opposite,**
 13 **I then had to avoid Father Wade because I thought I was**
 14 **displeasing him then. The mental strain on this, it was**
 15 **awful, and I've remembered this all my life. I had to**
 16 **avoid Father Wade now as I had been avoiding -- and**
 17 **Father Wade walked the corridors, because he used to**
 18 **walk around saying prayers. That's all he did. He was**
 19 **recovering from illness. But he was always visible. He**
 20 **was a shadow, a quiet man. It was very distressing to**
 21 **have to avoid him. I had to because I felt like I was**
 22 **not doing what he told me to do. Where do you go?**
 23 Q. In your statement, you go on to set out what happened to
 24 you at the hands of RC-F338, who we have heard of, and
 25 is this the position, that he attempted to give you

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1 **was his way of ingratiating or whatever. He said,**
 2 **"Jimmy, you need to keep this clean. You know what this**
 3 **is for", all sorts of -- I was really closing.**
 4 **I pulled -- before he went too much further, I remember**
 5 **pulling my pants up. I said, "Thank you, Father, that's**
 6 **it". I do remember that. And he went away quite**
 7 **quickly back to his seat and his desk.**
 8 Q. Pause there, Jim. Although he is ciphered, can you give
 9 us a rough idea of how many years older than you 338
 10 was? Was he in his 20s, 30s? Give us an idea?
 11 **A. I can be fairly precise about it because he was --**
 12 Q. There is probably no need to be very precise.
 13 **A. All right. I won't be precise. He was probably about**
 14 **27/28.**
 15 Q. And you were about 13-ish?
 16 **A. Yes, when this happened, yes.**
 17 Q. Now, I think you go on to say that 338 was effectively
 18 the subject of gossip among the boys and it became aware
 19 that this supposed sex education lesson was actually
 20 being used as a vehicle for him to abuse those boys.
 21 Did you then decide to discuss the matter with
 22 Father Fulvi?
 23 **A. Yes. Precisely what you said. We were now in the**
 24 **fourth year -- I was in my fourth year, so that would**
 25 **have been 1967, early part of '67. The previous witness**

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1 a sex education lesson alone in his room?
 2 **A. Yes, he sent for me and told me to come to his room. We**
 3 **were getting ready to go out and play soccer, because**
 4 **I specifically remember I had -- and to come up to his**
 5 **room in my soccer gear, as I was, forget my boots. That**
 6 **was the message I got. I went up. He handed me**
 7 **a booklet -- I will never forget the title, it's called**
 8 **"Bedding and wedding". I immediately looked at him and**
 9 **said, "I know all about this, Father". Again, I was 13,**
 10 **whatever. I knew about it. And I knew what -- he said,**
 11 **"That doesn't matter. Read it". So I read it. Then,**
 12 **after I'd read it, he asked me to remove my shorts and**
 13 **that's when he proceeded. Do you want me to tell you?**
 14 Q. Just tell us in short, what did he do to you?
 15 **A. He left his desk, because, prior to that, he was sitting**
 16 **behind his desk in his room. And he came around and**
 17 **he -- my shorts were now at my ankles. My top, my**
 18 **soccer shirt, was still on, I remember that**
 19 **specifically, and my socks were still on and my pants**
 20 **were at my knees -- at my legs, my ankles. He came over**
 21 **and fondled my genitals and rolled back the skin of my**
 22 **penis and examined my penis and he told me -- this is**
 23 **what was so -- he -- when I was younger in Ireland,**
 24 **I was always called "Jimmy". He used that term, because**
 25 **he knew my friend from London called me Jimmy and this**

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1 **said how we -- there were six of us got together, and it**
 2 **wasn't actually for ourselves. I remember the**
 3 **discussion was about the fact that, "F338 is now doing**
 4 **to the juniors what he did to us, and we have to do**
 5 **something about it at this stage". And very**
 6 **specifically, I remember this very clearly -- now, the**
 7 **way the previous witness said it, and I know that it was**
 8 **distressful for him, but I and one other of the six**
 9 **people who is not a witness and he was not one of**
 10 **the Mirfield 12, another boy, we said we would go, and**
 11 **we went to Fulvi that night. Fulvi wasn't there. We**
 12 **came out of the chapel at the end of night prayer and**
 13 **then we would go to the dormitories and we had half an**
 14 **hour to prepare for bed. Lights out at 10 o'clock.**
 15 **Fulvi wasn't there, so I said to this other boy -- does**
 16 **it matter if I name him?**
 17 Q. There is no need to name him. You said to the other
 18 boy?
 19 **A. I said to this other boy, "Look, Fulvi is out", it was**
 20 **Sunday night, "He is on a mission thing", because we**
 21 **also knew there were two cars the priests used and from**
 22 **the dormitory window I could see one car was missing.**
 23 **About 11 o'clock -- now, the lights were out and**
 24 **everybody was -- most of them were asleep. I waited.**
 25 **I heard the car come in and I told the other chap,**

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1 **I said, "He's here". We got out of our beds and we went**
 2 **down and met him as he literally came up the stairs.**
 3 Q. So we are at 11 o'clock. Everyone else is in bed. You
 4 and the other boy have effectively encountered,
 5 confronted, Father Fulvi. Did you tell him?
 6 **A. There was a danger, by the way, that we could be seen by**
 7 **[redacted], that was in my mind as I went down.**
 8 Q. Can I pause you there, because I am going to have to
 9 stop the feed for a moment, please. Can we stop the
 10 live feed for one second? Pause for a moment, Jim.
 11 **A. I'm sorry.**
 12 Q. It's okay. Pause for a moment and listen to the
 13 question, because what I actually want to ask you about
 14 is what you and the other boys said to Fulvi and what
 15 Father Fulvi did or didn't do in response. Here we are,
 16 11 o'clock at night on a Sunday evening. Father Fulvi
 17 has come back. What did you and the other boy tell
 18 Father Fulvi?
 19 **A. Okay. He was completely surprised to see us, but he sat**
 20 **us down. I was actually quite angry, I remember that.**
 21 **That anger was good, because the other chap was crying,**
 22 **because I think he realised what we were about to say.**
 23 **Fulvi offered us cigarettes. I'd been in trouble for**
 24 **smoking anyway, and -- but I actually didn't take one,**
 25 **but the other chap did. That much I remember, very**

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1 **leave it like that and that's the end of**
 2 **the discussion", out the door, that was it.**
 3 Q. I think you said that no action was taken as a result of
 4 the report that you and the other boy had made directly
 5 to Father Fulvi?
 6 **A. None.**
 7 Q. Leaving Mirfield to one side, I want to come forward
 8 quite a lot in time to a passage of your statement, Jim,
 9 please, which deals with a meeting that you had with the
 10 order in Sunningdale. Now, we are coming forward to
 11 2013. Chair, in the statement, we are picking up the
 12 story at paragraph 22 onwards. This is a matter that we
 13 haven't heard evidence about, which is why I want to ask
 14 you about it this morning.
 15 I think you say in your statement this: in 2013, you
 16 called the order's headquarters in Sunningdale and spoke
 17 with a Father Hicks. Just pausing there, why in 2013
 18 are you trying to make contact with the order?
 19 **A. Because, at that stage, I had been contacted some time**
 20 **previously by another Mirfieldonian, for want of**
 21 **a world, from Australia, he rang me from Perth one**
 22 **Saturday morning and said, "Look, I heard" -- because we**
 23 **had some reunions, "I heard from the reunions that you**
 24 **discussed abuse at Mirfield and you were abused".**
 25 **I told him, "Yes, I was". He said, "Would you be**

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1 **clearly. I remember the whole thing clearly.**
 2 Q. Tell us about the conversation.
 3 **A. The conversation basically went along the line where**
 4 **I told Father Fulvi what we considered to be going on**
 5 **because it had happened to us, that F338 was abusing the**
 6 **juniors now in the way that he had abused us.**
 7 **Father Fulvi was -- listened to us quite clearly and**
 8 **took his time and sat in his armchair as we sat in two**
 9 **chairs. He didn't sit behind the desk, he sat in his**
 10 **armchair and we sat in two side chairs. I can see him.**
 11 **He said, "Look, this is a very, very serious allegation**
 12 **you're making about F338", and he said, "You are**
 13 **positive about it?" And I said, "Yes", and I said, "We**
 14 **all know about it", et cetera. He said, okay, he**
 15 **basically came to the conclusion that -- and told us --**
 16 **ordered us quite blatantly and said, "Right, you leave**
 17 **this now in this room, and you don't discuss it.**
 18 **Specifically you", meaning me, "Jim", and my companion,**
 19 **"You don't even discuss it with each other and you**
 20 **certainly don't discuss it with the other boys. It is**
 21 **now a closed subject. And remember that F338 has the**
 22 **sacrament of confession and, if anything is wrong there,**
 23 **he has that to go to and you must remember that. You**
 24 **all believe in the sacrament of confession. Confess**
 25 **your sins and you get forgiveness and we are going to**

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1 **a witness for me? I'm taking an action". To cut a long**
 2 **story short, the solicitor who was acting for him came**
 3 **to me and took a statement, and said, "I don't know why**
 4 **you are being a witness, you should be a complainant as**
 5 **well". Jumping forward again then, on my own,**
 6 **I thought, "I really hate this idea of taking these**
 7 **priests" -- some of them were good, you know, most of**
 8 **them were good priests. I learnt a lot. On the basis**
 9 **of my education in my life, I formed a lot of good**
 10 **things from it, and so, therefore, I didn't really want**
 11 **to go with the case. I wanted --**
 12 Q. Why not?
 13 **A. Guilt. I really felt guilty about it, because**
 14 **challenging these -- what were good men -- this was**
 15 **religion, these were priests. Even at that stage of my**
 16 **life, I still believed, even though some of them had**
 17 **harmed me, and also, as an adult, I was able to sort of**
 18 **psychologically analyse it and say, "Well, look,**
 19 **everybody has problems". I was actually able to try and**
 20 **take my mind out, you know, and try and -- I've been**
 21 **able to do that in life, take a problem away and take**
 22 **the emotion and the anger away, and I tried to do that.**
 23 **So I didn't want to really hurt these guys. So**
 24 **I went -- I phoned and went to Sunningdale. I thought,**
 25 **who could I take to, who is alive, who is there that**

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1 I would know of. And I found out that this father --
 2 his name was Bobby Hicks, who was a fellow Irishman --
 3 just give me a sec.
 4 Q. Just pause. So you went to speak to -- Robert Hicks is
 5 his real name?
 6 A. I had good memories of him. He didn't teach me because
 7 he was newly ordained, but he was at Mirfield and he
 8 came there. He put him in a situation where -- I didn't
 9 know a lot about Irish history, even though I'd come
 10 from Ireland, because I went straight into an English
 11 curriculum and I didn't know about the formation of
 12 the republic, 1916.
 13 Q. Don't worry about that.
 14 A. The point was, that was my association with this man.
 15 I felt something there, a bond. So I went to see him.
 16 Do you want me to tell you what happened?
 17 Q. Yes.
 18 A. When I went to see him, he invited me in and we went
 19 into the refectory, which, by the way, is the dining
 20 room. He made me a cup of tea. We shared the same tea
 21 bag. I always remember that. That struck me as good
 22 because they had a vow of poverty and I thought sharing
 23 a tea bag -- sorry, I'm digressing.
 24 Q. Concentrate on the conversation.
 25 A. It's specific, though. I liked the man, having met him.

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1 Q. Mr Devenish was the UK Provincial, so the head of
 2 the order in the UK?
 3 A. He was. I asked if I could see him that day and he
 4 said, "No, he's tied up". Hicks did not, you know, want
 5 to get into the situation. "Martin" -- he called him by
 6 his first name, he said, "Martin's taking care of that,
 7 of that situation". He moved on then to ask me who was
 8 involved. Is that where you want to lead?
 9 Q. It is, really. I would like your help, please, Jim,
 10 with paragraph 27 in your statement where you go on to
 11 explain what Father Hicks suggested he thought the case
 12 was all about?
 13 A. Father Hicks asked me -- he actually specifically named
 14 one particular individual who happened to be the person
 15 who phoned me from Australia, and said, "Oh, yes" -- he
 16 alluded to the fact that he was troublesome, in terms of
 17 he knew this was going on and he'd instigated this
 18 action and he was talking to a lot of others.
 19 Somewhere or other, he'd -- I think he wanted to
 20 take me out of it because here I was in front of him,
 21 but this is where I changed my whole attitude. He
 22 looked at me and he then went on and he put his hand up
 23 in an -- Italians can be very -- they make gestures,
 24 gesticulations for things, and he did this thing
 25 (indicating). It wasn't like we would talk about money,

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1 He smiled at me. But he didn't look particularly as
 2 I remember him. Obviously, he was an older man, as
 3 was I. Anyway, we were having a cup of tea and another
 4 priest, Father John Downey, came along and joined us.
 5 He said he didn't remember me but he remembered my name.
 6 He wasn't too friendly, he never smiled at me. He
 7 obviously knew why I was there. I think he did.
 8 Anyway, after the tea, Bobby Hicks invited me to his
 9 room upstairs and sat me down and asked me, you know,
 10 details. Because on the telephone I had told him that
 11 there was a case coming up, did he know about it?
 12 Q. I think you said in the statement that you told
 13 Father Hicks all about the civil case. He said he knew
 14 about it, and you explained to him why you were bringing
 15 the claim and that you said it's because you felt the
 16 order was refusing to talk to you and the others in the
 17 case about the abuse. When you explained that to
 18 Father Hicks, how did he respond?
 19 A. He did not want to really get into the details of it,
 20 and he referred to it and I remember specifically him
 21 saying, "Look, Martin is taking care of all that", by
 22 "Martin" he meant Martin Devenish, a priest I had met
 23 once because he came to my parish to do a mission.
 24 I didn't know him. I knew he'd been a student and
 25 I knew he'd been ordained.

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1 but he put his hand up here, which was to do with money,
 2 "They're only in it for the money" (indicating) and
 3 I knew that.
 4 Q. He sort of rubbed his fingers together, effectively?
 5 A. Yes, let me just explain why. If an Italian does this
 6 (indicating), it means he's so bored with the
 7 conversation he could grow a beard, okay? If he does
 8 that, he's hungry (indicating). You know to stop the
 9 conversation. Italians do that. We knew that from the
 10 culture at the college. He did this. I knew -- I knew
 11 what that meant, but also he said it in his own words,
 12 "They're only in it for the money". But he was taking
 13 me out of it because he wasn't going to confront me, you
 14 know, there and then. I thought, "I'm in it as well".
 15 Having said that, I really was cross, if that's the
 16 right word, you know, with his attitude.
 17 Q. Did you challenge him? Did you say, "That's not what
 18 it's about"?
 19 A. I said, "No, it doesn't have to be like this, Father".
 20 By the way, I called him "Father". I still respected
 21 him. This is the thing about it, it doesn't go away,
 22 your respect for the clergy, for Catholicism, the whole
 23 idea, it just doesn't go away. And that's fine. But
 24 the thing is that I was kind of angry about his attitude
 25 and, therefore, I then went back to the idea, "Look,

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1 talking about this, we can stop it now, we can bring
 2 it -- you know, we can -- talk to the guys" -- oh, yes,
 3 and I also said to him about, "Some of these guys",
 4 I said, "I know a lot of them, need help. Some of them
 5 have not had any help". I said, "The amount of the guys
 6 who" -- I said, we went around the houses at the last
 7 reunion and asked how many of them actually practised
 8 anymore, this religion that we were all so drenched in,
 9 and it was limited, but how many of them had been
 10 married once, twice, three times, can't make
 11 relationships. I said, "Father, there is a need for
 12 some kind of care for these boys -- for grown men now".
 13 I said, "I'm out of it, I'm on the other side now,
 14 I like to think".
 15 Q. You're trying to convey to Father Hicks this is not
 16 about the money, this is about the damage done to you
 17 and all of the others you have spoken to over the years.
 18 In your statement, you say that he said to you, "You
 19 have to realise that these two, 339 and 338, hurt us as
 20 much as they hurt you". What did you think when you
 21 heard Father Hicks saying that, well, those two are hurt
 22 as much as the victims of the abuse?
 23 A. I couldn't believe it. I thought he just doesn't get
 24 what I'm trying to tell him. He actually told me that
 25 they hurt us as much. In other words, he was

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1 well, "Benefactors", I said, "and you do the missions".
 2 He said, "Exactly. We beg". He used that word: "We beg
 3 for money". I never forgot that. And that goes further
 4 on, later on, when we talk about the settlement: "We
 5 beg".
 6 Q. I'm going to come to that. Just before we come to the
 7 settlement, I think you explain in your statement then
 8 that you also, in addition to trying to speak -- or
 9 speaking to Father Hicks, you tried to speak to
 10 Father Fraser, whom we have heard about. He, at that
 11 time, was still alive and living in Glasgow. He was
 12 aware of the case but did not know the detail of
 13 the civil claim. You asked him if he remembered the
 14 removal of 338 and 339 from the college, and he said
 15 that he'd been instrumental in removing 339, but was not
 16 aware of any of the problems with 338. Is that in
 17 a conversation over the phone you had with
 18 Father Fraser?
 19 A. Yes. I tried several times to get him and I did get
 20 him. He actually answered the phone on about the fourth
 21 or fifth time. He actually answered himself and was
 22 very, very friendly and did exactly what you have just
 23 said. That's exactly what he said. He also did remind
 24 me, though, that he was 80 years of age, or he might
 25 have said, "I'm in my 80s", one or the other.

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1 disassociating the order, himself, and everybody else
 2 from any blame, you know, regardless of what, they were
 3 supposed to take care of us. He was disassociating
 4 them, "They hurt us, they were bad boys". This really
 5 got me. This was coming towards the end of
 6 the conversation with him at this stage because
 7 I thought, "I'm getting nowhere here. He won't let me
 8 see -- or Martin won't see me, the Provincial. I'm not
 9 going to get anywhere here".
 10 Q. How long were you talking to him for?
 11 A. Oh, well over two hours. Between having the tea and
 12 moving up to his -- because we talked about other
 13 things.
 14 Q. Just pause there. At any stage in that two hours, did
 15 he apologise to you?
 16 A. No.
 17 Q. Or acknowledge what you were telling him?
 18 A. No. What he -- which came out in a statement later, he
 19 alluded to how long ago it was and how could we all
 20 remember and we'd all had lives and we'd all moved on.
 21 He did make one comment as well, which I specifically
 22 remember. He went back to the money thing and he said,
 23 "What do they think -- how do they think we have money
 24 anyway?" He made a statement on that. He said, "You
 25 know how we get our money, don't you?" And I said,

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1 Therefore -- but he did specifically say that he had
 2 been involved in the removal of one, didn't know
 3 anything about the other.
 4 Q. The civil claim that you have already alluded to, I want
 5 to ask you about this. We know that it was settled and
 6 that there was no acceptance of liability, no apology
 7 forthcoming from the order. But in your statement at
 8 paragraph 35, you say:
 9 "The settlements were paid from the Comboni Order's
 10 charity account, ie, not their operating account."
 11 Were you aware that the money was going to be coming
 12 from the charity account? Or was it when you got the
 13 cheque you saw it on the bottom of the cheque?
 14 A. The cheque arrived -- this, again, caused me a lot of
 15 distress. The cheque arrived on a Saturday morning. By
 16 the way, I didn't want money. I didn't even want it to
 17 stop there. I wanted my day in court at this stage.
 18 I took advice from the solicitor and the barrister
 19 acting on our behalf. I took separate advice from my
 20 brother, who happens to be a barrister, but in
 21 a different country. I deliberately wanted to do that.
 22 Because I wanted to get not just the feelings from my
 23 wife and children and friends, I wanted to see legally,
 24 and my brother said to me, "If your solicitors are
 25 advising you, stop there". So I did accept it. I did

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1 not want to. I didn't want the money and I didn't need
 2 the money. But that cheque arrived, and I opened it on
 3 the Saturday morning in my kitchen and I looked at it
 4 and at the bottom it had "Charity account". That was
 5 a double blow. One, I was getting this money from
 6 priests, from an order, from the Catholic Church. Why
 7 should they pay me? This is messing about in my head.
 8 Even though I knew I was wronged, just this whole
 9 screwball situation of Catholic Irish guilt, whatever
 10 you want to call it, about challenging Rome,
 11 challenging -- this brings -- do you bring down the
 12 wrath of God? Here I was with this cheque which said
 13 "charity account" as well. I thought, God, I'm taking
 14 money, this should be going somewhere else, you
 15 know, it's a charity account. Then I was told it's the
 16 only account they have -- it might be the only account
 17 they had. So it took me a while -- the money went in
 18 the bank, though, I will admit that. It did go in the
 19 bank.
 20 Q. Can I invite you, Jim, to have a look in your bundle in
 21 front of you at your witness statement. There are three
 22 specific matters that you raise that I'd like to ask you
 23 about. Chair, I'm looking at paragraph 47, which starts
 24 at the bottom of page 9, over into page 10.
 25 A. Sorry, is this the first witness statement?

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1 The body of the church is such that it just -- it is
 2 one mass of different bodies, and it's just not
 3 possible -- they have this thing at the end of the day
 4 that they will -- you must not bring scandal on it
 5 because it's a collegiate group and we must get it right
 6 and we must be seen to be right because we are talking
 7 about God and there is nothing wrong where God is
 8 concerned, if that makes sense.
 9 Q. It does, and I suspect it brings on to your second point
 10 there, when you say:
 11 "The leaders of the Catholic Church, such as the
 12 Archbishop of Birmingham and the cardinal, who is the
 13 Archbishop of Westminster, cannot speak for or bind our
 14 Catholic religious orders."
 15 The chair and panel are aware of the structure of
 16 the church, but what is the lesson that you want the
 17 inquiry to learn from your experiences?
 18 A. I think what the inquiry will -- hopefully will say and
 19 will come out about, it will go back to them and tell
 20 them this, and this should go all the way to Rome, that
 21 you actually have to take away from them because, as it
 22 says there, the Archbishop of Birmingham -- these are
 23 just examples. They can't control what the orders do.
 24 There are 300-plus orders in Britain. Forget about all
 25 around the world. All you can do is just force them,

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1 Q. Yes. If you look at page 9, see if we are on the right
 2 pages?
 3 A. 46, is it?
 4 Q. 47, "Lessons that might be learnt". Then if you go over
 5 the page, you set out there three things, and I'd like
 6 to ask you about those, all right?
 7 A. Yes.
 8 Q. All of the complainants and victim/survivor core
 9 participants were asked about lessons that could be
 10 learnt, and here Jim sets out three things. You say
 11 this:
 12 "First, the Catholic Church will always remain
 13 silent on child abuse unless it is compelled by an
 14 outside body to address it."
 15 What do you mean by that, or what recommendation or
 16 lesson do you want to be learnt from your experience?
 17 A. Well, the biggest things with the Catholic Church is to
 18 bring scandal upon it. Every priest, every member of
 19 the church, you do not bring scandal on the church. So
 20 whatever you can do to avoid the scandal, you do, and
 21 they will do that whether it's proper, right, legal,
 22 they will avoid the scandal at all costs. That's what
 23 that sentence says:
 24 "The Catholic Church remains silent on child abuse
 25 unless it's compelled."

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1 embarrass them, and pass laws and put in -- take away
 2 from them the power by the schools they control, by you
 3 making the rules and regulations, so that it's not up to
 4 them to do it. It's up to somebody else. Because they
 5 can't be trusted to do it and because, also, they don't
 6 have to power to do it and perhaps not the willingness
 7 either.
 8 Q. Finally there, you say:
 9 "The church and religious orders will always put
 10 their reputation above the best interests of others,
 11 including victims of child abuse."
 12 Why do you come to that conclusion?
 13 A. Because that's what they do to survive and because, at
 14 the end of the day, it's the survival of the church. No
 15 matter what happens, you know, if you look at the church
 16 through history, they say the church will keep going
 17 because God will be keeping an eye on it. Therefore,
 18 they will do everything to maintain to the utmost level
 19 the reputation, because they must be seen to be good and
 20 to be right, and anything that gets in the way of that,
 21 which child abuse is so bad that -- they will find ways
 22 of getting around it or not dealing with it. They will
 23 hope, by the way, that all this work here will go away,
 24 you know. They're livid, and they will mouth it and
 25 will go through with it and some of them will be

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1 genuinely enjoyed and will be involved and will do what
 2 they can, but the structure, as such, will prevent them,
 3 and child abuse -- they're not in a position to do
 4 anything about child abuse properly, only partially.
 5 I don't see them being effective, and that's what this
 6 panel and this conclusion from this inquiry will
 7 hopefully do, because you have to force them because
 8 they put their reputations -- yes, they have this
 9 reputation, and anybody going in there -- and, sadly,
 10 too many good people are caught up in it, and things are
 11 shut down, for reputation purposes. Terrible.

12 Q. Jim, I would actually like to end on that note. I know
 13 that you also prepared a very short summary of matters
 14 you would like to say. Is that a matter you would like
 15 to explain to the chair and panel now?

16 A. Thank you, yes, if I may, madam chair, with your -- and
 17 the panel, with your permission. What is good about
 18 this here is, it's good to be heard, heard and listened
 19 to. That's, for us, incredible.

20 It's two-pronged. It is cathartic. It is
 21 incredibly cathartic and it helps us face what we went
 22 through. At my age, at 69, I hope that this is it. You
 23 know, this is -- because this has been with me all my
 24 life. By doing this, hopefully we will contribute to
 25 your work. Our little bit will have some impact on the

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1 it had some female influence, it might be quite
 2 different. It needs another reformation within -- they
 3 had one 500 years ago and it broke it in half. It needs
 4 to do the same thing again -- I really believe that --
 5 if it wants to stay. Otherwise, it's doomed to
 6 extinction.

7 My fellow students of the '60s, '70s and '80s, and
 8 they're here today, many of them, we exhort you to treat
 9 the church as you would any large provider of education,
 10 care of education. Make it clear when you believe --
 11 you know, when you have come to your conclusions that
 12 the church -- if it is a safe place, say so. If it is
 13 not, please say so, that it is not a safe place for
 14 children, and say it loud, and you will be heard.

15 I will finish, and I will say this: I want no
 16 child -- I really don't want a child to feel as
 17 vulnerable as I felt and to have the consequences of
 18 that come right through with me -- you know, right
 19 through my life.

20 What you do here, believe me, the effects of what
 21 you do, will be felt not just in England and Wales,
 22 which is what this is covering, it will be worldwide
 23 where religious orders are, because they're all over the
 24 world and the Combonis specifically are in South America
 25 and Africa teaching children. They will feel this, and

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1 good work that we hope that IICSA will do. My life now
 2 is good, thank God, with my wife and my two daughters
 3 and my further family and my sister is here today, my
 4 wife is here and has been here all week. They know that
 5 I've carried this a lifetime. They know that. And --
 6 but my life is good now and just understand that the
 7 anger, and you've had witnesses here, it just never goes
 8 away. But we focus that energy here.

9 Being a Catholic, being drenched in it, you have got
 10 the picture of it. The respect we have for priests, we
 11 could never believe that the church -- that they could
 12 do the things they did. It caused terrible, terrible,
 13 if you like, confusion, as a child. The hurt that the
 14 Combonis, by not engaging with us at a later stage, we
 15 have talked about it, has just, if you like, added more,
 16 heaped more hurt onto the already abuse that they --
 17 that was done by some of their members and by them not
 18 acting properly.

19 Probably understanding the Catholic Church is part
 20 of the problem, you know, it's a beam of -- I said it
 21 has tentacles in every facet of life, religion, business
 22 work, and for us Catholics, you know, I say here it has
 23 sovereign privileges and operates with a secret culture.
 24 Do you know, it's a misogynistic bastion with little or
 25 no female influence. That's what's missing from it. If

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1 that's why we are here today, and I know you're doing
 2 good work, and I will conclude. May God bless your
 3 work. Thank you.

4 MS CAREY: Jim, thank you very much. Chair, are there any
 5 questions from you or the panel?

6 THE CHAIR: No. We have no questions, but I want to thank
 7 Mr Kirby very much for his very vivid and articulate
 8 account of his experiences. You have been very helpful
 9 to the inquiry, and I can assure you you have been
 10 heard. Thank you.

11 A. Thank you.

12 (The witness withdrew)

13 MS CAREY: Thank you very much. Chair, we are moving to
 14 a different section of evidence after Mr Kirby. There
 15 is no need to rearrange the room or any matter of that
 16 nature. I am entirely in your hands as to whether you
 17 wish to take a short break or we will just continue
 18 until lunchtime.

19 THE CHAIR: We will just continue.

20 MS CAREY: Thank you very much.

21 MS ANGELA McGRORY (sworn)

22 Examination by MR ALTMAN

23 MR ALTMAN: Sit down, if you would, please. Give us your
 24 name.

25 A. Angela McGrory.

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1 Q. Ms McGrory, you made a statement to the inquiry on
 2 8 October this year, and you have that and a slim file
 3 of material to which I will ask your attention in due
 4 course, but can you confirm that, until quite recently,
 5 you were the safeguarding coordinator for Portsmouth
 6 Catholic Diocese?
 7 **A. That's correct, until the end of September.**
 8 Q. When you took a new appointment as, again, safeguarding
 9 coordinator, but this time for the Diocese of Arundel
 10 and Brighton?
 11 **A. That's correct.**
 12 Q. I think you have a history of child protection, you told
 13 us a little earlier, in the police force --
 14 Hampshire Force, I think it was -- but in due course you
 15 became a safeguarding coordinator. So you have a long
 16 background in child protection?
 17 **A. Since 1989, yes.**
 18 Q. Now, the reason you're here today, and the reason you
 19 were invited to make a statement, was to tell us about
 20 your involvement in a case reported to the church
 21 involving a complainant who has been ciphered as
 22 RC-A710.
 23 **A. That's correct.**
 24 Q. You say at paragraph 2 of your statement that your
 25 involvement has been twofold: first, offering pastoral

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1 Q. The file was handed over, according to what you say in
 2 the statement, because the commission was concerned that
 3 the Vatican was unaware of the serious allegations about
 4 that very senior Catholic cleric?
 5 **A. That was our concern, yes.**
 6 Q. That was February 2011. Fast forwarding to your
 7 paragraph 4 and September 2018, did you learn from A710
 8 that she was alarmed, and understandably hurt, to
 9 discover that intimate details of her confidential
 10 account to the church appeared to have been leaked to
 11 the media?
 12 **A. That's correct.**
 13 Q. Obviously with no regard to the impact on her?
 14 **A. Yes.**
 15 Q. And that individuals within the church who had never met
 16 her had sought to brand her as non-credible and her
 17 account as sensational?
 18 **A. That is correct.**
 19 Q. Without going into the detail, was this heavily
 20 reported?
 21 **A. It was reported across Europe. It was reported in**
 22 **America. And it was reported in the UK. So, yes, very**
 23 **heavily reported.**
 24 Q. And Europe, Italy in particular?
 25 **A. Yes.**

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1 support to her: for example, in 2016 you accompanied
 2 here at an interview with this inquiry's Truth Project;
 3 is that correct?
 4 **A. That is correct.**
 5 Q. And, secondly, attempting to have her complaint managed
 6 by the church authorities as per the church's national
 7 policies and procedures. When you talk there about
 8 complaints, are you talking about her original
 9 complaint, her allegations of sexual abuse as a child?
 10 **A. That's right.**
 11 Q. She made a series of complaints, but one in particular,
 12 and we are not going to go into any detail, far less
 13 identify the individual, but it was a very senior
 14 cleric; is that correct?
 15 **A. It is.**
 16 Q. As a result of which, looking at your paragraph 3,
 17 Portsmouth Safeguarding Commission reported her
 18 complaint to the Congregation for the Doctrine of
 19 the Faith, the CDF, in February 2011; is that right?
 20 **A. We did. We actually hand-delivered it to -- well, "we",**
 21 **the Safeguarding Commission chair actually**
 22 **hand-delivered it to Rome because of the confidential**
 23 **and sensitive nature of it.**
 24 Q. Who was the chair?
 25 **A. Dr Lorna Duggan.**

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1 Q. Did she make clear, A710, that she had not made any
 2 disclosure to the media?
 3 **A. She made that absolutely clear.**
 4 Q. It was her belief that one or more individuals within
 5 the church had done so?
 6 **A. Yes.**
 7 Q. Clearly, someone with access to the material?
 8 **A. Yes.**
 9 Q. It goes without saying, but you say it in your
 10 paragraph 5, that it's completely unacceptable for any
 11 material shared in confidence with the church to be
 12 disclosed to a third party without the consent of
 13 the individual concerned?
 14 **A. Absolutely.**
 15 Q. Particularly given the sensitivity of the material, so
 16 sensitive that Dr Duggan took it by hand to hand it to
 17 the Congregation of the Doctrine of the Faith in person
 18 in February 2011?
 19 **A. Yes.**
 20 Q. Now, knowledge of the leak was September 2018. By
 21 early October 2018, the 5th, looking at your
 22 paragraph 5, did you contact Dr Limbrick of CSAS; is
 23 that right?
 24 **A. I did, yes.**
 25 Q. The purpose of contacting her?

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1 **A. I wanted to ask that she contact the National**
 2 **Commission -- the National Safeguarding Commission to**
 3 **ask that an investigation be looked at as to how on**
 4 **earth that leak took place.**
 5 Q. Did she tell you she discussed the issue with
 6 Chris Pearson, who --
 7 **A. She said that she was due to see him that day.**
 8 Q. He's the chair?
 9 **A. Yes.**
 10 Q. And was then. But events, as it were, proceeded from
 11 there with the Catholic News Agency requesting
 12 a response from the diocese?
 13 **A. Yes, they did.**
 14 Q. The relevant diocese was Portsmouth?
 15 **A. Yes.**
 16 Q. And the Bishop of Portsmouth Diocese was and remains
 17 Bishop Philip Egan?
 18 **A. That's right.**
 19 Q. And Chris Smith was, maybe still is, the communications
 20 director for the diocese, and did they ask you, as
 21 safeguarding coordinator at the time, to draft
 22 a response for their consideration?
 23 **A. In the very first instance, yes, that was the case.**
 24 Q. We will come to how things, of course, developed. Did
 25 you draft something?

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1 **the other room --**
 2 Q. Just gist it for us.
 3 **A. -- but it was to say that the reporting that had**
 4 **happened in the media, saying that someone "wasn't**
 5 **credible" and "sensational", wasn't the right thing to**
 6 **do, and that the church disagreed -- or, rather, as**
 7 **a diocese, we were very concerned for victims of abuse,**
 8 **that if they reported stuff to us in confidence, that it**
 9 **would somehow end up in the media.**
 10 Q. All of that was October-ish?
 11 **A. Yes.**
 12 Q. Then moving on to November of that year, did you report
 13 to your Safeguarding Commission how the case had been
 14 reported in the Catholic press across Europe?
 15 **A. Yes.**
 16 Q. Was it also -- was it limited to Catholic press or did
 17 any of it creep into national papers?
 18 **A. From memory, there was something in the national papers.**
 19 Q. How A710 understandably was extremely upset. Did you
 20 report what you have told us, that Bishop Philip had
 21 originally felt it appropriate to issue a statement in
 22 support of her credibility, which had been called into
 23 question by the media, but that he had since changed his
 24 mind?
 25 **A. The initial idea was that it wouldn't be Bishop Philip**

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1 **A. I did, and I -- yes, I drafted something, sent it to our**
 2 **insurers, which is normal in such instances, but before**
 3 **our insurers had had an opportunity to respond, I was**
 4 **told that we would not be going ahead with issuing**
 5 **a statement.**
 6 Q. You passed on this statement which you had drafted --
 7 **A. Yes.**
 8 Q. -- at their behest, to the insurers, but before the
 9 insurers had even had a chance in this instance to say
 10 anything, you were told it's not going to go ahead.
 11 **A. Yes.**
 12 Q. First of all, who were the insurers, do you remember?
 13 **A. Catholic insurers, CCIA.**
 14 Q. It was CCIA at the time. It's become CIS, I think,
 15 Catholic Insurance Service?
 16 **A. Yes.**
 17 Q. Who notified you that the statement shouldn't proceed?
 18 Who told you --
 19 **A. I was notified by Bishop Philip that it was more**
 20 **appropriate for Westminster Archdiocese to be responding**
 21 **to this than Portsmouth.**
 22 Q. The statement that you drafted, I'm not sure we have
 23 that. In a word or two, what did it actually say, the
 24 original draft?
 25 **A. I actually have a copy of it, but not with me. It's in**

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1 **issuing the statement, it would be the safeguarding**
 2 **office issuing the statement.**
 3 Q. I see. But, nonetheless, you reported back,
 4 effectively, what you have already told us?
 5 **A. Absolutely, yes.**
 6 Q. That Bishop Philip had indicated it was more appropriate
 7 for Westminster to respond, and in due course he will
 8 give evidence and I am sure he will tell us why. But at
 9 the same meeting in that November, did you also report
 10 that you had urged Bishop Philip that it was important
 11 to get ahead of the story at the time, and to clarify
 12 the position regarding her credibility?
 13 **A. Yes.**
 14 Q. By "getting ahead of the story", what did you mean?
 15 **A. Genuinely, it was about trying to encourage the bishop**
 16 **to make a brave statement at that stage, rather than**
 17 **wait for a reactionary statement later on.**
 18 Q. Which is, again, what you have reported to the
 19 commission. Did you say to them that it wasn't known
 20 from where the leak had originated?
 21 **A. That's correct.**
 22 Q. Which may well remain the case today?
 23 **A. It is, as far as I'm aware.**
 24 Q. Did you also tell the commission that Bishop Philip and
 25 you had been due to meet A710 on 22 November?

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1 **A. I did.**
 2 Q. But, in view of the decision not to release the
 3 statement, you didn't feel that you were adequately
 4 supporting her?
 5 **A. Yes. Up until that point, over many years, I felt that**
 6 **Portsmouth Safeguarding Commission and the bishop had**
 7 **supported trying to assist her in her journey with the**
 8 **church. But over this particular issue, I felt that we**
 9 **were not doing so.**
 10 Q. Did you feel that a different course ought to have been
 11 adopted to the one which you were currently on?
 12 **A. Yes.**
 13 Q. So that was November. We turn to 2019. A further
 14 commission meeting on 16 January. Did you report back
 15 to the commission then that the meeting between
 16 Bishop Philip and A710 had taken place?
 17 **A. I did.**
 18 Q. Were you present for it?
 19 **A. I was present, and it was a very good meeting, or**
 20 **appeared to be a very good meeting.**
 21 Q. "Good" in what sense?
 22 **A. In that Bishop Philip listened very carefully to what**
 23 **the complainant was saying and appeared to be trying to**
 24 **look at a way in which he could assist her. That's the**
 25 **communication he made through that meeting.**

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1 First of all, who agreed to that?
 2 **A. That was the Safeguarding Commission, in their meeting.**
 3 Q. So the Safeguarding Commission felt, if there was a good
 4 time to do it, that something should be said. What
 5 would have been a good time to do it?
 6 **A. Well, the commission maintained throughout that now was**
 7 **the good time to do this, not to wait.**
 8 Q. To get ahead, rather than react, pro-act rather than
 9 react?
 10 **A. Yes.**
 11 Q. You say that Bishop Philip felt that the inquiry would
 12 be the correct time for this. That's this inquiry?
 13 **A. It is, yes.**
 14 Q. And you reported that, in your opinion, the church, in
 15 this instance, didn't look after the complainant as you
 16 should have done?
 17 **A. That's right.**
 18 Q. Which has been your view throughout?
 19 **A. Yes.**
 20 Q. On 5 February of this year, did Bishop Philip forward to
 21 you a proposed press statement that had been sent to him
 22 by Bishop Peter Doyle?
 23 **A. He did.**
 24 Q. The statement that was proposed -- I'm just going to
 25 read it to you, because it is a few lines, and it

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1 Q. After that meeting, did he indicate a desire to do
 2 something, but needed time to think?
 3 **A. Yes, he did.**
 4 Q. Having had time to think, did he tell you that he was
 5 thinking, first of all, of speaking to
 6 Bishop Peter Doyle, from whom we will be hearing later,
 7 to see if they could approach Cardinal Vincent Nichols
 8 to ask him to do the right thing, which is what you have
 9 said in your paragraph 9, and admit to procedural
 10 failings and apologise for them to A710?
 11 **A. That's correct.**
 12 Q. First of all, Bishop Peter Doyle. Currently the Bishop
 13 of Northampton, but he had been A710's parish priest?
 14 **A. That's right.**
 15 Q. Where he had got to know her and she him, and he had
 16 been giving her, throughout all of these times, pastoral
 17 support, and continues to do so?
 18 **A. That's right.**
 19 Q. Your paragraph 10, please. You say:
 20 "It was also agreed that if there was a good time to
 21 do so, we could make a statement, at the very least, to
 22 make it clear that it was wrong to bring a story, or
 23 this story, into the public domain, with no regard to
 24 the effect that this might have on victims or
 25 survivors."

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1 appears in an email that we have, but I don't think
 2 I need to put it up on screen -- says he, hopefully
 3 trying to find it. It was an email which we will look
 4 at later between Bishop Peter and Bishop Philip of
 5 1 February. Does this sound like the possible statement
 6 that was being crafted at the time:
 7 "The Portsmouth Safeguarding Office, out of a duty
 8 of care for a survivor of abuse living in the Diocese of
 9 Portsmouth, wishes to apologise to the survivor for
 10 further abuse caused by the leaking of confidential
 11 information submitted to the church by the survivor and
 12 the consequent damage from comments in the digital media
 13 about the survivor, who is known to be a credible
 14 witness."
 15 **A. Yes.**
 16 Q. Are those the sorts of words that were being considered
 17 at that time?
 18 The idea was to send that statement, or that
 19 proposed press release, to Cardinal Nichols, accompanied
 20 by a letter not only advising of the statement the
 21 diocese wished to release about the leaked information,
 22 but also requesting that he issue his own statement?
 23 **A. That was the intention, yes.**
 24 Q. That was the idea. There was a further commission
 25 meeting which you attended in March of this year, when

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1 further discussion, you say in your paragraph 11, took
 2 place about the wording of the proposed statement -- we
 3 just heard it, it was designed to come from the
 4 commission itself -- that would go in the letter from
 5 the bishops, Bishop Philip and Bishop Peter, to the
 6 cardinal.
 7 Come May time, were you made aware of an email
 8 passing between Bishop Peter and Bishop Philip in which
 9 it was said that, after discussion with their respective
 10 diocesan communications officers, it had been decided
 11 that the letter should go to the cardinal -- so the
 12 letter that was due originally to accompany the press
 13 statement, the draft press statement -- but that the
 14 proposed press statement itself should be held back and
 15 shouldn't go to the cardinal in case of an
 16 unsatisfactory response from him?
 17 **A. I was made aware of that, yes.**
 18 Q. What did that mean to you?
 19 **A. What it meant is, they were holding it back, like**
 20 **a threat, so, "If you don't do this, then we can use**
 21 **that later on".**
 22 Q. So a threat to ...?
 23 **A. To the cardinal, I think. I'm not saying it was**
 24 **a threat, but it felt like that.**
 25 Q. Was that decision shared with A710, as you understood

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1 paragraph 13. But before we do that, please, I would
 2 like to look, then, at an email or two, and pick matters
 3 up, as it were, in terms of their order. So I am going
 4 to invite -- you have probably got these, but it will be
 5 easier if you follow them on the screen with the rest of
 6 us. We are going to put these up on screen. INQ004744,
 7 please. We will start from the stop, so if we can
 8 enlarge it, please.
 9 We can see it is an email -- we will see eventually,
 10 but it is, in fact, from A710 to Bishop Peter, the
 11 subject line, "What is happening". High importance:
 12 "Dear Bishop Peter.
 13 "The full implications of the information you gave
 14 me this morning are still sinking in, with that have
 15 come further important considerations. I am sending
 16 a copy of this email to Angela."
 17 So were you copied into this?
 18 **A. At this stage, yes.**
 19 Q. Although you're blanked out at the top?
 20 **A. Yes.**
 21 Q. You were copied in:
 22 "I am finding it very difficult to make any sense of
 23 the decision by your, and Portsmouth's, communication
 24 officers to leave this matter effectively in the hands
 25 of Vincent Nichols, in that you are saying that the

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1 it, via an email?
 2 **A. Yes, from Bishop Peter.**
 3 Q. So she knew, "This is what we are going to do: we are
 4 going to send the cardinal a letter. We are not going
 5 to; we're going to hold back the press statement", and,
 6 if your interpretation is correct, for those reasons.
 7 That decision was shared with her, and did you
 8 understand that she became upset -- to use your words,
 9 "upset and outraged" --
 10 **A. That's correct.**
 11 Q. -- that the bishops were taking the advice of their
 12 press officers in what was ultimately a safeguarding
 13 matter?
 14 **A. Very much so.**
 15 Q. Did you approve of all of that?
 16 **A. Did I approve of what they were doing?**
 17 Q. Yes.
 18 **A. No.**
 19 Q. Because?
 20 **A. Because we had a duty to go ahead and do what we had**
 21 **been trying to do in the Safeguarding Commission from**
 22 **the very beginning, which was to offer support to**
 23 **somebody who had been maligned in the press, who came to**
 24 **us in confidence.**
 25 Q. We pick up events in May, or we continue with May, your

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1 statement will now only be released if he fails to
 2 comply with the requests in the letter.
 3 "What he is being asked to do, should he agree,
 4 could take months to achieve -- or to prove that it is
 5 not going to be achieved, meaning that the statement
 6 could now be put on hold for that time.
 7 "I do not have a problem with a letter being sent."
 8 In other words, the letter to Cardinal Nichols?
 9 **A. Yes.**
 10 Q. "What is unacceptable is the decision to withhold the
 11 statement until he responds negatively. This means that
 12 unless he categorically refuses immediately, there will
 13 be no statement for some time at least and I will be
 14 left in limbo again. There will be no chance for ..."
 15 And that was a reference, I think, to her therapist:
 16 "... and I to finish therapy if this is still
 17 ongoing. I will not be able to have the kind of ending
 18 I hoped for with you either. I will not have any chance
 19 of reconnecting with church or faith.
 20 "Given Vincent Nichols' track record over the last
 21 ten years, it will be very difficult to know if he's
 22 ethically taken on board the concerns and genuinely and
 23 properly reviewing it until he has 'finished'. (You
 24 will remember that I agreed to meeting Jeremy Trood ..."
 25 Somebody we heard about yesterday. He was the

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<p>1 Episcopal Safeguarding Vicar until about the end 2 of September last year, for Westminster: 3 "... as a stepping stone to the meeting with VN 4 [Vincent Nichols]. He then used it to close down the 5 whole matter and wouldn't even talk to you). I could 6 quite see Vincent Nichols 'agreeing' to consider all 7 this and then creating delays, leaving me exposed and 8 vulnerable for months. 9 "When Angela presented this plan to me, it was never 10 described as an either/or: ie that if the terms of 11 the letter were not accepted then, and then only, would 12 the statement be issued. The statement was presented as 13 definite. When we were talking on Monday, you stressed 14 the importance of the statement and said that you 15 thought the letter was of less importance. 16 "I would never have thought that a positive private 17 response from the cardinal to the letter would be enough 18 to protect me from the damage in the press. Given his 19 record, even if he did respond to all the requests in 20 the letter, I doubt very much he would support me 21 publicly. I suspect any apparent compliance with the 22 letter will be only insofar as he perceives it to be in 23 his interests. Since he moved to Westminster, he has 24 shown no sign of pastoral care or compassion either for 25 me or for ..."</p> <p style="text-align: center;">Page 85</p>	<p>1 And there was a reference to some other survivors: 2 "The church has allowed public leaks of a very 3 confidential document written at its request and 4 entrusted to its care. Then left me for seven months to 5 manage the outfall, and now its publicity department is 6 saying that to put that right publicly will cause me 7 more harm than the church's own neglect, abuse and the 8 already published derogatory comments in the Catholic 9 press in several parts of the world? That feels like an 10 insult, and a complete misunderstanding of who I am. 11 But then the communications officers have no knowledge 12 of who I am, or what I need." 13 Pausing there, there had been -- certainly 14 Bishop Philip had voiced a concern that releasing 15 a press statement would lead to her becoming even more 16 vulnerable or more exposed by media frenzy? 17 A. That's right. 18 Q. Is that what the reference she's making there -- 19 A. I believe so. 20 Q. "Anyone who knows what I have been put through by 21 Vincent Nichols would not be giving him yet another 22 chance to delay my therapeutic journey and disrupt my 23 life; while denying me the one thing I need to move on." 24 Do you know what she was referring to there? She 25 clearly has a dislike for Cardinal Nichols. Is this to</p> <p style="text-align: center;">Page 86</p>
<p>1 do with the original allegations and his responses to 2 those? 3 A. That's right. 4 Q. But she carries on in the final paragraph of this email: 5 "This is a safeguarding issue, a pastoral issue, 6 a therapeutic issue. It should be left to those 7 professionally trained in those areas. Not to a pair of 8 communication officers, who have no knowledge of me and 9 I suspect very little, if any, training in the 10 therapeutic and pastoral needs of survivors. 11 "Angela discussed with me the risks of publicity. 12 My identity is already severely compromised -- and in 13 a detrimental way. I am asking for that detrimental and 14 untrue representation of me to be put right. The church 15 has a duty of care in this matter which cannot be 16 resolved by communication officers: rather, the church's 17 response needs to be determined by the individual 18 therapeutic and pastoral care needs of those entrusted 19 to its care by Jesus." 20 May I just ask you about that reference to you, 21 please: "Angela discussed with me the risks of 22 publicity". That was presumably -- that relates to the 23 question I suspect I just asked you. What conversation 24 did you have about that? 25 A. We talked about the fact that any time anything was in</p> <p style="text-align: center;">Page 87</p>	<p>1 the media, there was a possibility that her identity 2 could become known. It wasn't known to the outside 3 world. But also that it would raise issues for her 4 again. But she was adamant that it was her decision 5 that she was happy for us to go ahead. 6 Q. So she understood the risks. 7 A. Yes. 8 Q. They had been fully explained to her, at least by you? 9 A. Yes. 10 Q. And she was adamant that she wanted this statement and 11 she wanted it now, as is perfectly clear, and she didn't 12 want it withheld, in the way that she explained in the 13 course of that email? 14 A. Yes. 15 Q. Back, please, to your witness statement, paragraph 13. 16 That email was 1 May. The next day, the 2nd, you say 17 you wrote to Bishop Philip to explain how this continual 18 delay was affecting her. Was that as a result of 19 the email? 20 A. Yes, it was. 21 Q. Because the email was to Bishop Peter of Northampton and 22 you, but not to Philip Egan and, therefore, you were 23 simply reporting back to him the guts of what she was 24 saying? 25 A. Yes.</p> <p style="text-align: center;">Page 88</p>

<p>1 Q. And that any proposed statement was not about the 2 original complaint, but about the church not protecting 3 confidential material shared with it in trust and 4 confidence? 5 A. That's correct. 6 Q. Then, on 3 May, did Bishop Philip respond by saying he 7 believed the cardinal was the only person in the church 8 who could effectively bring justice that could really 9 help A710? 10 A. Yes. 11 Q. At a further Safeguarding Commission meeting on 15 May, 12 did you inform the commission that a letter to the 13 cardinal had been hand-delivered to him in Valladolid 14 during the previous week? 15 A. I did. 16 Q. During the previous week there were three or four days 17 of safeguarding training for the bishops. Were you 18 there? 19 A. No, I wasn't there. 20 Q. But you knew about it? 21 A. Yes. 22 Q. It was during the course of that that the letter was 23 hand-delivered. Do you know by whom? 24 A. I'm not sure which of the bishops hand-delivered it. 25 Q. So that was 15 May that you were reporting this to the</p> <p style="text-align: center;">Page 89</p>	<p>1 Safeguarding Commission. Can we look, then, please, at 2 another email. Can we put up on screen, please, 3 INQ004745. It is the lower email I wish to look at, 4 after the words "original message". That's it, thank 5 you. Here, on 13 May, so two days before you were 6 reporting back to your commission, Bishop Peter copying 7 you in under the subject line "Valladolid", where the 8 letter had been hand-delivered: 9 "I returned from Spain on Friday evening. It was 10 a very busy and intense time, not only because of 11 the safeguarding training, but also because you were 12 always on my mind, especially as you are suffering so 13 much. 14 "During the week I met individually with the 15 cardinal, with Bishop Philip Egan, with 16 Bishop Marcus Stock, who is the lead bishop on the NCSC, 17 with Dr Colette Limbrick, the director of CSAS, and with 18 Baroness Nuala O'Loan, the chair of the Catholic Council 19 for IICSA. 20 "To all of them I expressed my concern for you that 21 you are physically declining because of a lack of 22 positive action on the part of the church. All of them 23 are aware of your case, and Nuala O'Loan recognised your 24 story in the IICSA reporting. 25 "I explained how much you needed an apology because</p> <p style="text-align: center;">Page 90</p>
<p>1 of the leaking of your case and an acknowledgement that 2 you are a credible witness. 3 "Baroness O'Loan is going to look through all the 4 files again, though she said that she thought that all 5 that could be done in regard to an investigation had 6 been done. 7 "Those with communications knowledge ..." 8 So that's a reference to the communications 9 officers? 10 A. Yes. 11 Q. "... are genuinely concerned ..." 12 Let's just focus here for the moment, because he 13 highlights two issues, one of which we have already 14 alighted upon: 15 "Those with communications knowledge are genuinely 16 concerned that you could be exposed by any statement, 17 and Bishop Philip is also concerned that he does not 18 have the resources to cope with any reaction to 19 a statement both nationally and internationally." 20 Just pausing there, so the first of those, further 21 exposure, this is 13 May. By 1 May, you'd had that 22 conversation? 23 A. Yes. 24 Q. Or she had expressed her view, "I am adamant I want this 25 statement to go out, I understand the risks", and you</p> <p style="text-align: center;">Page 91</p>	<p>1 had reported that on 2 May to your commission? 2 A. Yes. 3 Q. But still the communications officers' voices were being 4 heard over and above her own desires, and Bishop Peter 5 is including in this email to her, copied in to you, 6 a second concern, but this is one of administration, 7 that Portsmouth didn't have the resources to deal with 8 this, or to cope. What was that all about, as far as 9 you understood it? 10 A. I wasn't included in that conversation at all, so ... 11 Q. Did you think, now looking at this email, that a lack of 12 resources in Portsmouth was any reason for Portsmouth 13 not to deal with it? 14 A. Absolutely not, in my opinion. 15 Q. Aren't they supposed to be autonomous? 16 A. Absolutely. 17 Q. Then over the page, please, for us: 18 "Baroness O'Loan is doing more investigations into 19 the case, and the cardinal is considering what he can 20 do. The cardinal would be very grateful if you could 21 forward to me references to last September's blogs and 22 any items in the Catholic press." 23 That's Bishop Peter emailing her and telling her 24 what he understands the position to be and the problems 25 with the issue of a statement as at 13 May, and, as we</p> <p style="text-align: center;">Page 92</p>

1 saw, two days later, you're reporting back to your
 2 commission that the letter has been hand-delivered to
 3 Cardinal Nichols -- we will see it later -- but it was
 4 the joint letter -- you probably had a copy of it in the
 5 past -- that was hand-delivered, dated 1 May?
 6 **A. I'm not actually sure I saw it, but I may have seen it.**
 7 Q. We will look at it later. So you continued your
 8 reporting. Your paragraph 14. But until then, this was
 9 a matter for Westminster and not for the diocese. You
 10 also reported that within the week before Bishop Peter
 11 had written to her, and this is where you report back
 12 what we have just read for ourselves in the 13 May
 13 email, about Bishop Philip not thinking he had the
 14 resources to deal with it?
 15 **A. Yes.**
 16 Q. As for the Safeguarding Commission, what was their view
 17 about all of that?
 18 **A. They were very clear that it was a wrong decision, that**
 19 **we had a duty of care to the victim, who lived in our**
 20 **diocese, who shared her complaint with us, and who had**
 21 **shared incredibly and sensitive information that had**
 22 **somehow gotten into the press.**
 23 Q. Did they indicate that, at the moment, it was the press
 24 office who was overruling just about everybody else?
 25 **A. That's how it appeared to the commission and myself at**

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1 **the right thing for Portsmouth Diocese to do.**
 2 Q. Did he explain himself? What was the rationale
 3 underlying that decision?
 4 **A. He genuinely appeared to believe that it was**
 5 **Westminster's job to do, not Portsmouth.**
 6 Q. Because ...? What was the magic of Cardinal Nichols?
 7 He is an individual, head of the archdiocese of
 8 Westminster, it's an autonomous jurisdiction or area of
 9 the church, or was it as head of the Bishops'
 10 Conference? Did that make a difference?
 11 **A. I don't know. A couple of paragraphs down in my**
 12 **statement, I have said that I became unable to answer or**
 13 **explain what I couldn't explain, the reasons behind.**
 14 Q. You don't know what you don't know?
 15 **A. No.**
 16 Q. Well, that's what he said to you, and what did you
 17 respond to Bishop Philip?
 18 **A. I explained that it was against the advice of**
 19 **the Safeguarding Commission. He asked if that advice**
 20 **was in the minutes of the commission's most recent**
 21 **meeting and I confirmed that it was. And I asked if he**
 22 **would write to the complainant to explain his reasons,**
 23 **as it was hard for me to explain something with which**
 24 **I did not agree or understand.**
 25 Q. Which is what I think you just made a reference to?

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1 **that time.**
 2 Q. Can we put up, please, on screen, if it is not still
 3 there, INQ004745, but I want to look at the top of that
 4 page. It is another email, but this one dated 24 May.
 5 This one is from you, Ms McGrory, to A710:
 6 "Just to update you, our commission have discussed
 7 this lack of action, I have my 1-1 with Bishop Philip
 8 and I will be reiterating that which we have already
 9 said."
 10 What was it you were proposing to reiterate?
 11 **A. Of the importance of releasing a statement to the press.**
 12 Q. "I am sorry that we have not as yet done that which
 13 I hoped we could do back last September. I continue to
 14 try with the full support of the Safeguarding
 15 Commission, I have heard nothing as to any fruit from
 16 the many conversations that appear to have taken place
 17 in Spain.
 18 "Please be assured of my ongoing support."
 19 Back to your statement, paragraph 18. Six days
 20 later, on 30 May, you had your regular monthly
 21 one-to-one with Bishop Philip, which you had just
 22 mentioned in the email a few days before. What did he
 23 explain to you?
 24 **A. He said, as I recorded, that he could not, and would**
 25 **not, issue the statement as he did not believe it was**

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1 **A. Yes, and he agreed he would consider writing to her,**
 2 **explaining what he had done and why he would not issue**
 3 **an apology in the public domain.**
 4 Q. What was your reaction to that?
 5 **A. Again, I said this would not be regarded very well in**
 6 **the inquiry and he would need to recognise that he would**
 7 **have to explain the reasons behind his decision if asked**
 8 **about that.**
 9 Q. Do you know if he did write?
 10 **A. I don't know. I don't believe so.**
 11 Q. Now I'd like to put up another document, please, and the
 12 reference is DOP000005. It is your report of
 13 the Safeguarding Commission meeting of 15 May for
 14 a trustees' meeting of 27 June. If we can just see
 15 under the heading "Ongoing cases", first of all, the
 16 trustees, who are the trustees? I don't mean by name;
 17 what are they? How do they relate to the Safeguarding
 18 Commission?
 19 **A. They are the body charged with looking after -- have**
 20 **responsibility for looking after the diocese legally.**
 21 **The bishop is the chair of the trustees and the**
 22 **Safeguarding Commission reports to the trustees.**
 23 Q. So this is your report of the meeting you have been
 24 telling us about of 15 May for a trustees' meeting that
 25 was due to take place on 27 June?

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1 **A. Yes.**
 2 Q. "AMcG", that's you?
 3 **A. It is.**
 4 Q. "Reported that, although this case was previously
 5 disclosed to the commission, the case was recently
 6 reported on in the Catholic press across Europe,
 7 including Italy and the UK."
 8 You have told us that.
 9 **A. Yes.**
 10 Q. "The complainant was aware of this and was very upset as
 11 to how personal details of her complaint got into the
 12 hands of the press when we had taken special precautions
 13 to deliver sensitive information to Rome ourselves. She
 14 was also very upset that she was being referred to in
 15 the press as 'non-credible' and her account as
 16 'fantastical'. This is known to be incorrect and
 17 counter to what the police have said, ie, that she is
 18 considered by them to be credible but no-one has
 19 defended her.
 20 "Bishop Philip and Bishop Peter Doyle have written
 21 to Archbishop Vincent requesting he apologise on behalf
 22 of the church for the leaking of her sensitive and
 23 personal complaint to the media -- information shared
 24 with the church in confidence. The subject is very
 25 upset that this has taken so long when press reporting

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1 Q. He says, and I will ask him about this as well, but just
 2 to get your comment on it, he said the papers for the
 3 trustees' meeting on 27 June were circulated on the 21st
 4 and included a report from you in your role as
 5 safeguarding coordinator:
 6 "It was then [he said] that I saw for the first time
 7 not only the report, but in particular the section on
 8 A710, which not only updated trustees on recent events
 9 but also very firmly set out the view of Angela McGrory
 10 and the commission. I was astonished at the imbalance
 11 of the report and how directly and highly critical it
 12 was of me for not having issued a press statement and an
 13 apology for the leak of information by the church."
 14 Do you accept any of that criticism or not?
 15 **A. No. It wasn't the only reporting. Every time I went to
 16 a trustees' meeting in the years -- or at least a year
 17 preceding that, I was updating the trustees with how
 18 matters had progressed. That was the most recent update
 19 since the trustee meeting before, and I don't believe it
 20 was unbalanced at all.**
 21 Q. Do you think anything that you said there, if that's
 22 what Bishop Philip was referring to, was particularly
 23 highly critical of him?
 24 **A. It was, in my opinion, and the commission's opinion --
 25 because it is not my report, it is the report of**

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1 was in September.
 2 "Bishop Philip was advised in advance of writing to
 3 Archbishop Vincent (by communications) ..."
 4 In other words, the press officers:
 5 "... that he should not be releasing an apology
 6 locally. The Safeguarding Commission strongly believe
 7 this is the wrong decision and that we have a duty of
 8 care to a victim of abuse who resides in our diocese and
 9 shared her complaint with this diocese and, although not
 10 of our doing, that this sensitive information was
 11 released by someone in the church to the press.
 12 "Bishop Philip does not feel that this is something
 13 he can do.
 14 "The Safeguarding Commission are concerned that this
 15 matter could be considered a serious incident for the
 16 Charities Commission, which was discussed with the
 17 secretary of the trustees, who explained that this is
 18 a grey area in relation to definition of a serious
 19 incident."
 20 Now, can I ask you this: I hope you will have had
 21 access to Bishop Philip's statement?
 22 **A. I haven't.**
 23 Q. You haven't. Can I tell you what he says about that
 24 report, as I have understood him.
 25 **A. Yes.**

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1 **the Safeguarding Commission -- stating a fact.**
 2 MR ALTMAN: If you kindly pause there for a moment. Chair,
 3 I have a bit of a way to go, but not too much, but
 4 I suspect, if I continued, I would eat well into the
 5 lunch break. When I say 15 to 20 minutes, you know by
 6 now I mean 30, but that's what I probably have left.
 7 THE CHAIR: We will take our break now.
 8 MR ALTMAN: Is that all right for you?
 9 THE CHAIR: Yes.
 10 MR ALTMAN: 2.00 pm.
 11 (1.00 pm)
 12 (The short adjournment)
 13 (2.00 pm)
 14 THE CHAIR: Mr Altman?
 15 MR ALTMAN: Thank you.
 16 Ms McGrory, do you still have your statement open?
 17 **A. I do.**
 18 Q. Paragraph 17. There was a further commission meeting --
 19 is this right? -- on 23 July, when you reported about
 20 the effect of the trustees' meeting, which we were
 21 looking at before the break, which you were reporting
 22 to, which had taken place on 27 June?
 23 **A. Yes.**
 24 Q. The upshot of their decision making, so looking at your
 25 report and the Safeguarding Commission's view, the

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1 trustees' view was that they would, as it were, fall in
 2 line with Bishop Philip's views about things; that
 3 although they'd heard the recommendations of
 4 the commission, it wasn't for them to make a statement
 5 of apology or acknowledgement to A710?
 6 **A. That's correct.**
 7 Q. So that we understand it, was Bishop Philip one of
 8 the trustees who made that decision?
 9 **A. He's the chair of the trustees, he was at the meeting.**
 10 Q. So he would have been at that meeting and been able to
 11 voice his view about why he had come to that view, and
 12 everybody else, on the face of it, agreed with him?
 13 **A. Yes.**
 14 Q. Did you explain to the meeting you attended on 23 July
 15 that Bishop Peter and you had subsequently met 710 to
 16 inform her that no statement would be made?
 17 **A. We did, and I did, yes.**
 18 Q. And she was disappointed, to say the least, presumably?
 19 **A. Yes.**
 20 Q. Was that in July, that meeting, or early August,
 21 perhaps?
 22 **A. It was in July.**
 23 Q. But after the trustees' meeting, presumably?
 24 **A. Yes, the following week.**
 25 Q. You give detail in your paragraph 18 of what took place

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1 had drafted, which was attached to this email, which
 2 went to you and to her?
 3 **A. Yes.**
 4 Q. "I know that today is a busy and important day for you.
 5 So I am praying that all goes well, and that you are
 6 still OK for me to phone after 4 pm.
 7 "I thought that it might be helpful to outline the
 8 series of events that led to my phone call last Friday.
 9 I also thought that it would be useful to copy
 10 [a reference to the therapist] and Angela in.
 11 "Following our meeting with Angela last Monday ..."
 12 That's the meeting, presumably, you have just
 13 referred to?
 14 **A. Yes.**
 15 Q. "... when she informed you that Portsmouth would not
 16 issue a statement, I said that I would issue a personal
 17 statement.
 18 "On Tuesday I met with our director of finance and
 19 development, our safeguarding coordinator and our
 20 communications manager ..."
 21 So this is Bishop Peter talking about the
 22 safeguarding officers, plus the director of finance and
 23 development and communications in Northampton diocese?
 24 **A. Yes.**
 25 Q. So nothing to do with Portsmouth?

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1 in the meeting between Bishop Peter, A710 and you: an
 2 undertaking that he would release a personal statement
 3 on the matter?
 4 **A. Yes.**
 5 Q. So, in other words, "Nothing is happening in Portsmouth,
 6 so I'm prepared to do something, and nothing is really
 7 happening in Westminster, because all we have done is
 8 send a letter to Cardinal Nichols, no statement", and
 9 probably, by then, nothing was coming back from
 10 Westminster?
 11 **A. Absolutely. Bishop Peter indicated he felt he needed to**
 12 **do that, as no-one else was.**
 13 Q. So there was an email, which you refer to in your
 14 paragraph 18, to her, which was copied to you, and we
 15 are going to see it, because it is actually dated
 16 15 July. Can we please put up on screen INQ004746. If
 17 we start at the top, please, we see it is from
 18 Bishop Peter, the date, clearly it was to A710 and also
 19 you were copied into this?
 20 **A. Yes.**
 21 Q. Although we don't see that. And the subject line is
 22 "Today". There is an attachment, a confidential
 23 statement, of 11 July 2019, and the attachment, which we
 24 will come to in a bit, so that we don't flick backwards
 25 and forwards, was a draft statement that Bishop Peter

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1 **A. No.**
 2 Q. But these were his people?
 3 **A. Yes.**
 4 Q. "... who all agreed to me issuing a statement. They
 5 suggested that, before the statement was issued, it
 6 should be shared with Portsmouth out of courtesy in case
 7 they wanted to change their decision."
 8 So Bishop Peter, having undertaken with her to issue
 9 a personal statement of his own, out of courtesy was
 10 going to share it with Portsmouth in order that they
 11 could perhaps review it and make a decision that they
 12 had taken a wrong turn and might fall into line with
 13 Bishop Peter? Was that the idea of it?
 14 **A. That's correct. Absolutely.**
 15 Q. "The confidential statement was sent to Portsmouth on
 16 Thursday morning. Unbeknown to us, Portsmouth contacted
 17 Alexander Desforges, director of news and information at
 18 the Bishops' Conference and press secretary to
 19 Cardinal Vincent, who telephoned our communications
 20 manager, Neil Roseman, expressing deep concern about the
 21 statement being published.
 22 "I then phoned Alexander. He accepted that
 23 something needed to be done on your behalf, but it was
 24 his opinion that the statement would be used by sections
 25 of the media internationally to get at Pope Francis.

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1 Alexander then arranged for me to speak with the
 2 cardinal, who was willing to come up to Northampton on
 3 Saturday, which was very gracious of him, but I know
 4 that he has much on and I was in Luton on Saturday
 5 ordaining a permanent deacon and then going on a weekend
 6 visitation to Buckingham and Brackley. So we spoke on
 7 the phone on Friday at 4 pm.
 8 "The cardinal reiterated the points Alexander made.
 9 He said that the statement raised more questions which
 10 media agencies like LifeSiteNews in the States would
 11 take up in their campaign against the Holy Father. By
 12 the end of that conversation, I was convinced that
 13 a statement would not be the answer for us.
 14 "The cardinal asked what else he could do. He knows
 15 that neither you nor Angela think much of him, but he
 16 wondered whether you would be willing to meet with
 17 Baroness O'Loan, the chair of the Catholic Council for
 18 IICSA, and with him, but with the Baroness taking the
 19 lead in conversations with you.
 20 "I hope that I have represented accurately the
 21 sequence of events last week as background."
 22 And he attaches the statement. Before I come to the
 23 statement, let me ask you just a few questions about all
 24 of that. What did you think about what
 25 Alexander Desforges, as supported by Cardinal

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1 leaking of confidential information to the media the
 2 year before have to do with the Pope's reputation in
 3 North America or anywhere else, for that matter?
 4 **A. I can't see the correlation.**
 5 Q. But it persuaded Bishop Peter that a statement wasn't
 6 the answer?
 7 **A. Yes.**
 8 Q. It ended up, I think, with an agreement, ultimately,
 9 that Cardinal Nichols should meet A710?
 10 **A. That was the plan, yes.**
 11 Q. It was the plan, but it's not happened?
 12 **A. No. An arrangement was to do that on 1 October, and it**
 13 **was cancelled, with a view to doing it later, after the**
 14 **inquiry, I understand.**
 15 Q. So that has been postponed, not because the inquiry has
 16 asked for that to happen, but unilaterally, a decision
 17 has been taken that a meeting with A710 should be
 18 postponed pending the report of this inquiry?
 19 **A. I was told "the inquiry", but I don't know.**
 20 Q. Whatever, some point has been reached in this inquiry
 21 before that should happen.
 22 Can we put up on screen the attachments that went
 23 with that email, please. It's INQ004747. This was the
 24 attachment. This was the personal statement that, up to
 25 that point, Bishop Peter Doyle had planned to make:

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1 Vincent Nichols himself, had said to Bishop Peter about
 2 what the real reasons for no statement going out being,
 3 and for his agreeing to it?
 4 **A. I can't comment on Bishop Peter's agreeing to it, the**
 5 **reasons for it. He was convinced by then that this**
 6 **would damage the church on a wider scale. That's what**
 7 **I believe. I can't understand the advice that was**
 8 **given. I don't see that that should have prevented the**
 9 **church standing up for a victim.**
 10 Q. Because aren't we reading here that Cardinal Nichols and
 11 his director of information and news,
 12 Alexander Desforges -- weren't they putting the
 13 reputation of the church before all else?
 14 **A. That's what I read as well, and that was why I was very**
 15 **surprised it was passed to Westminster, when it had been**
 16 **passed to Portsmouth. I wasn't copied into it being**
 17 **passed to Portsmouth. I don't know who shared it with**
 18 **Westminster. But I thought that would have been**
 19 **a likely outcome, as soon as Westminster received it.**
 20 Q. LifeSiteNews is, you will probably know, an online
 21 website?
 22 **A. Yes.**
 23 Q. I think it originates in Canada, but probably has
 24 coverage worldwide, including all of North America.
 25 What did the safeguarding issues as regards A710 and the

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1 "Having listened to victims and survivors of abuse
 2 over the past few months, and having attended
 3 a safeguarding training event, I have decided that
 4 I must make the following statement:
 5 "In September 2018, confidential information
 6 requested by me and submitted with trust to the church
 7 was leaked to the media by an unknown source. I want to
 8 apologise for the distress and further abuse this leak
 9 caused, abuse which was further exacerbated by the
 10 responses to the leak published in the press and the
 11 digital media. The survivor and alleged victim is
 12 a personal of integrity and credibility."
 13 But that never saw the light of day?
 14 **A. It didn't.**
 15 Q. I think one last question from me, please: the
 16 Safeguarding Commission, of which you were the
 17 coordinator in Portsmouth, was it ever possible that,
 18 where they agreed with your view of things, although the
 19 trustees didn't, they did, could they not have made or
 20 put out the statement, or were they bound by the
 21 decision of the trustees?
 22 **A. It's a question that was never addressed with the**
 23 **commission. The commission is appointed by the bishop,**
 24 **but it's independent of the bishop. That is something**
 25 **that wasn't discussed. I suppose, in theory, it was**

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1 a possibility.
 2 Q. You can't speculate about what would have happened if
 3 the commission had got its own way?
 4 A. No.
 5 Q. But, looking back now, and you're still a coordinator,
 6 but in a different diocese, do you envisage that that
 7 was something that would ever have happened?
 8 A. No.
 9 Q. Because ...?
 10 A. Because the commission reports to the bishop but needs
 11 the confidence of the bishop, and I believe that would
 12 have resulted in him having a lack of confidence in
 13 them.
 14 MR ALTMAN: Thank you very much. Those are all my
 15 questions. I will see if the chair or panel members
 16 have any questions for you.
 17 THE CHAIR: We have no questions. Thank you, Ms McGrory.
 18 A. Thank you.
 19 MR ALTMAN: Thank you very much for coming.
 20 (The witness withdrew)
 21 BISHOP PETER JOHN HOWARTH DOYLE (sworn)
 22 Examination by MR ALTMAN
 23 MR ALTMAN: Your full name, please?
 24 A. Peter John Howarth Doyle.
 25 Q. You are the Bishop of Northampton; is that correct?

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1 A. Mmm-hmm.
 2 Q. Did you continue to meet her?
 3 A. I did, about every month, at her request. Her husband
 4 used to drive her up to Northampton, and then she became
 5 physically not well, so I used to go down to their home
 6 about once a month, and that's now about every two
 7 months.
 8 Q. At the date when you made the statement, which is
 9 2 October just gone, you said the last time you saw her
 10 was the end of September?
 11 A. Correct, yes.
 12 Q. And that remains the case, does it?
 13 A. It does, yes.
 14 Q. We know, as do you, that in the autumn of 2018, there
 15 was a serious leak of confidential information which she
 16 had supplied to the church to the Vatican under
 17 particular sensitivity which naturally caused her great
 18 distress?
 19 A. Absolutely.
 20 Q. Did she ask for a statement to be published apologising
 21 for the leak and confirming that she was known to be
 22 a credible witness?
 23 A. She did.
 24 Q. Was that a personal request she made to you?
 25 A. I think so. I think she also made it to Angela McGrory.

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1 A. Correct.
 2 Q. Bishop, you should have in front of you your statement,
 3 which you will have had time to review today, and also
 4 a few documents behind.
 5 A. Yes.
 6 Q. Bishop, did you first meet the complainant, A710, in the
 7 1990s, when you were her parish priest?
 8 A. That's correct, yes.
 9 Q. Within the Diocese of Portsmouth, as it happens?
 10 A. Yes.
 11 Q. I am simply picking up, from what you say in your
 12 paragraph 1, that, as she went through the long process
 13 of disclosing the abuse she'd suffered, you offered her
 14 spiritual and pastoral support?
 15 A. Yes.
 16 Q. Is that right?
 17 A. Yes.
 18 Q. Because of the serious nature of it, and your lack of
 19 expertise, you encouraged her to seek professional help
 20 alongside the support that you were able to give her?
 21 A. Yes.
 22 Q. And you saw her regularly?
 23 A. Yes.
 24 Q. Moving on to the mid 2000s, June 2005 in particular, you
 25 moved to Northampton as bishop?

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1 Q. Before the end of 2018, you clearly knew that the Bishop
 2 of Portsmouth, Bishop Philip Egan, visited her. We have
 3 heard that that was on, if my memory serves me,
 4 22 November in 2018, and then agreed with you that
 5 a statement should be prepared and published probably by
 6 Portsmouth Safeguarding Commission.
 7 A. Yes.
 8 Q. Was this something you were involved with, Philip Egan
 9 was in touch with you, he had met her?
 10 A. Yes.
 11 Q. And had come to a view that she ought to be assisted in
 12 the way that she wanted?
 13 A. Yes, yes.
 14 Q. You say in your paragraph 5 that by February of this
 15 year, you had heard nothing from Bishop Philip Egan, so
 16 you emailed a draft statement to him in an attempt to
 17 move matters on?
 18 A. Mmm.
 19 Q. You say in your statement at paragraph 5 that his
 20 immediate response was enthusiastic. Let's have a look,
 21 please, together -- it will be easier for you,
 22 I suspect, if we put it up on screen -- at INQ004743.
 23 We need to begin with the foot of page 2, so if we can
 24 blow that up. Is this the email, Bishop Peter? You
 25 will see it is from you, dated Friday, 1 February. Have

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<p>1 you got that?</p> <p>2 A. Yes.</p> <p>3 Q. To Bishop Egan, "Confidential":</p> <p>4 "Dear Bishop Philip,</p> <p>5 "It was good to have the opportunity in Leicester to</p> <p>6 talk about A710 and the possibility of the Portsmouth</p> <p>7 Safeguarding Office producing a statement.</p> <p>8 "I was wondering whether you have had the time to</p> <p>9 follow it up with Angela McGrory. I realise it is</p> <p>10 a very delicate issue. Below is a first attempt at</p> <p>11 a possible statement."</p> <p>12 And you put it in quotation marks:</p> <p>13 "The Portsmouth Safeguarding Office, out of a duty</p> <p>14 of care for a survivor of abuse living in the Diocese of</p> <p>15 Portsmouth, wishes to apologise to the survivor for</p> <p>16 further abuse caused by the leaking of confidential</p> <p>17 information submitted to the church by the survivor and</p> <p>18 the consequent damage from comments in the digital media</p> <p>19 about the survivor, who is known to be a credible</p> <p>20 witness."</p> <p>21 So that's what you sent to him. You said it met,</p> <p>22 initially, at least, with an enthusiastic response. Was</p> <p>23 that by email or by conversation?</p> <p>24 A. By email.</p> <p>25 Q. If we look above -- I'm afraid we have to start right at</p> <p style="text-align: center;">Page 113</p>	<p>1 the bottom of page 1, it is actually the last three</p> <p>2 lines. It looks as if Bishop Philip emailed you back on</p> <p>3 5 February. Then if we go to the top of the next page:</p> <p>4 "Dear Peter,</p> <p>5 "Thanks for this -- it's a great start."</p> <p>6 Was that where you took his enthusiasm?</p> <p>7 A. Yes.</p> <p>8 Q. "I have been discussing things with Angela McGrory since</p> <p>9 we spoke. It's taken longer than I hoped and Angela is</p> <p>10 away this weekend ... I did ask her to help me draft the</p> <p>11 letter, but I think she has been heavily preoccupied</p> <p>12 with the IICSA matters these last few days. I'll</p> <p>13 respond again over the next days.</p> <p>14 "Meanwhile, hope you are okay ...", et cetera.</p> <p>15 Then if we go back to the first page, we pick up the</p> <p>16 next response, which is just above the final three</p> <p>17 lines. It's from you, later within the hour, really, on</p> <p>18 the same day:</p> <p>19 "Many thanks, Philip.</p> <p>20 "Peter."</p> <p>21 The next email, slightly above that, is 6 February,</p> <p>22 from Bishop Philip, the next day to you:</p> <p>23 "Angela thinks it's a great statement, by the way.</p> <p>24 The issue now is drafting the letter -- more anon."</p> <p>25 We will come to that. Let's not worry too much</p> <p style="text-align: center;">Page 114</p>
<p>1 about the email at the top, at least for the moment.</p> <p>2 Coming back to your statement, Bishop Peter,</p> <p>3 paragraph 6, did Bishop Egan inform you that the</p> <p>4 Portsmouth diocesan communications officer, Chris Smith,</p> <p>5 had strongly advised against issuing any statement?</p> <p>6 A. Yes.</p> <p>7 Q. Did he, the bishop, suggest that you speak directly with</p> <p>8 Mr Smith?</p> <p>9 A. He did.</p> <p>10 Q. Did you?</p> <p>11 A. I did, yes.</p> <p>12 Q. What was his position?</p> <p>13 A. His position was that he felt that it would be</p> <p>14 detrimental for A710 to have a statement produced and</p> <p>15 that it could possibly create a national and</p> <p>16 international response for which they didn't have the</p> <p>17 resources to cope.</p> <p>18 Q. So two reasons given by Mr Smith to you when you</p> <p>19 understood he had strongly advised against a statement.</p> <p>20 First of all, the risk of the detriment to her of</p> <p>21 perhaps, what, more media --</p> <p>22 A. Mmm.</p> <p>23 Q. -- unwelcome attention and, secondly, Philip Egan's</p> <p>24 concerns about Portsmouth's resources to deal with the</p> <p>25 fallout?</p> <p style="text-align: center;">Page 115</p>	<p>1 A. Yes.</p> <p>2 Q. Did you have any views about either of those issues?</p> <p>3 A. Well, I strongly disagreed with him. I felt very</p> <p>4 passionate that a statement should have been made.</p> <p>5 I wondered, in fact, whether there would be a reaction</p> <p>6 nationally, and internationally, that he was concerned</p> <p>7 about.</p> <p>8 Q. When you say "he"?</p> <p>9 A. Christopher Smith, Chris Smith.</p> <p>10 Q. Did you understand that Bishop Philip shared Christopher</p> <p>11 Smith's views?</p> <p>12 A. No, I thought he'd just received those views, and</p> <p>13 accepted --</p> <p>14 Q. Received them and took them?</p> <p>15 A. And took them, yes.</p> <p>16 Q. Right. As Bishop of Northampton, this wasn't your</p> <p>17 jurisdiction, presumably?</p> <p>18 A. No. No.</p> <p>19 Q. You were simply involved for historical reasons -- good</p> <p>20 reasons, but historical reasons?</p> <p>21 A. Yes.</p> <p>22 Q. Now, in the email -- can we just go back and just --</p> <p>23 will you put up the second page, please? Do you</p> <p>24 remember I pointed out to you, and I just want your help</p> <p>25 with this, given it's 5 February. Do you remember</p> <p style="text-align: center;">Page 116</p>

1 Philip Egan having said to you it was a good start, or
 2 a great start?
 3 **A. Yes.**
 4 Q. In the more substantive paragraph:
 5 "I did ask her ..."
 6 That's a reference to Angela:
 7 "... to help you draft the letter."
 8 What letter were you talking about on 5 February?
 9 Did you mean the press statement --
 10 **A. No.**
 11 Q. -- or were you referring to anything else?
 12 **A. No, I don't think that was my suggestion.**
 13 Q. That was his?
 14 **A. I think it was Bishop Philip's suggestion --**
 15 Q. Quite right.
 16 **A. -- that a letter should go to the cardinal.**
 17 Q. That's about the cardinal letter?
 18 **A. Yes.**
 19 Q. All right. So as early as 5 February, there were
 20 already discussions about involving Cardinal Nichols?
 21 **A. Yes.**
 22 Q. And, therefore, already discussions about the
 23 involvement of Westminster Diocese?
 24 **A. Yes -- well, there were -- that didn't really knock --**
 25 **hit me particularly, and of course that wasn't what**

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1 me this morning are still sinking in ..."
 2 Because what had happened by then, and we have heard
 3 this from Angela McGrory before you, was that an
 4 agreement had been come to between you and Bishop Philip
 5 whereby a letter -- originally, the idea was a letter
 6 should go to Cardinal Nichols asking him to make
 7 a statement, attaching the statement that you were
 8 drafting, for him, as it were, for both of you, as it
 9 were, to make a statement which would satisfy A710's
 10 desire for acknowledgement and apology?
 11 **A. Mmm.**
 12 Q. So we see in the email of 1 May:
 13 "... still sinking in, with that have come further
 14 important considerations. I am sending a copy of this
 15 email to Angela.
 16 "I am finding it very difficult to make any sense of
 17 the decision by your, and Portsmouth's, communications
 18 officers to leave this matter effectively in the hands
 19 of Vincent Nichols, in that you are saying that the
 20 statement will now only be released if he fails to
 21 comply with the requests in the letter."
 22 Because, having initially agreed, we understand,
 23 that it would be a process whereby a letter of request
 24 would be sent to him attaching the statement, it was
 25 decided -- were you here for the evidence that

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1 **I was focused on. I was focused on producing**
 2 **a statement.**
 3 Q. But had you understood there came a time not only when
 4 Philip Egan clearly had accepted his communication
 5 officers' advice, but also that he had come to the view
 6 that, "This is too big for us. We need to hand it over
 7 to Cardinal Nichols"?
 8 **A. I wasn't fully aware of that, no.**
 9 Q. Now, let's put up, please, on screen, because I want to
 10 look at what happened in May time, because it was
 11 around May, the first week of May, that there was
 12 a safeguarding seminar, a training session, over a few
 13 days, in Valladolid, which you attended --
 14 **A. Yes.**
 15 Q. -- and Bishop Philip attended, Cardinal Nichols?
 16 **A. Yes.**
 17 Q. Baroness O'Loan was there, and obviously many others?
 18 **A. Yes.**
 19 Q. Let's put up, please, an email of 1 May, INQ004744.
 20 This is an email from her, A710, to you?
 21 **A. Yes.**
 22 Q. The subject line, "What is happening - further
 23 considerations":
 24 "Dear Bishop Peter,
 25 "The full implications of the information you gave

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1 Angela McGrory gave?
 2 **A. Not all of it.**
 3 Q. But I suspect you know this, that she said, "Well, there
 4 was a bit of a change of heart, and the idea was
 5 a letter would be sent to Cardinal Nichols, but the
 6 statement, the press statement, would be held back in
 7 case of an unsatisfactory response by him". Do you
 8 remember all of that?
 9 **A. I'm a bit vague. The letter really was the initiative**
 10 **of Bishop Philip, and I went along with it, and**
 11 **I supported the letter. I didn't think it was**
 12 **absolutely necessary, but I think it was done out of**
 13 **courtesy. I put my name to it and agreed to it.**
 14 Q. But did you understand that it had been decided, at
 15 least, that the press statement that you and
 16 Bishop Philip were agreeing between you should be made
 17 about how, in fact, it was going to be held back,
 18 withheld, in case of an adverse or an unsatisfactory
 19 response by Cardinal Nichols, which Ms McGrory told us
 20 she felt was something of a threat to him that, "If you
 21 don't play along, then there is this press statement in
 22 the background which we can release at any time"?
 23 **A. That wasn't my understanding. I thought the decision**
 24 **not to make the statement was made by Portsmouth on the**
 25 **recommendation of their communications officer.**

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<p>1 Q. Back to the email: 2 "What he is being asked to do, should he agree, 3 could take months to achieve ..." 4 Because she is telling you that in this email? 5 A. Yes. 6 Q. If we just go back: 7 "... in that you are saying that the statement will 8 now only be released if he fails to comply with the 9 requests in the letter." 10 So it looks very much as if -- 11 A. As if I had that information. 12 Q. -- she understood that you had that information. Do you 13 see what I'm saying? 14 A. Yes, I do, I do, I do. 15 Q. "What he is being asked to do, should he agree, could 16 take months to achieve -- or to prove that it is not 17 going to be achieved, meaning that the statement could 18 now be put on hold for that time. 19 "I do not have a problem with a letter being sent." 20 Then she talks about, and we have seen this before 21 and I am not going to read it all again, and I am sure 22 you have had time to read it for yourself. She talks 23 about what's unacceptable is the decision to withhold 24 the statement until he responds negatively. So, again, 25 it is a second bite of that same cherry, in this</p> <p style="text-align: center;">Page 121</p>	<p>1 particular email. 2 At the foot of the first page: 3 "I would never have thought that a positive private 4 response from the cardinal to the letter would be enough 5 to protect me from the damage in the press. Given his 6 record, even if he did respond to all the requests in 7 the letter, I doubt very much he would support me 8 publicly." 9 Then to the second page, if you would, please, and, 10 really, the last paragraph: 11 "This is a safeguarding issue, a pastoral issue, 12 a therapeutic issue. It should be left to those 13 professionally trained in those areas. Not to a pair of 14 communication officers, who have no knowledge of me and 15 I suspect very little, if any, training in the 16 therapeutic and pastoral needs of survivors. Angela 17 discussed with me the risks of publicity. My identity 18 is already severely compromised -- and in a detrimental 19 way. I am asking for that detrimental and untrue 20 representation of me to be put right. The church has 21 a duty of care in this matter which cannot be resolved 22 by communication officers ..." 23 You understood, at least at 1 May, that she was 24 happy for a statement to be issued, even though there 25 may be some detriment to her?</p> <p style="text-align: center;">Page 122</p>
<p>1 A. Yes. 2 Q. In other words, one of the vices of it that Chris Smith 3 was advising against, in other words, further 4 vulnerability or detriment to her by reason of further 5 exposure, she was alive to those risks? 6 A. That's right, yes. 7 Q. Angela McGrory had explained it all? 8 A. Yes. 9 Q. And she wished to go ahead? 10 A. Yes. She's repeated that to me -- 11 Q. Exactly. 12 A. -- several times. 13 Q. That was overlooked, by the look of it? 14 A. Mmm. 15 Q. When we look at your witness statement, Bishop Peter, 16 and focus on May 2019, beginning at paragraph 7, that 17 takes us to Valladolid, where you were, a footnote to 18 which you say, it turned out to be an excellent four-day 19 safeguarding training? 20 A. Mmm. 21 Q. You decided during the course of it to seek advice. You 22 spoke with Bishop Marcus Stock, the Episcopal Vice Chair 23 of the NCSC, Dr Limbrick, the director of CSAS, both of 24 whom thought a statement might be a reasonable way 25 forward. Did you speak to Baroness O'Loan, the chair of</p> <p style="text-align: center;">Page 123</p>	<p>1 the Catholic Council? 2 A. I did. 3 Q. Did you recall her saying that, with the permission of 4 Cardinal Nichols and A710, she would review all the 5 paperwork about the case held at Archbishop's House in 6 Westminster? 7 A. Yes. 8 Q. As for Bishop Philip Egan, did he continue to be adamant 9 and did you speak to him at Valladolid about this? 10 A. Yes, I spoke with him and with the cardinal. 11 Q. Together or separately? 12 A. Gosh. I think we had -- together and separately, 13 I think. 14 Q. You spoke with them both in Spain, and he continued to 15 be adamant about not publishing a statement? 16 A. Yes. 17 Q. What did Cardinal Nichols say to you then? 18 A. Cardinal Nichols said he was very concerned that 19 a statement would expose RC-A710, even though you 20 mention that she was ready for that, and that he said he 21 would consider what he could do. 22 Q. Did he also say a statement would create more questions 23 than it answered? 24 A. It would, yes. 25 Q. Did you understand what he meant by that?</p> <p style="text-align: center;">Page 124</p>

1 **A. Yes, he said that -- no, he didn't say that then. He**
 2 **said that to me in July.**
 3 Q. We will come back to that.
 4 **A. Yes.**
 5 Q. But he said he'd considered what he would do. So his
 6 focus was, despite the fact that A710 was content for
 7 a statement to be issued, that it would still expose
 8 her?
 9 **A. Mmm.**
 10 Q. Can we look, please, at your paragraph 10. As far as
 11 you know, did Baroness O'Loan examine the paperwork?
 12 **A. She did.**
 13 Q. When you made the statement, what was it your
 14 recollection she said to you when she contacted you
 15 afterwards?
 16 **A. Well, of course, today, I have just seen a letter from**
 17 **the solicitor --**
 18 Q. I am going to deal with that.
 19 **A. Okay. I think that possibly what -- the way I have put**
 20 **it there is not fair to her. I think she said a lot of**
 21 **things were wrong. But, at the end of the day, the**
 22 **conclusion in her review of the thing was that there was**
 23 **nothing more that could be done in regard to the**
 24 **original case.**
 25 Q. The letter you're referring to is -- a letter was sent,

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1 **to Baroness O'Loan, she covered all the points that are**
 2 **mentioned in the letter. I think there must have been**
 3 **a little misunderstanding on my part that -- maybe to**
 4 **say "a fair investigation of the case" was the wrong way**
 5 **of putting it, but, as I understood it, with all the**
 6 **deficiencies in the way the case was handled, that there**
 7 **was nothing more that could be done. So I apologise for**
 8 **that.**
 9 Q. No, thank you. So that is the area which you may have
 10 misunderstood or got wrong?
 11 **A. Yes.**
 12 Q. Going back, then, to the chronology, I would like to put
 13 up on screen another email, INQ004745. This is -- an
 14 email of 13 May, is what I want to focus on, so it is
 15 the bottom part of this particular document. This is
 16 from you to A710, you copy in Angela McGrory, subject
 17 line, "Valladolid", and you tell her how you returned
 18 from Spain on Friday, it was a very busy and intense
 19 time because of the training:
 20 "... but also because you were always on my mind,
 21 especially as you are suffering so much.
 22 "During the week I met individually with the
 23 Cardinal, with Bishop Philip Egan, with
 24 Bishop Marcus Stock ..., Dr Colette Limbrick ... and
 25 with Baroness O'Loan ...

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1 dated today's date, by Kingsley Napley on behalf of
 2 the Catholic Council to you, or to your solicitors,
 3 Pitmans, following, I think, some phone conversations
 4 yesterday about this issue.
 5 **A. Mmm-hmm.**
 6 Q. In that letter, which you have seen, there is a lot of
 7 detail about Baroness O'Loan's dealings with the case,
 8 but the end of the letter -- and I am going to quote
 9 it -- says this:
 10 "Given how many failures to follow church procedures
 11 she had identified, Baroness O'Loan is sure that she
 12 never said that she was satisfied that a fair
 13 investigation of the case had taken place. Moreover,
 14 that was not the issue that Baroness O'Loan had been
 15 asked to consider, which was the question of how to
 16 bring closure to A710."
 17 Because you had said in your paragraph 10 she said
 18 she was satisfied that a fair investigation of the case
 19 had taken place and that she would be willing to meet
 20 with A710.
 21 So, having had an opportunity to consider the
 22 solicitor's letter and the content of it, as against
 23 what you told the inquiry, at least in the statement
 24 made earlier this month, what do you say?
 25 **A. Well, I think that, having read that letter, in fairness**

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1 "To all of them I expressed my concern for you that
 2 you are physically declining because of a lack of
 3 positive action on the part of the church. All of them
 4 are aware of your case, and Nuala O'Loan recognised your
 5 story in the IICSA reporting.
 6 "I explained how much you needed an apology because
 7 of the leaking of your case and an acknowledgement that
 8 you are a credible witness.
 9 "Baroness O'Loan is going to look through all the
 10 files again, though she said that she thought that all
 11 that could be done in regard to an investigation had
 12 been done.
 13 "Those with communications knowledge are genuinely
 14 concerned that you could be exposed by any
 15 statement ..."
 16 So that's something you have told us several times
 17 already:
 18 "... and Bishop Philip is also concerned that he
 19 does not have the resources to cope with any reaction to
 20 a statement both nationally and internationally."
 21 That's something you have told us too. So, despite
 22 her wishes, which you had understood from her email on
 23 1 May, a little before two weeks afterwards, you are
 24 really telling her what others are advising should or
 25 shouldn't be done, as the case may be, and certainly

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1 what you picked up from conversations in Valladolid?
 2 **A. Yes. I wanted to be transparent with her.**
 3 Q. Absolutely. Then the final bit of this email:
 4 "Baroness O'Loan is doing more investigations into
 5 the case, and the cardinal is considering what he can
 6 do. The cardinal would be very grateful if you could
 7 forward to me references to last September's blogs and
 8 any items in the Catholic press."
 9 So blogs relating to, what, the leak --
 10 **A. Mmm.**
 11 Q. -- of information? Looking back again, please, at your
 12 statement, at your paragraph 11 at the top of the third
 13 page, you record in this statement that, on 8 July,
 14 Angela McGrory asked you to join her in a meeting at
 15 710's home. Is that right?
 16 **A. Correct.**
 17 Q. At which Angela informed you both that she had attended
 18 a meeting of the trustees of the Portsmouth Diocese
 19 requesting that a statement recommended unanimously by
 20 Portsmouth's Safeguarding Commission be published, but,
 21 on the advice of Chris Smith, the trustees decided that
 22 a statement shouldn't be published. Was it then, as she
 23 has told us, that you decided unilaterally that you
 24 would publish a statement --
 25 **A. That's correct.**

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1 **A. The point of the courtesy was that, as I was going to do**
 2 **it, at least for the Diocese of Portsmouth to know that**
 3 **I was doing it, and possibly in the hope that they may**
 4 **change their minds and do the statement themselves.**
 5 Q. Do it themselves or join with you?
 6 **A. Or jointly, whatever. Whatever would be the right thing**
 7 **to do.**
 8 Q. And you agreed with that?
 9 **A. Hmm?**
 10 Q. You agreed with that?
 11 **A. Yes, yes.**
 12 Q. But, unknown to you, did Mr Smith send a copy of
 13 the statement to the Catholic communications network in
 14 the Bishops' Conference --
 15 **A. He did.**
 16 Q. -- in London? What happened then? Did you have
 17 a series of communications from Westminster?
 18 **A. Well, the first thing was that Mr Alexander Desforges,**
 19 **who is the director of news information, phoned me to**
 20 **express -- as I write there, to express the concern of**
 21 **both the cardinal himself and about the wisdom of**
 22 **publishing the statement. I also spoke on the phone**
 23 **with the cardinal, who again voiced his concern for**
 24 **A710, and thought there were too many unknowns.**
 25 Q. Unknowns about what?

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1 Q. -- at that point in July, and why was it that you felt
 2 that you ought to publish a statement at that point?
 3 **A. Because I thought it was necessary to meet the needs of**
 4 **the survivor.**
 5 Q. Equally, did that include making a statement that she
 6 was credible, or a credible person?
 7 **A. Yes.**
 8 Q. Your communications manager, a man by the name of
 9 Neil Roseman?
 10 **A. Yes.**
 11 Q. You met with Mr Roseman and your safeguarding
 12 coordinator, Ms Dixon?
 13 **A. Yes.**
 14 Q. And was a statement formulated?
 15 **A. It was, yes, as is printed there.**
 16 Q. The one that's printed there, and I think we can take
 17 this shortly, is the one which I put up on screen
 18 a little earlier, chair, which you will remember -- I am
 19 not going to do that again, but the reference to it is
 20 INQ004747.
 21 Did Mr Roseman suggest that you send a confidential
 22 copy of the statement to Bishop Egan out of courtesy?
 23 **A. He did.**
 24 Q. And the point -- what was the courtesy -- the point of
 25 the courtesy?

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1 **A. About the whole case. So he was saying that he felt**
 2 **that my statement asked more questions than it answered.**
 3 **You know, for example, where had the leak had come from?**
 4 **There was all sorts of speculation about that.**
 5 Q. Well, it hadn't come from her, according to her?
 6 **A. No, no, it hadn't come from her.**
 7 Q. So it could only have come from a church source?
 8 **A. Indeed.**
 9 Q. A high church source, presumably?
 10 **A. Indeed, but whether it was London or Rome or wherever,**
 11 **you know --**
 12 Q. Did that matter?
 13 **A. Not really.**
 14 Q. But he said one of the questions, one of the unknowns,
 15 was the origin of the leak?
 16 **A. Yes.**
 17 Q. Did he tell you he'd like to see whether there were any
 18 ways of meeting A710's needs?
 19 **A. Indeed, he did.**
 20 Q. What was his suggestion might happen?
 21 **A. His suggestion was that he and the Baroness would meet**
 22 **A710.**
 23 Q. In light of that, did you decide not to publish the
 24 statement?
 25 **A. I did. I did. I mean, I'd like -- I'd just like to say**

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1 that I did feel it would be detrimental. I also felt --
 2 I mean, I have had 23 years accompanying this person,
 3 and she disagrees with me, but I also felt that
 4 a meeting with the cardinal and the Baroness would be
 5 much more helpful than a statement coming from me which
 6 might disappear into the stratosphere. There was no
 7 guarantee that it would really communicate to anyone.
 8 So it wasn't that I was concerned about the reputation
 9 of the church, it was more my concern for her. Now, she
 10 would disagree with me on this point, absolutely, but
 11 that was the reason I was doing it.

12 Q. Cardinal Nichols had, you told us, voiced his concern
 13 for her and thought there were too many unknowns, one of
 14 which was the origin of the leak. What other questions
 15 were raised?

16 A. There was the issue, as I mentioned, I think, in an
 17 email to A710, the issue of the political setting in
 18 which the original leak was made and the purposes of it
 19 and how that would all be interpreted.

20 Q. We will come to that in a moment. So that was another
 21 question.

22 A. Yes.

23 Q. When you say in your statement at paragraph 15 that
 24 Cardinal Nichols voiced his concern for her and thought
 25 that there were too many unknowns -- for example, where

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1 of the media internationally to get at Pope Francis."
 2 Pausing there, what did he tell you? What was he
 3 saying to you? What was the political aspect of all of
 4 this?

5 A. Well, the political aspect, as far as I know, was that,
 6 in the previous September, after the World Meeting of
 7 Families in Dublin, a retired archbishop of
 8 the Secretary of State, Archbishop Vigano, wrote
 9 a public letter critical of Pope Francis, which included
 10 suggestions that he hadn't handled some of the cases in
 11 regard to cardinals --

12 Q. What type of cases?

13 A. Abuse.

14 Q. Child abuse?

15 A. Child abuse cases, properly, and that the result was
 16 that whoever, wherever, leaked the information in regard
 17 to A710 as an example of this.

18 Q. So, in other words, she was caught up in the Vigano
 19 affair?

20 A. Yes, not -- I mean, they were just -- I mean, it was
 21 appalling that they published that detail.

22 Q. Yes.

23 A. The concern was not for A710; the concern was to get
 24 politically at Pope Francis.

25 Q. What you were relaying to A710 in your email of 15 July

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1 had the leak come from? -- we will come to your email to
 2 her of 15 July in a moment, and that will refresh your
 3 memory about the conversation that you had, but the
 4 political aspect was another one?

5 A. Yes.

6 Q. Let's, then, look at that. It is INQ004746. Let's just
 7 call that up. So this is your email to her of 15 July.
 8 We know that Angela McGrory was copied in. If we can
 9 scroll right down towards the second half:

10 "The confidential statement was sent to Portsmouth
 11 on Thursday morning."
 12 So that was the draft that you had made --

13 A. Mmm-hmm.

14 Q. -- which we have seen:

15 "Unbeknown to us ..."
 16 As you have told us:
 17 "... Portsmouth contacted Alexander Desforges,
 18 director of news and information at the Bishops'
 19 Conference and press secretary to Cardinal Vincent who
 20 telephoned our communications manager, Neil Roseman,
 21 expressing deep concern about the statement being
 22 published.
 23 "I then phoned Alexander. He accepted that
 24 something needed to be done on your behalf, but it was
 25 his opinion that the statement would be used by sections

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1 was that her case was becoming caught up in political
 2 affairs?

3 A. Yes.

4 Q. International ones?

5 A. Yes.

6 Q. While Alexander accepted that something needed to be
 7 done, he was concerned that any statement or the draft
 8 statement that you were proposing to issue would be used
 9 by sections of the media internationally to get at the
 10 Pope?

11 A. Mmm.

12 Q. Even though you were telling us a little while ago that
 13 you weren't exactly convinced that, if you don't mind me
 14 saying so, a statement about A710 by the Bishop of
 15 Northampton was going to make much of a dent in
 16 international media?

17 A. Absolutely. But that's a matter of judgment. That's my
 18 judgment.

19 Q. I get that:

20 "Alexander then arranged [just looking back at the
 21 email] for me to speak with the cardinal, who was
 22 willing to come up to Northampton ..."
 23 You explain why he didn't, and how you were busy:
 24 "So we spoke on the phone on Friday at 4 pm."
 25 Then if we go to the next page:

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1 "The cardinal reiterated the points Alexander made.
 2 He said that the statement raised more questions which
 3 media agencies like LifeSiteNews in the States would
 4 take up in their campaign against the Holy Father."
 5 Do you know who LifeSiteNews are?
 6 **A. No.**
 7 Q. They appear to be, perhaps, a Canadian outfit, but
 8 they're an online blog site with coverage of North
 9 America, but internet is global.
 10 **A. Sure.**
 11 Q. But the emphasis is, as you understood him -- so this is
 12 a conversation that you have had with the cardinal. He
 13 reiterates, so he repeats the points that
 14 Alexander Desforges has made to you, adding that the
 15 statement raised more questions which media agencies,
 16 like LifeSiteNews in the States, would take up in their
 17 campaign against the Holy Father. Now, the campaign
 18 against the Holy Father, was this the Vignano business
 19 that you have been telling us about?
 20 **A. Yes.**
 21 Q. What was it about what Cardinal Nichols was saying to
 22 you that convinced you that a statement wasn't the
 23 answer?
 24 **A. Well, I think, although it comes later, that has --**
 25 **his -- what he talked to me about and his willingness to**

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1 **was -- and that, for me, was a key thing, was a very**
 2 **important thing, for her sake. I'm sure she's watching**
 3 **this and she will be saying, "No". I thought that would**
 4 **be the right thing to do.**
 5 **So while I know that, in the opening statement on**
 6 **Monday, there was reference to this purely being about**
 7 **reputation of the church -- the reputation of the church**
 8 **has gone. I mean, there's no -- you know, we can't**
 9 **safeguard the reputation of the church at the moment.**
 10 **So I think that --**
 11 Q. We can try and improve it a little, though, can't we?
 12 **A. We could try and improve it, absolutely.**
 13 Q. Because, reading that, even ignoring the position in the
 14 email where your sentence by the end of that
 15 conversation, which is how it reads, "I was convinced
 16 that a statement would not be the answer for us", the
 17 fact remains that both the cardinal and his director of
 18 information -- in other words, really, it's the PR
 19 people -- are having an awful lot of say in
 20 safeguarding?
 21 **A. Yes.**
 22 Q. It was more of the same for A710, wasn't it: too many
 23 communications people having too much to say for
 24 themselves?
 25 **A. Yes. I have to say that our communications man did**

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1 **meet with A710, I took those both together, really, in**
 2 **determining, as I said earlier.**
 3 Q. I see. So what you should have done, you should have
 4 demoted the "by the end of the conversation" to --
 5 **A. I should have done that, yes, because the two things**
 6 **were together.**
 7 Q. But by what you wrote to A710, the focus, at least, of
 8 what Cardinal Nichols was saying --
 9 **A. Yes, was --**
 10 Q. -- "Peter's statement is really a bad idea because the
 11 international media will use this against the Pope"?
 12 **A. I accept I -- but that wasn't the basis of my -- the**
 13 **entire basis of why I made that decision.**
 14 Q. We understand that, from what you have told us. But
 15 now, looking back and thinking about it,
 16 Cardinal Nichols persuading you, or seeking to persuade
 17 you, that putting the reputation of the church before
 18 the healing and solace which A710 might expect, do you
 19 think that was the correct decision?
 20 **A. I understand that interpretation that you are presenting**
 21 **to me. I don't think that that -- it looks like that,**
 22 **the reputation of the church before the needs of**
 23 **a survivor. I didn't interpret it personally that way.**
 24 **I think there was a genuine concern, and that was really**
 25 **expressed in his willingness to meet with her, and it**

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1 **not --**
 2 Q. No, he was perhaps an exception to that.
 3 **A. Yes.**
 4 Q. A meeting was being arranged, in the end, by you.
 5 **A. Yes.**
 6 Q. Is that correct?
 7 **A. That's correct.**
 8 Q. But it hasn't taken place yet?
 9 **A. No.**
 10 Q. Because ...?
 11 **A. Well, I was advised that it might interfere with due**
 12 **legal process, which I put in this statement. Now, your**
 13 **solicitor wrote back and said it wouldn't interfere with**
 14 **due legal process, but, by that time, I'd cancelled the**
 15 **meetings, and of course diaries take over, and had to**
 16 **make a new date with those concerned.**
 17 Q. But you accept that was a unilateral decision made by
 18 you, to postpone the meeting with her? You took the
 19 decision. Nobody asked you to do that. The inquiry
 20 didn't?
 21 **A. No. It was -- I was advised legally --**
 22 Q. By?
 23 **A. By the baroness, actually, that it could possibly cut**
 24 **across legal process.**
 25 Q. But you will confirm that this inquiry has never asked

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1 you to do that?
 2 **A. No, the inquiry didn't, but -- so I took that advice and**
 3 **then, as I say, your solicitor replied and said we could**
 4 **have met, but by that time, it was too late.**
 5 Q. Of course, A710 had to have all of this explained to
 6 her?
 7 **A. Mmm.**
 8 Q. And you met her, as you told us a little earlier, in
 9 fact, on 23 September just gone?
 10 **A. Yes.**
 11 Q. She wasn't happy about it and thought, once again, the
 12 church was procrastinating?
 13 **A. That's right.**
 14 Q. You say in your statement you are due to see her again
 15 on 18 November?
 16 **A. Yes.**
 17 Q. Finally this, as far as I am concerned. Can I simply
 18 ask you this, on a completely different topic,
 19 Bishop Peter: in your experience over the years, has
 20 a person seeking confession ever confessed to committing
 21 child sexual abuse to you?
 22 **A. No.**
 23 Q. Or has anyone informed you that they or someone they
 24 knew was a victim of sexual abuse?
 25 **A. No, not in confession.**

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1 **confidential information which I asked for was passed on**
 2 **to Portsmouth and then on to the Congregation of**
 3 **the Doctrine of the Faith was leaked. However it was**
 4 **leaked, it had been entrusted to us.**
 5 MS SHARPLING: I see, thank you. The second question is
 6 that, as I understand it, these leaks appeared in the
 7 international press in around about the autumn of 2018.
 8 **A. Yes.**
 9 MS SHARPLING: There were some ongoing discussions through,
 10 does that mean, until the summer of 2019? Would you not
 11 agree that if there is going to be some sort of
 12 statement or some sort of reply to this international
 13 coverage, it ought to have been done immediately?
 14 **A. Yes.**
 15 MS SHARPLING: Thank you.
 16 THE CHAIR: Sir Malcolm?
 17 PROF SIR MALCOLM EVANS: Thank you, Bishop Peter. We heard
 18 a little while ago about some conditions that were
 19 contained in a letter that was sent to Cardinal Nichols
 20 before the question of the publication of the statement
 21 that we were discussing might be released. What we
 22 haven't heard is what actually they might have been.
 23 Would you be able to enlighten us at all in relation to
 24 the content of that letter?
 25 **A. Which -- I'm not sure which letter you're referring to.**

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1 Q. Has anybody in confession accepted that they have
 2 committed such offending?
 3 **A. No.**
 4 Q. Do you have any other thoughts, before I ask the chair
 5 and panel if they have any questions for you, that you
 6 want to share with the chair and panel to this inquiry?
 7 **A. No, I would just like to thank the chair and everybody.**
 8 MR ALTMAN: Chair, if there are any questions?
 9 THE CHAIR: Yes. Ms Sharpling?
 10 Questions from THE PANEL
 11 MS SHARPLING: Thank you, Bishop Peter, just a couple of
 12 questions from me, if I may.
 13 Is the reason that you wanted to apologise in your
 14 statement because you genuinely believe that the Roman
 15 Catholic Church was responsible for leaking this
 16 information to the press?
 17 **A. I don't know whether it was the Roman Catholic Church**
 18 **that leaked the information or not, but --**
 19 MS SHARPLING: The point of the question is, why apologise
 20 if you didn't think in some way the church was
 21 responsible?
 22 **A. Because A710 confided the information confidentially to**
 23 **the church, and however that was leaked, whether it was**
 24 **by the church or a member of the church or whomever,**
 25 **I think that we -- I was very sorry that that**

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1 PROF SIR MALCOLM EVANS: The correspondence that we have
 2 seen and which has been brought up seems to imply that
 3 there was, in the early phase, some question of
 4 the release of the agreed statement being made
 5 conditional on the response to a number of requests made
 6 of the cardinal.
 7 **A. I know nothing about that.**
 8 MR ALTMAN: Can I just intervene, we are going to see the
 9 letter, but through Bishop Philip, of 1 May that went to
 10 Cardinal Nichols, so you will see the full terms of it.
 11 PROF SIR MALCOLM EVANS: Thank you.
 12 MR ALTMAN: I think what you are being asked, though, if
 13 I may, is, you will remember me asking you about the
 14 holding back of the press statement, the original idea
 15 had been to send Cardinal Nichols a letter requesting
 16 that he apologise and acknowledge at the same time as
 17 sending him the draft press statement, but the press
 18 statement was held back. It was held back just in case
 19 Cardinal Nichols had an unsatisfactory response to the
 20 letter and to the press statement, held back potentially
 21 with a view to it being released subsequently if he did
 22 come back with an unsatisfactory response. I'm not sure
 23 if that's what Sir Malcolm is asking you about.
 24 **A. Is that the letter that I supported?**
 25 MR ALTMAN: It is the letter that you supported, but I have

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1 not shown you it. You may well have seen it at the
 2 time. I am going to show it to Bishop Philip?
 3 **A. I didn't actually see the letter. I said to**
 4 **Bishop Philip that, you know, I would be happy to**
 5 **support him in the letter he was writing, but**
 6 **I didn't -- I suppose I should have checked the content**
 7 **of the letter first.**
 8 MR ALTMAN: We will see it later through Bishop Philip's
 9 evidence.
 10 THE CHAIR: No further questions. Thank you, Bishop Peter.
 11 MR ALTMAN: Thank you very much.
 12 **A. Thank you.**
 13 **(The witness withdrew)**
 14 MR ALTMAN: Chair, this is a good time for our afternoon
 15 break.
 16 THE CHAIR: Yes. We will return at 3.25 pm.
 17 (3.07 pm)
 18 (A short break)
 19 (3.24 pm)
 20 THE CHAIR: Mr Altman?
 21 MR ALTMAN: Thank you.
 22 BISHOP PHILIP ANTHONY EGAN (sworn)
 23 Examination by MR ALTMAN
 24 MR ALTMAN: Your name, please?
 25 **A. Philip Anthony Egan.**

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1 your statement at paragraph 2 was that she was also
 2 regularly visited and supported by Monsignor
 3 Vincent Harvey, who was a parish priest in Southampton,
 4 even though she wasn't a parishioner there?
 5 **A. Yes. I'm not exactly sure how that connection had**
 6 **arisen.**
 7 Q. No, but it was certainly there, it was a name you
 8 understood --
 9 **A. Yes.**
 10 Q. -- and somebody else who was offering her support.
 11 Come January the following year, 2013, did
 12 Angela McGrory tell you it would be a great help to A710
 13 if she were to receive a visit and an apology from
 14 Cardinal Vincent Nichols --
 15 **A. Yes, that's right.**
 16 Q. -- for alleged failures to follow correct safeguarding
 17 procedures related to her case?
 18 **A. Yes.**
 19 Q. So this is way back.
 20 **A. Yes.**
 21 Q. This is January 2013 we are talking about. In March of
 22 that year, did Angela McGrory and Monsignor Harvey,
 23 Vincent Harvey, fill you in about the whole case and
 24 how, following certain procedures, Laura Duggan had
 25 delivered -- Lorna Duggan, the Safeguarding Commission

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1 Q. You are the Bishop of Portsmouth?
 2 **A. Bishop of Portsmouth, yes.**
 3 Q. When did you become the Bishop of Portsmouth?
 4 **A. September 2012.**
 5 Q. You have in front of you, Bishop Philip, your statement
 6 that you made on 8 October, or at least was dated on
 7 8 October.
 8 **A. Yes.**
 9 Q. And, in that bundle, a few other documents to which
 10 reference will be made.
 11 You mention September 2012. Was it in 2012, as
 12 bishop, that Angela McGrory, your safeguarding
 13 coordinator, at least then, told you about the case of
 14 A710 at one of your first routine meetings?
 15 **A. Yes, she did. It was in the December of that year.**
 16 Q. You learned from her that she would visit A710 regularly
 17 to offer her support; is that correct?
 18 **A. Yes, that's right.**
 19 Q. Did you understand that Bishop Peter Doyle also
 20 regularly visited --
 21 **A. Yes, I did.**
 22 Q. -- A710, because he was, once upon a time, her parish
 23 priest?
 24 **A. Yes, she told me that.**
 25 Q. Another name that we have not heard but you mention in

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1 chair of the diocese, had delivered her case details
 2 directly to the CDF in Rome -- you say in your statement
 3 in 2010, but presumably --
 4 **A. I think that's wrong.**
 5 Q. It was 2011?
 6 **A. 2011, yes, thank you.**
 7 Q. Did Ms McGrory draft for you a letter to send to
 8 Vincent Nichols?
 9 **A. She did, and I finessed it a little.**
 10 Q. We will have a look at it in a moment.
 11 **A. Yes.**
 12 Q. But you say in the statement that you received no reply
 13 to it?
 14 **A. I didn't, no.**
 15 Q. Although you say you heard from Angela McGrory that
 16 matters were being pursued behind the scenes?
 17 **A. The scenes.**
 18 Q. Let's look at the letter. It is dated 4 April 2013.
 19 DOP000002. If we can enlarge the text, please.
 20 **A. Yes.**
 21 Q. Was this just before he was made cardinal?
 22 **A. I can't remember that, actually, I'm sorry, I'm not**
 23 **sure.**
 24 Q. Or was it after? I may have got my dates wrong. You
 25 refer to him as "Dear Archbishop"?

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1 **A. I think it must have been, yes.**
 2 Q. "I met recently with Monsignor Vincent Harvey, VG" -- is
 3 a reference to --
 4 **A. Vicar-General.**
 5 Q. "... and Mrs Angela McGrory, our diocesan safeguarding
 6 coordinator, about A710 who lives in the Diocese of
 7 Portsmouth and whom they have both been supporting.
 8 "I know that there has been some communication
 9 previously between our diocese and yourself about A710.
 10 She is upset at what she considers to be a lack of
 11 adherence to national policy that occurred in the
 12 handling of her case. But in a letter she received from
 13 you in October 2012, she remains unclear about the
 14 comment that 'the case has been investigated at the
 15 highest level'. She has also been advised that the case
 16 is now closed. Neither Father Vincent nor Angela have
 17 been able to clarify for her exactly what the statement
 18 about the case being investigated at the highest level
 19 means. I presume that the highest level in this case is
 20 Rome? Or did it mean Westminster?
 21 "I am sorry to bother you with this, but I would be
 22 really grateful if you were able to clarify this point
 23 for me."
 24 As you indicate, the point never was?
 25 **A. No.**

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1 **A. I think that's true, yes.**
 2 Q. And in July of 2017, did Ms McGrory inform you, by which
 3 I mean the board of trustees, that A710 had made
 4 a submission to this inquiry?
 5 **A. Yes.**
 6 Q. That brings us to the summer of 2018, when thereabouts,
 7 whether it was August/September perhaps doesn't really
 8 matter overmuch, but you came to discover that highly
 9 confidential and detailed information relating to her
 10 case was leaked to the media in connection with the
 11 Vigano affair --
 12 **A. Yes.**
 13 Q. -- which is what you state in your statement at
 14 paragraph 6, which included the nature of
 15 the allegations, persons involved, police
 16 investigations, the handling of the case and its
 17 outcome, so quite a bit of detail?
 18 **A. Yes.**
 19 Q. You say, Bishop Philip, that the level of detail
 20 suggested that someone highly placed within the church
 21 had access to all this information and was actively
 22 leaking it. Did you have any sense of whether that was
 23 Rome or London or did you just not know?
 24 **A. I didn't -- I genuinely didn't know that.**
 25 Q. But certainly someone highly placed with access to it?

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1 Q. Did you chase up this letter, or was that the end of it?
 2 **A. I left it because I thought there was work going on
 3 behind the scenes with Angela and, presumably, the
 4 Westminster Safeguarding Commission.**
 5 Q. Which takes us then to the following year, March 2014.
 6 You say you became aware through a letter copied to you
 7 that a representation had been made by Monsignor Harvey
 8 to Cardinal Nichols, perhaps, as he was then, asking him
 9 to meet with A710, receiving a reply which you
 10 understood was that he declined to meet A710, to which
 11 Monsignor Harvey responded that that was very regretful,
 12 again urging a meeting, and you understood the
 13 correspondence was also copied to Bishop Peter and to
 14 Lorna Duggan. Is that right?
 15 **A. That's right, yes.**
 16 Q. You pick it up again the next year, in the February of
 17 2015, when the board of trustees -- is that of your
 18 diocese --
 19 **A. It is.**
 20 Q. -- in Portsmouth, received numerous updates within
 21 safeguarding reports as to how Angela McGrory and the
 22 commission continued to offer support to her, and
 23 in September the next year, did Ms McGrory help 710 make
 24 a referral to IICSA and attended the Truth Project with
 25 her, as her personal support?

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1 **A. It must have been someone who knew sufficient of
 2 the details that had gone in from our Safeguarding
 3 Commission in the past year.**
 4 Q. You say naturally this caused much distress to A710.
 5 Now, there was an ad limina visit to Rome
 6 in September 2018, and were you in attendance?
 7 **A. I was, yes.**
 8 Q. Around that time, or ahead of that visit to Rome,
 9 in September 2018, did Angela McGrory raise the matter
 10 with you?
 11 **A. She did, and I thought that this would be a right moment
 12 to speak possibly with the cardinal, maybe to ask that
 13 some sort of apology might be given for this.**
 14 Q. While I'm on it, just explain in short what an ad limina
 15 visit --
 16 **A. Sorry, these are -- they're, in theory, meant to be
 17 every five years, they're often a bit longer than that,
 18 where all the bishops of a Bishops' Conference, like of
 19 England and Wales, so all the bishops visit the -- visit
 20 Rome. It's a pilgrimage, but it is also an opportunity
 21 to meet the Holy Father and to dialogue with different
 22 Vatican congregations. It lasts about maybe a week or
 23 ten days.**
 24 Q. Thanks for explaining that.
 25 But did you speak to Cardinal Nichols during the

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1 course of that visit?
 2 **A. I didn't, because something else happened around that.**
 3 Q. But it was clear that Angela McGrory was keen that the
 4 diocese dealt with this, make an apology and
 5 acknowledge?
 6 **A. I don't know whether she was asking at that time. Now,**
 7 **this might be my memory, whether it was the Diocese of**
 8 **Portsmouth -- I mean, but certainly an apology, and**
 9 **I felt that it would have to involve the cardinal**
 10 **because he seemed to be the one, you know, on the level**
 11 **of the knowledge of the case.**
 12 Q. By which you mean, what, that he -- because of his
 13 position in the church or as head of the Bishops'
 14 Conference?
 15 **A. As head of the Bishops' Conference and because of**
 16 **the nature of the allegations --**
 17 Q. We are not going into those, you understand.
 18 **A. Yes.**
 19 Q. Tell us, however, what happened, and I am focusing on
 20 your paragraph 7, during the course of this particular
 21 visit in Rome?
 22 **A. Yes. Bishop Richard Moth from the Arundel and Brighton**
 23 **Diocese suddenly said to me that the communication --**
 24 **he'd had a communication from Westminster, from the**
 25 **communications officer, that they wished me to say**

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1 **A. I think it is, yes.**
 2 Q. So, on the face of it, the running was being made by the
 3 cardinal's office?
 4 **A. That's right.**
 5 Q. You recalled in your paragraph 7 that Mr Smith informed
 6 you that he'd made Eileen Cole aware that he had no
 7 knowledge of the case, nor of any proposed statement.
 8 So around that time, and we are talking about the
 9 ad limina visit in September 2018 -- May 2019 hadn't yet
 10 arrived. That was some months away.
 11 **A. Yes.**
 12 Q. Had any statement -- had you started thinking around
 13 statements at that point?
 14 **A. I think it was Angela who was keen, just prior to that**
 15 **ad limina visit, in the light of the Vigano affair, that**
 16 **some kind of statement and apology ought to be made. So**
 17 **it was kind of very seminal at that point what that**
 18 **might be.**
 19 Q. In the penultimate sentence of your paragraph 7, you say
 20 "He", that's a reference to Mr Smith, "also reminded
 21 her", that's Eileen Cole, that, as Bishop of Portsmouth,
 22 you would make your own decisions on that matter. Now,
 23 what she was doing was reaffirming your autonomy within
 24 your diocese; was that it?
 25 **A. Yes. I think so, yes.**

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1 **nothing and to do nothing about this case of**
 2 **the complainant.**
 3 Q. What, they would handle it?
 4 **A. And that they would handle the matter.**
 5 Q. Can we understand, by this stage, September 2018, had
 6 you formally, as it were, handed the matter over to
 7 Westminster, or had their interest in it come out of
 8 the blue?
 9 **A. I think it came out of the -- it came out of the Vigano**
 10 **affair, so it was kind of that in context, I think, yes.**
 11 Q. What you say in the statement is, later that day,
 12 Christopher Smith, the communications director of
 13 the diocese -- and that's your diocese?
 14 **A. It is, yes, Portsmouth.**
 15 Q. Phoned you to say that he had been contacted by
 16 Eileen Cole, a member of Cardinal Nichols' press
 17 department. She was concerned that you were understood
 18 to be about to issue a statement regarding A710, of
 19 which Mr Smith had been unaware at that point, according
 20 to her, and that she had instructed Christopher Smith to
 21 inform you, first, you shouldn't do so; and, second,
 22 that any statements regarding A710 should be made only
 23 by Cardinal Nichols' press secretary?
 24 **A. Yes.**
 25 Q. Is that an accurate statement of your recollection?

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1 Q. You say that you informed Mr Smith that no statement had
 2 been prepared, and you asked him to liaise with
 3 Ms McGrory regarding the case to bring himself up to
 4 speed on it and then to advise on steps going forward?
 5 **A. Yes.**
 6 Q. Now, you recalled that in the following month,
 7 in October, you had a meeting with Ms McGrory and
 8 Mr Smith because the press were starting to seek
 9 responses from your diocese, or maybe from you?
 10 **A. I don't remember it being made to me directly, but**
 11 **I think it was just the possibility that questions might**
 12 **come in our direction.**
 13 Q. You say in paragraph 8 that she advised you that, owing
 14 to the story circulating across the media, the diocese
 15 should issue some kind of statement on her behalf to
 16 address the imbalance and the inaccuracies in what had
 17 been reported, and do you agree that you agreed in
 18 principle to do that --
 19 **A. Yes.**
 20 Q. -- initially?
 21 **A. Yes, I think so.**
 22 Q. But you say, following a further discussion with
 23 Ms McGrory and Mr Smith, you decided first to visit 710
 24 yourself --
 25 **A. Yes.**

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1 Q. -- to make further decisions from there, and visit her
 2 you did on 22 November 2018. Was Angela McGrory with
 3 you?
 4 **A. She was, yes.**
 5 Q. What took place during the course of that meeting?
 6 **A. It lasted possibly an hour and a half, I think. It was**
 7 **not an easy meeting, in some ways, but one of the main**
 8 **things I wanted to communicate -- well, I wanted to**
 9 **listen, first of all, but I wanted to apologise to her,**
 10 **which I did, I thought profoundly, for what had**
 11 **happened, for the leaking, and for also the history, any**
 12 **mishandlings that there might have been.**
 13 Q. I think you said you would do your best to help,
 14 although you were aware others, too, were assisting?
 15 **A. Assisting, yes.**
 16 Q. Now, you record in the statement that you said to
 17 Angela McGrory afterwards that you found her to be
 18 a credible witness, but you did wonder how best to help,
 19 and that it seemed to you that a letter to
 20 Cardinal Nichols to re-open and review the case would be
 21 appropriate. Is this where the idea of the letter began
 22 formulating?
 23 **A. That's right, yes. It only later became an issue of**
 24 **a press statement and an apology. For me, the key thing**
 25 **was actually that letter, which I know we will come to.**

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1 asked me to issue a press statement on the question of
 2 her credibility. Initially, I felt that this might be
 3 the right course of action, but subsequently, I became
 4 convinced it was more appropriate for Westminster to
 5 address the entire matter."
 6 Now, what brought about that shift of view?
 7 **A. I think it was -- I think it's because I didn't seem to**
 8 **be getting answers at that time.**
 9 Q. From?
 10 **A. From -- let me rephrase that. What I couldn't quite --**
 11 **what I couldn't understand was the depth of information**
 12 **that other people seemed to have and that I didn't, and**
 13 **I actually felt that the person who perhaps was across**
 14 **the whole piece was the cardinal.**
 15 Q. So, having initially agreed in principle to a statement,
 16 you came to the view that perhaps the cardinal was
 17 better placed to deal with all of this?
 18 **A. I felt so, because he, as the chair of the Bishops'**
 19 **Conference, would be the authority to make also the --**
 20 **if it was appropriate, an apology; he would be able to**
 21 **speak on behalf of us all.**
 22 Q. Now, you say in your paragraph 11 that it took time for
 23 you to deliberate about the best way forward.
 24 **A. Yes.**
 25 Q. Not least because you had many other duties, but also

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1 Q. At that stage, that initial stage, what was it in your
 2 mind the letter was going to do or say?
 3 **A. Well, essentially, I was going to ask -- I know there'd**
 4 **been a sort of block, as it were, in the past, but I was**
 5 **going to ask Cardinal Vincent if he would re-open and**
 6 **re-examine this case and see what could be done to help**
 7 **the person concerned.**
 8 Q. So that we understand, was it to deal with the leak, the
 9 media leak, or was it to do with the actual allegations?
 10 **A. I think the key things were the allegations, but I also**
 11 **felt that the leak, which was so damaging, and I could**
 12 **see that from the visit with her, I felt that that ought**
 13 **to be addressed as well.**
 14 Q. In your paragraph 10 you describe in December 2018
 15 Angela McGrory summarising matters for the board of
 16 trustees?
 17 **A. Yes.**
 18 Q. You simply relay much of what you have already told us.
 19 **A. Yes.**
 20 Q. Some of which she, too, has told us. But that was
 21 a general report to the trustees about what had
 22 happened.
 23 At the foot of that page, in the final line, you
 24 say:
 25 "Meanwhile, A710 was aware that Angela McGrory had

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1 presumably it was quite a challenging issue for you to
 2 consider?
 3 **A. Yes.**
 4 Q. Which brings us into February of this year. After much
 5 deliberation, you say you decided to write a letter to
 6 Cardinal Nichols to say formally that you found her to
 7 be a credible witness, that the case should be
 8 re-examined, that incorrect processes should be
 9 acknowledged and remedied, that you were appalled by the
 10 leak to the press of details of the case that might
 11 betray her identity and that an apology was needed to
 12 her, and you said you would ask him, as chair of
 13 the Bishops' Conference, to apologise on behalf of
 14 the Church in England and Wales for the leak that had
 15 occurred, and ask him to visit her in person to hear the
 16 case again, to offer succour and make an apology, and
 17 you felt that the letter would have added weight if it
 18 came from both yourself and Bishop Peter. Is that where
 19 you had arrived?
 20 **A. Yes, we were at the -- we were at a joint**
 21 **Anglican/Catholic meeting of bishops, and that's when**
 22 **I had the conversation that Bishop Peter referred to**
 23 **before, and we began, at that time, a process of what**
 24 **a possible letter might look like.**
 25 Q. You knew all the while that Bishop Peter was visiting

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<p>1 her and offering her pastoral support?</p> <p>2 A. I did.</p> <p>3 Q. So you knew that he was heavily involved --</p> <p>4 A. That's right.</p> <p>5 Q. -- as he told us he was. You were involved because you</p> <p>6 were the bishop of the relevant diocese?</p> <p>7 A. Yes.</p> <p>8 Q. And here you were coming together to see if you could</p> <p>9 resolve this jointly?</p> <p>10 A. Yes.</p> <p>11 Q. So if we look, please, at the letter of 1 May, the</p> <p>12 actual letter that we have not looked at yet, which went</p> <p>13 to Cardinal Nichols, DOP000001, dated 1 May. We can</p> <p>14 see:</p> <p>15 "Together with Bishop Peter Doyle, I am writing</p> <p>16 about a troubling and complex matter, that of A710, who</p> <p>17 allegedly was abused ... Bishop Peter has been a regular</p> <p>18 visitor to her over many years. A number of other</p> <p>19 priests visit her from time to time too, as well as</p> <p>20 Angela McGrory, our Portsmouth safeguarding coordinator.</p> <p>21 Before Christmas, since she lives within this diocese,</p> <p>22 I visited her myself to listen to her account, to give</p> <p>23 pastoral support and to offer her my prayers. I have to</p> <p>24 say that, regardless of the remarkable nature and</p> <p>25 contents of the allegations made, I found nothing to</p> <p style="text-align: center;">Page 161</p>	<p>1 suggest that she was not a very genuine and credible</p> <p>2 witness. In fact, she came over to me as entirely</p> <p>3 sincere and convincing in her statements.</p> <p>4 "Last September, as you know, the media featured</p> <p>5 reports about these allegations. This, of course, was</p> <p>6 deeply troubling on many levels. But what to both</p> <p>7 Bishop Peter and myself seemed appalling was that highly</p> <p>8 confidential and detailed information about A710 and her</p> <p>9 case was being openly reported, meaning that someone</p> <p>10 highly placed within the church had access to all this</p> <p>11 information and was actively leaking it. Moreover,</p> <p>12 those 'in the know', if they put two and two together,</p> <p>13 would have been able to find out her identity, leading</p> <p>14 in turn to further journalistic investigation and</p> <p>15 discussion. All of this caused [her] enormous distress.</p> <p>16 She expressed this to me with great emotion when we met.</p> <p>17 "It seems to both Bishop Peter and myself -- and to</p> <p>18 our own Diocese of Portsmouth Safeguarding Commission --</p> <p>19 that with regard to her case, the church's own policies</p> <p>20 and procedures, which are clear, have not been followed</p> <p>21 correctly. We are writing, therefore, to request that</p> <p>22 her case be once again reviewed and an investigation</p> <p>23 undertaken."</p> <p>24 So that's one aspect of this letter:</p> <p>25 "More specifically, may we ask you, in your role as</p> <p style="text-align: center;">Page 162</p>
<p>1 chair of the Bishops' Conference, to write to [her] on</p> <p>2 behalf of the church in our land to express an apology</p> <p>3 for the leak of information and for the distress it will</p> <p>4 have caused her?</p> <p>5 "Indeed, I wonder too whether you might even</p> <p>6 consider yourself making a visit to [her]? We are both</p> <p>7 sure it would bring her great healing and solace.</p> <p>8 "I realise that there are many levels of complexity</p> <p>9 in all of this. But do please be assured of our prayers</p> <p>10 and our loyalty, as a brother apostle. It is only our</p> <p>11 hope and prayer hereby to bring the Lord's healing balm</p> <p>12 to one of his most distressed souls."</p> <p>13 That was the letter that went. Of course, by that</p> <p>14 point, you will know, and we don't have to look at them</p> <p>15 again, there had been an exchange of emails between you</p> <p>16 and Bishop Peter back in February, before --</p> <p>17 A. Yes.</p> <p>18 Q. -- including a draft statement which you had been pretty</p> <p>19 enthusiastic about at that point?</p> <p>20 A. Yes. I was very supportive at the very beginning of</p> <p>21 that, but then, gradually, I began to change my mind,</p> <p>22 and I felt that the letter to me was the core of</p> <p>23 the thing, and if there was to be a statement and an</p> <p>24 apology, then that was a separate matter.</p> <p>25 Q. Because what happened -- and you deal with this in your</p> <p style="text-align: center;">Page 163</p>	<p>1 paragraph 13 -- Angela McGrory had proposed a press</p> <p>2 statement, including an apology, be released.</p> <p>3 Bishop Peter had, in the background, a couple of months</p> <p>4 before, drafted something which you had said was a great</p> <p>5 start. And she had wished you to append to the letter,</p> <p>6 to attach to the letter, to Cardinal Nichols that text</p> <p>7 or a proposed text for such a statement?</p> <p>8 A. Yes.</p> <p>9 Q. Bishop Peter wrote the statement. You asked</p> <p>10 Angela McGrory to share it with Chris Smith. Following</p> <p>11 discussions between Mr Smith and Ms McGrory, Mr Smith</p> <p>12 proposed a new statement. Is that how you remember it?</p> <p>13 A. I think so, yes. That sounds right, yes.</p> <p>14 Q. But you say there were also then further discussions</p> <p>15 with Bishop Peter and the communications officer of his</p> <p>16 diocese in Northampton?</p> <p>17 A. Yes.</p> <p>18 Q. After listening to the various views, you decided it</p> <p>19 would be best first to send the letter to the cardinal,</p> <p>20 as originally proposed, without the press statement?</p> <p>21 A. That's right.</p> <p>22 Q. Her recollection is that -- certainly her evidence to us</p> <p>23 was the letter would be sent and the press statement or</p> <p>24 the proposed press statement withheld in case of an</p> <p>25 unsatisfactory response by the cardinal. In other</p> <p style="text-align: center;">Page 164</p>

1 words, something might be hanging over his head if he
 2 wasn't prepared to co-operate?
 3 **A. That's not my recollection at all.**
 4 Q. So the reason that the press statement didn't go with
 5 this letter, what was your reasoning for that?
 6 **A. I have laid that out. I think there were two reasons**
 7 **for it. The first one was the person concerned, the**
 8 **impact and the damage that that would have for her, the**
 9 **fact that somebody in a high place was leaking**
 10 **information so they could possibly leak some more of**
 11 **this information and this could be very damaging to her.**
 12 **Secondly -- it's come up a couple of times already.**
 13 **It is to do with the resources to actually handle that.**
 14 **It's not the administrative resources, it's just that**
 15 **I did not feel, across the whole piece, able to field**
 16 **the kind of questions that would be put in an**
 17 **international media feeding frenzy on this, which I was**
 18 **pretty certain would occur, and other people seemed to**
 19 **know other bits which I didn't feel confident I was on**
 20 **top of. Maybe that's it, two things, yes.**
 21 Q. Well, they are two things, because that may be, and was,
 22 according to you, the two reasons why --
 23 **A. Yes.**
 24 Q. -- in your view, a press statement was not a good idea.
 25 But my question is, why wasn't the proposed draft

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1 **A. It was a brief conversation.**
 2 Q. After the conference, did you understand that,
 3 "Bishop Peter wrote to her explaining that he had met
 4 with me", in other words, you, and with others,
 5 including Cardinal Nichols?
 6 **A. Yes.**
 7 Q. We have seen an email to that effect?
 8 **A. Yes.**
 9 Q. As well as Dr Limbrick, Bishop Marcus Stock and
 10 Baroness O'Loan, and he explained that those with
 11 communications knowledge were genuinely concerned about
 12 the two things you've mentioned to us.
 13 **A. Yes.**
 14 Q. That any press statement might expose her to unwanted
 15 attention and that Portsmouth, you felt, didn't have the
 16 resources to cope with the reaction to any such
 17 statement nationally and internationally, and that you
 18 understood he'd assured her that further investigations
 19 into the case would take place?
 20 **A. Yes.**
 21 Q. In due course, as you say in your statement, you
 22 actually gave A710 a copy of the letter we have just
 23 seen?
 24 **A. Yes.**
 25 Q. Were you asked to write to her explaining why you hadn't

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1 statement attached to the letter that you sent to the
 2 cardinal on 1 May?
 3 **A. Because I actually felt the pastoral care of the person**
 4 **was the primary thing, and that was kind of what I was**
 5 **asking of the cardinal and asking if we could make some**
 6 **movement on this.**
 7 Q. Now, the letter that we have looked at, 1 May, that was
 8 hand-delivered to the cardinal --
 9 **A. Yes.**
 10 Q. -- in Valladolid --
 11 **A. That's right.**
 12 Q. -- which you attended. Was it hand-delivered to him by
 13 you?
 14 **A. It was, yes.**
 15 Q. You recall speaking to him in private about the matter.
 16 I'm looking at your paragraph 14, three lines down,
 17 "I also spoke in private with him about this matter. He
 18 told me he discussed things further with Bishop Peter",
 19 and you wrote that Bishop Peter raised the matter with
 20 Baroness O'Loan, who was present at the conference?
 21 **A. Yes.**
 22 Q. Did you recall her saying that A710's case would be
 23 examined as part of IICSA?
 24 **A. I seem to remember that.**
 25 Q. That's what you understood?

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1 released the press statement and apology, and what was
 2 your reaction to that?
 3 **A. I felt I was being pressurised to take a particular**
 4 **line, which I felt uneasy about, for the reasons I've**
 5 **said before, but I felt it was -- it would be prudent to**
 6 **await a response from the cardinal.**
 7 Q. But you didn't get a response?
 8 **A. I didn't, no.**
 9 Q. You say at your paragraph 16, in the summer of 2019 --
 10 so May was the date at which you gave her a copy of
 11 the letter of 1 May?
 12 **A. Yes.**
 13 Q. You think it's prudent to wait for a response from the
 14 cardinal, rather than write a letter of explanation to
 15 her. But nothing arrives, and by the summer of 2019,
 16 you began to consider sending a second letter --
 17 **A. A second letter.**
 18 Q. -- to him, asking for a response to the original one?
 19 **A. Yes.**
 20 Q. But did you come to learn that, at some point, he
 21 offered to visit her and that the offer had been
 22 accepted --
 23 **A. Yes, I learnt that -- I beg your pardon.**
 24 Q. -- but we understand the meeting has been postponed?
 25 **A. I learnt that through our Safeguarding Commission, that**

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1 **a meeting had been arranged, or was being arranged.**
 2 Q. Now, can I ask you, please, now to focus on some of
 3 the questions you were asked to consider.
 4 **A. Yes.**
 5 Q. First of all, why the diocese considered making
 6 a statement about her. Originally, that had emanated
 7 from Angela McGrory --
 8 **A. Angela.**
 9 Q. -- who was the safeguarding coordinator for your diocese
 10 at that time?
 11 **A. Yes.**
 12 Q. But, of course, discussions about all of that, you say
 13 here, evolved?
 14 **A. Yes, and it wasn't only a statement, it was also a sort**
 15 **of apology at the same time as a statement.**
 16 Q. Ultimately, as we saw, that culminated in a report to
 17 the board?
 18 **A. Yes.**
 19 Q. And we have seen Angela McGrory's report to the board --
 20 **A. Yes.**
 21 Q. -- of discussions within the Safeguarding Commission of
 22 15 May reported to the board for their meeting on
 23 27 June?
 24 **A. Yes.**
 25 Q. Were you chairing that meeting?

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1 paragraph 21, "highly critical":
 2 "I was astonished at the imbalance of the report and
 3 how directly and highly critical it was of me for not
 4 having issued a press statement and an apology for the
 5 leak".
 6 Which is the bit that you regarded as lacking
 7 balance and hypercritical?
 8 **A. It's really the lower part of it:**
 9 **"The Safeguarding Commission strongly believe that**
 10 **this is the wrong decision and that we have a duty of**
 11 **care to a victim of abuse who resides in our diocese and**
 12 **shared her complaint with this diocese and, although not**
 13 **of our doing, that this sensitive information was**
 14 **released by someone in the church to the press.**
 15 **"Bishop Philip does not feel that this is something**
 16 **he can do.**
 17 **"The Safeguarding Commission are concerned that this**
 18 **matter could be considered a serious incident for the**
 19 **Charities Commission which was discussed with the**
 20 **secretary of the trustees, who explained that this is**
 21 **a grey area in relation to definition of a serious**
 22 **incident."**
 23 **There was a very lively discussion, then, of**
 24 **the trustees that followed on from that.**
 25 Q. You accept that Angela McGrory was doing what she felt

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1 **A. I was, yes.**
 2 Q. You agree that you were part of the decision making that
 3 rejected the idea of making any statement and issuing an
 4 apology?
 5 **A. Yes, I am.**
 6 Q. You also say, as you do in your paragraph 21, just
 7 skipping over to the next page, that you regarded
 8 Angela McGrory's report, which you had seen in the
 9 papers for the meeting, as being highly critical of you
 10 and lacking balance?
 11 **A. Yes.**
 12 Q. Why do you say that?
 13 **A. It was partly the language, and it also didn't capture**
 14 **the compassion that I felt for the person concerned, and**
 15 **that I'd gone to the thing of writing a letter to the**
 16 **cardinal, that I'd been working obviously with**
 17 **Bishop Peter Doyle on that. I just felt it -- it just**
 18 **seemed unbalanced, and then it called for a notification**
 19 **of the Charities Commission because I was refusing to do**
 20 **it. It was an extraordinary kind of piece, really.**
 21 Q. Let's just put up on screen the report that we are
 22 talking about to remind everyone, which is DOP000005.
 23 This is the report you are talking about?
 24 **A. Yes.**
 25 Q. Which is the bit that -- when you say in your

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1 was her duty and the commission's duty --
 2 **A. I think so, yes.**
 3 Q. -- to offer proper safeguard and follow safeguarding
 4 procedures, as she understood them, towards this person?
 5 **A. I think so, yes, certainly, and it's an independent**
 6 **voice and that's very important. But then, it also**
 7 **follows that I have to listen to a lot of different**
 8 **voices, additional voices, as well in order to make**
 9 **a prudent decision.**
 10 Q. Forgive me for asking, Bishop, but you don't think you
 11 were being slightly oversensitive about her views about
 12 you or your decision making?
 13 **A. I think it could be. I mean, I can accept that, but**
 14 **I think there was such a pressure at that time that we**
 15 **have a statement and an apology into the public domain,**
 16 **and it connected to another case that we had at the same**
 17 **time where, again, I felt there was an unbalanced**
 18 **presentation of material, and it prompted me -- I mean,**
 19 **the whole of those cases coming together at that time**
 20 **prompted me to suddenly start questioning the robustness**
 21 **of the whole safeguarding operation within the life of**
 22 **the diocese, and maybe this is for something further,**
 23 **I don't know, but I've now commissioned an independent**
 24 **review of our safeguarding --**
 25 Q. Within Portsmouth?

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1 **A. Within Portsmouth.**
 2 Q. Forgive me, what was it about, then? What was all
 3 coming together at this time that made you question the
 4 robustness of it?
 5 **A. It was the unbalanced reporting that I was suddenly**
 6 **beginning to see. It was a meeting with the**
 7 **Safeguarding Commission in which -- between myself, the**
 8 **Bishops' Council and the Safeguarding Commission that**
 9 **we're meant to have every year, but this was the first**
 10 **time we'd met in three years, and only less than half of**
 11 **the commission was present for that.**
 12 The commission had become very focused on cases,
 13 whereas I was a bit concerned -- I was concerned as well
 14 about our safeguarding strategy in the diocese, planning
 15 ahead, and I had this doubt beginning to occur in my
 16 mind about internal regulation, which is essential, we
 17 have to have that, but I then began to ask, "Do we not
 18 need an external partner in our safeguarding
 19 arrangements, just to make sure that we're absolutely
 20 first class, if you like?".
 21 Q. Did you understand that A710 had understood all the
 22 risks about further exposure to unwelcome media
 23 attention and was -- "content" might be putting it too
 24 low, but was quite insistent, actually, that a statement
 25 be made and an apology issued?

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1 **A. It could do, although it had been several months by that**
 2 **stage. So it might have died down, but it would have**
 3 **raised a suspicion, I think. I feared it might do that.**
 4 Q. Remind us. I think you told us you spoke to
 5 Cardinal Nichols in Valladolid. Did you actually speak
 6 to him?
 7 **A. I did, yes.**
 8 Q. What concerns did he voice?
 9 **A. He immediately connected it to the Vigano affair. So**
 10 **that kind of confirmed my --**
 11 Q. He was anti, was it?
 12 **A. Anti ...?**
 13 Q. The issue of a statement and apology?
 14 **A. I didn't get to that point with him, because I only gave**
 15 **him the letter. The statement and the apology was**
 16 **a separate -- I separate those by that point.**
 17 Q. Do we understand you never had another conversation with
 18 him then?
 19 **A. Not after that, no.**
 20 Q. If we can put back up on screen, please, the last
 21 document, the report, DOP000005, I just want to focus on
 22 something you have already made mention about, which is
 23 the last paragraph:
 24 "The Safeguarding Commission are concerned that this
 25 matter could be considered a serious incident for the

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1 **A. I knew she was insistent on that, but I didn't know the**
 2 **extent of that. I think I would have wanted, if I'd had**
 3 **the opportunity, to have said, "Well, if we do that,**
 4 **could the person who's been leaking the information**
 5 **before not come back and leak some more?", you know.**
 6 Q. Yes, and you tell us that you took into account, as one
 7 objection to issuing a statement and/or an apology at
 8 that time, the lack of resources within your diocese,
 9 you didn't mean administrative, but just, what, the
 10 means to deal with what you thought might be a press
 11 frenzy?
 12 **A. There is -- I mean, there is a lack of administrative**
 13 **resources, yes, but, I mean, when we talk of**
 14 **the safeguarding office, it's basically one person with**
 15 **a secretary -- administrative assistance and somebody**
 16 **who works part time, you know, so there is -- the**
 17 **administrative resources are one thing, but this is much**
 18 **bigger than that because it's connected with an**
 19 **international scandal in the life of the church, with**
 20 **the Vigano affair. It's quite beyond me to be able**
 21 **to --**
 22 Q. I understand that. But you thought that issuing
 23 a statement, whether by Bishop Peter and/or by you in
 24 your name, would be sufficient to resurrect that media
 25 frenzy or link it to the Vigano affair?

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1 Charities Commission which was discussed with the
 2 secretary of the trustees, who explained that this is
 3 a grey area in relation to definition of a serious
 4 incident."
 5 In the meeting of 27 June, did you and the other
 6 trustees actually discuss the definition, the guideline
 7 definition the Charity Commission have of "serious
 8 incident"?
 9 **A. Yes, we didn't consider that in great detail. We were**
 10 **more concerned with the proposal that was being put**
 11 **forward, and Hereward, our secretary to the trustees,**
 12 **advises that in itself it is not, but the subsequent**
 13 **discussion said that this could become an incident which**
 14 **we would have to --**
 15 Q. You may remember a "serious incident" is defined by the
 16 Charity Commission as "an adverse event, whether actual
 17 or alleged, which results in or risks significant harm
 18 to your charity's beneficiaries, staff, volunteers or
 19 others who come into contact with your charity through
 20 its work". That's one bullet point.
 21 Another is, "harm to your charity's work or
 22 reputation". So that's what a serious incident is. Did
 23 anybody think that, by that definition, or that part
 24 definition, that what had happened was a serious
 25 incident?

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<p>1 A. "What had happened", do you mean that there was 2 a disagreement between the -- 3 Q. Well, that you had had a leak, which is a serious 4 incident -- 5 A. Ah, yes. 6 Q. -- of somebody within the diocese's confidential 7 information? 8 A. Yes, there was considerable discussion of that because 9 that all related to the question of whether an apology 10 should be issued. 11 Q. Of course. 12 A. So they saw -- I mean, the trustees saw that 13 immediately, I think. 14 Q. Was any report made to the Charity Commission about it? 15 A. We haven't reported it, because we saw at the board the 16 issue of the collision between safeguarding and the 17 bishop, if you like. So we saw that as an internal 18 thing, which I think, in many ways, can show the health 19 of the fact that safeguarding is at a critical distance 20 from the bishop, so it's kind of healthy in one way to 21 have a disagreement, but I think that was the level that 22 it was seen. 23 Q. Did anybody advise reporting it to the 24 Charity Commission? 25 A. No. I think that's correct. I'd have to check.</p> <p style="text-align: center;">Page 177</p>	<p>1 Q. Your impression is no? 2 A. No. 3 Q. One last small topic, Bishop Philip, please. In your 4 experience, has any person seeking confession ever 5 confessed to committing child sexual abuse as 6 a perpetrator to you? 7 A. No. 8 Q. Or informed you that they or someone they knew were 9 a victim of sexual abuse, child sexual abuse? 10 A. No. 11 Q. Are there any other thoughts that you have, before you 12 complete your evidence, that you would want to share 13 with the chair and panel? 14 A. I don't think so. I think everything that I wanted to 15 say was in the statement, really. 16 Q. You have set out in your statement a summary of why the 17 statement and apology weren't issued, at your 18 paragraph 27? 19 A. Yes. 20 Q. I think, without going through it, if I adduce your 21 statement in full, DOP000003, then it's there for others 22 to see online in due course? 23 A. Yes. 24 MR ALTMAN: Thank you very much. Chair, those are all the 25 questions I have.</p> <p style="text-align: center;">Page 178</p>
<p>1 THE CHAIR: Yes, there are a couple of questions. 2 Questions from THE PANEL 3 THE CHAIR: Could I ask, Bishop, did anyone, commission 4 members or anyone else, suggest what the motivation 5 might have been for the leak concerning the alleged 6 victim? 7 A. No, nobody referred to that, why that leak had been 8 made. 9 THE CHAIR: It seems a little surprising, given the 10 potential consequences that you considered -- more 11 widely, not yourself, but more widely, what the 12 implications were of it all. 13 A. It is a very good question, isn't it, that, why that 14 leak should happen. I mean, I was much more absorbed 15 with the care of the individual concerned and also how 16 we handle that and how that person's needs should be 17 addressed and heard, and so that was kind of my focus at 18 that time. 19 THE CHAIR: Thank you. Ms Sharpling? 20 MS SHARPLING: Just one question, following on from the 21 chair's question, if I might. May I be straightforward 22 with you, Bishop, because it looks as if the information 23 was leaked deliberately to discredit the particular 24 victim in this case. Would you agree with that? 25 A. I saw it as an attempt, no, to discredit the</p> <p style="text-align: center;">Page 179</p>	<p>1 Holy Father, actually, because it was so connected at 2 that time with the Vigano affair. It was, in a sense, 3 accusing the Holy Father of manipulating appointments 4 and covering up matters. I didn't see it as something 5 directed directly at the victim. I mean, I wouldn't 6 know who would want to do that, to be honest. 7 MS SHARPLING: Did you read all the media coverage at the 8 time? 9 A. I didn't, but I read bits and pieces of it, yes. 10 MS SHARPLING: I see. I said one question, and I have 11 spoilt that, haven't I? But just one last question, 12 that I asked the last witness, in fact: this all 13 happened in the early autumn of 2018? 14 A. Yes. 15 MS SHARPLING: Yet you were still talking about it many 16 months later? 17 A. Yes. 18 MS SHARPLING: Don't you think it would have been better to 19 have resolved the issue one way or the other about 20 issuing the statement contemporaneously with the issue 21 of the media stories? 22 A. I mean, looking with hindsight, it would have been 23 better to have concentrated on that issue, but I was 24 more concerned that we tried to get to the bottom of -- 25 or, sorry, I was more concerned to try and have the</p> <p style="text-align: center;">Page 180</p>

1 **pastoral care of the person concerned furthered, which**
 2 **is the letter, basically, which I wrote to**
 3 **Cardinal Vincent. That was -- the statement, I began to**
 4 **be persuaded, would have been very difficult for us to**
 5 **handle, and for the reasons I've given.**
 6 MS SHARPLING: I don't know whether you understand this
 7 terminology, but did anyone investigate the leak?
 8 **A. I'm not aware of that, and that was partly what I was**
 9 **asking the cardinal to try and set in train, was some**
 10 **investigation of where this leak had come from.**
 11 MS SHARPLING: Thank you very much.
 12 **A. Thanks.**
 13 THE CHAIR: Just one further point, following on from
 14 Ms Sharpling's. How might a leak investigation, for
 15 example, which potentially could have taken place from
 16 the Vatican, from the Holy See, how would that be
 17 initiated? Who would have to do that?
 18 **A. I think it would have to come from someone like on the**
 19 **level of a chair of the Bishops' Conference, or, say,**
 20 **you know, we wish to -- I mean, I could write, myself,**
 21 **to the Holy Father and ask for that, but it would have**
 22 **a lot more weight if it came from the Bishops'**
 23 **Conference itself, I think, or the chair of the Bishops'**
 24 **Conference.**
 25 MR ALTMAN: And the chair of the Bishops' Conference is, of

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1 Thursday, 31 October 2019 at 10.15 am)

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4 I N D E X

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6 WITNESS RC-A49 (sworn)1

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21 Examination by MR ALTMAN110

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23 Questions from THE PANEL142

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25 BISHOP PHILIP ANTHONY EGAN (sworn)146

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1 course, Cardinal Nichols.

2 **A. Yes.**

3 Q. Do you know if he ever did invite the Vatican to

4 investigate the leak?

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

6 Q. Ms Sharpling asked you whether or not the motive for the

7 leak to the media was to discredit A710, and you've

8 given your answer to that, but do you agree that,

9 whether or not that was the motive, the effect surely

10 did discredit her?

11 **A. I would agree with that entirely, which is why I was**
 12 **very motivated to try and see if we could do something**
 13 **about it.**

14 THE CHAIR: Thank you. We have no further questions.

15 MR ALTMAN: Thank you very much, Bishop Philip. You are

16 finished.

17 **A. Thank you very much.**
 18 **(The witness withdrew)**

19 MR ALTMAN: Chair, tomorrow, because we have several

20 witnesses who can only be here tomorrow, would you be

21 able to sit at 10.15 am?

22 THE CHAIR: Yes, we have agreed to that. Thank you. That

23 concludes today's business, thank you.

24 (4.23 pm)

25 (The hearing was adjourned to

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2 Examination by MR ALTMAN146

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4 Questions from THE PANEL179

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