

<p>1 Tuesday, 5 December 2017 2 (10.30 am) 3 Housekeeping 4 MS KARMY-JONES: Chair, members of the panel, one first 5 preliminary matter, if I may. 6 On 13 April 2006, the former chair made a ruling on 7 the broadcasting of inquiry proceedings. She determined 8 that there should be a five-minute delay applied to the 9 live stream so that the broadcast can be edited to 10 remove material which would breach the restriction order 11 or should otherwise not be broadcast. 12 The effect of the five-minute delay is that when it 13 is necessary to ask for the link to be broken, the 14 preceding five minutes of proceedings is not broadcast. 15 Concerns have been raised with the inquiry that where it 16 has been necessary to break the link a number of times 17 in fairly short succession, that results in 18 a significant section of the hearing not being broadcast 19 in real time. 20 Given those concerns, chair, I understand that you 21 have given consideration to reducing the five-minute 22 delay and that your provisional view is that it would be 23 appropriate to reduce that delay to three minutes. That 24 would appear to allow sufficient time for a restriction 25 order to be made before evidence to which it attaches is</p> <p style="text-align: center;">Page 1</p>	<p>1 evidence to be called today, there are just three 2 outstanding statements that remain to be read, which we 3 would like to deal with now, if we may. 4 The first was the statement of RC-A154, which you 5 will remember was cut short because of the concern over 6 the redacting process. 7 May I pick that up again? It is in your bundle 4, 8 tab C. I think you should have it. I can give the 9 reference. As I said, it is RC-A154. I will just 10 summarise where we had got to, if I may. 11 Statement of RC-A154 (read) 12 MS KARMY-JONES: The statement was dated 29 December 2004. 13 A154 explained that he was born in 1960 and at 7 years 14 of age he went to Gilling Preparatory School. He 15 described the daily routine of getting up and going 16 downstairs and washing. He described cubbing activities 17 and classes on a Saturday morning. 18 He said he didn't remember punishments at that time 19 being severe, but he did remember what was called 20 a ferrula, a whalebone inside a leather sheath. That's 21 what the boys knew. 22 He described a teacher, RC-F3. He described how at 23 night in the dorms, after lights-out, RC-F3 would come 24 and sit on his bed. He said, "He comforted me, and 25 after about two weeks he asked me if I wanted some</p> <p style="text-align: center;">Page 3</p>
<p>1 relayed to the media annex and to the public on the live 2 stream, but reducing the stoppage in the live feed in 3 a way that we hope will be helpful to those watching the 4 proceedings in the annex and remotely. 5 We have canvassed the views of, I think, all the 6 core participants, and none -- and I look around the 7 room -- has raised any objection to such a reduction. 8 Therefore, unless anyone raises any objection to it now, 9 I would ask that you make an order varying the 10 broadcasting ruling given by the former chair, such that 11 the delay on the broadcast should be reduced from 12 five minutes to three minutes. 13 If you are in agreement with that, your decision 14 will relate to this investigation only, and it may be 15 that you will need to consider making a similar order, 16 if appropriate, in other investigations in due course. 17 Subject to your decision on that, I understand that 18 technical changes need to take place. Those would be 19 done at the end of today. The new three-minute delay 20 would therefore take effect as soon as possible, but it 21 is unlikely that that would be before tomorrow's 22 proceedings. 23 THE CHAIR: Thank you, Ms Karmy-Jones. Yes, that is my 24 position, as you have described it. 25 MS KARMY-JONES: Thank you. Before we move on to the live</p> <p style="text-align: center;">Page 2</p>	<p>1 cocoa. He told me to put on my dressing gown, and 2 I followed him to his study". He described the study: 3 "RC-F3 asked me if he could wash me, which meant 4 undoing my pyjamas and placing my penis into his mouth. 5 I would do the same to him." 6 He described the pyjamas worn by RC-F3: 7 "It eventually landed up with me in RC-F3's bed, 8 where he would also join me. I remember him putting his 9 penis into my backside. RC-F3 came up with the plan 10 that I go to bed at the usual time with the other boys, 11 pretend to go to sleep, and after a while get up and go 12 into his study. Several times he said to me he thought 13 it was wrong, which did not make sense to me." 14 There's a passage that is redacted that related to 15 an injury suffered by the victim, RC-A154, and he went 16 on to describe classmates sending him "get well" cards 17 and making reference to RC-F3 being dead. He said: 18 "I didn't know how I felt about this. I was only 19 10 years old. Death held mixed emotions for me. I was 20 sad. I was confused. I didn't know what Gilling would 21 be like when I returned. Following my accident, 22 I returned to Gilling. I was learning to walk again. 23 It was a difficult time as I had been a good sportsman 24 keen on both rugby and boxing." 25 He describes a club which was run by a member of</p> <p style="text-align: center;">Page 4</p>

1 staff called RC-F1:
 2 "I will always remember my first meeting with him.
 3 I was in the toilets standing at the urinals when RC-F1
 4 came in. He put his hand up my bottom which stemmed the
 5 flow of urine. I didn't know how, but I was not able to
 6 pass urine due to the position of his hand. He said,
 7 'Bet you didn't know that could happen!'"
 8 He describes where the club was held and gives
 9 a description of the room. He says:
 10 "RC-F1 realised that due to my injuries it was
 11 important for me to do well at the club. He asked to
 12 hold me and at the time I thought that he wanted to hug
 13 me, but RC-F1 knelt down and did what RC-F3 used to do
 14 when he washed me. He took out my penis and put it in
 15 his mouth. It got much worse.
 16 "There were other boys involved ..."
 17 And he names two:
 18 "There was a thing called the circle jerk where we
 19 would hold each other, we would hold penises in our
 20 hands or in our mouths.
 21 "RC-F1 would give us rewards.
 22 "This went on until I left Gilling, which I did
 23 moving on to junior house."
 24 He describes another individual whose name is
 25 redacted, saying "he was an out-and-out sadist. He

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1 regularly beat boys in front of each other. He would
 2 always mock me due to my disability even though I was
 3 doing my best. I remember on one occasion he made me go
 4 around the room on my knees for a long time, even though
 5 my leg was injured. A member of the staff witnessed
 6 this and at the end of term approached my parents and
 7 said to them that that person had it in for me. He went
 8 on to say that he would stand up and be a witness to
 9 this. I cannot remember that member of staff's name and
 10 neither can my mother."
 11 He describes that person, the [name redacted]
 12 person, saying:
 13 "He would beat me every week, or every other week,
 14 for no reason at all. If he saw me walking along
 15 a corridor, he would punch me or kick me. He was
 16 violent to many boys. Often, I would be bruised and my
 17 mother saw those bruises. He had no reason to dislike
 18 me. That person was known for his sadistic wrath."
 19 He remembers another boy and gives a name and he has
 20 a memory of the person he previously described as "known
 21 for his sadistic wrath" dragging him by the hair:
 22 "We could hear the boys crying through the
 23 corridors. The [name redacted's] punishments were
 24 always spontaneous, always in front of us:
 25 "When I was 14 years old, I moved up to Ampleforth

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1 College. I had been there about a year when one of
 2 the senior boys, RC-F164, befriended me. He gave me
 3 extra perks, more freedom, asked if I wanted to go to
 4 his room. I did go. It was a privilege, and I think it
 5 was whilst I was there that he offered me a glass of
 6 wine.
 7 "I sat on his bed and he put his arm around me,
 8 around my shoulder. He started kissing me and put his
 9 hand down the front of my pyjama bottoms. He pushed me
 10 onto the bed pinning me down. He was masturbating on
 11 top of me. He pretty much raped me.
 12 "He ejaculated over me. I was struck how much sperm
 13 was over me.
 14 "RC-F164 tried to cuddle me, but I wasn't
 15 comfortable with that. I cleaned myself up and returned
 16 to my dorm.
 17 "This went on for some time. He was a senior and
 18 I was a junior. He made it pretty clear to me that
 19 I would have to go along with what he wanted or I would
 20 be punished.
 21 "He would take my penis into his mouth. He would
 22 put his erect penis in my backside. His pubic hair was
 23 dark.
 24 "RC-F164 is the only one that I do not associate
 25 with a smell. RC-F3 and RC-F1, their private parts

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1 smelt sour, musty and old. It's a lasting memory to
 2 this day, the smell of their genitals.
 3 "I tried to speak to RC-F61, another teacher, but he
 4 acted like a jealous lover and not what I expected from
 5 a teacher.
 6 "He only seemed concerned if RC-F164 was having
 7 a relationship with a boy called RC-A92 and another
 8 teacher [whose name he gives].
 9 "One of the other masters that I remember is Father
 10 Piers Grant Ferris. He taught carpentry whilst I was at
 11 Gilling."
 12 He describes Piers Grant Ferris:
 13 "I remember, after returning from my accident,
 14 having more to do with Father Piers.
 15 "One incident stands out in my mind when he made
 16 a boy stand on a locker in front of us all. I cannot
 17 remember the boy's name, but he made him drop his
 18 trousers. Piers took hold of the boy's penis in his
 19 fingers and pulled back the foreskin and said, "This is
 20 what you have to do before you see if you are not
 21 circumcised".
 22 "The boy was made to stand there for a long time.
 23 Piers seemed to excessively demonstrate what he was
 24 doing. It was common knowledge amongst the boys that
 25 Father Piers would take your temperature rectally by

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<p>1 putting a thermometer into your bottom. It was also 2 known that Piers would fondle your buttocks and genitals 3 before and after beatings. 4 "I always hoped that I would not be beaten or be 5 ill. 6 "If boys were sick whilst at Gilling, you would go 7 to see your year master and they would determine whether 8 you were sick and, if so, send you to the infirmary. 9 "I do remember Piers taking my temperature. I went 10 to him and said that I felt sick. I recall going into 11 a room. I removed my clothing, the bottom half, and 12 bent over a bed. Piers inserted a thermometer into my 13 bottom. I do not know where he got it from or what it 14 was made of. 15 "The thermometer was in my bottom for a hell of 16 a long time but he did not try to bugger me." 17 He said: 18 "This memory sticks out in my mind, that Piers would 19 take a temperature rectally then fondle your bottom and 20 genitals. As for punishments, with Piers, they always 21 happened in the evening. We were taken from the dorms 22 to his room. Piers would ask you to lower your clothing 23 and I recall leaning over a bed with my bottom exposed. 24 "Piers was very theatrical. He would say how much 25 this hurt him.</p> <p style="text-align: center;">Page 9</p>	<p>1 future at Ampleforth could not wait to get away: 2 "My experiences at the school damaged the 3 relationship that I had with my parents. My father 4 barely spoke to me, even though I repeatedly tried to 5 explain to him what went on there, what had happened to 6 me. 7 "Intellectually, I was well groomed for the world 8 but emotionally I was crucified. 9 "My mother contacted me ..." 10 And he refers to contacts with his mother and other 11 press reports that showed that his experiences were 12 shared by others, and becoming aware of the UK 13 investigation: 14 "I wanted to speak to the police and get this stuff 15 off my chest. I have spoken to my mother about it and 16 to my wife, but for many years it was very difficult to 17 tell anyone, to share with them what happened to me. 18 "Never a day goes by that I don't think about it. 19 It takes a hell of a lot to get me to trust people. 20 "I am aware that RC-F3 and RC-F1 are deceased. 21 However, I do wish to support the police in their 22 investigation", and this statement was made in respect 23 of Piers Grant Ferris and RC-F164: 24 "Badly run institutions foster a breeding ground for 25 people's behaviour and I want Ampleforth to be examined</p> <p style="text-align: center;">Page 11</p>
<p>1 "He would fondle my buttocks. When I say fondle, he 2 would stroke my bare buttocks, cup them in his hands and 3 squeeze them. It may also have included touching my 4 genitals. It would be a mixture of fondling, then he 5 would whack you with his hand which would be hard and 6 cause pain and then he would fondle you again. 7 "At that time, Gilling had an infirmary and 8 a dispensary. I remember that there were two nurses, 9 who were sisters. We all had a huge crush on them. 10 "When you were ill, the nurse would take your 11 temperature orally, by putting the thermometer into your 12 mouth. If you were ill during the day, you would 13 approach your teacher, then go to the nurse. It was 14 only at night that you would go to a monk. 15 "Other monks did take temperatures if you were sick 16 but, like the nurse, it would be orally, it was only 17 Piers that I recall taking a rectal temperature. 18 "It does seem to me that he was known for 19 approaching boys with the intention of taking their 20 temperatures whether they were ill or not." 21 He says that he was academic in nature and 22 Father Patrick Barry told him he had the potential to 23 achieve a scholarship to enter Oxbridge, but instead he 24 left Ampleforth at the age of 16 years. His parents 25 could not understand why someone with such a bright</p> <p style="text-align: center;">Page 10</p>	<p>1 and that they will have their day of reckoning. I hope 2 that my statement will assist with that process. 3 "A term that sticks in my mind is 'in loco 4 parentis', in place of your parents. That's what 5 Ampleforth was. The monks were entirely responsible for 6 our care. From a very young age we were entrusted into 7 their care and, certainly with Piers, RC-F3 and RC-F1, 8 their behaviour towards me was inappropriate. 9 "To me now, the Roman Catholic Church is the 10 greatest hypocrisy that ever existed." 11 The rest of his statement relates to corrections. 12 I am now going to ask my learned junior Ms Williams 13 to do some reading of two statements. 14 Statement of FATHER DOMINIC MILROY (read 15 MS WILLIAMS: The first statement that I am going to read is 16 that of Dominic Milroy. You can find the statement in 17 volume 4, tab T1, and the reference is AAT000332. This 18 is a statement made by Dominic Milroy, a former 19 headmaster at Ampleforth, to the police on 20 11 February 2005. There is the standard declaration of 21 truth at the top, and it then begins: 22 "I am the above named person and reside at the 23 address shown overleaf. 24 "At 1030 hours on Monday, 7 February 2005, I met 25 with DS Angela Carey and DC Jeremy Pratt from</p> <p style="text-align: center;">Page 12</p>

<p>1 North Yorkshire Police. The meeting took place at 2 Ampleforth College, North Yorkshire. 3 "I would like to share the following information. 4 "In 1943, I attended Ampleforth College as a pupil. 5 Then in 1950, at the age of 18, I joined the monastery 6 at Ampleforth. 7 "Between 1964 and 1975, I was housemaster at 8 St Wilfrid's, Ampleforth and was also head of modern 9 languages. 10 "From 1975 to 1980, I was the prior at the 11 international University College in Rome. Following 12 this, I returned to Ampleforth and became the headmaster 13 at the main college. I had an overall responsibility 14 for all pupils at junior house, as well as the main 15 college, although housemasters at junior house dealt 16 with most issues. 17 "As headmaster, I would deal with any urgent or 18 major issues at the college, and if I felt the need, 19 I would inform the abbot, who at the time was 20 Father Patrick Barry. 21 "I do remember one incident involving a monk called 22 Father Gregory, who was a member of our community and 23 taught in the college. He also had responsibility for 24 Redcar Farm, which is a sort of outward bound centre 25 that is owned by the school. The farm was being</p> <p style="text-align: center;">Page 13</p>	<p>1 conversation I had with Father Gregory. 2 "Following our conversation, I suspended 3 Father Gregory from his duties in the college and 4 referred the matter to Abbot Patrick. 5 "I did have a discussion with Father Justin in 6 relation to what had happened, but I can't remember what 7 was said. 8 "Almost immediately, I made the decision to contact 9 [parents -- RC-A87's parents] and arranged to meet them 10 in a hotel at Kings Cross, London, the following day. 11 When I met with them I told them in detail what had 12 happened. Their response was one of shock, anger and 13 bewilderment. They wished for us to deal with the 14 incident internally as they felt it was not in their 15 son's interest for the matter to become public. They 16 had concerns about Father Gregory and his role within 17 the school. I reassured them that he had already been 18 removed from any duties within the school. 19 "As a result of the incident, a decision was made to 20 remove Father Gregory from the abbey and send him to 21 work in a parish. It was also decided that he should 22 have professional help. I was not involved in this 23 decision in any way. As soon as I informed the abbot, 24 it was out of my hands. 25 "About six years ago, whilst still living in the</p> <p style="text-align: center;">Page 15</p>
<p>1 developed as a hostel to accommodate other schools, as 2 well as ours. Father Gregory had a role at the farm 3 looking after children. We also had an informal scout 4 setup that Father Gregory was involved in. I do not 5 think he was a member of the Scout Association. 6 "I believe it was sometime in 1988 and 7 Father Gregory came to see me in my study. He said that 8 he was in trouble, he was extremely embarrassed and told 9 me he had behaved inappropriately. I questioned him 10 about this and he told me that something had happened 11 with a boy called RC-A87." 12 Chair, members of the panel, this is referred to at 13 number 21 of the civil and criminal table and number 10 14 in the safeguarding table: 15 "I can't remember his first name. He went on to 16 tell me that there had been some resting/sleeping and 17 sexual contact. Father Gregory implied there had been 18 some form of mutual masturbation between them. I think 19 this happened at Redcar Farm. At the time, he told me 20 it was an isolated incident. I believed that he was 21 being very open with me and deeply regretted the 22 incident. I think that the boy in question had told his 23 housemaster [name redacted] and Father Gregory thought 24 it best to tell me before it became common knowledge. 25 I cannot remember any further details about the</p> <p style="text-align: center;">Page 14</p>	<p>1 monastery at Ampleforth, I was approached by 2 Father Gregory and he apologised to me because he had 3 concealed information when he initially came to see me 4 to disclose the incident with the boy called RC-A87. At 5 the time, he stated that the incident was a one-off, but 6 in actual fact, it had not been an isolated incident, 7 there had been others but he had been too afraid to say 8 so at the time. No other names were mentioned by 9 Father Gregory and I did not question him further. 10 I was no longer in a position of authority at the school 11 and was told that the abbot was already aware of this 12 information, so I did not have to take any further 13 action. Father Gregory did not have to come and tell me 14 this. I believe he did so because of his deep 15 acknowledgement that he knew that what he had done was 16 wrong. 17 "I would like to say that, in my opinion, 18 Father Gregory's subsequent conduct has been admirable. 19 He has been serving a penance for what has happened. In 20 my experience, he was very good at his job. It is 21 a tragedy that it happened and such a dedicated life has 22 had some flaw in it. I still see Father Gregory from 23 time to time in the community. 24 "I have been asked to explain the system of record 25 keeping and guidelines from my time as headmaster at the</p> <p style="text-align: center;">Page 16</p>

<p>1 college and I can say as follows: I did attend 2 Headmasters' Conferences where I met with heads from 3 other schools and shared experiences. We were also 4 issued with a code of conduct. I did not keep detailed 5 records in those days. I preferred to deal with people 6 face to face. Personal files were very brief and would 7 probably only contain personal details and any 8 correspondence between the school and parents, for 9 example. It was more a question of picking things up as 10 you went along, and if anything came up that I wasn't 11 sure how to deal with, I could call on another 12 headmaster who would give me advice. 13 "I do not have any records on file relating to the 14 incident when Father Gregory came to see me. 15 "I was shown some copies of letters by DS Carey 16 (exhibit GC11) relating to correspondence between myself 17 and [RC-A87's mother]. This is when she wrote to me 18 a few years ago to enquire about Father Gregory and his 19 current position. I think the only reason she wrote to 20 me was because I had dealt with her previously when the 21 incident came to light involving her son. I wrote back 22 to her just to tell her that it was not my 23 responsibility to monitor or assess him, but to reassure 24 her that this was being done and he did not have contact 25 with children. Parts of the copies I have been shown</p> <p style="text-align: center;">Page 17</p>	<p>1 Statement of MS SUSIE HAYWARD (read) 2 MS WILLIAMS: The next statement I am going to read is that 3 of Susie Hayward. You can find this at bundle 4, 4 tab H1. The reference is INQ001002. If we begin at 5 paragraph 1, she states: 6 "I am a humanistic psychologist. This is 7 a different discipline from that of a clinical 8 psychologist. 9 "A clinical psychologist works with a variety of 10 mental or physical health issues to determine their 11 clients' needs. The discipline is in part scientific, 12 technical and clinical. The clinical psychologist uses 13 a variety of methods including psychometric tests, 14 interviews and direct observation of their clients, as 15 well as psychotherapeutic techniques to assess their 16 client. They devise programmes in collaboration with 17 other health professionals to aid their clients' mental 18 health issues. They carry out applied research and are 19 evidence based. 20 "A humanistic psychologist uses listening skills, 21 observation and empathic skills to gain a client's 22 trust. This therapeutic discipline (founded in the 23 US -- Maslow, May, Rogers) once it is well established, 24 encourages the client to develop a stronger and 25 healthier sense of self. It can be long term. It is</p> <p style="text-align: center;">Page 19</p>
<p>1 have been edited. From what I recall, I believe these 2 paragraphs relate to confidential medical information. 3 That is the only reason for them being omitted. 4 "For the 12 years I was headmaster at the college, 5 I can say that I never had any other incidents of 6 a sexual nature brought to my attention involving staff 7 or pupils. 8 "I would like to add that I believe Father Gregory 9 deeply regrets what happened all those years ago, and 10 I respected him when he came to apologise to me. 11 "I have not spoken to anyone regarding these matters 12 nor examined any records prior to speaking to the 13 police. 14 "Having read this statement, I would like to clarify 15 one point. When I mention at the top of this page about 16 record keeping, I was trying to make the point that in 17 those days there was much less regulations surrounding 18 record keeping. It was normal not to make notes 19 following conversations. This wasn't unique just to our 20 school." 21 That concludes Dominic Milroy's statement. Just so 22 you are aware, chair and panel, Dominic Milroy was asked 23 to make a statement to the inquiry but was too ill to 24 attend. That was his police statement relating to 25 a specific incident involving Gregory Carroll.</p> <p style="text-align: center;">Page 18</p>	<p>1 often referred to as client-centred therapy. It is 2 nondirective and is holistic. This type of therapy is 3 experiential. It encourages the client to change 4 behavioural dysfunction by understanding and recognising 5 the reasons and mechanisms for their dysfunctionality. 6 It does not use psychometric tests, interviews or 7 assessments in the process of its work. It is not 8 technical." 9 Then at paragraph 4, Susie Hayward sets out her 10 background and experience, including the statement: 11 "My work has included approximately five years 12 working as a counsellor/therapist at Ampleforth Abbey 13 (monastery) followed by six years on a National Catholic 14 Safeguarding Commission (NCSC)." 15 Continuing at paragraph 5, it reads as follows: 16 "I first met Abbot Timothy Wright when I spoke at an 17 international conference on 'The church and sexuality' 18 at Sarum College, Salisbury, in 2002. 19 "Abbot Timothy Wright was seemingly impressed by my 20 contribution at the conference in Salisbury. I was 21 introduced to him by my partner, Philip Sheldrake, who 22 previously had met him. After the conference, 23 Abbot Timothy contacted Philip, who was shortly to take 24 up a post at Durham University, to ask whether I would 25 be prepared to do some work for him and the monastery,</p> <p style="text-align: center;">Page 20</p>

<p>1 as we were moving to the area, and asked if I could help 2 assist in improving morale at the monastery. 3 I subsequently met Abbot Timothy at Ampleforth. Shortly 4 afterwards, I was interviewed by the abbot's council. 5 It was agreed that I would see members of the Ampleforth 6 community in my capacity as 7 a counsellor/psychotherapist. 8 "At first, I worked part time, commuting weekly from 9 London to counsel two monks. I met them at the 10 Bar Convent in York. 11 "When Philip Sheldrake commenced his appointment at 12 Durham University, we moved to live in North Yorkshire. 13 I then began to work from my home until I was allocated 14 an office in Ampleforth itself. My title, when I joined 15 Ampleforth, was consultant for human development. As 16 time progressed, I was given a number of new 17 roles/tasks. 18 "I was chosen for the role because my background was 19 well suited for working with a religious community. 20 I had considerable experience working in psychological 21 matters and in formation with religious and diocesan 22 priests (Roman Catholic). As well, I had wider 23 experience of working with other denominations, such as 24 with Anglican Ordinands, Methodists and Lutherans. 25 I was an experienced spiritual director and retreat</p> <p style="text-align: center;">Page 21</p>	<p>1 as I notice it is a draft. However, it does outline my 2 role and matters relating to confidentiality, et cetera. 3 The abbey would hold a copy of the final contractual 4 letter. 5 "I had no connection whatsoever with Downside Abbey 6 or its monastery." 7 She then sets out a list of her tasks at 8 paragraph 13: 9 "(a) individual therapeutic counselling of monks 10 (not related to safeguarding/child protection). 11 "(b) office with an open door -- informal drop-in -- 12 meetings with individual monks to talk about a range of 13 things. 14 "(c) being a member of the monastic formation team. 15 The members comprised Father Abbot (the Right Reverend 16 Timothy Wright), Father Prior (Reverend George Corrie), 17 the novice master (Reverend Boniface Knollys) and the 18 postulant master (Reverend Bede Leach). 19 "(d) the role of the monastic formation team was 20 threefold. First, to discuss novices and their 21 suitability to go forward for first profession. Second, 22 to discuss postulants in their early stages of formation 23 and their suitability to enter the novitiate. Third, to 24 assess the suitability of candidates seeking to join the 25 monastery. The purpose of assessing monks in formation</p> <p style="text-align: center;">Page 23</p>
<p>1 giver. In addition, I was a trained 2 counsellor/therapist. Based on my experience and what 3 Abbot Timothy had observed of me, it seems he felt 4 I could help assist in the wider psychospiritual needs 5 of the monastic community, give pastoral support and 6 generally help improve community confidence during the 7 crisis the monastery faced at that time. He felt 8 I could provide a safe place where any monk could come 9 and talk to me. 10 "NB: I was not invited to work at Ampleforth Abbey 11 in the capacity of a child protection 12 officer/safeguarding officer or in any allied 13 safeguarding role. I had no training or experience 14 whatsoever in these specialist fields. Further, my work 15 was totally monastery based. I did not have anything at 16 all to do with the school (Ampleforth College). I did 17 not have a single conversation with the headmaster, 18 Father Gabriel, in my entire time at Ampleforth. There 19 was a clear boundary. The same applied to the 20 preparatory school (Gilling Castle/St Martin's, 21 Ampleforth). 22 "Andrew Dawson (DLA -- monastery lawyer) helped me 23 to draft a contractual letter to Abbot Timothy Wright. 24 I have found a copy dated 27 November 2003, which 25 I attach as exhibit SH/1. I may have amended it later</p> <p style="text-align: center;">Page 22</p>	<p>1 was based on general spiritual and psychological 2 maturity. 3 "(e) seeing postulants and/or novices individually 4 to talk through any issues from their provisional 5 status. 6 "(f) final spiritual/psychological assessments of 7 monks prior to solemn profession. 8 "(g) informal teaching -- classes to novices on 9 a range of themes such as developing skills in 10 communication and listening, psycho/spiritual 11 development, sexuality and its relation to celibacy. 12 "(h) coaching a monk to read better in public. 13 "(i) giving spiritual direction training to a small 14 group of monks. 15 "(j) taking groups of monks to a convent at Filey 16 (retreat/holiday) with Father Bede -- to create 17 solidarity between the monks and to encourage 18 communication and discussion between younger and older 19 members of the community. 20 "(k) visit other affiliated monasteries at 21 Osmotherley and Bamber Bridge. 22 "(l) visiting sick monks in the infirmary. 23 "I met with the abbot on a regular basis to talk 24 about confidential monastery issues in general and any 25 pastoral problems relating to monks. In addition,</p> <p style="text-align: center;">Page 24</p>

<p>1 I supported him in his role, as abbot. I felt I had 2 a very good working relationship with him. 3 "I met with other members of the formation team 4 fairly regularly. 5 "Abbot Timothy asked me if I would be prepared to 6 give pastoral support and counselling to two monks as 7 part of the monastery's duty of care and responsibility 8 to its members. I do not remember the exact date. 9 These two monks, namely, Piers Grant Ferris (PGF) and 10 Gregory Carroll (GC) were both under investigation for 11 a number of serious sexual offences against minors. As 12 far as I understood, they had both already been risk 13 assessed and there was a high likelihood of their being 14 prosecuted. 15 "I can recall meeting both men individually, in the 16 parlour at Ampleforth Abbey, with Father Prior (Reverend 17 George Corrie) who at that time was the monastery child 18 protection coordinator (CPC). The reason for this 19 meeting was to inform each man that they were to face 20 prosecution. I recall there was due sensitivity around 21 this meeting and it was discussed and well prepared in 22 advance with Andrew Dawson. I can't recall then how 23 long it was before their court hearings. 24 "I did not see any files or risk assessments 25 referring or relating to either man. I did not know the</p> <p style="text-align: center;">Page 25</p>	<p>1 "At my first meeting with PGF and GC, it was agreed 2 with the abbot and with each man that I would meet them 3 individually and weekly in my office at Ampleforth. 4 These therapeutic meetings began straight away. Both 5 men reliably attended their sessions with me and did not 6 miss appointments. The purpose of these sessions 7 (lasting approximately a therapeutic hour) was to 8 establish a trusting relationship. My role was to 9 listen and respond and to encourage any further 10 disclosures should there be any (Paramountcy Principle 11 applies). Within the sessions, I had clear aims and 12 outcomes: that each man would -- admit guilt, take 13 responsibility for the actions that he had taken, 14 demonstrate real remorse, feel shame, shift deep-seated 15 'denial' and understand the addictive, 16 compulsive/obsessional nature of their offending and, 17 importantly, monitor their health and any possibilities 18 of self-harm. 19 "I carried on seeing each man individually until 20 their court hearings and sentencing. In the case of GC, 21 I acted as a court witness (September 2005). In the 22 case of PGF, I attended his court hearing (Leeds Crown 23 Court, November 2005). On both occasions, I went to 24 court with Father George. 25 "Father George and I visited both men regularly in</p> <p style="text-align: center;">Page 27</p>
<p>1 names of either man's victims/survivors. I knew the 2 nature of the offences but saw no detailed accounts. 3 This would not have been a standard approach or 4 appropriate to psychotherapeutic work which, apart from 5 a synopsis of the presenting condition of the client, 6 relies on a different set of premises to work to best 7 effect. 8 "Just before the court hearing of PGF, I do recall 9 hearing over the phone -- I was at my home at the 10 time -- the exact and individual charges relating to 11 this man's charges. 12 "A team of people was designated to support these 13 men. Namely, the monastery lawyer, Andrew Dawson 14 (DLA -- later Brunswicks), the lawyer appointed for PGF 15 and GC, Sarah Cleary (Irwin Mitchell, Leeds), Father 16 George Corrie (CPC), the trustees of Ampleforth, for 17 abbot's council, Susie Hayward (pastoral support). 18 "I remember that I was copied into correspondence 19 that referred to the care of the men and to their court 20 hearings. I had regular meetings and updates with 21 Father George Corrie. I remember going to 22 Sarah Cleary's offices at Irwin Mitchell in Leeds. 23 These meetings would have related to the care of the men 24 and to their future court hearings and possible 25 outcomes.</p> <p style="text-align: center;">Page 26</p>	<p>1 prison. We did not visit in an official capacity. 2 "I attended with Father George, GC's internal prison 3 (HMP Hull VIP wing) probationary meeting prior to his 4 release from prison. I do not recall doing the same for 5 PGF. 6 "I continued to see both men when they had completed 7 their sentences and through their probationary period 8 once they had returned to the monastery. Both men were 9 allocated monk/minders and the necessary restrictions 10 were put into place. Eventually, each man left the 11 monastery and was rehoused while formal dismissal 12 procedures from the clerical state were put into effect. 13 "Abbot Timothy was not re-elected after his 14 eight-year term. Abbot Cuthbert Madden (JCM) was 15 elected abbot. (The changeover is immediate, there is 16 no crossover time). I do not recall the exact date -- 17 (February 2005). As is the custom, Father George Corrie 18 came off as prior and CPC, as I remember. He took up 19 the post of parish priest at Knaresborough (an 20 Ampleforth parish). At this point, I do not remember 21 a replacement being made for Father George Corrie. 22 I raised concerns. Father George continued to support 23 PGF and GC. I do not recall if he continued to have any 24 other monastic role in relation to them. I remember 25 visiting him at his parish house in Knaresborough. As</p> <p style="text-align: center;">Page 28</p>

<p>1 I recall, Father George continued to support me in my 2 role. 3 "My working relationship with Abbot Cuthbert Madden 4 was cordial. We met quite regularly. Our conversations 5 were based on the support and general care of the monks. 6 However, I held concerns about the lack of a replacement 7 CPC for Father George. 8 "Please see -- 'Attendance note of telephone call 9 between you and Andrew Dawson, Brunswick LLP, dated 10 6 October 2005'. 11 Chair, panel, I will come back to this document in 12 a moment, so perhaps we can bring it up then. We don't 13 need to bring it up now: 14 "I have carefully perused this document. I do not 15 remember seeing the document itself before. It was sent 16 to me by Ashleigh Shepherd on Friday, 9 November 2017. 17 "I notice that the date of the attendance note is 18 some five months after Abbot Cuthbert's election. In my 19 view, this was a long time for the monastery to be 20 without a CPC. 21 "I can only assume that Andrew Dawson correctly 22 noted the full contents of our conversation. I do not 23 remember if he told me he was taking notes. 24 "I do not remember the specific details of any 25 conversations I had in particular with either</p> <p style="text-align: center;">Page 29</p>	<p>1 arrangements that were put into place for PGF prior to 2 his course hearing. I do not recall who organised these 3 arrangements. I remember raising my concerns on 4 a number of occasions particularly in reference to the 5 location of the woodwork shop and the possibility of 6 students visiting the workshop. I also remember being 7 concerned about PGF's personal supervision and 8 accompaniment both within and without the abbey 9 settings. I felt that his minder, Father Edgar Miller, 10 who was a close friend of PGF's, was in 'denial' about 11 his offences. 12 "In contrast, GC's supervision arrangements were 13 appropriate. He lived offsite in Plantation House. His 14 minder was Father Aidan Gilman. I visited 15 Plantation House on a number of occasions and I had no 16 concerns that I can recall. 17 "I notice a reference to Peter Green -- CPO -- 18 Ampleforth College." 19 Perhaps we can turn to page 2 as we go: 20 "I do not recall meeting him. The two positions, 21 that of the monastery CPC and the college CPO, were 22 totally separate in reference to child/safeguarding 23 protection. 24 "I do not remember if Father Colin Battell (Prior) 25 was appointed as CPC. I do not ever remember meeting</p> <p style="text-align: center;">Page 31</p>
<p>1 Abbot Timothy Wright, Father George Corrie (CPC) or 2 Abbot Cuthbert Madden regarding the safeguarding 3 arrangements for child protection matters related to 4 Piers Grant Ferris or Gregory Carroll. I can only say 5 at such a distance of years that I would have made my 6 concerns known. 7 "My comments on note of meeting to discuss child 8 protection coordination and related matters dated 9 30 October 2003." 10 There is no need to bring this document up now, as 11 we will publish it on the website, but for those who 12 want the reference, it is AAT000488. She states: 13 "I do not remember this meeting. 14 "I have perused this document. In the light of 15 safeguarding/child protection in 2003 (Nolan) and prior 16 to the Cumberlege Report and its implementations, this 17 is a comprehensive action plan. I am not, however, able 18 to make any further comment. However, my statement has 19 outlined my concerns (see below) which refer 20 particularly to child protection/safeguarding. 21 "My comments on attendance notes of telephone call." 22 This is the document that I just referred to 23 a moment ago, perhaps we could bring it up now, 24 AAT000635: 25 "I remember being very concerned about the</p> <p style="text-align: center;">Page 30</p>	<p>1 him in the capacity of CPC. 2 "The reference to 'a new potential fresh case' was 3 not known to me. And I was unaware of the abbot's 4 actions other than those reported by AWD. 5 "The attendance note: numbers 1, 2, 3, 4." 6 Perhaps now we could turn to page 3, as we read: 7 "(a) I remember this. I believed it to be true. 8 I remember about the 'boy leaving' but I do not remember 9 how I gained this information. 10 "(b) I remember this. I believed it to be true. 11 I do not remember how I gained this information. 12 "(c). This is true. I have a great deal of 13 experience in conversations that relate to sexual 14 matters. I can describe these conversations in two 15 ways. The first way is the style which conveys and 16 describes technical, biological, factual, non-emotive 17 detail. The second way is technical, biological, 18 factual, explicit, emotive. Facial expressions differ. 19 In the first way, the facial expression is serious, 20 sometimes showing elements of distaste or discomfort. 21 In the second way, the facial expression shows elements 22 of a smile, even pleasure. The sexual description is 23 usually overexpressed. 24 "(d) I felt uncomfortable for the reasons described 25 in the second instance.</p> <p style="text-align: center;">Page 32</p>

1 "(e) I note AWD's response.
2 "(f) I do not understand what he means when he
3 writes 'with a past'.
4 "(g) This is true. I remember the situation well."
5 Perhaps we could turn to page 4:
6 "(h) I cannot comment on the last paragraph. I do
7 not know what happened in reference to an abbot's
8 commission.
9 "(i) I do not remember meeting AWD 'for dinner'.
10 "(j) I do not remember if there was any outcome
11 resulting from this attendance note.
12 "Further concerns:
13 "Protected information this monk is at Ampleforth.
14 One of the first monks who came to see me for
15 counselling had just completed a year at Our Lady of
16 Victory Treatment Centre, Stroud, Gloucestershire. He
17 was treated there for issues relating to pornography, in
18 the main. I did not see his records. There had been no
19 prosecution. He came to see me on a weekly basis and
20 was very reliable in meeting the sessions. He worked in
21 the college and also in the liturgy office.
22 I understood he was popular with the students and
23 trained students who wished to act as altar servers.
24 "One day, in Abbot Cuthbert's time, I do not recall
25 the date, another monk came to see me. He reported

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1 finding 'cookies' on the liturgy office computer. He
2 told me that the 'cookies' referred to pornography
3 sites. I asked this monk to report back his findings to
4 the abbot. I spoke to the monk concerned and then
5 followed this up with a meeting with Abbot Cuthbert.
6 The statutory authorities were informed and called in;
7 the computer was seized. The monk was taken out of
8 the college immediately and ceased all clerical duties.
9 He was placed into the care of Father Terence
10 Richardson, Superior at Osmotherley.
11 "I went to Osmotherley to support this monk on
12 a regular basis. The statutory authorities, after their
13 investigations, informed the monastery that the
14 pornography sites were 'adult'. The monk was not
15 prosecuted. I advised the abbot that he should not
16 return to the school. I remember organising a risk
17 assessment for him with a clinical psychologist. I do
18 not recall his name. I cannot remember the exact
19 details of the outcome of the risk assessment.
20 I continued to see the monk for a brief time afterwards
21 and helped him to access a relevant AA group or
22 equivalent. I remember it was in York. He also went to
23 a group in London, as I recall. Around this time,
24 I ended my work at Ampleforth. I do not know what
25 supervision was then put into place for this monk and my

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1 contact with him did not continue.
2 "I remember that a monk was being investigated for
3 sexual allegations. I did not know the nature of these
4 allegations. I did not see this monk professionally.
5 This monk managed the bookshop/gift shop which was
6 located in the 'atrium' of the school. Students from
7 the school had easy access. In my view, it did not seem
8 appropriate that at this time or shortly afterwards this
9 monk should return to manage the bookshop. I would have
10 made these views known. I do not recall precisely to
11 whom.
12 "I was supervised for the major part of my time at
13 Ampleforth Abbey by Reverend David Smolira, a Jesuit and
14 a highly experienced social worker. At that time, he
15 was the superior at Southwell House, Hampstead. He gave
16 me regular telephone weekly psychological supervision
17 (sessional -- 1 hour). I also visited him in Hampstead.
18 "There were a number of other monks at Ampleforth
19 who were involved in sexual allegations/offences/other
20 matters. I neither saw them nor had any information
21 about them. The abbot or CPC did not talk to me about
22 them. In fact, I may in some instances have known who
23 they were, but I knew nothing about them."
24 Her statement is then concluded with a statement of
25 truth dated 14 November 2017.

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1 MS KARMY-JONES: The next witness is Abbot Cuthbert Madden,
2 witness statement at volume 20A, divider A, tabs 1
3 through to 3. We will be dealing with AAT000966 and
4 965.
5 ABBOT CUTHBERT MADDEN (sworn)
6 Examination by MS KARMY-JONES
7 MS KARMY-JONES: Can you give us your full name, please?
8 **A. James Warren Madden is my name as registered, and**
9 **Father Cuthbert is my religious name.**
10 Q. Thank you. Father Cuthbert, I am going to begin by
11 asking you some questions around your background, if
12 I may. Can you help us with your early years, your
13 association with Ampleforth College?
14 **A. I first came into contact with Ampleforth sometime in**
15 **the 1980s. I was educated elsewhere, of course, and**
16 **went to university, read medicine at university, and**
17 **came to Ampleforth as a result of one of my friends**
18 **marrying a young woman that knew the community.**
19 Q. How long were you at Ampleforth as a junior member of
20 the community?
21 **A. I was clothed as a novice in 1984 and I have been at**
22 **Ampleforth ever since. I made my first profession in**
23 **1985 and my solemn profession as a monk in 1988.**
24 Q. You progressed, I think, to become abbot in 2005?
25 **A. That's correct.**

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1 Q. During your early years at Ampleforth, did you receive
 2 any training on child protection and safeguarding
 3 matters?
 4 **A. No.**
 5 Q. Have you subsequently had training on those matters?
 6 **A. Yes.**
 7 Q. Can you tell us what that training has entailed?
 8 **A. Most of the training has been during my time as abbot.**
 9 **There's a variety of different kinds of training.**
 10 **I have attended courses run by the Conference of**
 11 **Religious. I have attended workshops and suchlike that**
 12 **we have arranged ourselves at Ampleforth. I have been**
 13 **a member of various committees and commissions that have**
 14 **helped me to learn directly from those working in the**
 15 **field of safeguarding.**
 16 Q. Are you now a trustee of Ampleforth Abbey Trust?
 17 **A. I am.**
 18 Q. Are you also a trustee of the St Laurence Education
 19 Trust?
 20 **A. I am.**
 21 Q. Can you just help us by explaining their roles within
 22 the Ampleforth community?
 23 **A. The Ampleforth Abbey Trust is the parent trust. It owns**
 24 **all the buildings and suchlike, and it is concerned with**
 25 **the running of the monastery and abbey.**

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1 **The St Laurence Education Trust is the trust --**
 2 **wholly-owned subsidiary trust with delegated powers**
 3 **which is responsible for the running of Ampleforth**
 4 **College and St Martin's, Ampleforth.**
 5 Q. What effect do those two bodies have on child protection
 6 and safeguarding?
 7 **A. Both of them are concerned with safeguarding in**
 8 **different ways. The St Laurence Education Trust has**
 9 **responsibility for safeguarding in the school and has**
 10 **a safeguarding trustee, Mrs Margaret Simpson. The**
 11 **Ampleforth Abbey Trust is responsible for safeguarding**
 12 **in the monastery and abbey and -- for the community, and**
 13 **the safeguarding trustee there is Father Luke Beckett.**
 14 Q. In your early years at Ampleforth, I think you told us
 15 that you studied medicine before going to Ampleforth,
 16 and then did you subsequently teach biology, health
 17 education and religious studies?
 18 **A. I did.**
 19 Q. During the course of your time, were you also appointed
 20 as a housemaster of one of the houses?
 21 **A. I was.**
 22 Q. In addition to your work in the college, were you also
 23 responsible for the liturgy in the abbey church?
 24 **A. I was.**
 25 Q. And teaching new monks that came to the abbey?

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1 **A. I was, indeed.**
 2 Q. You told us that, really, you began there in 1984, which
 3 was the same date that Abbot Barry began as abbot; is
 4 that right?
 5 **A. That's correct.**
 6 Q. What was his approach to allegations of abuse or child
 7 protection matters when he began in the early '80s?
 8 **A. Most of this, of course, I have learnt or discovered**
 9 **subsequent to the events, so --**
 10 Q. Can I stop you, then, just for a moment? Just tell us,
 11 thinking back, what you remember before you tell us what
 12 you have learnt; what do you remember of child
 13 protection issues during those early periods?
 14 **A. Nothing before 1995.**
 15 Q. Would child protection matters be brought, in the '80s
 16 and early '90s, to the attention of the community as
 17 a whole, or would they be kept to the abbot and perhaps
 18 the head of any school?
 19 **A. They weren't brought to the community as a whole. One**
 20 **might wonder whether something had happened when**
 21 **somebody was moved. That happened on one occasion. But**
 22 **as an ordinary member of the community, you wouldn't**
 23 **know necessarily.**
 24 Q. Yes. I interrupted you. So please carry on.
 25 **A. In 1995, there was an incident -- I don't have any of**

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1 **the ciphers, so I have to be talking -- there was an**
 2 **incident that, as far as I'm aware, was the first**
 3 **occasion when the statutory authorities were called to**
 4 **help resolve a particular situation.**
 5 Q. 1995 may be a case that was not ciphered of
 6 Bernard Green?
 7 **A. That's correct, yes.**
 8 Q. So that resulted in a conviction. So you really only
 9 have to be careful of those that did not result in
 10 a conviction.
 11 **A. Thank you.**
 12 Q. And also of any of the children at the school.
 13 **A. Yes.**
 14 Q. Or any indication of anything that might lead to their
 15 identification through naming of a house or some such.
 16 All right?
 17 **A. Thank you.**
 18 Q. We will try to work our way through.
 19 In 1995 -- so you were aware of that at the time,
 20 were you?
 21 **A. Yes, I was.**
 22 Q. Tell us what you recall about it, please?
 23 **A. A student came to me to say that he wanted to talk to me**
 24 **about something that had been drawn to his attention.**
 25 **He was head of house in one of the houses. He gave me**

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1 an account of the housemaster, Father Bernard, entering
 2 a dormitory late at night and putting his hand under the
 3 duvet and stroking a boy's bare bottom.
 4 Q. Was it his or was it someone else's bare bottom?
 5 A. It was somebody else's. He was the head of house. It
 6 was a junior student. He asked me what he should do,
 7 and I said that this matter had to be brought to the
 8 attention of the headmaster, absolutely had to come to
 9 the headmaster, had to come to the headmaster within the
 10 next 24 hours, and there was a potential to do that in
 11 a number of different ways: the student could go and see
 12 the headmaster; he could go and see the headmaster;
 13 Father Bernard could go and see the headmaster; or
 14 I could go and see the headmaster. But somehow or
 15 other, that matter had to come to the headmaster.
 16 Q. Can you remember now how it was brought to the
 17 headmaster's attention?
 18 A. Father Bernard went to the headmaster.
 19 Q. And the headmaster at that stage was?
 20 A. Father Leo Chamberlain.
 21 Q. How was that incident responded to within the community?
 22 A. With shock, I think.
 23 Q. Can you recall how Abbot Barry dealt with it?
 24 A. I know what happened, but, again, this is supplemented
 25 by what I know subsequently.

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1 Q. Feel free to add, please, at this stage.
 2 A. Well, I think that Father Leo was quite clear that this
 3 matter had to go to the statutory authorities, and he
 4 went and spoke to Father Patrick, the abbot, and put it
 5 to Father Patrick that this was absolutely necessary,
 6 that this matter was brought to the statutory
 7 authorities, that the days of the past were the past and
 8 that there was no question of this being swept under the
 9 carpet, as you might say. It had to go to the statutory
 10 authorities. And that's what happened.
 11 Q. Do you recall any investigation being undertaken, or any
 12 conversations being undertaken, with the boy in question
 13 before the statutory authorities were informed?
 14 A. I wasn't aware of any at the time.
 15 Q. Subsequently now, are you aware that there had been some
 16 contact with the boy before police were able to speak
 17 with him or his family?
 18 A. I believe that to be the case.
 19 Q. Were there any policies or procedures in place in 1995
 20 for how such a matter should be dealt with?
 21 A. I think Abbot Patrick had drawn up a policy in probably
 22 about 1994, I'm not quite sure about the date, but
 23 I think there was a policy that Abbot Patrick had drawn
 24 up, which was a policy that made him responsible for the
 25 initial investigation in consultation with the abbey's

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1 solicitors. I think that's the burden of what that
 2 policy said. And then deciding whether it should be
 3 referred to the statutory authorities.
 4 Q. So from your recollection, an incident of child abuse
 5 within the school was Abbot Patrick's responsibility at
 6 that stage under the policy?
 7 A. I think so.
 8 Q. Do you recall anything of any other cases in that period
 9 during Abbot Patrick's abbacy?
 10 A. I'm aware, of course, since I'm now the abbot, that
 11 there was another incident in 1987 involving
 12 Father Gregory Carroll, which was handled quite
 13 differently. It was handled by removing Father Gregory
 14 from the school and moving him to a parish.
 15 Q. Were you aware of that at the time?
 16 A. I don't think I was. I knew he went to the parish, but
 17 I didn't know why.
 18 Q. Were you aware of any special measures put in place in
 19 his regard in the parish?
 20 A. At the time or subsequently?
 21 Q. At the time.
 22 A. No, I wasn't aware.
 23 Q. And subsequently?
 24 A. Yes, I was aware, when I had to draw up the materials on
 25 Father Gregory.

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1 Q. What was put in place for him in 1987?
 2 A. He had to see a consultant psychiatrist on a regular
 3 basis, at least annually, I think.
 4 Q. Was that the only matter that was really put in place
 5 for Father Gregory?
 6 A. And his parish priest was aware of what had happened.
 7 Q. Were any restrictions placed upon him within that
 8 parish?
 9 A. I'm not aware. Is it appropriate to add here that
 10 I very greatly regret that he went on to abuse in the
 11 parish? It was a terrible thing for the people
 12 concerned, and I apologise wholeheartedly for what was
 13 a completely misplaced way of dealing with something of
 14 this nature.
 15 Q. At the time, were you aware of any much earlier
 16 allegations in respect of Father Piers Grant Ferris?
 17 A. No, I wasn't.
 18 Q. Did you know Father Piers in the '80s and early '90s?
 19 A. He would come to the monasteries for the chapters
 20 in August. He might come at other times, perhaps. But
 21 I didn't really know him. I knew who he was rather than
 22 knowing him.
 23 Q. Did you know of any rumours surrounding him?
 24 A. I didn't.
 25 Q. Were you aware of -- and I have to use a cipher here, so

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1 we may reach an impasse -- any allegations in respect of
 2 RC-F1?
 3 **A. Can I ask whether that was somebody who worked at**
 4 **Gilling Castle?**
 5 Q. Yes, I believe so.
 6 **A. No.**
 7 **MS KARMY-JONES: I see the time. I am about to move on to**
 8 **a different topic, and I would just like to check that**
 9 **cipher, and also perhaps to ensure that it is clear**
 10 **which matters are going to be dealt with with this**
 11 **witness so that there aren't difficulties over the**
 12 **ciphers.**
 13 **It might be an appropriate moment for a break.**
 14 THE CHAIR: Yes. We will return at 12 noon.
 15 (11.44 am)
 16 (A short break)
 17 (12.02 pm)
 18 MS KARMY-JONES: I was asking you about whether you had any
 19 knowledge of RC-F1. Just by way of reminder, that
 20 gentleman ran a club and was a caretaker, I think in the
 21 late '60s to early '70s.
 22 **A. I had no knowledge of that.**
 23 Q. He died in 1994, I think. Did you ever come across him
 24 at the abbey?
 25 **A. No, I didn't.**

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1 Q. In respect of Timothy Wright, who succeeded
 2 Abbot Patrick in 1997, were there any changes to
 3 safeguarding measures when he came into the position?
 4 **A. The precise sequence of events is a little difficult for**
 5 **me to recall, but I believe, particularly after the**
 6 **Nolan Report, he started to focus much more clearly on**
 7 **safeguarding of young people.**
 8 Q. We heard yesterday that you had become a third master at
 9 some stage. What does that entail, please?
 10 **A. Basically, a deputy to the deputy headmaster.**
 11 Q. Who was the deputy head at that stage?
 12 **A. I'm afraid I can't remember.**
 13 Q. Was Gabriel Everitt also a third master?
 14 **A. Yes, the two of us were appointed at the same time.**
 15 Q. What did that appointment entail, as far as safeguarding
 16 issues around the school were concerned?
 17 **A. We were part of the headmaster's senior leadership team,**
 18 **but I had no responsibility for safeguarding, and nor**
 19 **did Father Gabriel.**
 20 Q. Were you also, at that point, on the abbot's council?
 21 **A. I was on the abbot's council from 1995.**
 22 Q. Do you recall whether that overlapped, because --
 23 **A. It must have done. 1995 onwards I was on the abbot's**
 24 **council.**
 25 Q. Being on the abbot's council was quite an important

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1 role, wasn't it, as one of his advisers?
 2 **A. Yes, I suppose it was.**
 3 Q. Being a third master, would that also have given you
 4 a certain amount of -- I won't go so far as to say
 5 "power", but position, as far as the school was
 6 concerned?
 7 **A. Certainly no power, but, yes, a position, there was the**
 8 **position there.**
 9 Q. What was the relationship between those two roles?
 10 **A. I brought a certain amount of knowledge from the abbot's**
 11 **council to the school deliberations and vice versa,**
 12 **depending on how much I was told about any given**
 13 **incident or matter.**
 14 Q. At paragraph 17 of your first witness statement, you
 15 state that you had a degree of knowledge, as a member of
 16 the abbot's council, of historical safeguarding
 17 concerns. We have gone through some of this, but for
 18 the avoidance of doubt, exactly what were you aware of,
 19 as far as safeguarding concerns?
 20 **A. Yes, I recognise that I have used a very -- "a degree of**
 21 **knowledge", being a limiting term. I knew what the**
 22 **abbot told me about, so I would have known about**
 23 **Father Gregory and Father Piers; those were both known**
 24 **about.**
 25 **Aside from that, I wasn't aware of the story that**

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1 **eventually became known to me from Gilling Castle.**
 2 **In 1995, I was aware of Father Bernard Green.**
 3 **I later became aware, in about 2002, of F16 and, later**
 4 **still, of F95.**
 5 Q. You also list in your statement F27 and F18 as people
 6 that Father Timothy spoke with you about?
 7 **A. Yes, F18 came into the -- somewhat of the public forum**
 8 **in I think about 2004, if I remember correctly. F27**
 9 **I knew about from my role as junior master, because one**
 10 **of the younger monks had spoken to me about this person.**
 11 Q. His offending period, or alleged offending period, had
 12 taken place between the 1980s and '90s?
 13 **A. I didn't know about -- with respect to F27, I didn't**
 14 **know about any offending outside the monastery. I only**
 15 **knew about the one brother who I was responsible for.**
 16 Q. Did you have any influence during Abbot Timothy's
 17 abbacy? I'm probably saying that incorrectly, but --
 18 **A. No, I understand, I think, what you are talking about.**
 19 **Abbot Timothy was a man who made up his own mind about**
 20 **things. It was never very clear to me when I was**
 21 **listened to and when I wasn't. He tended to go into**
 22 **full transmit mode, and when he was in full transmit**
 23 **mode, it was extremely difficult to make a different**
 24 **point of view.**
 25 Q. When you say "full transmit mode", try to help us

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1 understand what you mean?

2 **A. If he made up his mind about a particular issue, it**

3 **would be extremely difficult to shift his point of view.**

4 **In fact, I would go so far as to say impossible.**

5 Q. Did you try to shift his point of view in respect of any

6 matters?

7 **A. To do with safeguarding? I can't remember now.**

8 **I haven't had access to paperwork to refresh my memory.**

9 **The one thing I can say is that I was always very, very**

10 **clear in my own mind that safeguarding matters, as**

11 **I have already illustrated, with respect to what**

12 **happened in 1995, had to be dealt with by the statutory**

13 **authorities. Perhaps that's something to do with my**

14 **medical training, where I had had some very limited**

15 **exposure to this kind of issue.**

16 Q. Just going back to 1995 for a moment, can you recall

17 what the view was of the community to disclosures having

18 been made about Father Bernard?

19 **A. Mixed. There were those who thought this was exactly**

20 **what should happen, and then there were those of an**

21 **older generation, mostly, who could not see why this was**

22 **going to the statutory authorities.**

23 Q. Father Leo told us yesterday that that incident caused

24 him difficulties for the remainder of his time. Would

25 you concur with that or not?

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1 **A. Absolutely.**

2 Q. What about you, because you were involved in that as

3 well?

4 **A. My involvement was mostly not known. Father Leo was of**

5 **the view that it should not be known and that he should**

6 **deal with the matter.**

7 Q. Coming back to Abbot Timothy, what was your general

8 understanding and view of child protection/safeguarding

9 policies in place during his abbacy?

10 **A. I think as Abbot Timothy started to grapple with the**

11 **Nolan Report, you could see that there was a sea change**

12 **to be met. But I also believe that he found it very**

13 **difficult to know how to fit this together with his own**

14 **view of the role of abbot.**

15 Q. Do you know what his view of the role of abbot was?

16 **A. I think he had a view that the abbot was somebody that**

17 **should support his monks through thick and thin and that**

18 **he would often be the one person to whom a monk would**

19 **confide, and that confidence had to be absolute.**

20 Q. You are now abbot. What do you think of that?

21 **A. I have taken a very different point of view. I share**

22 **everything to do with safeguarding issues with my**

23 **council and the Ampleforth Abbey Trustees, indeed with**

24 **the St Laurence Education Trustees, monastic and lay.**

25 **I can see no place whatever for keeping materials away**

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1 **from those people who are helping us to run our school**

2 **safely.**

3 **This may well mean that monks don't come to confide**

4 **in me, but that's fine, as far as I'm concerned. My**

5 **duty is to run a school where children are safe to the**

6 **very best of my abilities, and that's what I have tried**

7 **to do.**

8 Q. How does that sit -- I don't know whether you heard or

9 were aware of the letter that was read yesterday that

10 Abbot Timothy wrote in August 2003, which states that an

11 abbot's first duty is, in effect, to his monks?

12 **A. Well, I take a different view. I can see what his view**

13 **is, but I don't agree.**

14 Q. In general terms, what was the abbey and

15 Timothy Wright's relationship like with police and

16 social services?

17 **A. Very uneasy, if not profoundly secretive.**

18 Q. How did you know it may have been uneasy or profoundly

19 secretive?

20 **A. Because it would come up from time to time, if I recall**

21 **correctly, in the council, where Abbot Timothy would say**

22 **that he had this duty to monks and so on, and that it**

23 **was not his job to take materials to the statutory**

24 **authorities.**

25 Q. Did anyone challenge him on that?

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1 **A. Yes, some people did, particularly Father Leo.**

2 Q. Did you ever challenge him?

3 **A. I can't remember, to be sure. I hope I did, but I can't**

4 **remember. I haven't been through all the records.**

5 Q. You've mentioned the effect of Nolan. Can you recall

6 now what practical measures were put in place in 2001

7 when the Nolan Report was published?

8 **A. Father Timothy brought back to the monastery**

9 **Father Gregory Carroll. He'd already brought**

10 **Father Piers back earlier. He appointed what we would**

11 **now call a safeguarding coordinator. I'm not quite sure**

12 **what the terminology was in 2001.**

13 Q. Child protection officer, perhaps?

14 **A. Okay. His prior, Father George. He started to try and**

15 **work through the Nolan Report and then sought advice**

16 **from the Congregation about how to implement the**

17 **Nolan Report.**

18 Q. In terms of the bringing back of Father Gregory and

19 Father Piers, did you have any views on the

20 appropriateness or otherwise of that?

21 **A. Well, I didn't know what they had been accused of, so it**

22 **was difficult to know precisely what view to have.**

23 Q. Do you have any views now?

24 **A. Yes, I do. I mean, it was clearly appropriate -- can**

25 **I start the other way around? It was clearly**

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1 inappropriate that they were ever sent to a parish, and
 2 Ampleforth do, and I do, apologise profoundly that they
 3 ever were sent to a parish. It was quite wrong. Very,
 4 very mistaken.
 5 Q. What about their return to Ampleforth?
 6 **A. I think you can make an argument that if everybody knows
 7 precisely what's going on, people can be better watched
 8 in a monastery than they can be elsewhere.**
 9 Q. Did everyone know what was going on?
 10 **A. No, they did not.**
 11 Q. Did you know?
 12 **A. I knew that some child offending had happened, but I did
 13 not know the extent or the nature.**
 14 Q. Did you think it was appropriate that Father Piers
 15 should work in the shop?
 16 **A. It is difficult to remember precisely how the shop was
 17 configured in 2001. To start with, I think, if I'm
 18 remembering correctly, it was still the school shop, in
 19 which case you can really ask serious questions about
 20 whether that's sensible or not. And I'm not quite sure
 21 of the date, but it eventually became more of the abbey
 22 shop, with the school shop being elsewhere, and that
 23 perhaps is more reasonable, particularly if the shop is
 24 a glass bowl where you can be seen at all times.**
 25 Q. Can you remember whether Father Piers worked in it

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1 together with I think it was RC-F27 when it was still
 2 the school shop?
 3 **A. I believe that was the case.**
 4 Q. As part of the abbey's role -- or a significant part of
 5 the work is the hospitality work that is done. Is it
 6 appropriate to have someone who has offended work in
 7 a shop that has people coming into it, including young
 8 people, in your view?
 9 **A. I think it depends to a very great extent on how you
 10 supervise that work; who is there watching.**
 11 Q. Can you help us, please, with your general understanding
 12 and view of Abbot Timothy's relationship with Elizabeth
 13 and Ruth Mann?
 14 **A. I knew very little about his relationship with
 15 Ruth Mann, Dr Ruth Mann.**
 16 **Dr Elizabeth Mann he met at a meeting I think at
 17 Sarum College, if I remember correctly, where she talked
 18 about something to do with sex and sexuality and
 19 maturity, and so on, and believed that she might be
 20 a helpful person to speak to the monks, and she came to
 21 speak, first of all, to the monks, and did that, though
 22 I don't remember very much about what she said.**
 23 **Subsequently, she seemed to acquire a number of
 24 different roles: one, to assist the abbot in the
 25 management of Father Piers and Father Gregory; the**

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1 **second one was to assess the young people applying to
 2 join the religious life; a third one was to assess
 3 people who the abbot was proposing to change their role;
 4 and a fourth one was a kind of general psychological
 5 help for monks that he or they felt needed some
 6 psychological help.**
 7 Q. Was her involvement as a result of Nolan or would it
 8 have happened anyway?
 9 **A. I can't answer that question.**
 10 Q. I will come back to her and the relationship with her in
 11 a moment. But it is right that police became involved
 12 with the abbey in 2002, around F16?
 13 **A. That's correct.**
 14 Q. There was a letter received, I think, in January of that
 15 year, but social services were not involved until March.
 16 Were you aware that between the letter being received
 17 and social services being contacted two months later, or
 18 thereabouts, there had been an approach to the
 19 complainant?
 20 **A. I don't know whether I was aware at the time. I'm
 21 certainly aware of it now.**
 22 Q. On 28 March 2002, there was a meeting with
 23 David Molesworth. Do you recall being at that meeting?
 24 **A. No, I don't.**
 25 Q. Did you hear his evidence about that?

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1 **A. No, I didn't.**
 2 Q. If we can call up AAT000503. We have a number of
 3 volumes. We won't refer to every volume during this
 4 hearing. No, that's not the right document. Just hold
 5 on a moment. In fact, that was the right document, but
 6 at page 35, please. This is a note made by Father Leo
 7 of a meeting on 28 March at which Mr Molesworth,
 8 Father Prior, George Corrie, Father Dominic -- was that
 9 Dominic Milroy --
 10 **A. Yes.**
 11 Q. -- and Father Cuthbert were there. Have you seen this
 12 note before today?
 13 **A. I don't recall seeing it in the last couple of months.
 14 I have obviously seen it at some point.**
 15 Q. Do you remember there being concern raised by
 16 Mr Molesworth about the fact that F18 was due to
 17 undertake a skiing trip?
 18 **A. I believe that's why we were asking for his assistance,
 19 to know whether it could, or should, go ahead.**
 20 Q. Did you have any doubt about whether it could, or
 21 should, go ahead yourself?
 22 **A. I can't remember. I hope I thought it shouldn't, but
 23 I can't remember.**
 24 Q. Father Leo, at paragraph 5, speaks of his January risk
 25 assessment being a reasonable document.

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1 **A. Yes.**
 2 Q. And that it "makes the difficulties plain". He says:
 3 "I made it clear that in my judgment I cannot
 4 withdraw F16 from the ski trip as things are at present.
 5 I accept there could be subsequent criticism of my
 6 having left him in place on the trip and in the house.
 7 The best judgment I can make is that I can provide
 8 a coherent defence and that I would be strongly
 9 criticised for immediate action without sufficient
 10 reason."
 11 Do you remember that conversation?
 12 **A. No, I don't.**
 13 Q. Then at the bottom, there was clearly a discussion after
 14 Mr Molesworth had left, and he notes:
 15 "1. We agreed we saw the problem in the same way."
 16 He's noted that all four of you appear to have
 17 agreed with the points he'd made above, including that
 18 F16 should go on the ski trip. Do you have any
 19 recollection of that at all?
 20 **A. No.**
 21 Q. If we can turn back to page 21 in that volume, so 21 on
 22 the same document, it is a meeting of 26 June 2002 in
 23 which Detective Superintendent Honeysett was present.
 24 I don't think you were, however. But were you aware
 25 that there was a meeting with police in June 2002?

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1 **A. I'm afraid I can't say. I simply don't know.**
 2 Q. All right. At the bottom, Detective Chief Inspector
 3 Honeysett said that he was critical of the headmaster's
 4 handling of the situation. That was the situation in
 5 respect of F16. Do you recall the police being critical
 6 of the handling of the situation of F16?
 7 **A. No, I don't. But I'm not surprised.**
 8 Q. You say you're not surprised. What was wrong with the
 9 way F16 had been handled?
 10 **A. Well, certainly by the light of today, and possibly**
 11 **then, it should have gone straight to the police.**
 12 Q. Thinking back then, should there ever have been contact
 13 or an attempt at contact with the complainant before
 14 social services were involved?
 15 **A. I think that Father Leo might argue that the**
 16 **Nolan Report gave some scope for him to determine**
 17 **whether an allegation had any truth in it or not.**
 18 **I think that was his argument.**
 19 Q. What if his determination was wrong?
 20 **A. Quite.**
 21 Q. Between 2003 and 2006, the police Operation Ellipse
 22 evolved. In your view, during that period, how well did
 23 the abbey engage with the police during
 24 Operation Ellipse?
 25 **A. It depends on who you are talking to, I think. There**

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1 **was quite a lot of rhetoric from the abbot about**
 2 **defending monks.**
 3 Q. Upon the abbot?
 4 **A. From the abbot. But I think that, in practice,**
 5 **Father George was steadily working with the police and**
 6 **safeguarding authorities.**
 7 Q. How effective do you think that Father George was during
 8 this period?
 9 **A. In handing materials over to the police and cooperating?**
 10 Q. In his role as safeguarding coordinator or child
 11 protection officer, whichever one chooses to use?
 12 **A. I don't quite know how to assess his effectiveness, to**
 13 **be honest. This was a very new role, and we were still**
 14 **finding our way forward.**
 15 **But in terms of working with the police and**
 16 **statutory authorities, I think he was very**
 17 **straightforward and worked steadily with the police and**
 18 **the statutory authorities. He was dependent on the**
 19 **abbot to the extent that the abbot probably -- probably;**
 20 **I can't be sure about that -- knew more than he did.**
 21 Q. Was he, or were any of you, given any assistance from
 22 the abbot in how these matters should be dealt with?
 23 **A. I think the abbot was still, if you like, caught with**
 24 **his view that his job was to look after the members of**
 25 **the community.**

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1 Q. Was anyone given any assistance from the wider English
 2 Benedictine Congregation?
 3 **A. There was a working party of the EBC in the early 2000s.**
 4 **That made reference to some recommendations, I think.**
 5 **For example, being aligned with the diocesan**
 6 **safeguarding structures. But the EBC as a whole, and**
 7 **the president of the EBC, who is basically the sole**
 8 **person there, I do not know what his contact with the**
 9 **president was about safeguarding or about Ellipse.**
 10 Q. Were any of you given any training post Nolan, or once
 11 Ellipse was under way in 2003/2004?
 12 **A. Not that I recall.**
 13 Q. Were you made aware of COPCA?
 14 **A. Yes, we knew about COPCA.**
 15 Q. Was any effort made during this period, as far as you
 16 are aware, to seek advice from COPCA?
 17 **A. I don't think I was aware of advice being sought. I may**
 18 **have been, but I don't think I was aware.**
 19 Q. I have asked you how the abbot and the abbey dealt with
 20 police during this period, but what about their dealings
 21 with social services?
 22 **A. I think that the abbot had one view, which was to lump**
 23 **pretty well all the statutory authorities together in**
 24 **one. I think that Father Leo was trying to make contact**
 25 **with a number of people in North Yorkshire. The name**

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1 **Rosemary Cannell comes to mind. I don't quite know**
 2 **where she worked in North Yorkshire, but she's one**
 3 **person that he would contact for advice, I believe.**
 4 Q. Who did you have dealings with, either in the police or
 5 social services, or any other statutory authorities?
 6 **A. I didn't; not at this time.**
 7 Q. At the time of the police investigation, were you aware
 8 of the allegations and what they were investigating?
 9 **A. No.**
 10 Q. Did you see them on site?
 11 **A. I must have done, I think, but I knew very little about**
 12 **what was going on.**
 13 Q. You were still part of the abbot's council?
 14 **A. Yes.**
 15 Q. Was any information relayed to the council?
 16 **A. Some must have been, but it was limited and it was, as**
 17 **far as I can recall, filtered through the abbot's eyes.**
 18 Q. Were you aware of Elizabeth Mann's disclosures about
 19 Father Piers?
 20 **A. To the statutory authorities?**
 21 Q. Yes.
 22 **A. Not until it had happened.**
 23 Q. What was the view of the community about those
 24 disclosures?
 25 **A. I think upset, probably, mostly.**

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1 Q. Do you know what Timothy Wright's view was?
 2 **A. Anger, I think, and a feeling that she had betrayed the**
 3 **confidentiality that he believed she was working under.**
 4 Q. Did you have any views at the time?
 5 **A. I don't really recall. I knew about medical**
 6 **confidentiality, which was at one stage fairly absolute.**
 7 **Everything I think was in a state of flux about**
 8 **confidentiality. There were debates going on about when**
 9 **confidentiality could rightly be broken.**
 10 Q. There was a meeting in August 2003, AAT000491_024.
 11 Barry Honeysett was there, Neil Stanton was there,
 12 Tony Cherry was there, Father Luke was there,
 13 Father Prior was there and Andrew Dawson was there.
 14 There is no record of you being there.
 15 If we go to this last page, it is Andrew Dawson's
 16 note -- do you remember Andrew Dawson?
 17 **A. Yes, I do.**
 18 Q. He said:
 19 "Following the meeting, there was a general
 20 discussion between Father Prior, Father Luke and
 21 Andrew Dawson which then subsequently was repeated with
 22 Father Abbot. The essential synthesis was that during
 23 the meeting with the statutory authorities, it had
 24 clearly been indicated to us that criminal
 25 investigations were to be commenced. The language used

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1 had suggested that the Piers case was being treated as
 2 the most serious. It was also clear that Elizabeth Mann
 3 and Ruth Mann had skewered Ampleforth in terms of
 4 the nature and extent of the disclosures that had been
 5 made. To some extent, the police may have been bluffing
 6 to encourage further disclosures out of Ampleforth.
 7 However, the meeting had been positive in terms of
 8 building trust. Also, Ampleforth was in the position of
 9 having disclosed, say, 2-3 pages of information in
 10 relation to each monk as distinct from the files. It
 11 was, however, clear from the meeting that the police
 12 will be seeking specific information and will want to
 13 see much of the material contained in the files.
 14 However, the feeling was the ball was now very much in
 15 their court. Also, there was now the issue of dealing
 16 with the individual monks, how they'd be handled and the
 17 need to discuss with them the importance of having
 18 independent legal advice."
 19 So two matters there. Do you recall anyone speaking
 20 in similar terms as that to suggest that Elizabeth Mann
 21 and Ruth Mann had skewered Ampleforth?
 22 **A. I think that was the view of the then abbot.**
 23 Q. Have you got any observations about the approach that
 24 seems to have been taken to disclosure of material?
 25 **A. Well, it's completely different to the view that I've**

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1 **taken.**
 2 Q. What view would you have taken then, do you know?
 3 **A. I don't.**
 4 **MS KARMY-JONES: Chair, I'm reminded that there is a matter**
 5 **that Mr Kelly wished to bring to your attention shortly**
 6 **before the break. I don't know if now would be an**
 7 **appropriate moment. I don't know whether he wishes the**
 8 **witness to be present or not.**
 9 **Application by MR KELLY**
 10 MR KELLY: I'm quite happy for him to be here.
 11 Madam, it follows on from a rule 10 application that
 12 I made in respect of this witness of questions that
 13 should be asked of him, and in particular it concerns
 14 his third statement. In that statement, he goes on to
 15 detail, firstly, how the allegations against him were
 16 determined, the statutory authorities' finding there was
 17 no case, and then going into the church process.
 18 My point was this, that he then, in response to
 19 a question which had been asked of him by the tribunal,
 20 "What was his view of the handling of the allegations by
 21 any statutory organisations involved in the
 22 investigation and what happened thereafter?", he dealt
 23 with that.
 24 I wanted him to be asked about that in the terms
 25 which I'd indicated in the rule 10 notice, which were

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1 fairly concise and focused at the time, because it
 2 seemed to me that those were matters which were relevant
 3 to the terms of reference of the inquiry, and in
 4 particular 3.1.3, where it was said it was the adequacy
 5 of the response of the English Benedictine Congregation,
 6 the Catholic Church, and so on, and any other relevant
 7 institution to allegations of child sexual abuse by
 8 individuals associated with the Congregation.
 9 So one was looking at -- I would hope the inquiry
 10 would be looking at -- the church process and how it
 11 dealt with it, and it seemed to me that, this being
 12 a man who had been investigated by the authorities -- as
 13 he says himself, they were swift, professional and
 14 courteous and effective -- and then referred on to the
 15 church's body, the Salford diocese, and what he relates
 16 he has been through since then, well over a year, and
 17 still no resolution, that that was something that the
 18 tribunal might want to look at not to enquire into it,
 19 but in the context of, how does the church deal with
 20 this and is that actually designed to assist in child
 21 protection?
 22 It is for that reason that I wanted him to be asked
 23 so as to cover that territory in what I suggested was
 24 a relatively concise way -- I think I put it in,
 25 I think, four different questions -- in rule 10, that

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1 that could be done efficiently and would be informative
 2 to the inquiry and help you discharge your terms of
 3 reference in their fullest potential in this module.
 4 That is the application which I make, that that be
 5 done, in other words, be asked from paragraph 21 or 22
 6 onwards in the terms I had suggested. Unless I am able
 7 to assist you further?
 8 THE CHAIR: Thank you, Mr Kelly. We will consider it over
 9 lunch and revert to you.
 10 MS KARMY-JONES: Would you like, bearing in mind the time,
 11 to rise now to consider it or would you like us to
 12 proceed? It is my fault. I wasn't sure of the length
 13 of the submissions that Mr Kelly would make. I didn't
 14 know whether you wished to rise now and consider it or
 15 for me to continue with the witness?
 16 THE CHAIR: Continue with the witness now. Thank you.
 17 MS KARMY-JONES: I am going to refer you to some emails, if
 18 I may, that took place in May -- actually, forgive me,
 19 I have turned the page over too quickly.
 20 Is there anything else that you became aware of
 21 during the currency of Operation Ellipse about which you
 22 have any observations?
 23 **A. Do you mean actually during Ellipse or at the end of**
 24 **Ellipse?**
 25 Q. I actually mean at the beginning of Ellipse, before you

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1 became abbot.
 2 **A. I don't think there is. I'm happy to answer specific**
 3 **questions, but I don't think there's anything I ...**
 4 Q. Did you understand the concerns that were raised by
 5 North Yorkshire County Council in respect of the way
 6 that Ampleforth dealt with matters?
 7 **A. Well, I certainly did as soon as I became abbot.**
 8 **I can't remember what my view was at the time.**
 9 **I haven't got any notes from that time and it is very**
 10 **difficult to avoid merging what you currently think and**
 11 **hoping it's what you thought then. One has to be very**
 12 **careful. You have asked me at the beginning of Ellipse.**
 13 **I can't tell you with certainty at the beginning of**
 14 **Ellipse.**
 15 Q. Once you became abbot, I think in February 2005, to what
 16 extent were you briefed by Timothy Wright, or indeed any
 17 other senior members of the monastery, on what had taken
 18 place?
 19 **A. I gave a list in my first statement of the particular**
 20 **concerns that Abbot Timothy gave to me. Would you like**
 21 **me to list them?**
 22 Q. I think you mentioned Father Gregory Carroll?
 23 **A. I did, yes.**
 24 Q. Father Piers Grant Ferris?
 25 **A. Indeed.**

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1 Q. Father Bernard Green?
 2 **A. Yes.**
 3 Q. RC-F27?
 4 **A. Correct.**
 5 Q. RC-F16?
 6 **A. Correct.**
 7 Q. RC-F18?
 8 **A. Correct.**
 9 Q. Did you also mention RC-F95?
 10 **A. I did.**
 11 Q. Was that the extent of what Father Timothy spoke to you
 12 about?
 13 **A. I believe so.**
 14 Q. Did he give you a full description of what had taken
 15 place in respect of each of those individuals?
 16 **A. Not in terms of what I subsequently learnt.**
 17 Q. Help us with that. What was omitted? Are you able to
 18 say now?
 19 **A. I don't think that I received the detail. It is**
 20 **possible he didn't know the detail. I can't be sure.**
 21 Q. Were you given files in respect of those individuals?
 22 **A. I got the -- I was given access to all the abbot's**
 23 **files.**
 24 Q. How did you approach the task of preparing yourself to
 25 take on his role?

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1 **A. With fear and trepidation, frankly. There was an**
 2 **enormous amount to try and master, and it wasn't always**
 3 **in the most logical and straightforward fashion. I read**
 4 **the files, such as they were, of the monks that you have**
 5 **mentioned.**
 6 Q. You've given an indication. How well kept were the
 7 files?
 8 **A. They were very patchy.**
 9 Q. Was there any policy, as far as record keeping was
 10 concerned, before you became abbot?
 11 **A. I don't know of one.**
 12 Q. Did you put any in place after you became abbot?
 13 **A. I tried to record everything of significance,**
 14 **particularly to do with child protection and**
 15 **safeguarding.**
 16 Q. Did you put into place any policy around (a) recording
 17 and (b) retention of material?
 18 **A. Not initially, I think, because I think we still had**
 19 **issues with version control for quite some time.**
 20 Q. Have you subsequently put in those policies?
 21 **A. Yes, I think I have.**
 22 Q. Have you received advice on the drafting of policies for
 23 the abbey?
 24 **A. I have been very careful to seek legal advice on all of**
 25 **our policies, and we tend to follow the lead of**

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1 **the school in this matter, because the school is the**
 2 **single biggest moving part, as you might say, on the**
 3 **Ampleforth campus, and it is the one where safeguarding**
 4 **matters most.**
 5 Q. How closely do you work with the school?
 6 **A. Until recently, I was the chairman of the trustees for**
 7 **the school and I saw the headmaster of the school once**
 8 **each week, at least, unless we were both absent for some**
 9 **reason.**
 10 Q. Does the monastery have its own safeguarding policy?
 11 **A. We use the safeguarding policy that's developed for the**
 12 **school.**
 13 Q. So is it a joint safeguarding policy?
 14 **A. Effectively, yes.**
 15 Q. Effectively. So is it a policy that you just happen to
 16 use, as opposed to a formal policy in place?
 17 **A. No, it is a formal policy in place. The school policy**
 18 **is tailored to the situation that we find ourselves in,**
 19 **and it is the appropriate policy for the monastery as**
 20 **well.**
 21 Q. I just would like to take you to some emails, please,
 22 starting with volume 3, divider 9, page 3, an email of
 23 14 May. AAT000054_003. It is at the bottom of
 24 the page:
 25 "Dear Sarah and Andrew ..."

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1 Do you remember this email? It is from you.
 2 **A. Yes.**
 3 Q. Sent to Sarah Cleary-Sharpe, copied to yourself,
 4 Andrew Dawson, Father George and Father Colin?
 5 **A. Yes.**
 6 Q. In respect of RC-F91?
 7 **A. Yes.**
 8 Q. You are saying:
 9 "... the first good news in a very long time."
 10 **A. Yes.**
 11 Q. "I have always believed in RC-F91's innocence of any
 12 wrongdoing and can only hope that he knows that."
 13 A little further down, you say:
 14 "I stand to be corrected by Andrew, but my own
 15 feeling about the meeting on 23 May is as follows ..."
 16 I am going to read it because there may be
 17 a ciphering issue. If you want a hard copy -- but there
 18 may be a ciphering issue on the next page. You can be
 19 provided one, if you need one. I will read it out,
 20 though:
 21 "... as follows:
 22 "1. RC-F91 feels that we did not defend him
 23 adequately at the initial meetings with the statutory
 24 authorities.
 25 "2. I think that RC-F91 believes that I am pursuing

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1 a policy of appeasement with respect to the statutory
 2 authorities. I can only say that the belligerence of my
 3 predecessor has saddled us with the clear perception
 4 among the statutory authorities that:
 5 "i. Ampleforth stitches up cases by persuading
 6 those involved not to talk to the police (the
 7 Father Bernard and RC-F16 cases).
 8 "ii. Ampleforth never deals straightforwardly with
 9 the statutory authorities because it always delays
 10 handing over any materials or concerns until the last
 11 possible minute or beyond (the RC-F18 and RC-F91 cases).
 12 This reputation has not helped us at all - in fact, it
 13 has done the reverse, because the statutory authorities
 14 have displayed brute force (the RC-F18 case) and leaked
 15 materials to press and litigants (the RC-F18 case,
 16 Father Piers/Father Gregory investigation). So, yes,
 17 I am trying a different approach - the approach required
 18 by the Nolan recommendations, and expected by the
 19 authorities."
 20 So, first of all, RC-F91 believed you were pursuing
 21 a policy of appeasement and, it appears, was not content
 22 with that?
 23 **A. I think he was quite upset with me at the time, which is**
 24 **not too surprising. It is very difficult to find**
 25 **yourself accused of child abuse -- very, very difficult**

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1 **indeed -- and it causes enormous emotional upset.**
 2 Q. Sometimes to the child as well?
 3 **A. Of course. Of course.**
 4 Q. "The belligerence of my predecessor has saddled us with
 5 a clear perception". When you talk about belligerence,
 6 can you explain that, please?
 7 **A. I don't think Abbot Timothy pursued a policy of openness**
 8 **and transparency with the statutory authorities, and**
 9 **openness and transparency with the statutory authorities**
 10 **means that you ask the statutory authorities to come and**
 11 **assist you in sorting out a situation which**
 12 **fundamentally you are not really competent to sort out**
 13 **by yourself. That means that you have to hand over**
 14 **everything that you know and you have to put everything**
 15 **into their hands, and Abbot Timothy didn't do that, and**
 16 **he was quite argumentative about it and had to be forced**
 17 **to do it, and I don't think that was at all helpful to**
 18 **anyone, least of all to child protection.**
 19 Q. You say:
 20 "The clear perception amongst the statutory
 21 authorities was that Ampleforth stitched up cases."
 22 In your view, was that perception justified?
 23 **A. I find it difficult to say, but things were done that,**
 24 **particularly in the F16 case, which I think were, in**
 25 **terms of seeing the complainant, that was plainly not**

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1 **appropriate. Even if one was going to see the**
 2 **complainant to try to offer some kind of help, it's**
 3 **still not appropriate without an open invitation to do**
 4 **that from the statutory authorities.**
 5 Q. You say that the other perception was that Ampleforth
 6 never deals straightforwardly with the statutory
 7 authorities because it delays in handing over materials
 8 concerned until the last minute or beyond, and of course
 9 we saw that earlier note of the meeting where there was
 10 a suggestion that two or three pages here or there would
 11 be submitted rather than the total material. Can you
 12 explain what you wrote there and what your purpose in
 13 saying it was?
 14 **A. I'm sorry, could you just ...?**
 15 Q. In the context of this email, this is, of course, three
 16 years on, two and a half to three years on from that
 17 meeting?
 18 **A. Yes. I think I was handing over everything in respect**
 19 **of this particular case, and I was justifying why I was**
 20 **handing over everything, which is that the police were**
 21 **the people, the police and social services were the**
 22 **people that should be telling us whether there's**
 23 **a criminal case or not. It's certainly not my job, as**
 24 **abbot, to try and determine whether criminality is**
 25 **there. That's done by the police.**

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1 **So my view has been, as soon as I took office and**
 2 **started to learn everything that the police and**
 3 **statutory authorities knew and what they were doing,**
 4 **I was quite, quite clear that they were the people who**
 5 **were tasked with investigating allegations, not me, and**
 6 **therefore everything had to go to the statutory**
 7 **authorities so that they could investigate, and they**
 8 **would tell me what the outcome was.**
 9 Q. Let me put it like this: we saw that note
 10 in August 2003. You had been elected in February 2005?
 11 **A. Yes.**
 12 Q. This is now May 2006.
 13 **A. Yes.**
 14 Q. Did you still need to justify your position, as far as
 15 your approach?
 16 **A. Yes. There were members of my council who did not agree**
 17 **with me.**
 18 **MS KARMY-JONES: Perhaps that might be a convenient moment**
 19 **for the break?**
 20 **(1.00 pm)**
 21 **(The short adjournment)**
 22 **(2.00 pm)**
 23 THE CHAIR: I have considered the submissions of Mr Kelly QC
 24 on behalf of Ampleforth in relation to the witness's
 25 evidence, and of course I'm aware that the extent to

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1 which matters set out in Abbot Cuthbert Madden's third
 2 witness statement will be covered in oral evidence has
 3 been the subject of discussions between the inquiry and
 4 Ampleforth legal teams.
 5 I have considered the specific questions set out in
 6 the rule 10 application made by Milner Solicitors on
 7 behalf of Ampleforth to which Mr Kelly referred.
 8 I agree that the questions set out in that letter
 9 should be asked, and understand that they will be
 10 covered by the counsel to the investigation.
 11 Ms Karmy-Jones?
 12 MS KARMY-JONES: We were looking at some emails, and I am
 13 going to ask you to turn to volume 3 of the bundles,
 14 divider 5, reference AAT000005_153.
 15 This is an email from you at the bottom of the page,
 16 if you look at the bottom where it says "Dear Andrew",
 17 from you to Andrew Dawson, and it is dated 19 May,
 18 9.45 am:
 19 "Andrew, I am increasingly worried by the attitude
 20 of David Molesworth. Of course I accept that we need to
 21 know what the police discovered and that might change my
 22 perceptions, but at present I would say:
 23 "1. I do not think that it is legally possible to
 24 use the Paramountcy Principle for the protection of
 25 children to do something fundamentally unjust to

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1 a teacher. I think that we are entering into the area
 2 of appropriate risk management. I would have hoped that
 3 he understood that."
 4 Can you help us with what you meant there?
 5 **A. This is a very long time ago, and I haven't seen this**
 6 **before today. I think that I was concerned that there**
 7 **might be an attitude that because something had been**
 8 **alleged, but could not be proved, that the person**
 9 **concerned should be removed from post nonetheless, and**
 10 **I don't think that -- if you haven't got evidence to**
 11 **prove that somebody is guilty of something, you have to**
 12 **be very, very careful when you then go on to say, "Well,**
 13 **I am going to remove them from post".**
 14 Q. If there is an accusation, isn't that exactly what you
 15 must do?
 16 **A. If there is an -- I'm not sure of the context here, but**
 17 **I think this is about permanent removal. I think if**
 18 **there is an accusation, of course, absolutely. I mean,**
 19 **that goes without saying, whilst the accusation is being**
 20 **investigated, the person is removed from post, the**
 21 **investigation goes ahead. At the end of**
 22 **the investigation, if the statutory authorities have an**
 23 **issue that they want to pursue in court, that's one**
 24 **area, but sometimes you have -- at the end of your**
 25 **investigation, you have nowhere to go one way or the**

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1 **other, and then you have to decide, "Well, what are we**
 2 **going to do next?"**
 3 Q. You go on to say:
 4 "I am very concerned that he still seems to have
 5 failed to move on in his attitude to Ampleforth and
 6 everything to do with us."
 7 What did you mean by that?
 8 **A. I think he still regarded us as a suspect organisation**
 9 **who didn't cooperate with the statutory authorities.**
 10 Q. Halfway down the paragraph, you say:
 11 "We have bent over backwards to ensure that possible
 12 cases are referred promptly and discussed. The police
 13 seem to understand the change but I am bound to say that
 14 social services seem not to understand that we have
 15 changed at all."
 16 Was that your view?
 17 **A. I think that was my concern.**
 18 Q. What difficulties did you perceive there being with
 19 Mr Molesworth?
 20 **A. This is a very long time ago, so my memory is not**
 21 **entirely clear, but I think that he still regarded us as**
 22 **an untrustworthy organisation in whom social services**
 23 **should place no trust at all.**
 24 Q. At 151, there is an email to you and Nick Higham from
 25 Andrew Dawson, same day at 12:21 -- AAT000005_151. He

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1 says:
 2 "I agree with your observations regarding
 3 Molesworth -- although I'm not clear whether he is the
 4 issue or others around him and he merely presents what
 5 others are thinking to us.
 6 "In my conversation with him yesterday he alluded to
 7 others (possibly a reference to CSCI & NYorks Education
 8 or his own management) wishing to see the 'place' closed
 9 down. In contrast to 'the others' he was sure
 10 Ampleforth had travelled a long way."
 11 He goes on to say a little further down:
 12 "In terms of the Paramountcy Principle, I agree with
 13 what you say. The principle only comes into play when
 14 interests are competing. I can foresee a situation
 15 where a school terminates a teacher's employment because
 16 of suspicions alone, which may be insufficient to
 17 justify dismissal, and thus the teacher may succeed in
 18 claims for unfair dismissal/wrongful dismissal,
 19 et cetera. I spoke at some length to Father George this
 20 morning."
 21 Was that your concern, any legal claims against you
 22 for wrongful dismissal?
 23 **A. No, I don't think so. That's not the point, really.**
 24 **The point is, is the person actually guilty of something**
 25 **or not? It is to do with justice rather than any claims**

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1 **against us.**
 2 Q. At 149, continuing in this email trail, at 15:30, you
 3 write to Andrew Dawson:
 4 "I have re-read this email and I find it very
 5 disturbing.
 6 "I see myself as being threatened by the statutory
 7 authorities. Who are the others saying they were
 8 'wishing to see the "place" closed down'? Why is
 9 David Molesworth reporting this? This kind of
 10 belligerence leads to wonder what kind of people I am
 11 dealing with. I wonder whether I should be making
 12 a formal complaint to the chief executive of North Yorks
 13 County Council? What do you advise?"
 14 **A. Yes, I think, again -- and it is a long time ago --**
 15 **I was feeling very frustrated and wondering what I had**
 16 **to do to try and show that we really were established on**
 17 **a trajectory of change and that we were trying to be**
 18 **open, straightforward, honest with the statutory**
 19 **authorities, and that we wanted some kind of working --**
 20 **is "partnership" too strong a word? I don't think so.**
 21 **Some kind of working partnership with the statutory**
 22 **authorities. Because in this area where you are making**
 23 **very difficult decisions about people's lives, trust**
 24 **becomes of considerable importance, we are all trying to**
 25 **balance what is just, on the one hand, and what**

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1 absolutely ensures the safety of children on the
 2 other -- sorry, I have that the wrong way around. Let's
 3 put it the right way around: what establishes the safety
 4 of children first, but also justice for the others
 5 involved in what are inevitably very painful and
 6 distressing situations.

7 Q. At page 138 -- AAT0000005_138, 20 May, an email from you
 8 to Andrew Dawson:
 9 "Dear Andrew ..."
 10 You refer to the case of Bernard Green. Then you
 11 say:
 12 "I have recently been trying to ensure that
 13 I understand all the various offenders we have and the
 14 conditions applying to them. You will recall that we
 15 discussed Father Bernard with Barry Honeysett and he
 16 said that he should not have contact with anyone under
 17 the age of 18. You can imagine my surprise, then, when
 18 I found a letter (this week) from the Department of
 19 Education and Employment, dated 1 August 1996, which
 20 reads:
 21 "... I am writing to inform you that the
 22 Secretary of State, after careful consideration of all
 23 the information ... has directed ... as amended, that on
 24 the grounds of misconduct Bernard Green should not be
 25 appointed or employed:

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1 "a. By a local education authority, as a teacher
 2 (whether or not at a school or further education
 3 institution) or as a worker with children and young
 4 persons;
 5 "b. By any other body, as a teacher at a school or
 6 further education institution;
 7 "c. By the governing body of a school or further
 8 education institution, as a worker with children or
 9 young persons;
 10 "d. By the proprietor of an independent school, or
 11 at an independent school, as a teacher or worker with
 12 children or young persons.
 13 ""The expression "worker with children or young
 14 persons", means a person, other than a teacher, whose
 15 employment brings him regularly into contact with
 16 persons who have not achieved the age of 19 years'."
 17 "You will be aware that Father Bernard has been
 18 working at St Benet's Hall for some years now. How does
 19 that sit with this letter? There has never been any
 20 question raised about this being illegal/not permitted
 21 but the university is starting to tighten up its
 22 regulations and are even doing comprehensive CRB checks
 23 -- I am amazed that they have not already done so ..."
 24 Was that a complete surprise to you?
 25 **A. The surprise to me there was:**

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1 ""The expression "worker with children or young
 2 persons" means a person other than a teacher whose
 3 employment brings him regularly into contact with
 4 persons who have not achieved the age of 19 years'."
 5 I had no surprises at all about the under 18. That
 6 was quite clear. I had no surprises about him not being
 7 permitted to be working in a school. That wasn't an
 8 issue of surprise at all. But "who had not achieved the
 9 age of 19 years"? That was a surprise to me. I hadn't
 10 realised that. Age 19, some people going to university
 11 are still aged 18 and not 19.

12 Q. Some are potentially aged younger than that?
 13 **A. Can be. So that raised issues of where he was.**
 14 Q. So what did you do when you realised this?
 15 **A. If I recall correctly, we made arrangements to be
 16 absolutely sure that he had no contact with people under
 17 the age of 19 and he didn't teach anybody under the age
 18 of 19.**

19 Q. How did St Benet's react to that?
 20 **A. Father Leo I think made some kind of risk assessment, if
 21 memory serves correctly, by which he strove to ensure
 22 that that was actually doable.**

23 Q. Turning to another email -- only a few more of these --
 24 behind divider 5, page 28, moving to 22 June 2006, so it
 25 is the same number, AAT000005_028.

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1 You are discussing F91, and partway -- towards the
 2 bottom of the email, you say:
 3 "What I would like to achieve, if this was possible,
 4 was some consensus that Ampleforth has been seen to
 5 change -- at least as far as the police are concerned."
 6 In the earlier email, there was reference to the
 7 police having already acknowledged that:
 8 "Following on from this, I would hope that the
 9 Social Services Department would agree that we have also
 10 done our best to be open and transparent in the recent
 11 past. I believe that this antedates my election,
 12 Father George had an important part in this process, but
 13 if they want to tie things to a new headmaster and a new
 14 abbot, I will let them."
 15 What did you mean by that?
 16 **A. This is slightly speculative because I don't remember
 17 the exact circumstances, but I suspect they were saying
 18 that things had changed with Father Gabriel being the
 19 headmaster in the college and myself being the abbot and
 20 that our way of doing things was different to our
 21 predecessors. But I can't be sure.**

22 Q. Had you decided that, in order to improve perception,
 23 you would have to get rid of some of the old guard, for
 24 want of a better expression?
 25 **A. Well, that's quite a difficult question because I didn't**

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1 actually make the change of headmaster. That was made
 2 by my predecessor. So that was a fait accompli.
 3 The community decided on the change of abbot. That
 4 was another kind of fait accompli.
 5 I couldn't actually change the whole of my council.
 6 I appoint half the council and the other half is elected
 7 by the community. So my scope for change in the council
 8 was limited.

9 Q. Did you want to change the council?
 10 A. I certainly wanted to change those who were criticising
 11 my policy of openness and transparency with the
 12 statutory authorities, yes, I did. I wanted to be
 13 backed by people who said, "This is the right way to
 14 go", and I wanted my council to do that because the
 15 council is influential with the entire community. So if
 16 the council is saying, "The abbot is right. This change
 17 of policy has to take place and it cannot go on being
 18 the way it was in the past", that is very formative of
 19 how the community thinks and that was an important thing
 20 to try to achieve, so yes, I did want some change.

21 Q. One of the changes you made was to remove George Corrie
 22 from his position as safeguarding coordinator. Was that
 23 because you needed a little bit more strength in that
 24 role?
 25 A. No. I don't think it was. Father George had been the

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1 prior, novice master, director of hospitality and
 2 safeguarding coordinator all at the same time.
 3 I thought that was an enormous burden and, when I was
 4 elected, one of the things he said to me was that he
 5 would really welcome some change. I thought very
 6 carefully about that. I thought that he'd served for
 7 the best part of eight years in many of those roles and
 8 that the man was exhausted and needed a change.
 9 I thought what he'd done with safeguarding was good,
 10 as far as it could go, because he was not -- it was not
 11 an entirely easy role, being the safeguarding
 12 coordinator, when it was brand new and everybody was
 13 learning.
 14 From my point of view, I had no problem with
 15 Father George, and, indeed, I hoped that he might be
 16 able to go on being the safeguarding coordinator from
 17 his position as parish priest of Knaresborough, which is
 18 where I asked him to go and serve, but it became obvious
 19 to me quite quickly that actually I needed
 20 a safeguarding coordinator to be more available than he
 21 could be from Knaresborough.

22 Q. Certainly the fact that he was going to be replaced was
 23 conveyed to Father George by the 7th -- in advance of
 24 7 July, so only a matter of a week or so after the email
 25 that we just looked at. It is an email we have already

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1 seen at AAT000005_006. It is an email to Andrew Dawson
 2 from George Corrie, where he confirms halfway down the
 3 page, at the second paragraph, that you raised the
 4 position with the council earlier in the week, the child
 5 protection coordinator, and that you were going to
 6 replace him, but it was still under wraps, and he said
 7 there would have to be a period of a handover.
 8 Who did you put into the safeguarding coordinator
 9 role or child protection coordinator role?
 10 A. Father Francis Davidson.
 11 Q. I will come back to that in a moment.
 12 Just finally, in terms of the email traffic, page 9
 13 of the same reference, again, it is an email between
 14 Father George and Andrew Dawson where Andrew Dawson,
 15 towards the bottom of the page, on 7 July, writes to
 16 Father George, and if you just look at the middle
 17 paragraph:
 18 "If you think about it -- we kept Father Timothy's
 19 conscience clear -- whilst keeping Ampleforth just about
 20 out of trouble with the police; we navigated the painful
 21 prosecutions as best we could and, whilst many may have
 22 argued vehemently against what happened to RC-F91, we've
 23 emerged with the governors in charge of him, an apology
 24 from social services, and a rapprochement with the
 25 authorities. And I won't apologise for fighting the

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1 corner for basic rights and liberties for those
 2 accused -- we got more disclosure to RC-F91 than was
 3 likely to have been provided by the police.
 4 "And then there is the Abbots' Commission -- we've
 5 achieved a great deal in 3 years!"
 6 Do you have anything to say about that?
 7 A. I'm afraid I came to the view -- how would I put it? --
 8 that Mr Dawson was very much Abbot Timothy's man and apt
 9 to be very, very -- well, I used the word before
 10 "belligerent", didn't I, so let's stick with it, and
 11 I did not think that, moving forward, we would actually
 12 be able to establish with the statutory authorities the
 13 notion that we were being transparent, straightforward,
 14 direct in our dealings with them if we continued to
 15 employ him as an interlocutor with the statutory
 16 authorities. So we parted company, because I felt it
 17 was very important that somebody who was tarred with the
 18 notion of "fighting every corner" was not trying to
 19 represent a different kind of policy.

20 Q. How soon after these emails did you part company?
 21 A. I'm unable to tell you precisely, but pretty quickly,
 22 I think, after F91 was starting the process of
 23 reintegration, I think. I'm afraid I can't be
 24 absolutely sure.
 25 Q. After your appointment as abbot, it appears that steps

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1 were taken to establish a Child Protection Committee?
 2 **A. Commission.**
 3 Q. Commission, sorry, within the monastery.
 4 **A. Yes.**
 5 Q. But the first meeting was not held until November 2007.
 6 **A. Yes.**
 7 Q. Why was that?
 8 **A. It feeds back to the end meeting of Operation Ellipse.**
 9 **Forgive me, I can't remember quite what date that was.**
 10 **I knew that Abbot Timothy had done some preliminary work**
 11 **on the possibility of a commission, and I knew it was**
 12 **one of the possibilities that was in the**
 13 **Cumberlege Commission -- I think I knew it by then. I'm**
 14 **not quite sure when the Cumberlege Commission reported,**
 15 **but I think it certainly does tie up with the**
 16 **Cumberlege Commission. So I knew we had done some**
 17 **preliminary work, but I wanted to ask the statutory**
 18 **authorities whether this was something that they would**
 19 **welcome, because I was conscious that one of the things**
 20 **that had begun in Operation Ellipse was the building of**
 21 **some kind of relationship between the statutory**
 22 **authorities and ourselves and I didn't want that to get**
 23 **lost and to vanish until the next time something awful**
 24 **happened. I would prefer that something was happening**
 25 **steadily. That was one element.**

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1 Another element was, well, how are we actually to
 2 really learn? How are we to be absolutely sure that
 3 good practice is something that we have taken on board
 4 and are executing? And, in particular, how can we make
 5 sure that we have good practice for a rather complex
 6 site which includes a school -- well, two schools,
 7 St Martin's Ampleforth and Ampleforth College -- and
 8 a hospitality apostolate and visitors to the site. So
 9 three different sets of activities in one area. How can
 10 we make sure that our safeguarding is fit for purpose
 11 unless we have good input from others?
 12 **It was important to stop being self-referential and**
 13 **to look out to other people to advise us and to put us**
 14 **in the mainstream of safeguarding.**
 15 Q. What relationship did the Child Protection Commission
 16 have with COPCA or CSAS?
 17 **A. I tried to make sure that the Safeguarding Commission**
 18 **fulfilled the requirements of a Safeguarding Commission**
 19 **described by COPCA, but I didn't want it to be limited**
 20 **simply to the monastery side of things. COPCA would be**
 21 **dealing with the church side of things. It would**
 22 **specifically exclude the school. One of the things that**
 23 **I was concerned about was that, if we were not very**
 24 **careful, we would find gaps between the different**
 25 **activities on the site where we didn't have**

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1 **safeguarding, proper safeguarding, in place. There**
 2 **would be gaps of knowledge or gaps of oversight.**
 3 Q. In May 2007 -- in fact, I will take you to the document.
 4 It is AAT000008. It is volume 20C behind divider 7.
 5 This is a note of a meeting regarding child protection
 6 matters held in the abbot's office on 24 May 2007.
 7 Three bullet points from the bottom, it says:
 8 "Father Abbot updated the meeting on the situation
 9 regarding members of the community who had served prison
 10 sentences and the actions that had been taken. He
 11 commented that Rome was taking a firm attitude on
 12 continuation in ministry in such cases."
 13 What did you mean by that?
 14 **A. Thank you. Again, I'm not entirely sure of the dates**
 15 **when I did things, so forgive me, I hope I'm getting**
 16 **this right. I went to see Monsignor Scicluna, who was**
 17 **in charge of safeguarding issues at the Congregation for**
 18 **the Doctrine of the Faith, CDF, for advice about how to**
 19 **deal with monks who had offended, because I wasn't**
 20 **entirely sure what I should be asking for, and what**
 21 **I mean is that he commented that Rome was taking a firm**
 22 **attitude. Monsignor Scicluna was clear that they should**
 23 **not continue in ministry, that if they were permitted to**
 24 **remain in the monastery at all, it was leading a life of**
 25 **prayer, penitence and withdrawal from any public**

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1 activity, and that he thought that most monks would find
 2 it impossible to live that life and should leave
 3 monastic life and priesthood.
 4 Q. What contact did you have, generally, with Rome?
 5 **A. Again, I hope I'm getting this correct. It is quite**
 6 **a long time ago. Now things are pretty formalised: if**
 7 **you have a suspicion of anything that constitutes**
 8 **child abuse -- a realistic suspicion of anything that**
 9 **constitutes child abuse, it has to be reported to the**
 10 **Congregation for the Doctrine of the Faith.**
 11 **In 2005, that wasn't as well established --**
 12 **2005/2006, it wasn't as well established as it is now.**
 13 **So I was trying to make sure that what I was doing was**
 14 **in the mainstream of church opinion.**
 15 **In other words, to put it as succinctly as I can, it**
 16 **wasn't just a question of ensuring that the statutory**
 17 **authorities in England and Wales, and more particularly**
 18 **in North Yorkshire, believed that we were an open,**
 19 **transparent and straightforward organisation that dealt**
 20 **honestly with this kind of matter, it was also a matter**
 21 **of making sure that the authorities in Rome knew that**
 22 **I wasn't a maverick abbot who was going to do his own**
 23 **thing and that I was actually going to do what the**
 24 **church saw was right for the protection of young people.**
 25 Q. What would have happened if the Holy See had disagreed

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1 with your approach?

2 **A. Well, fortunately, they didn't, but I don't know. The**

3 **question you're asking is inviting me to speculate, but**

4 **I imagine that the Holy See, if it felt strongly enough,**

5 **would take the moves required to ensure that I was**

6 **removed from office, if it felt strongly enough that**

7 **I was completely out of line, it wouldn't permit the**

8 **situation to continue.**

9 Q. Were you ever given any indication as to how the

10 Holy See felt about the actions you were taking?

11 **A. Yes, I was. I was told I was doing the right thing and**

12 **to continue with it.**

13 Q. What dealings did Ampleforth have with Fort Augustus

14 Abbey and School?

15 **A. Prior to the suppression of Fort Augustus, there were**

16 **a number of summers when young monks from Ampleforth**

17 **went to Fort Augustus to assist in the running of their**

18 **shop, because the Fort Augustus shop was their main**

19 **source of income at that stage of their existence.**

20 **I was never one of those monks. I had never been to**

21 **Fort Augustus. There was no formal link with**

22 **Fort Augustus, certainly no link in terms of governance**

23 **or anything like that.**

24 Q. Apart from going to assist in the shop, were there any

25 transfers of monks between Ampleforth and Fort Augustus?

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1 recall writing that?

2 **A. I'm afraid I don't, but I might well have done it, even**

3 **so.**

4 Q. Do you recall that being a policy?

5 **A. Yes, because one of the misapprehensions of many**

6 **people -- they think of the Benedictine Order and they**

7 **have a notion that we are a bit like, say, the Jesuits**

8 **or the Franciscans: a worldwide order divided into**

9 **national provinces where people may be transferred**

10 **between the different houses of the order. But**

11 **Benedictines aren't like that. Benedictines -- each**

12 **house is autonomous and separate, and therefore the work**

13 **done at Fort Augustus, its policies, its personnel, and**

14 **so on, were all quite separate from Ampleforth, and**

15 **I would certainly have wanted to ensure that the taint**

16 **which inevitably attached to Fort Augustus didn't make**

17 **the situation even worse for us at Ampleforth.**

18 Q. Was Francis Davidson, who became community child

19 protection coordinator, the same Francis Davidson who

20 had been headmaster at Fort Augustus?

21 **A. Yes, he was.**

22 Q. I'm asking some questions on behalf of a core

23 participant in this respect.

24 **A. Yes.**

25 Q. In the core bundle, volume 2, at C4, AAT000228_071, in

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1 **A. When Fort Augustus was suppressed, five monks from**

2 **Fort Augustus transferred their stability to Ampleforth.**

3 Q. Were you aware of the background of those individuals?

4 **A. Insofar as their records made that clear. The records**

5 **were fairly thin, I have to say. And none of them**

6 **mentioned anything to do with child abuse.**

7 Q. Was it your policy, and I quote, "to keep some distance

8 between Fort Augustus and Ampleforth"?

9 **A. I'm sorry, could you clarify in what respect you mean**

10 **that?**

11 Q. If we can look at volume 20D, divider D26. It is

12 AAT000720. Have you seen this document before?

13 **A. It looks very much as though I might have written it,**

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

15 Q. Well, it says partway down:

16 "The following text was sent on 16 August 2013 to

17 all our staff..."

18 At paragraph number 1:

19 "1. Fort Augustus Abbey School.

20 "From the outset, our policy has been to keep some

21 distance between Ampleforth Abbey and events at

22 Fort Augustus Abbey and its schools, even though some of

23 the monks of Fort Augustus are now monks of Ampleforth

24 Abbey."

25 Then it refers to a television programme. Do you

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1 the Ampleforth Abbey Trust safeguarding briefing, it is

2 recorded that Abbot Yeo informed you that the evidence

3 that Father Francis Davidson knew about the offences

4 of X back in 1976 and did not report them to the police

5 is very strong.

6 Do you consider that it was appropriate for

7 a headmaster of a school where serious allegations of

8 abuse had been made, did you think it appropriate for

9 him to be given a vital safeguarding role at Ampleforth?

10 **A. I don't think I knew about these allegations when**

11 **I appointed him in 2006. If I had known about them,**

12 **I might have acted differently, but I don't think I knew**

13 **in 2006.**

14 Q. When he was appointed, was he asked any questions or

15 interviewed in any way to determine his appropriateness

16 for the role?

17 **A. In 2006, I did what was pretty normal in those days,**

18 **which was to consult the council and to ask him whether**

19 **there was any reason why he shouldn't be appointed.**

20 Q. Would you have considered the background a reason, or at

21 least something that should have been disclosed to you

22 before that appointment was made?

23 **A. I think I would.**

24 Q. Was he asked at all about any prior dealings with

25 allegations of child sexual abuse, bearing in mind the

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1 nature of the post he was about to take up?
 2 **A. I don't know.**
 3 Q. You have mentioned, I think, five ex-Fort Augustus monks
 4 at Ampleforth?
 5 **A. Yes.**
 6 Q. Was one of them Father McBride?
 7 **A. No, Father McBride was sent to Ampleforth terminally**
 8 **sick and died there, but was not -- but that was before**
 9 **the suppression of Fort Augustus and it was before my**
 10 **election as abbot, and I'm afraid I don't know any of**
 11 **the other details. The point being, there wasn't the**
 12 **infirmary provision at Fort Augustus to care for a dying**
 13 **man.**
 14 Q. Should Ampleforth have made its own investigation into
 15 Fort Augustus monks who had moved to Ampleforth, bearing
 16 in mind what was discovered later about allegations of
 17 abuse at that institution?
 18 **A. I think that looking back with hindsight is a wonderful**
 19 **thing. Today, I wouldn't take anybody without doing**
 20 **that kind of investigation. My predecessor took these**
 21 **monks. I'm sorry to be loading -- to be appearing to**
 22 **shift the blame, as it were, but I was confronted with**
 23 **a fait accompli. They had transferred their stability.**
 24 Q. What information would be contained within an abbot's
 25 file on a monk, and would that be passed on to you from

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1 an institution in the normal course of events?
 2 **A. Well, it happens so rarely that I can only say what**
 3 **happened in the case of Fort Augustus, because I don't**
 4 **think I've got any others -- no, that's not true, I have**
 5 **one other, which is Gregory Carroll.**
 6 **The information on Gregory Carroll was skeletal: two**
 7 **or three letters.**
 8 **The information on the Fort Augustus monks was**
 9 **brief, but that's not too surprising. They often were**
 10 **brief in times past.**
 11 Q. In a document, AAT000675_002, Abbot Wright in 2003,
 12 Abbot Timothy, described the Rule of St Benedict on the
 13 role of an abbot as being the person each of
 14 the brethren offer their obedience, he is the trusted
 15 confidante in whom they confide in the certain knowledge
 16 that such confidences are respected. He also referred
 17 to a monastery as being the community's home:
 18 "Home is the one place to which they can always
 19 return regardless of what has happened because their
 20 home is defined by an enclosure from which externs are
 21 excluded. It lies at the heart of our Benedictine
 22 monastic spirit that such a view is maintained; without
 23 that loyalty, trust and affection for the abbot, the
 24 monastery collapses."
 25 He goes on to say:

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1 "Of course I'm not going to stand in the way of
 2 the law when directed at one of my brethren, clearly
 3 guilty, but I will defend him in any way I can."
 4 I think we looked at this earlier, but was that
 5 a common attitude amongst Benedictine abbots?
 6 **A. I'm afraid I can't really tell you. I mean, I've not**
 7 **heard it from anyone else, so it would be very difficult**
 8 **for me to be absolutely sure. You probably have**
 9 **gathered from what I have said that it is not my view**
 10 **and that there are things, I'm afraid, which tell you**
 11 **that a particular monk has forfeited the right to remain**
 12 **in his monastery -- "his" in inverted commas.**
 13 Q. That's your view, that there are things that may lead to
 14 a forfeiting?
 15 **A. Yes.**
 16 Q. Would, or could, the attitude that is outlined in that
 17 document lead to the prioritisation of the protection of
 18 the abusive, or potentially abusive, members of
 19 the community over the protection of their past or
 20 potential victims?
 21 **A. I'm afraid if you carry that attitude to its logical**
 22 **conclusion, that a monk can remain in his monastery no**
 23 **matter what, it's pretty obvious where that's going to**
 24 **lead you, and that's why it is a view that's**
 25 **unacceptable.**

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1 Q. In the same letter, Abbot Wright states:
 2 "Each monk has to make his own decision about taking
 3 lifelong vows and this cannot be done with integrity by
 4 the emotionally immature or psychologically disturbed."
 5 Do you agree that there were many Benedictine monks
 6 who, in reality, were emotionally immature or
 7 psychologically immature during Abbot Timothy's time?
 8 **A. Did you say "many" or "some"?**
 9 Q. The question is "many".
 10 **A. I don't think I can say many. That there were some is**
 11 **undoubtedly true. But, again, if you look at where we**
 12 **were and where we are now, things have moved, and in**
 13 **particular we try to work with young people wanting to**
 14 **join the monastery before they join to ensure that they**
 15 **actually have the emotional and psychological maturity**
 16 **to be able to make the kind of decisions that life vows**
 17 **imply.**
 18 **It would certainly be true that that wasn't the case**
 19 **in the 1940s, the 1950s, possibly even the 1960s.**
 20 Q. Was there any additional impact over and above what had
 21 happened around the Nolan Report -- was there any
 22 additional impact with the Cumberlege Review on
 23 Ampleforth in 2007?
 24 **A. Yes, I think that the Cumberlege Review -- the thing**
 25 **that's most firmly fixed in my mind from the**

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<p>1 Cumberlege Review was the fact that it stated that it 2 would be preferable that the child protection 3 coordinator would be a suitably qualified layperson. 4 Although it took me a little time to put that into 5 effect, I noted that, I could see why, and I am very 6 glad that I have appointed a lay, appropriately 7 qualified safeguarding coordinator. 8 Q. Is that Mick Walker? 9 A. That is correct. 10 Q. He was not appointed until ...? 11 A. 2013. 12 Q. The reason for the delay? You mentioned it and accept 13 it, but what was the reason for it? 14 A. I had to bring my community along with me on a journey, 15 and this was quite a big shift, but I think it's an 16 important one, and I don't think we'll go back. 17 Q. Another question from a core participant. If we can go 18 to BNT002446_001. It's a letter from Chris Stewart of 19 COPCA to abbot Richard Yeo in March 2006 indicating that 20 Ampleforth policies in respect of Piers Grant Ferris and 21 Gregory Carroll are inadequate. At paragraph 3, it 22 says: 23 "The abbot's proposals do not respond to the needs 24 of victims of abuse. The church's 'support policy' 25 referenced above seeks to ensure that the support needs</p> <p style="text-align: center;">Page 101</p>	<p>1 there. So I think that that general point is fair. 2 Q. And the second point? 3 A. I had specifically sought the advice of the CDF in Rome 4 about how to deal with these cases. In fact, 5 Piers Grant Ferris was laicized. Gregory Carroll 6 initially was not. Again, hindsight is a wonderful 7 thing, and you can always get it right when you're able 8 to look back. 9 Today, there would be no hesitation in my mind at 10 all that a man found guilty of the crimes that 11 Gregory Carroll was found guilty of should be laicized 12 and would be laicized. 13 Q. This is a letter to Richard Yeo. Is it one that you 14 were aware of? 15 A. No. 16 Q. Should there be a difference between how abbeys with 17 attached schools are managed from those without, 18 particularly with regards to safeguarding? 19 A. No. 20 Q. Why not? 21 A. I'm going to sound terribly -- what's the word I'm 22 looking for? -- pessimistic. If somebody is absolutely 23 determined to abuse, they will find a way of abusing 24 even in the most remote and isolated community and, 25 indeed, you will be well aware that there was a case</p> <p style="text-align: center;">Page 103</p>
<p>1 of victims are effectively addressed and this policy 2 should be actively used. We are concerned that the 3 emphasis on supporting the monks could be experienced as 4 hurtful or dismissive by their victims." 5 Then paragraph 4: 6 "The decision not to laicize raises questions ... 7 recommendation 78 [of Nolan] states: 8 "If a bishop, priest or deacon is convicted of 9 a criminal offence against children and is sentenced to 10 a term of imprisonment of 12 months or more, then it 11 would normally be right to initiate the process of 12 laicization. Failure to do so would need to be 13 justified!" 14 Initiation of the process may also be appropriate in 15 other circumstances: 16 "We are not convinced that the abbot's reasons are 17 convincing for not pursuing laicization; they seem to 18 concentrate on avoidance of a trial rather than the 19 advantages or otherwise of laicization." 20 So in terms of the first part, "the abbot's 21 proposals do not respond to the needs of victims of 22 abuse", what is your view on that, please? 23 A. I think that the needs of victims of abuse is an area 24 which we have only comparatively recently begun to 25 address properly, and there's still a journey to be made</p> <p style="text-align: center;">Page 102</p>	<p>1 reported in the national newspapers last week which 2 makes the point very eloquently. 3 Q. That may be so, but looking at the safeguarding that 4 applies to both, do you see any distinction between 5 a monastery without a school and one with? 6 A. There's obviously some. If you have got a school there, 7 you have got to be aware that there are young people 8 there. So, yes, that's obviously clear. To some 9 extent, you might say that makes it even more important, 10 in a monastery with a school, that your safeguarding is 11 of the highest order. 12 Q. Is it possible, do you think, to create a policy that is 13 applicable to every English Benedictine monastery that 14 is the same? 15 A. I'm not sure how to answer that question, I have to say. 16 Are you thinking of the role of the Congregation rather 17 than the individual monasteries? I think there are 18 certain basic minimum standards that you would expect to 19 find in every monastery. I think you can do that. 20 Q. Were you ever given any assistance with what those basic 21 minimum standards should be from the English Benedictine 22 Congregation or from the Abbot President? 23 A. I think the EBC has begun to move forward and, if my 24 memory serves correctly -- well, there were some 25 materials produced in the early 2000s to do with the</p> <p style="text-align: center;">Page 104</p>

1 **Nolan Report and then we really didn't come back to it,**
 2 **as far as I can see, until about 2013 in the**
 3 **General chapter of 2013, when we agreed a number of**
 4 **changes empowering the Abbot President to act in respect**
 5 **of the monasteries under his jurisdiction.**
 6 Q. Did you ever speak to the Abbot President about these
 7 issues, say on a visitation or on a trip to Rome?
 8 **A. Always. I informed Abbot Richard of everything that was**
 9 **happening when he was the Abbot President.**
 10 Q. Did he provide you with any guidance or assistance?
 11 **A. Sometimes. I mean, for example, he accompanied me on**
 12 **the visit to Monsignor Scicluna at the Congregation of**
 13 **the Doctrine of Faith.**
 14 Q. Did he ever express a view on the approach that you were
 15 taking?
 16 **A. He thought that the approach I was taking was, on the**
 17 **whole, appropriate, because I was taking an approach**
 18 **that aimed to be an open and transparent dialogue with**
 19 **the statutory authorities and the decisions that I was**
 20 **seeking to implement had the agreement of the statutory**
 21 **authorities.**
 22 Q. On a slightly different topic, did the financial
 23 dependence of Ampleforth Abbey on Ampleforth School
 24 inhibit the abbey as an overseer of the school from
 25 investigating too closely possible abuse?

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1 **A. Well, it certainly hasn't during the time of my abbacy,**
 2 **and that's the one I can be absolutely sure of. I've**
 3 **been quite clear that safeguarding comes first.**
 4 Q. Did you take the view that Father Piers Grant Ferris
 5 should remain a monk under restriction following his
 6 sentence in 2006?
 7 **A. I wondered whether it would be possible, and entered**
 8 **into very careful discussions with Father**
 9 **Piers Grant Ferris to try to discover whether he would**
 10 **actually be able to live the restrictions that were**
 11 **going to be imposed on him, and he came to the**
 12 **conclusion that he would not be able to live those**
 13 **restrictions.**
 14 Q. In respect of F27, did you consider F27 to be an ongoing
 15 risk?
 16 **A. Yes.**
 17 Q. What steps did you take to ensure that children and
 18 young people were protected?
 19 **A. I ensured that all the details of his life were made**
 20 **available to the Safeguarding Commission and framed**
 21 **a covenant of care, as it was then called,**
 22 **a safeguarding plan as it is now called, which sought to**
 23 **keep children safe from harm.**
 24 Q. Did F27 remain at the abbey?
 25 **A. He did.**

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1 Q. Were all parties at the abbey and the school aware of
 2 the position as far as he was concerned?
 3 **A. Yes, and all the statutory authorities as well.**
 4 Q. Were parents made aware?
 5 **A. No. I don't think they were.**
 6 Q. Why not?
 7 **A. I haven't got an answer to that question.**
 8 Q. Did F27 come to confess a homosexual relationship with
 9 a former pupil to you in May 2013?
 10 **A. Do you mean confess as in confession?**
 11 Q. No. I mean as in tell you about?
 12 **A. I don't think so. I think I already knew it.**
 13 Q. Did you disclose that to the police and social services
 14 in 2013?
 15 **A. Yes.**
 16 Q. If you already knew it, did you disclose it as soon as
 17 you knew it, or had you known it for some time?
 18 **A. I think that the statutory authorities already knew it.**
 19 **I don't think I've ever kept anything from the statutory**
 20 **authorities about F27.**
 21 Q. What safeguards were put into place up until the
 22 disciplinary decree and the issue of a covenant of care
 23 in June 2013?
 24 **A. I thought he was under a covenant of care for longer**
 25 **than that, but he was certainly under supervision for**

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1 **longer than that, and not permitted to go anywhere near**
 2 **the school, not permitted to go into the school, not**
 3 **permitted to have contact with people under the age of**
 4 **19, and so on.**
 5 Q. Was there a breach of the covenant that was reported to
 6 Rome in 2014?
 7 **A. I'm afraid I would need reminding of the date of that.**
 8 **I can't recall that.**
 9 Q. Do you remember a breach, as opposed to the date?
 10 **A. I don't.**
 11 Q. Did F27 seek a position elsewhere in 2015?
 12 **A. I believe he did. I think he was -- this is referring**
 13 **to his attempt to transfer to a diocese, is it not?**
 14 **Yes.**
 15 Q. Do you recall any suggestion that he would appeal
 16 against his covenant of care?
 17 **A. Yes, he certainly did that.**
 18 Q. Were the Holy See ever involved?
 19 **A. Absolutely. I involved the Holy See pre-emptively.**
 20 Q. What was the response from the Holy See?
 21 **A. The Holy See's response was that the restrictions I had**
 22 **him under were entirely appropriate, that they should be**
 23 **continued, and that if he didn't obey the restrictions**
 24 **I'd placed him under, he should be dismissed from the**
 25 **monastic life.**

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1 Q. In a letter to St Luke's Centre -- I think this is at
 2 volume D, divider D37, AAT000357_001 -- I can't actually
 3 see it very well. Do you remember characterising him as
 4 predatory and guilty of grooming?
 5 **A. Yes.**
 6 Q. I think you also expressed the view:
 7 "Sooner or later, we will receive a complaint which
 8 indicates that F27 engaged in homosexual activity with
 9 adolescent boys during their time at the college", and
 10 said:
 11 "Sadly, my predecessors in the abbatial office did
 12 not follow any of the processes laid down in canon law
 13 to deal with the behaviour this man displays. It has
 14 fallen to me to follow these processes ..."
 15 What did you mean by that?
 16 **A. I mean that canon law requires you to issue a warning to**
 17 **somebody if you are intending to take canonical action**
 18 **against them to dismiss them from the monastic life.**
 19 **You can't just dismiss somebody unless you have**
 20 **overwhelming evidence of a canonical offence. We had**
 21 **never had overwhelming evidence of a canonical offence,**
 22 **so therefore, we were in a situation where I had to warn**
 23 **him in such a way that, if anything happened at all,**
 24 **I was entitled to immediately dismiss him.**
 25 Q. This letter refers to letters from Dr Seymour Spencer

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1 dating back to 1976 and 1979. Did you have those
 2 letters?
 3 **A. If I have referred to them, I suppose I did have them.**
 4 Q. What was your view of the approach that had been taken
 5 by Abbot Wright, Abbot Timothy and Dr Reilly who had
 6 carried out an assessment of F27 years before?
 7 **A. Yes. Abbot Timothy was also deeply concerned by F27 and**
 8 **in fact forced him into a position where he had to**
 9 **undergo a risk assessment, basically, confronted him**
 10 **with what he had heard from one of the complainants and**
 11 **insisted he had to have a risk assessment, which he had,**
 12 **and that was the first positive step forward in trying**
 13 **to bring this man to book, if you see what I mean.**
 14 Q. Did he undergo a further risk assessment in 2015?
 15 **A. He did.**
 16 Q. With what result?
 17 **A. Confirmation of the previous risk assessment.**
 18 Q. Given the concerns expressed, were any steps taken to
 19 ensure that safeguarding measures remained in place
 20 following the police decision to take no further action
 21 against F27 in 2015?
 22 **A. He's still under a covenant of care. The entire**
 23 **community knows of his situation. It is one of**
 24 **the things that I have also done, to make sure he is**
 25 **monitored at all times.**

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1 **The view of the statutory authorities, I believe,**
 2 **certainly until I was -- I have been absent from the**
 3 **abbey, was that we were better able to monitor him in**
 4 **the abbey than would be the case if he was dismissed**
 5 **from the abbey and basically a free agent.**
 6 Q. So, as far as you're aware, and certainly when you were
 7 last resident at the abbey, was he still there?
 8 **A. Yes.**
 9 **MS KARMY-JONES: Would that be an appropriate point for the**
 10 **afternoon break?**
 11 THE CHAIR: Yes, we will take our break now, thank you.
 12 MR CHAPMAN: Madam chair, may I rise to say Ms Karmy-Jones
 13 has kindly touched upon some questions I was proposing
 14 to put to Father Cuthbert but there were more. I don't
 15 know whether she was proposing to go further. But if
 16 not, could I invite you to consider these questions over
 17 the adjournment?
 18 THE CHAIR: Ms Karmy-Jones, do you wish to say anything?
 19 MS KARMY-JONES: There are questions that were brought to
 20 our attention today. You have not had an opportunity to
 21 rule on them. I have had not a great deal of time to
 22 consider them, so I didn't want to launch into them.
 23 But it is perhaps right that you, chair, should consider
 24 them, as they are rule 10 application questions.
 25 THE CHAIR: Yes, indeed. They only arrived today.

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1 MR KELLY: Yes, and, for what it is worth, I just a short
 2 while ago had seen them and my instructing solicitor has
 3 made some observations which can go before you.
 4 MR CHAPMAN: Do you have them, madam chair? Do you have the
 5 questions?
 6 THE CHAIR: I believe I have received them late in the lunch
 7 hour.
 8 (3.11 pm)
 9 (A short break)
 10 (3.35 pm)
 11 MS KARMY-JONES: Chair, I understand that over the short
 12 break, you have had an opportunity to consider the
 13 questions raised by my learned friend Mr Chapman for C18
 14 to C19, and have ruled on the rule 10 application that
 15 some further questions around their points 1 and 2 may
 16 be asked, that question 4 may be asked, but I think on
 17 the balance the remaining questions are of no assistance
 18 to the panel, in summary. I believe that that has been
 19 communicated to my learned friends, and so I am going to
 20 pick up with that point, if I may.
 21 I asked you earlier, Father Cuthbert, about orders
 22 from Rome, and in fact you mention that in your
 23 statement. At paragraphs 59, 63 and 80 you mention that
 24 the Holy See has the power to issue orders in individual
 25 cases. Is an order something that must be obeyed?

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1 **A. I believe so.**
 2 Q. Have you ever received an order from the Holy See in
 3 respect of an individual case?
 4 **A. I don't think so.**
 5 Q. Have you ever been aware of any document from Rome that
 6 recommends the destruction of documents damaging to
 7 a monk suspected or known to have committed child abuse?
 8 **A. No.**
 9 Q. Can we just have a look -- I am given this reference --
 10 if we can, at BNT002342_013.
 11 From Abbot Christopher Dillon:
 12 "Dear Charles,
 13 "Thank you very much for digging into the past. It
 14 makes painful reading and I shall destroy what is
 15 specifically damaging ..."
 16 Can we put that down, please? In respect of one
 17 particular monk, I'm afraid that we may have to pause.
 18 I am told that the person named accepted a caution, but
 19 still, out of an abundance of caution, if I can clarify
 20 that.
 21 I am just going to call the document up in another
 22 way.
 23 Could I ask for a restriction order, just in case?
 24 THE CHAIR: Yes, I make that order.
 25 MS KARMY-JONES: There are two individuals of the same name

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1 in the course of these proceedings, and just out of
 2 caution, if we could ensure that.
 3 You saw the tenor of the document?
 4 **A. I did, yes.**
 5 Q. Were you ever aware of any such document from Rome
 6 recommending the destruction --
 7 **A. No.**
 8 Q. -- such destruction?
 9 Madam chair, members of the panel, we will look at
 10 the document and it can be produced and brought up
 11 tomorrow in a suitably redacted form, if necessary, so
 12 that the point can be made on behalf of Switalskis and
 13 my learned friend.
 14 Turning to Gregory Carroll, you have already told us
 15 something about Gregory Carroll. Did you say he was
 16 living on the Ampleforth campus when you were appointed,
 17 or not?
 18 **A. He was, yes.**
 19 Q. In 2005, a psychological report was prepared for him.
 20 Were you involved in instructing Dr Peter Pratt or
 21 Susie Sheldrake in that?
 22 **A. I can't remember. I think it was probably before my**
 23 **time. But I can't remember.**
 24 Q. It was September 2005?
 25 **A. So it was in my time, so I must have been.**

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1 Q. Do you recall having any involvement in
 2 Gregory Carroll's sentencing hearing?
 3 **A. I wasn't there.**
 4 Q. Were you aware of any further allegations of abuse that
 5 had been made against Carroll in respect of his time in
 6 Workington in 2003?
 7 **A. Yes. They became known to us after -- I think after the**
 8 **court case, I think.**
 9 Q. Did Carroll go to live at Plantation House on
 10 Ampleforth's site?
 11 **A. He did.**
 12 Q. That was after his release from prison?
 13 **A. Indeed, with the full agreement of the statutory**
 14 **authorities.**
 15 Q. What safeguards did you put in place?
 16 **A. A covenant of care and a minder to watch over him. And**
 17 **a separation from the main campus. It's separate.**
 18 Q. I won't bring up documents, but there is correspondence
 19 between yourself and the Department of Education in 2012
 20 that suggests that arrangements were not reviewed after
 21 2007. Does that sound correct to you?
 22 **A. Were not reviewed?**
 23 Q. Were not reviewed after 2007 and before 2012.
 24 **A. I'm surprised.**
 25 Q. Concerns were also raised about monks, such as Carroll

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1 and F18 and another named, residing in the abbey because
 2 of its proximity to the school. Can you remember the
 3 Department of Education correspondence around that?
 4 **A. Yes.**
 5 Q. What did you do as a result of it?
 6 **A. We asked to speak with the Department for Education and**
 7 **try to put the case that sometimes the living of**
 8 **the monastic life with full knowledge of the community**
 9 **and proper oversight of the pupil concerned actually**
 10 **represented a safer environment for all children than**
 11 **simply ridding oneself of the problem, as you might say.**
 12 **The Department for Education listened carefully to what**
 13 **we had to say, reviewed it with political masters and**
 14 **came to the conclusion that they did not agree, and we**
 15 **then immediately complied with their request to us to**
 16 **remove these people from the Ampleforth campus.**
 17 Q. Before they were removed, had any steps been taken to
 18 keep them apart from each other?
 19 **A. No.**
 20 Q. Carroll, I believe, went to Pluscarden Abbey?
 21 **A. Pluscarden, yes, he did.**
 22 Q. Was full disclosure made when he went?
 23 **A. Absolutely.**
 24 Q. Allegations were made there?
 25 **A. Yes, indeed.**

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1 Q. Were there efforts to return him to Ampleforth after
2 that?
3 **A. No.**
4 Q. It wasn't after the intervention of the Department for
5 Education that a residence was purchased for him?
6 **A. I think the sequence is a little bit inaccurate there.**
7 **The Department for Education made their ruling. He then**
8 **went to Pluscarden. At Pluscarden, he tried to**
9 **propose a younger monk. I warned him -- I was**
10 **called. I warned him that this constituted an offence**
11 **and that I would dismiss him from the monastic life. He**
12 **repeated the offence. I therefore undertook proceedings**
13 **to dismiss him from the monastic life and it was at that**
14 **point that I brought him back to reside, firstly, in**
15 **York, and then, having obtained his dismissal, he then**
16 **was parted from the community and lived elsewhere in**
17 **a house that we had purchased for him.**
18 Q. Can you recall F40?
19 **A. I'm afraid I can't.**
20 Q. There was at one stage a suggestion that the school had
21 been involved in a coverup around F40 and complainant
22 A60, whose father became involved with the school. A60
23 subsequently, I think, committed suicide?
24 **A. Okay. Yes, I think -- I think I know who you are**
25 **talking about.**

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1 Q. Were you involved in that case in any way?
2 **A. If I have got the case correct, there was first**
3 **allegations of --**
4 Q. Just bear in mind the ciphering process.
5 **A. Yes. I'm just trying to -- hmm.**
6 Q. It is all right. I'm not going to press you on that at
7 the moment.
8 **A. I'm just not sure who I'm talking about, to be**
9 **absolutely sure, to be honest.**
10 Q. I am asked if the name can be passed to him, chair. If
11 you are content that the name be passed, that might
12 assist. (Handed)
13 **A. Thank you.**
14 Q. Does that ring a bell?
15 **A. Yes.**
16 Q. Were you involved in that matter at all?
17 **A. The matter was referred to Father Francis Davidson when**
18 **he was the safeguarding coordinator and immediately**
19 **passed to the police. Thereafter, the matter rested**
20 **with the police.**
21 Q. Do you consider that Ampleforth failed in its protection
22 of children in respect of that matter, or that child?
23 **A. I don't think so, but I -- the facts were never**
24 **established because of the tragic suicide of the person**
25 **concerned.**

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1 Q. Can you give us some details of your dealings with the
2 David Lowe case?
3 **A. I had no dealings with the David Lowe case. I was**
4 **informed that an allegation had been made in the debrief**
5 **after Operation Ellipse and the fact that the police had**
6 **decided not to pursue anything at that stage. I was**
7 **then told when the investigation had begun again,**
8 **I think after complaints in London.**
9 Q. The case of F30.
10 **A. I'm really sorry ...**
11 Q. You don't recall that one?
12 **A. No, I don't know who F30 is.**
13 Q. You have been quoted as saying that Ampleforth's
14 approach between 1995 and 2006 was inconsistent and
15 that, "many of our practices before 1995 would be
16 indefensible in the light of today's standards". Can
17 you help us with that?
18 **A. Well, 1995 was the Bernard Green arrest and trial, and**
19 **I think that 1995 represents a very significant**
20 **watershed when, for the first time, the safeguarding**
21 **authorities, statutory authorities, were called in to**
22 **deal with a case. There may be some criticism about how**
23 **promptly they were called in, but they were called in,**
24 **and that's a very important shift, I believe. Before**
25 **1995, I do not think that our practices would pass**

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1 **muster.**
2 Q. Knowledge of the Stroud treatment centre. What was the
3 Stroud treatment centre?
4 **A. It was a centre run by the Servants of the Paraclete**
5 **which dealt with a variety of different addictive**
6 **diseases, ranging from substance abuse in its various**
7 **kinds through to sexual problems, including child sexual**
8 **abuse.**
9 Q. Who decided to send monks there?
10 **A. I believe that the abbot did, in the cases that I know**
11 **of.**
12 Q. Did you ever have any dealings with the Stroud centre?
13 **A. I visited Stroud on a couple of occasions with respect**
14 **to Father Bernard on at least one occasion and F95, but**
15 **not any more than seeing the people concerned there.**
16 **I wasn't responsible for referring people there.**
17 Q. Do you consider that the case of F95 was adequately
18 managed?
19 **A. I think so.**
20 Q. When you became abbot, were you made aware of F95's
21 history?
22 **A. I was.**
23 Q. And the various assessments that had been made of him,
24 including the reports of Elizabeth Mann and
25 Royston Williams, both of which suggested he was

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1 a potential risk?
 2 **A. I'm not sure about that.**
 3 Q. Was F95 allowed to remain in a school environment?
 4 **A. No.**
 5 Q. Were safeguards put into place for him --
 6 **A. Yes.**
 7 Q. -- at the monastery?
 8 **A. Yes.**
 9 Q. Was he allowed to remain at the monastery?
 10 **A. Yes.**
 11 Q. Was it discovered he'd been accessing pornography on the
 12 school computer system?
 13 **A. I'm not aware the school computer system. I'm only**
 14 **aware of the monastery computer system.**
 15 Q. It may be my mistake. Did that include searches
 16 including the word "boy"?
 17 **A. I don't know.**
 18 Q. There was a Department of Education meeting
 19 in November 2012. This is at AAT000006. In that
 20 meeting, you said that safeguarding has the highest
 21 priority within our organisation, at 2.1:
 22 "The safeguarding of your people in our care is
 23 always our highest priority."
 24 I think it may not be the correct reference. But
 25 the quote I'm given is:

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1 "Safeguarding has the highest priority within our
 2 organisation. The safeguarding risk register summarises
 3 all the actions taken across the organisation to keep
 4 young people safe. We believe that Ampleforth Abbey and
 5 College has excellent safeguarding arrangements in place
 6 which keep pupils, staff and members of the monastic
 7 community safe."
 8 Do you maintain that view following the evidence of
 9 Eileen Shearer? Did you hear the evidence of
 10 Eileen Shearer?
 11 **A. I didn't.**
 12 Q. Do you maintain the view following the evidence of
 13 a young woman called A30 in relation to Dara De Cogan?
 14 **A. Dara De Cogan.**
 15 Q. Did you hear her evidence?
 16 **A. I certainly did, yes. I think I'm right in saying that**
 17 **her time in the school coincides with my beginning as**
 18 **abbot, in about 2005, and in 2005 there was**
 19 **a considerable journey to be made in trying to establish**
 20 **some strong culture in the school, and we have worked**
 21 **consistently since 2005 to establish a culture that is**
 22 **strong.**
 23 **On the other hand, as is painfully obvious, that**
 24 **young woman was abused by somebody who was employed by**
 25 **us, and that must raise questions about where the**

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1 **shortcomings were and what we are going to do to improve**
 2 **things.**
 3 **Perhaps I can take this opportunity of publicly**
 4 **apologising to that young woman for what has happened to**
 5 **her. It should never have happened. It was quite,**
 6 **quite wrong.**
 7 Q. I think it was a little later than 2005.
 8 **A. That the abuse took place?**
 9 Q. Yes.
 10 **A. But I think --**
 11 Q. 2010.
 12 **A. Forgive me, I think she entered the school in 2005, and**
 13 **if I have got this correct -- and I may not have done --**
 14 **I think that the grooming began almost immediately. But**
 15 **I may be wrong about that.**
 16 Q. Around 2007 to 2010.
 17 **A. Okay.**
 18 Q. After a little time at the school.
 19 **A. Yes.**
 20 Q. She said in her evidence, when asked about child
 21 protection and how it was exercised during her time at
 22 Ampleforth:
 23 "I think that it was very poor. The focus seemed to
 24 be almost entirely on box ticking, filling out forms,
 25 getting the paperwork done, the bureaucracy. Therefore,

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1 everything on the surface looked fine if everything was
 2 written down and properly presented. But it meant that
 3 nobody ever looked beneath the surface, nobody saw
 4 properly what was going on, and it also meant that
 5 people could ignore much more easily any inkling that
 6 they had that something suspicious might be happening,
 7 because if they had the form, then, 'No, we have the
 8 form, it's all fine!.'
 9 **A. I understand, I think, why she feels that way. My only**
 10 **observation would be that, when you are trying to create**
 11 **a culture, you have to put in place building blocks, and**
 12 **your building blocks, especially when you are starting**
 13 **from not a very high threshold, may well involve**
 14 **procedures and paperwork that seem tedious and boring,**
 15 **but you can hold people to account for procedures and**
 16 **paperwork and, when they don't do the procedures and the**
 17 **paperwork, you can challenge them, whereas it is much**
 18 **more difficult to challenge something as nebulous, if**
 19 **you will forgive me for saying so, as a culture.**
 20 **Sadly, you only know that your culture is actually**
 21 **firmly in place and strongly embedded when somebody**
 22 **reports something to you that is about to happen or is**
 23 **happening. That is one of the tragedies about culture.**
 24 **So I hear what she says, but I don't think that it**
 25 **is the whole story.**

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1 Q. She went on to say:
 2 "It was very paperwork based, but nothing
 3 underneath, and Dara used that very much to his
 4 advantage. He could recite the child protection policy
 5 verbatim. He knew what to write down, when to write it,
 6 who to send it to, and he would talk about this quite
 7 openly. With me he was quite boastful and even the
 8 other members of staff commented on the excessive amount
 9 of paperwork that was required for not just child
 10 protection, but anything to do with health and safety or
 11 safeguarding, and the general consensus amongst other
 12 members of staff was that senior management who were in
 13 charge of this would issue the rules, but they didn't
 14 really know what the running of the school was really
 15 like, what was really going on."
 16 She said:
 17 "I think it's very sad that something like this
 18 could have happened because there was so much focus on
 19 bureaucracy. The real issues were really missed. They
 20 shouldn't have been missed so easily. You can have
 21 a cunning perpetrator, but you should, and places do,
 22 have policies in place to stop this from happening."
 23 Is there anything you'd like to observe about that?
 24 **A. Only that I believe that -- and, as you know, I have**
 25 **been away from the abbey now for some 68 weeks, but**

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1 **I believe that in the interim there has been a "lessons**
 2 **learned" exercise, and I believe that work has been**
 3 **undertaken to try to address the point that she is**
 4 **making.**
 5 Q. She also made the point that child protection had become
 6 much less, in her experience, about what was best for
 7 the child and much more of a focus on what the school
 8 should do if a false allegation of any type, or any type
 9 of allegation, were made, so the balance had tipped into
 10 the protection of the school and potentially an alleged
 11 perpetrator, rather than the protection of the child.
 12 Would you agree with that statement?
 13 **A. No, I wouldn't.**
 14 Q. She also said it was much more an atmosphere of fear
 15 than an atmosphere of caring and commonsense?
 16 **A. I'm very sorry to hear that.**
 17 Q. What support is provided for victims of abuse committed
 18 by monks, teachers and other staff associated with
 19 Ampleforth?
 20 **A. That is an area where we still need to develop**
 21 **considerably. I think I was starting to see victims of**
 22 **abuse in about 2009, but not terribly satisfactorily.**
 23 **Things changed in probably 2014. I'm sorry, I lack**
 24 **a cipher number for something that happened, for a dead**
 25 **monk in a parish in Leeds. This is when I first started**

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1 **to engage with survivors in a different kind of way.**
 2 Q. Yes.
 3 **A. It probably isn't essential. The point I wanted to make**
 4 **was, when I first tried to see survivors, they often**
 5 **insisted that I saw them alone. That was very**
 6 **unsatisfactory. With my lay safeguarding coordinator,**
 7 **what has now tended to happen is that, if they want to**
 8 **see me, I see them with him and with a worker from**
 9 **something like Victim Support, and that has been a very**
 10 **much more satisfactory process, and I have to say that**
 11 **it took a little time to persuade our insurers that this**
 12 **was something that we could do. To start with, they**
 13 **were always very concerned that I would admit liability.**
 14 **But bit by bit, that has been overcome, and we have now**
 15 **been seeing survivors, but I have to say that that's**
 16 **right at -- we are right at the beginning of a process**
 17 **that needs a lot more development, and I do recognise**
 18 **that you don't really understand the full horrors of**
 19 **child abuse until you have actually listened to somebody**
 20 **who has been abused.**
 21 Q. Have offers been made of financing for counselling and
 22 other forms of compensation?
 23 **A. Yes.**
 24 Q. Have those been made on condition of no responsibility
 25 being placed upon Ampleforth?

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1 **A. We have only made one in recent years, and that wasn't**
 2 **taken up, eventually. So -- I don't think there were**
 3 **any -- I don't think there were any gagging clauses in**
 4 **it. I think it was a straightforward offer.**
 5 Q. I'm going to move to a conclusion now, and go to some
 6 matters of a little sensitivity. It is right to say
 7 that you, too, have been the subject of allegations of
 8 child sexual abuse; is that correct?
 9 **A. Yes.**
 10 Q. Those matters have been investigated by the police and
 11 have resulted in no charges being made against you?
 12 **A. Yes.**
 13 Q. The police having judged that the evidential threshold
 14 was not passed?
 15 **A. Correct.**
 16 Q. You have been subject of an internal investigation that
 17 is ongoing; is that right?
 18 **A. Yes.**
 19 Q. Because it is ongoing, we perhaps should limit how much
 20 is said about that.
 21 Based on your experiences -- first of all, what were
 22 the safeguarding measures put in place when the
 23 allegations were made against you?
 24 **A. The police said at the time that there was no reason why**
 25 **I should step aside from my office as abbot and there**

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1 was no particular reason why I should do anything
 2 differently, to start with.
 3 I pointed out that this was not the church's policy,
 4 and that I was required to step aside with immediate
 5 effect, which I did.
 6 I transferred my powers as the superior of
 7 the monastery to the prior. The prior met with the
 8 council and asked me to leave the monastery the
 9 following day. I went first to stay with my sister, and
 10 then, when she was going on holiday, I went to another
 11 monastery, which was fully briefed with full disclosure
 12 of everything that had been said about me, and I am
 13 living the monastic life there at the moment, and I have
 14 been doing that for the last 68 weeks.
 15 Q. Has the Catholic Church or CSAS been involved in the
 16 investigations?
 17 A. After 11 weeks --
 18 Q. Internal investigations.
 19 A. I believed CSAS has been involved. The investigation is
 20 carried out by the diocese of Salford.
 21 Q. In terms of your experience of being investigated, have
 22 you formed any views that would assist this inquiry as
 23 to investigations into such offences?
 24 A. I think I have. The police investigation was swift,
 25 comparatively speaking. It was 11 weeks. The police

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1 were courteous, concerned with the welfare of everybody
 2 involved in that investigation, and I think they worked
 3 through the matter as comprehensively as they could.
 4 There's something of a contrast with the church
 5 investigation, which has been going on now for at least
 6 55 or 56 weeks. It is a very lengthy process. I am not
 7 entirely clear about the allegations that are being
 8 investigated because they have shifted. I have been
 9 required to be alone when I am interviewed, which was
 10 not the case with the police investigation, which I have
 11 found very stressful. I was told that it was unlikely
 12 that I would be honest if I had somebody with me.
 13 I have had, in effect, two psychosexual assessments.
 14 I'm not sure of the qualifications of the person
 15 carrying out the first. It was certainly a very
 16 different experience to the second, which was carried
 17 out by a professional. The first was much more
 18 difficult. The second was, I felt, very clear and
 19 concise. And I have had no access to the papers on
 20 which my case is being judged. I have been unable to
 21 have these papers so I can reflect calmly and carefully
 22 on what's being said and receive appropriate legal
 23 advice, and so I think there is something of a contrast
 24 between the two processes.
 25 Q. So what would your comment be, or what observation would

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1 you wish to make about the safeguarding process and how
 2 it might be improved, from your experience?
 3 A. Yes, I wondered whether you would ask me that. I think
 4 my own view is that the kind of skills and the kind of
 5 talents which you need to investigate this kind of
 6 situation well are unlikely to be found in every single
 7 diocese. The diocese is too small a structure to have
 8 the finance available to do this. I think that probably
 9 needs to be reframed on a provincial or national basis,
 10 and I think the process itself needs some fairly careful
 11 re-examination.
 12 I think, finally, that accountability probably needs
 13 to be to some kind of board with a wide-ranging and
 14 appropriate membership, because one of the things that
 15 I have learnt from these past years at the abbey when
 16 I have been trying to deal with safeguarding is that
 17 it's wrong to put the burden of safeguarding onto one
 18 person's shoulders, and, actually, you're in a much,
 19 much better position in terms of making a right decision
 20 when you have access to social services and the police
 21 and so on.
 22 So I certainly have found -- I hope that we have
 23 improved over these last years at the abbey, and I have
 24 certainly found the involvement of the statutory
 25 authorities an immense help. And I have also found the

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1 inspections by such bodies as Ofsted and ISI very
 2 important staging posts in making sure that we are
 3 somehow in tune with what is being required nationally.
 4 Q. A final question: do you have any final comments or
 5 observations that might assist the chair and the panel
 6 in their deliberations?
 7 A. I think probably just three things. I have really tried
 8 very hard to make sure that the child comes first.
 9 I know it almost goes without saying, but the child must
 10 come first. That's the first thing I wanted to say.
 11 The second thing I wanted to say is that I do not
 12 believe that we have yet really grasped the importance
 13 of engaging with survivors of abuse. I don't think that
 14 is just Ampleforth Abbey, I think that is probably more
 15 widespread. Engaging with survivors, I have found it --
 16 I find it enormously distressing, but it has really told
 17 me something about what people suffer when they are
 18 abused as children, and I don't think there's any way
 19 that you can actually begin to grasp what people suffer
 20 until you have actually listened to what people are
 21 telling you.
 22 And then the last thing that I would like the
 23 opportunity to do, which is probably too late in one
 24 respect, I would like to apologise both personally and
 25 as the abbot of the community for the abuse that young

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<p>1 people have suffered from monks and from lay people who 2 should have protected and cared for their well-being. 3 I am so very deeply sorry that people have been hurt by 4 the very people who were entrusted with their care. 5 I know my QC said this right at the beginning, that we 6 would work as hard as we could to try and make sure that 7 this doesn't get repeated. That may sound a little 8 hollow after the Dara De Cogan affair, but I want to 9 repeat it: we will work as hard as we possibly can to 10 learn from every adverse event and to try to ensure that 11 this does not happen again. 12 MS KARMY-JONES: Thank you. I don't know if, chair or 13 panel, there are any questions that you have for 14 Father Cuthbert, but I have no more. 15 THE CHAIR: No. Thank you, we have no more questions for 16 you. Thank you very much, Father Cuthbert. 17 I appreciate it has been a long day. 18 MR RUCK KEENE: Chair, there were some additional questions 19 which my core participants did wish to be put. 20 I appreciate this is now very late. This was a rule 10 21 application that I was instructed to make a matter of 22 minutes ago. They have been sent through to the 23 solicitor to the inquiry, but I don't know whether there 24 is any chance that they could be considered. There were 25 only four questions.</p> <p style="text-align: center;">Page 133</p>	<p>1 (read) 2 3 Statement of MS SUSIE HAYWARD (read)19 4 5 ABBOT CUTHBERT MADDEN (sworn)36 6 7 Examination by MS KARMY-JONES36 8 9 Application by MR KELLY64 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25</p> <p style="text-align: center;">Page 135</p>
<p>1 MS KARMY-JONES: I'm just being shown them now. I don't 2 know whether it would assist if we just consider them 3 before Father Cuthbert goes. 4 I don't know, chair, whether you have them, but 5 I can read them. 6 THE CHAIR: No, we don't, and I'm not inclined to take them, 7 but I am very happy to accept them in writing and we can 8 take it from there. 9 MR RUCK KEENE: Chair, I'm happy to leave it at that, that 10 they are taken in writing. 11 MS KARMY-JONES: I think, looking at them, that may be the 12 appropriate way of dealing with them. 13 THE CHAIR: Thank you. That concludes today's hearing. 14 (4.13 pm) 15 (The hearing was adjourned to 16 Wednesday, 6 December 2017 at 10.30 am) 17 18 19 I N D E X 20 21 Housekeeping1 22 23 Statement of RC-A154 (read)3 24 25 Statement of FATHER DOMINIC MILROY12</p> <p style="text-align: center;">Page 134</p>	

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