

**ABUSE IN CARE ROYAL COMMISSION OF INQUIRY
MARYLANDS SCHOOL**

Under The Inquiries Act 2013

In the matter of The Royal Commission of Inquiry into Historical Abuse in State Care and in the Care of Faith-based Institutions

Royal Commission: Judge Coral Shaw (Chair)
Ali'imua Sandra Alofivae

Counsel: Ms Katherine Anderson, Mr Simon Mount QC, Ms Kerry Beaton QC, Ms Jane Glover, Ms Anne Toohey, Ms Kima Tuiali'i, Ms Julia Spelman, Mr Winston McCarthy, Ms Echo Haronga, Mr Michael Thomas and Ms Kathy Basire for the Royal Commission
Ms Rachael Schmidt-McCleave, Ms Julia White and Mr Max Clarke-Parker for the Crown
Ms Sonja Cooper, Ms Amanda Hill, Mr Sam Benton, Ms Alana Thomas and Mr Sam Wimsett as other counsel attending

Venue: Level 2
Abuse in Care Royal Commission of Inquiry
414 Khyber Pass Road
AUCKLAND

Date: 10 February 2022

TRANSCRIPT OF PROCEEDINGS

1 **Lunch adjournment from 1.06 pm to 2.19 pm**

2 **CHAIR:** Kia ora Ms Haronga.

3 **MS HARONGA:** Tēnā koe Madam Chair. Tuia te whānau mārama e tū nei. Tuia te whenua
4 pūtake e takoto nei. Tuia te makui tāngata e tōpū nei. Tui, tui, tuituia. E mihi ana ki ō tātou
5 tini mate, koutou kua whetūrangitia ki te korowai o Ranginui. Āpiti hono, tātai hono, rātou
6 kua wehe atu ki te pō. Āpiti hono, tātai hono, tātou e tū ana ki te ao. Hei te Kaiwhakawā
7 tēnā koe. Ki ngā Kaikōmihana katoa, enā noho mai ki te taumata, e mātakitaki ana rānei, e
8 mihi ana ki ā koutou. E tika ana ki a mihi a koutou, e tika ana ki a mihi a tātou, koutou kua
9 tātai mai nei i tēnei rā, i mātakitaki mai mā runga i te ipurangi rānei.

10 Tēnei te mihi ana ki a koe, Darryl. He uri o ngā Moriori kei Rēkohu kua tae mai
11 ki te Kōmihana. E mihi ana ki ō whānau e ngā tāngata tauawhi. E mātakitaki ana rātou i tō
12 kōrero kia tautoko ki a koe. Nō reira, tēnā koutou, tēnā koutou, tēnā koutou katoa.

13 Madam Chair, I have begun by acknowledging the celestial bodies above us, the
14 whenua which lies below us and the people gathered here. Importantly for Darryl
15 I acknowledge our tini mate, those who have passed on and reside close to us in our
16 memories or as stars in the cloak of Ranginui above us. Of course I also acknowledge the
17 Commissioners, those in the audience able to join us in person or watching on the
18 livestream.

19 Madam Chair, it is my privilege to introduce Darryl Smith to the Commissioners
20 this afternoon. Darryl, I also acknowledge you, those who are supporting you, Ms Hill,
21 nice to see you back, both here in the room with us and those who are here in spirit,
22 particularly your father whose tragic loss came last month.

23 I also acknowledge your whakapapa connection to the Moriori people of the
24 Chatham Islands, a connection you have recently discovered. Darryl, as we've spoken
25 about, Madam Chair will take your affirmation and then you'll have an opportunity to
26 introduce yourself.

27 **CHAIR:** Kia ora. Darryl, thank you for coming. I appreciate this is really hard, a difficult thing
28 to do, but I also appreciate your determination. It's all right. Hold on tight and we'll get
29 through this together, all right? Thank you Annie, thank you for coming and thank you for
30 holding on to him. Darryl, let's quickly just – I'll just read the affirmation, all you have to
31 do is say yes, all right?

32 **SURVIVOR:** Okay.

33 **DARRYL WILLIAM SMITH (Affirmed)**

34 **QUESTIONING BY MS HARONGA:** Tēnā koe Madam Chair. Tēnā koe Darryl. So you know

1 you've completed a written statement already for the Royal Commission and that has been
2 read by the Commissioners and it outlines the abuse you experienced at Marylands School.
3 We understand in this room here it's your preference not to discuss that in detail.

4 A. Yes.

5 **Q.** That's all right.

6 A. I don't want to retraumatise.

7 **CHAIR:** We respect that.

8 **QUESTIONING BY MS HARONGA:** We respect that, Darryl. So I also note for those
9 watching and for the Commissioners listening that your preference is to discuss the wider
10 topics, your experience. Do you want, before we get into those topics, do you want to
11 introduce yourself and your background?

12 A. Yes, I do. My name is Darryl Smith, I'm an author and advocate against child abuse, a
13 New Zealand ambassador for the NAASCA, that's the National Association of Adult
14 Survivors of Child Abuse worldwide, yeah, and –

15 **Q.** Keep going, but keep your speed –

16 A. – I represented New Zealand in 2019 in the Vatican summit on child abuse, so it was a big
17 hard step for me back then, yeah. Still fighting for the right of children, yeah.

18 **Q.** Thanks Darryl. So the topics you have identified you want to discuss are how you came to
19 be at Marylands School, the environment and neglect you observed and experienced at
20 Marylands School, the barriers you encountered trying to disclose your abuse?

21 A. Yeah.

22 **Q.** The impacts of that abuse that you suffered, you want to talk a little bit about the redress
23 process that you went through?

24 A. Yes.

25 **Q.** You've got some comments on what the New Zealand Police might do for survivors of
26 abuse, and importantly some sharing information you've got about your recovery?

27 A. Yeah.

28 **Q.** And your opinions about transformative change that this Commission might want to take
29 into account?

30 A. **[Nods].**

31 **Q.** So we're going to go through each of those slowly in your own time. It's lot to get through
32 but we've got the time, okay?

33 A. Yeah.

1 **Q.** And you know if we need to take break at any moment?

2 **A.** I'll let Annie know.

3 **Q.** You just let us know.

4 **CHAIR:** Just let Annie know and we'll stop.

5 **QUESTIONING BY MS HARONGA CONTINUED:** So we're just starting right back at the
6 very beginning, was your immediate family Catholic?

7 **A.** No.

8 **Q.** And did you have any experience of Catholicism before you went to Marylands School?

9 **A.** I think I told you that my grandmother took us to a Catholic thing but Marylands was never
10 brought up into it, I was about five I think, probably younger, I was forced to read
11 something, I ended up crying and they had to go – I couldn't stop crying so they had to go
12 and get me, put me back with my grandmother and that was the end of that. Never went
13 back there again.

14 **Q.** And was that your only experience of the Catholic faith?

15 **A.** Yes, that was the only experience before Marylands, yeah.

16 **Q.** And we're just going to ask you a bit about your learning disability. When did you first
17 become aware of your learning disability?

18 **A.** I got told by everybody else, it's like from the State from the church from anyone else that I
19 had a problem.

20 **Q.** And when did you first become aware?

21 **A.** Well, when I went to Russley Primary School, this is before Marylands, my younger
22 brother, who's 15 months younger than me, skipped class ahead of me and before that I was
23 his hero and after that I wasn't.

24 **Q.** That was how you came to understand?

25 **A.** Stand I was special needs, yeah.

26 **Q.** Do you ever remember receiving a formal diagnosis about your disability?

27 **A.** Not really, I don't think so, but there's probably something there in State records but I don't
28 really know.

29 **Q.** Was anything ever explained to you by a parent or a medical staff?

30 **A.** No-one really explained anything to me, I mean as far as I was concerned I was silly, so
31 they didn't say nothing to me.

32 **Q.** And how did you come to be placed at Marylands School?

33 **A.** Ministry of Education, or Department of Education advised my parents to send me to

1 Marylands, because I was a problem at – I had a problem at the time running away and my
2 parents, of course, wanted to get help, and they went to see the Ministry of Education, of
3 course the Ministry of Education, I blame them thoroughly for this, that they advised my
4 parents to send me there, so it's not my parents' fault it's the Ministry of Education, the
5 State and the church for not being honest prior to this.

6 **Q.** And you understand that your parents placed you there by private enrolment?

7 **A.** Private enrolment, my parents paid the fees, not the State.

8 **Q.** And but you still say that the Department of Education has a role there?

9 **A.** They had a major role because they had advised my parents without checking out these
10 people thoroughly beforehand, so they had a duty of care over me.

11 **Q.** How long were you at Marylands?

12 **A.** For about nine months I think, because my father needed to take me out of there because
13 my father had two jobs at the time. So it wasn't cheap sending me to Marylands.

14 **Q.** Were there any other reasons why your father ended that arrangement at the school?

15 **A.** I can remember but I can't say it, I'm a bit upset at the moment.

16 **Q.** Of course that's fine, Darryl. So you arrived at Marylands as a 7 year old. Can you give us
17 your first impressions about the environment there and how you felt arriving?

18 **A.** Well, first I was separated from my parents and first I thought it was my fault and then it
19 was very scary because these old men were touching you all the time, touching your head,
20 your body, you know, that was really weird, touching you on the head, touching you on the
21 arm. I didn't know these people, I've never met these people before. And when they started
22 playing in another area I got real scared.

23 **Q.** Were you there full-time Monday to Sunday?

24 **A.** Monday to Friday I was home in the weekends.

25 **Q.** You mentioned in your statement you felt luckier than some of the other boys?

26 **A.** Yeah, because there was orphans there that couldn't go anywhere, there was State ward kids
27 that couldn't go anywhere, this is before I became a State ward, yeah.

28 **Q.** You just mentioned orphans there, do you remember any different treatment they received?

29 **A.** They were treated like rubbish, they were pushed – treated like – and family day happened
30 there when your parents turned up, the orphans were treated – they weren't allowed to talk
31 to the parents or see the parents, they were put somewhere else. They were separated.

32 **Q.** During family day they were separated?

33 **A.** Mmm.

1 **Q.** So there were two places at Marylands where you felt safer, I emphasise safer because
2 that's obviously relative to the abuse you experienced. Those places were the fish pond and
3 the farm?

4 **A.** Yes.

5 **Q.** Do you want to talk to us a little bit about the fish pond first?

6 **A.** The fish pond had trees, big bushes, to a little kid they looked like trees but they probably
7 weren't, big plants probably and had – there was a big carp in there we used to call Goldie.
8 I only remembered that recently actually, amazing what you remember. And we used to go
9 and hide behind them as smaller kids to get away from the bigger boys and the Brothers,
10 and it was my safe zone.

11 **Q.** What was special about the farm to you?

12 **A.** I love animals, very close to animals. I used to go around nicking the eggs from the ducks
13 and swapping them.

14 **Q.** And you liked the chickens too, right?

15 **A.** Chickens, I did the same with the chickens as well.

16 **Q.** How often did you go there to the farm?

17 **A.** Any chance I could.

18 **Q.** And –

19 **A.** Got caught you were in trouble because it was out of bounds. So a bit weird place, very
20 weird place.

21 **Q.** And this was a place you described in your statement as a place to hide?

22 **A.** Yeah, it was a good place to hide, there were a lot of bushes, a lot of trees, good place to
23 climb if you want to get away from something.

24 **Q.** I want to talk to you a little bit about your observations of how people of different
25 ethnicities were treated at Marylands and also people with disabilities as well. So we'll take
26 it one by one.

27 **A.** Okay.

28 **Q.** Part of your statement talks about hearing some racist terms being used.

29 **A.** Yeah.

30 **Q.** Can you talk to us a little bit about that?

31 **A.** Yes, I can, the Brothers used to call Māori or the Pacific Island boys there niggers and they
32 were very blunt about it, they were very blunt about the children and how they treated those
33 children, and I couldn't understand why, why they were treated any different. But they

1 were very nasty to them, I mean the word "nigger" came up quite a lot. I hope Sandra over
2 there, please, I hope you don't take offence by that, any other Māori here, I don't mean any
3 offence.

4 **COMMISSIONER ALOFIVAE:** Absolutely no offence and it's really important, Darryl, that
5 you feel that you can just express yourself as how you recall it.

6 A. Thank you.

7 **QUESTIONING BY MS HARONGA CONTINUED:** You're also just quoting the Brothers,
8 aren't you?

9 A. Sorry?

10 **Q.** You're quoting the Brothers there?

11 A. Yeah.

12 **Q.** Any other staff members other than the Brothers treat people with different ethnicities
13 differently that you remember?

14 A. Yeah, I do, but I'm not going to really go into it. I think the Māori thing about St John of
15 God Brothers when I was there, they were cruel to children, they weren't there to look after
16 you. As far as I'm concerned, I've been fighting them for 50 years and it's been a long fight,
17 but they know what they did to us.

18 **Q.** And thinking again about that group of children, the Māori and Pacific children but Māori
19 children specifically?

20 A. Māori children specifically they hated with a passion. European children were treated with
21 a wee bit of respect, but the Māori children were treated like dirt.

22 **Q.** And –

23 A. I remember one little boy there made to clean the toilet with his own t-shirt and then made
24 to put it back on again. I mean imagine that, faeces on a t-shirt and you're a little boy.
25 Māori little boy.

26 **Q.** Sticks in your mind?

27 A. He was in the same dorm as me and he was made to wear that t-shirt overnight, I just
28 remembered all that, yeah.

29 **Q.** And it was your belief that Māori and Pacific boys who received that treatment, they came
30 both as State wards or from family placements?

31 A. Yeah, both, both, I mean I'd like to reiterate my parents put me there, there were a lot of
32 other kids paid to put there, we weren't paid to be abused, we were paid to be looked after.
33 I'll use another word, I don't like using "abuse" anymore, I use the word "rape". I'd like to
34 interrupt to the commission here; we weren't abused, we were raped.

1 **Q.** Tēnā koe mō tēnā. Thinking about the State wards, do you have an opinion you want to
2 share about the State's responsibility towards Māori State wards at Marylands?

3 **A.** Well, I never saw anyone from State care there, it was just like they ran everything. I mean
4 we had lay teachers there, of course, but we had other people there, but never saw anyone
5 from the State. If the State was doing their job properly none of this would have happened.
6 I mean it wouldn't have happened. I mean unknowingly if you walked into a room and you
7 saw a little boy being fingered up the bum, pardon my French, or his penis being played
8 with or being sexually raped, you wouldn't want to see that carry on now, would you. So
9 the point is these people did cover it up and – yeah.

10 **Q.** That's you saying you don't remember any presence of the State. What about the State
11 obligation generally?

12 **A.** Well, the State obligation, they had a duty of care no matter what. This school was running
13 in New Zealand not in Africa or Pakistan or anywhere else. This is my country, these
14 people came from Australia, they're not a New Zealand organisation, they're Australian
15 organisation, they came here knowingly with their paedophile priest or Brothers, whatever
16 the heck they were, they came here knowingly to harm our children. And they trafficked
17 them across the ditch to different schools, and that's how we've got such a major problem
18 today. I'm talking from the heart because I know it, I've done the research. Sorry about
19 that.

20 **Q.** No, you're doing very well, Darryl, don't apologise at all, you're doing totally fine.

21 **A.** Yeah.

22 **Q.** The next topic – we're just making quite good time, what I've noticed here, so feel free if
23 you need a water or anything. The next topic we had was your disclosures of abuse and
24 you've tried to disclose your abuse at different places, but do you want to talk us through
25 the barriers you encountered?

26 **A.** Well, first of all I tried to tell my parents when I was young that I was being – when I was
27 home for one weekend I was being touched and I was told this doesn't happen and then I'd
28 get a hell of a hiding. And then of course sent back that Monday or that Sunday night and
29 it happened all over again. It's just a horror movie that you wouldn't want to watch, you
30 know?

31 **Q.** How did it feel, not being believed?

32 **A.** Oh, after they didn't believe me I just lost interest in my family full stop. I started running
33 away and getting into trouble even more. Made it worse for me, not better.

1 **Q.** Did you ever try to tell any of the Brothers at school?

2 **A.** Yes.

3 **Q.** How did that go for you?

4 **A.** Not good. More abuse, won't mention what happened, but you have a fair idea, Coral
5 Shaw, you have an understanding of that. The office wasn't a safe place with Rodger
6 Moloney at all, he was Prior of the school, it wasn't a safe place. By meaning not safe
7 I mean – I'll use something for an example in that. My – an older boy came to me and told
8 me I had a phone call from my grandmother to talk to me. There was no phone call, it was
9 rape in an office by Rodger William Moloney. I was 7 years old.

10 **CHAIR:** So the promise of a phone call to your grandmother?

11 **A.** No, from my grandmother.

12 **Q.** From your grandmother got you to the office?

13 **A.** Yeah, got me to the office under false pretence, yeah.

14 **QUESTIONING BY MS HARONGA CONTINUED:** Just –

15 **A.** Sorry.

16 **Q.** That's okay, Darryl, just sticking with the barriers to disclosure, can you give us a comment
17 as a survivor advocate and what you know of your experiences of trying to disclose the
18 abuse? Any comment about what barriers there might be for survivors with disabilities
19 trying to come forward?

20 **A.** Well, with a disability, I was told I had a disability all my life by evil and corrupt and
21 wrongly advised people that I was mentally challenged. Well heck, I've written books, I
22 don't think I'm that mentally challenged. The thing is, is my barrier was, was trying to get
23 them to listen to me. They said I was lying, the Police said the same thing on more than
24 one occasion when I was younger. It wasn't the first time I came forward. I'm
25 remembering stuff now, I've blocked out a lot of stuff. But when I reported it to the Police
26 of course I got the names wrong, and of course I never went to court, so I've never had
27 justice. This is my justice here now. I hope you guys can carry on getting justice for us.
28 Real justice.

29 **Q.** Just moving to talk about really your educational needs and whether they were met or not at
30 Marylands?

31 **A.** Never. Special needs, they go on about special needs, they wouldn't know about looking
32 after children, I mean they weren't teaching me anything. They were teaching me bad
33 habits, yeah, but that's about it.

1 Q. And how did they try to teach you?

2 A. Rape. Oh and the other one they threatened us with, "Oh be a good little boy and do this
3 because this is what God wants you to do." They used God to put fear into a child.

4 Q. You describe that later in your statement as leaving a spiritual scar?

5 A. Yeah.

6 Q. Just because you brought the memory up there, do you want to talk about that now?

7 A. Yes. I find that very offensive because here they are as a spiritual, especially a spiritual
8 organisation, a religious organisation looking after our mokopuna, all children, all walks of
9 life, and they're supposed to be there spiritually giving you spiritual strength, giving you
10 spiritual wellness, making sure you're healthy, everything above; there was none of that. If
11 they really wanted to be you healthy(sic) they wouldn't be sending me a priest from
12 Australia who'd already probably raped 20 or 40 children already, to send them to
13 Marylands where the Police have no idea, there was no passports back in those days, and sit
14 between the ditch and there was no Police checks. So...

15 Q. Just remember your speed Darryl.

16 A. Sorry?

17 Q. Just remember your speed.

18 A. I have had laryngitis, I haven't been very well so...

19 Q. You have to take care of your precious voice as well.

20 A. I might have another cough lolly.

21 **CHAIR:** Whatever you need.

22 **QUESTIONING BY MS HARONGA CONTINUED:** So it would be good for the Commission
23 to hear about how the Catholic religion was organised at Marylands. Did you have to go to
24 Mass?

25 A. I was forced to go to Mass and I'm non-Catholic.

26 Q. How often?

27 A. Three times a day.

28 Q. Can you describe kind of what happened at Mass?

29 A. I didn't want to go and I was told I had to and then I got a – I'm sure I would have got a
30 hiding because hitting children there was quite common. Yeah, once they started sexually
31 abusing me and stating the word God, that was it for me, I flipped, I started flipping out.

32 Q. Can you talk about that impact of that spiritual scar, that abuse happening in the religious
33 context for you?

34 A. Well, being very young I mean I had family who were religious already, my mother's great

1 uncle was a minister of the Baptist Church and we saw none of that in his church at all
2 when I was a child and it was all caring and loving. So, to them using God and fear was –
3 made me so uneasy after that. I couldn't trust anyone, the word "God" or "Jesus Christ" for
4 a very long time.

5 **Q.** Did you return to your spiritual side, or do you have a faith now?

6 **A.** I do now, yes.

7 **Q.** You have a faith now?

8 **A.** Yes, I do.

9 **Q.** How long did it take you to rebuild that relationship?

10 **A.** In the last 10 years, so it hasn't been very long.

11 **Q.** Not long since the relationship existed?

12 **A.** To Jesus Christ, yeah.

13 **Q.** But since your time at Marylands, how much time?

14 **A.** Well, I'm 50 – it's been – 50 years in the making, I'm 58 now, so it's been a very long time
15 in the making. So you might as well say 48 years of it has been non-believing in any entity
16 at all to believing in something. But the point is, is these people made us what we are, we
17 ended up with criminal records and what not because of it as well. That's something I also
18 want to address with the Royal Commission too. And with the State, you know?

19 **Q.** So just going back to the educational situation, were there other teachers around who
20 weren't Brothers?

21 **A.** Yes, there were, lay teachers.

22 **Q.** And do you have any –

23 **A.** And there was nuns too, sorry.

24 **Q.** Yeah, do you have any recollections about either the nun teachers or the lay teachers?

25 **A.** I remember the nun teachers, if you didn't get something right you got a ruler across the
26 hand. They were evil, pure evil, you wouldn't want to know them. Of course we called
27 them penguins behind their backs so that didn't help. They looked like penguins. I want to
28 start again, I want to – I used to have a cap gun and I used to go shooting at them.

29 **Q.** Do you remember any positive learning experiences?

30 **A.** Positive, no. I wouldn't call that whole experience in my life positive at all. It's very hard
31 to forget it.

32 **Q.** Exactly. Other than all of the teaching staff and the Brothers, was there anyone else in –

33 **A.** There was nurses there too.

- 1 **Q.** Do you want to talk about the nurse?
- 2 **A.** Yeah, you'd think she'd help me more, you'd think she would have reported it. I did
3 something to myself there, I fell down some set of stairs, I made sure I went down those
4 stairs, I've got scars on my head to prove it and they did nothing. But I'm sure she was
5 pretty supportive, she sounded supportive probably at the time, but – I hope I got the right
6 answer, I don't know.
- 7 **Q.** There's no right or wrong answers, Darryl.
- 8 **A.** I'm just mentally trying to remember myself about life.
- 9 **Q.** Yeah.
- 10 **A.** To me they had the duty of care even then. I mean I was at the stage I didn't even know
11 what suicidal was, but that was my way of trying to get away from the place. All I said to
12 the nurses "I want to go home, back to my parents."
- 13 **Q.** Were your emotional needs met in any way at Marylands?
- 14 **A.** Never.
- 15 **Q.** There was no-one there to support or comfort you if you were sad?
- 16 **A.** No. I wouldn't trust a priest if you paid me. The altar boys got it as well. We were picked
17 as altar boys but that's a different story, but I really would like to tell you, Coral Shaw and
18 Sandra, the boys at Marylands were chosen as altar boys and we were raped. So they say
19 there was no service there, they're lying. And that goes with the Catholic Church if you're
20 in the room. Sorry Catholic Church.
- 21 **Q.** So if there had ever been support or comfort extended to you from a Brother, would you
22 have accepted it or?
- 23 **A.** Sorry, say that again?
- 24 **Q.** If there had been any support or comfort given to you by a Brother, would you have trusted
25 that?
- 26 **A.** Well, as a little boy I mean I was quite trusting towards animals and people, I was only 7,
27 I mean it's not like I was an adult now where I'd go yeah right, whatever, go away you
28 paedophile, I'll call them what they are. I don't trust members of the Catholic Church and
29 still to this day. But back then no, I wouldn't go near one. But I was only a child,
30 remember that.
- 31 **Q.** Do you want to expand on that, Darryl, about –
- 32 **A.** Can I have a break please?
- 33 **Q.** Yeah of course.

1 A. Can I have a break please?

2 **CHAIR:** Absolutely, we'll come back when you feel like it, all right?

3 A. Yeah.

4 **Adjournment from 2.47 pm to 3.06 pm**

5 **CHAIR:** Okay?

6 A. Yeah, I'm feeling better.

7 **Q.** Good, and just feel free, any time you need a break we're more than happy for you just to
8 say so and we're happy to pop out until you feel better, okay?

9 A. Thank you for that. A good cup of tea helps.

10 **Q.** Nothing wrong with a cup of tea is there?

11 A. Cup of tea, good talk and a sing-along does help.

12 **Q.** Okay.

13 A. If you could hear us, it was quite funny.

14 **Q.** That's good to hear.

15 **QUESTIONING BY MS HARONGA CONTINUED:** Thanks Darryl and welcome back.

16 A. Thank you.

17 **Q.** So we just have some general questions about the state of medical care at Marylands. Can
18 you remember ever receiving any dental appointments, dental check-ups?

19 A. No, don't think so.

20 **Q.** Were your teeth ever seen to in terms of like oral hygiene?

21 A. No, I think, I don't know, can't remember. I think I discussed it with you but I can't
22 remember what I said.

23 **Q.** And what about the environment either when you were in the classroom or out of the
24 classroom, did you have any access to privacy, your own private space?

25 A. No.

26 **Q.** Would you remember anything about noise levels if you were ever trying to concentrate on
27 something?

28 A. You couldn't concentrate in that place, there was no concentration, you had no
29 individuality. It's amazing how I know about that word now, but – no individuality, there
30 was no kapa haka, there was no nothing for Māori, nothing really good for children there.
31 They were interested in sports and I found that very boring.

32 **Q.** So just thinking about the –

33 A. I like the animals better.

- 1 **Q.** Yes, that's right. And that was at the farm, though, right?
- 2 **A.** Yeah.
- 3 **Q.** Was that under the – it wasn't under the care of the Brothers, that was separate?
- 4 **A.** I think that was St Joseph's because the place was that huge it was all connected to each
5 other, you can wander just about anywhere. Most of it was out of bounds but children
6 never listen. We just do what we wanted to a degree, like my hiding place was the farm
7 and the pond.
- 8 **Q.** You just mentioned the closeness between St Joseph's and Marylands?
- 9 **A.** It felt close, but remember I was only a little boy, so – they used to take us on outings to
10 places and some of them were very, very scary.
- 11 **Q.** When you say "they used to", do you mean –
- 12 **A.** St John of God, yeah. I didn't know they were called St John of God until I was an adult,
13 you know? To me they were just people who were looking after me, well, I'll use that word
14 lightly shall I. They wouldn't know how to look after a dog let alone look after a child.
- 15 **Q.** What about staff from St Joseph's, did you ever come across them?
- 16 **A.** I met them, yeah.
- 17 **Q.** In what kind of role?
- 18 **A.** I think it was teacher, but they were quite weird. Just as bad as – just as bad as St John of
19 God, they were very abusive verbally, very abusive physically – same thing – and I'm sure
20 there was a lot more of the other stuff going on too.
- 21 **Q.** You mentioned how the Brothers were quite keen on sport just now.
- 22 **A.** Yeah, yeah.
- 23 **Q.** Did you get a choice in participating in sports?
- 24 **A.** There was no choice, you just were made to do it. Didn't do it, you got a hiding.
- 25 **Q.** What kind of sports were they?
- 26 **A.** Cricket, rugby, running was one thing they made us do a lot, like if we misbehaved
27 I remember being forced – I was a chubby little fella and I was made to run the entire
28 course until I lost energy, and I had asthma and I kept on falling over all the time, and
29 getting kicked up the arse – I'm only just remembering this part – made to, you know, do it
30 or else, you know, so it was pretty weird.
- 31 **Q.** Could you have a hobby of your own choosing?
- 32 **A.** No. Got hobbies now though.
- 33 **Q.** We'll come to that in a second because your life is obviously quite a bit different now.

1 A. Yeah.

2 Q. Just thinking again, a bit of a standardised question, but what were the buildings and the
3 premises like?

4 A. Very old, they looked like something out of gothic something, you know, today I think it's
5 gothic you know, but very creepy, very creepy.

6 Q. And do you remember heating in winter times, whether it was warm or cold?

7 A. I think it was warm, but I'd like to interact (sic) something that my – an aunty of mine did
8 when she visited the school, she only remembered this years later; of a little boy sitting on a
9 brother's lap and some really disgusting things were happening. And I said to my aunty "If
10 you knew that why didn't you pull me out? Why didn't you save me?" She did nothing.
11 But my aunty only remembered this after I came forward about Marylands, she didn't
12 mention it. "But if you'd known it, why didn't you stop it?"

13 Q. That's a general question you keep coming back to in your life, isn't it Darryl, not just from
14 your family but from other people whose roles were around Marylands?

15 A. Yes.

16 Q. We'll pre-wrap that up at the end, just those general questions that you have.

17 A. Okay, yeah.

18 Q. Just moving now to the impact the abuse had on you as an individual. Do you want to talk
19 us through some of those?

20 A. Well, the abuse from Marylands caused me to nut off in 1973 where I ended up being put
21 into Templeton Hospital in Christchurch mental health thing for children where I ended up
22 suffering rape all over again by a guy who was a kitchen person working who had a bed at
23 the back of the kitchen where I ended up suffering rape all over again. And this was the
24 cause of the abuse at Marylands. And then – it's run by the State – and then I ended up
25 going back there again and going through the same shit a different day. And watching staff
26 members there who were employed by the Crown getting the children to start fights with
27 one another. And these people were employed to look after a child.

28 Q. So that's one of your impacts –

29 A. Yeah.

30 Q. – further into care later?

31 A. Yeah.

32 Q. Because of what your –

33 A. That's after Marylands, that's 1973.

1 **Q.** That's right. We do have that in your statement.

2 **A.** Yeah, I know, but I wanted to make sure that you knew exactly what it was like for a little
3 boy going to somewhere scary, somewhere else scary, you know? I know it's in my report I
4 just really –

5 **Q.** Some of those impacts that stay with you today, you go through them in your statement in
6 the impact section but we've got use of alcohol, nightmares.

7 **A.** Yeah, alcohol, nightmares. My nightmares never stop. I sleep with the light on.
8 I sometimes get that frightened I have to sleep with the light on. Like this morning I woke
9 up, thank goodness I had the light on because I didn't know where I was, I had no idea
10 where I was. If it wasn't for that light I had left on, I had, well, more than one light on.
11 Imagine the power bill for you guys but oh well. I just have to have it on. I was in a weird
12 place.

13 **Q.** And there's another thing we kind of foreshadowed, your connection with animals and the
14 ability to trust animals over people?

15 **A.** I trust animals any day over a human being.

16 **Q.** Do you think that's an impact from what happened to you as a child?

17 **A.** Yes, it has a lot to do with it. I mean my bond with animals today is very strong, very
18 strong.

19 **Q.** Those are our questions that were about the experiences at Marylands?

20 **A.** Yeah.

21 **Q.** Is there anything else you want to say about that before we move on to the redress process?

22 **A.** Well, Marylands, to me the Catholic Church, St John of God, that same thing to me; they
23 had a duty of looking after each child from the 1950s, from the day they arrived on our
24 shores to the day they left in the 1980s, they had duty of care of the physical violence and
25 the mental violence, the physical, the sexual. To me they had duty of care to our
26 mokopuna, to all the people of all races of this nation, not just one, all of us, and they
27 treated us like scum, like we were a play thing.
28 And I think, I'm asking the Royal Commission here today that the trustees of the hospital at
29 Order of St John of God current and past that are still alive and Priors and Provincials
30 should be, my recommendation is that they should be arrested and still put on trial for
31 running a paedophile organisation in our country and trafficking these people to our nation.
32 Until that happens I feel I have no nation.

33 **Q.** Do you want to have a water for your throat?

34 **A.** Okay.

1 **Q.** You're doing really well Darryl.

2 **CHAIR:** You're doing well, keep going.

3 **QUESTIONING BY MS HARONGA CONTINUED:** So we're moving on to the redress
4 section.

5 **A.** Yes.

6 **Q.** Do you want to tell us about the redress process you went through with Brother Peter Burke
7 and Michelle Mulvihill?

8 **A.** My experience with Brother Peter Burke was always on good terms. He treated me with
9 respect, Michelle Mulvihill today is a very good friend of mine who actually just sent me a
10 message before I came on, an e-mail wishing me all the best for my testimony, and you
11 know, she from the beginning stood beside us and when The Order itself was investigated
12 for child abuse at the time, you know, to do with 75% of their members of The Order, and
13 they didn't want to change the way they did things, she blew the whistle in Australia on
14 them.

15 **Q.** We're going to hear from Michelle but just –

16 **A.** I know, I know –

17 **Q.** Your feelings about here?

18 **A.** My feeling, that is my feelings. My feelings are Michelle Mulvihill looked after me very
19 well as a member who was working for The Order. She was looking after my counselling
20 needs. She made sure I got counselling through my good friend over there, Ken
21 Clearwater, he has been a lifesaver. He helped me to get there to sit down with them, along
22 with my parents. But Peter Burke was also – met my parents the same time me and Adam
23 Powell met The Order of St John of God the same period of time. So it's a small world we
24 live in, but yeah, I had a good experience with them, yes. But they should have paid us out
25 better.

26 **Q.** So yeah, I wanted to ask you about that, were there any promises made to you that weren't
27 kept?

28 **A.** Yes, there is. Peter Burke sent in many letters.

29 **Q.** Actually, Darryl do you mind just setting back from the microphone a bit?

30 **A.** Can you hear me now?

31 **Q.** Just a bit loud that's all.

32 **A.** Okay. Peter Burke made us a lot of promises in letters and newsletters and stated that he
33 was here for the long haul. I think there's a copy of that in my first book called A Shattered

1 Life, the one you're getting, Coral Shaw, is called Fight For Justice Part 1 and there's a lot
2 of that stuff and I hope you read my books thoroughly.

3 **CHAIR:** Absolutely.

4 A. To me they were here for the long haul. The minute they changed the Provincial Brother
5 Timothy Graham, who was a sleaze, I've had dealings with him, he is a sleaze, that they
6 didn't want to know about the duty of care, they didn't want to know about being here for
7 the long haul. The long haul to me is not when you're finished with me but when I'm
8 finished with you. You've done the damage to me and children like me so it's up to us to
9 say no more, not you. They were paying for our counselling, they were paying for our
10 medical stuff, that all stopped under Timothy Graham, right? He is a sleaze. I know he's
11 testifying at this, but he is a sleaze.

12 **QUESTIONING BY MS HARONGA CONTINUED:** You received a settlement offer, what did
13 you understand that to be, the end of things?

14 A. No, I remember, I had the understanding from Timothy Graham that they were going to be
15 here for the long haul.

16 **Q.** Timothy Graham or Brother Peter Burke?

17 A. Brother Peter Burke. He had honour, this new one has got no honour. He's been there for a
18 while, but he has no honour.

19 **Q.** Do you have a general comment you'd like to make about financial compensation offered to
20 victims from Marylands?

21 A. Well, it should be for a lifetime of corruption. They stole our childhood, we don't have a
22 child – I never had a child because of that. So my childhood was taken off me. I didn't –
23 never been able to work because of this child abuse. So they owed me a life. The
24 compensation they gave me wasn't justifying. They'll say I was paid 120,000 and 30,000
25 for things that happened in Australia. Just to let you know, panel, I was sexually abused by
26 this Order in two countries not one. I was sexually abused by them in Australia as well, so
27 that's also in my second book – my first book, sorry, so you'll be able to read that later on.
28 But these people – hold it, these people.

29 **Q.** Take your water, yeah.

30 A. These people will lie to your face and say that they're the benevolent people that they are,
31 Coral and Sandra, and they'll lie to you and they'll say they tried to compensate the boys
32 properly. In Australia compensation is very high towards sexual abuse of children, more up
33 to \$2 million per person have been awarded recently over in Australia. The deed of release

1 in Australia recently got thrown out, so the deed I signed and many other boys like me here
2 who are confronting this now should be fought for, and I'm hoping the Royal Commission
3 here considers a deed of release to be thrown completely right out the window. And they
4 also used ACC laws to hide behind when they pay this out as well.

5 **Q.** Just on that point, you mentioned the deed of release. You're talking about a deed of
6 release you signed with Peter Burke or in Australia?

7 **A.** The deed of release I only signed once and that was with Australia. They made it – when
8 I signed it, it was for New Zealand and Australia, because I had a second claim in Australia.
9 When I was a State ward of Queensland – that's my third book that you're getting, Coral,
10 you're going to be busy.

11 **CHAIR:** I am.

12 **A.** Don't worry, there's a fourth book following and a fifth, don't worry. You are going to be
13 busy. At the end of the day – if you're going to write a story you might as well make it
14 properly, and, you know, they – when I had an argument with St John of God in Australia
15 about the abuse that happened in Australia, they said "Oh no you've been paid and sorted
16 without Marylands, we don't see how this is an issue", and the Professional Standards of
17 New South Wales turned around and said no, they're two separate things.
18 First, they only offered me five grand to go away. And I only accepted the \$30,000
19 because I was in debt. There was no reason, and my first lot of money they whittled away,
20 you know, problems with certain people, but that's not here or there. The matter is they
21 owe us, not – I'll say us, I won't say me, I'll say us – a lifetime of compensation, real
22 compensation. Do you know something? To buy a house now, I'm 58 years old, I can't buy
23 one. To get a mortgage I won't get one because of my age and because of the benefit.
24 The thing is, I'm asking the Crown to make sure they do a decent compensation settlement
25 so we can actually live, actually live. I mean ACC, I get that every five years, I get \$7,000.
26 Really, how does that justify what happened?

27 **QUESTIONING BY MS HARONGA CONTINUED:** Thanks Darryl, that's the section on
28 redress that we really wanted to cover.

29 **A.** (Coughs). I was sick for a while, I'm all right.

30 **CHAIR:** Take a breath, take a break if you want.

31 **QUESTIONING BY MS HARONGA CONTINUED:** Do you want any water or a break?

32 **A.** Not Covid.

33 **Q.** Not Covid, no, Darryl's just regaining his voice.

1 A. I'm regaining my voice after an attack I had. I had the booster shot and I ended up starting
2 coughing afterwards and then I ended up with laryngitis, so – and then I had to get a test
3 courtesy of my –

4 **Q.** You're saving your voice, remember Darryl, yeah.

5 A. Yeah.

6 **CHAIR:** Just rest it for a moment, give your poor vocal cords a little holiday for a moment.

7 A. Thank you Coral, thank you.

8 **QUESTIONING BY MS HARONGA CONTINUED:** Darryl, I understand there were really
9 just one comment you wanted to make about how the New Zealand Police might build trust
10 with survivors of abuse who are incarcerated or might have a criminal history, do you want
11 to talk to that?

12 A. Yes, the problem at hand here is that they're not considered trustworthy because of the –
13 they've got at criminal record or they're in prison. To me the – you're innocent anyway
14 because this happened to you as a child, it's got nothing to do whether you being committed
15 murder, rape, burglary, whatever, you were raped as a child, so your story should be
16 considered true. It's got nothing to do with what you're there in front of – the judge, like
17 yourself, you know being a courtroom judge, you'd know that the past is the past, leave it
18 alone.

19 **CHAIR:** Yeah.

20 A. Yeah. But the problem with the Police, sorry to say this, but they need to actually start
21 realising that there are a lot of us who have been sexually abused who are now adults, who
22 have been through the system because of the abuse, and rightfully so, and the Police need to
23 start realising we're telling the truth. And we need to have new guidelines with the Police
24 that they – people like my good friend Ken Clearwater needs to be head of or something,
25 you know, like a proper panel where the Police are actually taught properly all the time
26 how to handle survivors within prison system. I'll even put my finger up, I'll volunteer.

27 **QUESTIONING BY MS HARONGA CONTINUED:** Tēnā koe Darryl, I think Dell there's got
28 a lozenge for you. Okay, just moving now to some of the more positive aspect of your
29 recovery. You've mentioned your books already. Art and writing has been a big source of
30 healing for you?

31 A. Yeah, art and writing, I mean it actually started off doing art through the claims and
32 resolution team. They found in my file that I got third at Art at Campbell Park. I know you
33 probably know about that, both of you know about that, that's the second book. The thing

1 is, is I actually forgot all about it, I got third at art. I actually really wanted to set fire to
2 Campbell Park School to be honest, after I was so wild about that place.

3 **Q.** But art was a source for you later on?

4 **A.** It was a source for me later on because the claim and resolution team noticed I got third at
5 art. And what happened is they turned around and turned a bad situation into a good
6 situation. So I started doing art, they paid for paints and what not, and before I know it I
7 was sending paintings all over the world to people who've lost loved ones from tragedy, all
8 over the world. I've got letters from the FBI, the Queen, to the Queen of Norway, the list
9 goes on. And it's quite good to do something good for other people and see somebody else
10 smile. I never expected any letters or accolades from anyone, and I was just doing it out of
11 the kindness of my heart. I just want to see somebody else smile. You get a painting, "Oh
12 somebody cares about me", and yeah.

13 **Q.** Do you think, Darryl, your newly discovered connection to your whakapapa Moriori, do
14 you think that might be a source of your healing moving forward?

15 **A.** Yes, the greenstone I wear around my neck is from the Chatham Islands and it was a gift
16 from them to me, so yeah. I thank them very kindly for the gift so I can wear it today.

17 **CHAIR:** You wear it very well, I have to say, it looks part of you.

18 **A.** Thank you, it feels part of me. If I was – I only just found that out, I mean through my
19 father I found out, his family are from the Chathams and that's how I found out. Dad was
20 born in Hastings and I'll tell you something tragedy; my father at the age of five watched
21 GRO-B – my great aunty raised the children GRO-B
22 , and they moved to Christchurch and that's how my father ended up in Christchurch and
23 eventually meeting my mother. But the thing is, is the State, you know, where were they
24 then? My father needed help. I mean he had problems because of it. Where was the help
25 from the State?

26 **QUESTIONING BY MS HARONGA CONTINUED:** So even though this connection is new,
27 as I understand it it's your paternal grandfather that has the connection to Moriori–

28 **A.** To Chatham Islands. It's from the McClutchey family who actually I find out are related to
29 the Solomons who – yeah.

30 **Q.** So can I just take it from you, Darryl, that when you mention the State there you're talking
31 about intergenerational trauma that you've only just learned about?

32 **A.** I've only just learned about it, I had no idea. I mean until I got told that we were Moriori
33 descendants, you know, down the line. All I knew I was Scottish, Irish, a bit of this and a

1 bit of that. I didn't know I had that in me. I knew we arrived on a whaling ship in the
2 1800s on the Chatham Islands and that's how we got breeding with the Chatham people and
3 the rest is history. Along come Darryl.

4 **Q.** And you've already made mention of him quite a few times, but are there any other
5 counsellors or support people along with Ken Clearwater you want to acknowledge?

6 **A.** I'd personally like to thank Dr Murray Heasley, Liz Tonks, Ken Clearwater, heaps of other
7 people, Frances who's a friend of Annie's and mine, Annie here. I'd like to thank them all
8 for being there for me. I'd also like to thank the Royal Commission for listening today
9 and – but the point is the main thing is without my supporters – oh, yes I'd like to say in
10 memory of a very good friend of mine, Phil Saviano, I don't know if you know that name.
11 He was the man who brought forward to do with Spotlight in America to do with the
12 Boston Catholic Church. At the same time we were investigating St John of God they were
13 investigating them. I became very good friends with Phil Saviano, we used to do a side by
14 side in Rome together. I'd like to say this in his memory. He passed away last year, so I'd
15 like the Royal Commission to remember a good person who helped us to get where we are
16 today. It actually helped me, along with my good friend Ken and Murray Heasley and Liz
17 Tonks and Anne Hill here and who actually helped me carry on doing my writing, and I'm
18 honoured to know them. Thank you.

19 **Q.** We're really drawing to a close now, Darryl.

20 **A.** Sorry, I'd like to add one thing, I'm also writing a song.

21 **Q.** I always describe you as a prolific writer. Really just a general question, what's important
22 for you giving evidence here physically today?

23 **A.** Well, as I said from the beginning, 50 years later, I mean I finally feel like I'm getting
24 listened to, I've never been able to go to court for this. So I'm hoping this is not a waste of
25 time for me, because I really want this Order put in front of the coals, you know, like put in
26 front of a judge and pass judgment on them for running a paedophile organisation like they
27 do in America. Take the gloves off New Zealand, and do your job, you know? I mean
28 Coral, with respect, you're doing a great job and same to you Sandra. The thing is we need
29 to take our gloves off, the Prime Minister, we need to take our gloves off and go hey. We
30 must have mana in this and we must say hey these people need to be extradited to
31 New Zealand to stand trial for harming our children.

32 **Q.** Any comments you want to make to survivors as a whole?

33 **A.** To all survivors I say to you please come forward, please share your story with the Royal
34 Commission. Please, please. I know it's going to be hard, I know you feel like you're not

1 listened to or you feel like no-one believes you. They're here for you and I'm here for you.
2 Just reach out. Reach out.

3 **Q.** Okay, so there's a few things to wrap up here.

4 **A.** Oh good, I like wrapping up.

5 **Q.** First, we're going to pass to the Commissioners for any questions, Darryl, then I understand
6 Darryl wishes to present the Commissioners with his books that he's just mentioned there.
7 Darryl, do you want to say anything before we hand to the Commissioners for questions
8 and then we'll hand back to you for presentation?

9 **A.** I'd like to say this as well. As you know and you've read I was abused by State care. I
10 would like to interact; if it wasn't for Marylands I wouldn't have been put into care of the
11 State and be lost by my parents. For four years I was put at Campbell Park and Stanmore
12 Road Boys' Home where I was sexually abused, physically abused. I feel the State owes
13 me more – I've had an apology from the State, that's also in my second book that please do
14 read. The Royal Commission actually has got copies of my books, two of them.
15 But my message to you, Coral, is that I know this part of the hearing is to do with
16 Marylands but my entire statement is to do with both and the State care situation is
17 responsible for the whole mess. I mean we need to take our gloves off and show mana and
18 get rid of these people once and for all. I'd say a good bullet but that's beside the point.
19 I mean give me the gun, Coral, and I'll go hunting for you. God forbid.

20 **CHAIR:** I don't think we'll go there thanks.

21 **A.** I know what you're saying, Coral, but, you know, I'm only, you know. I'm only voicing my
22 opinion, but the thing is there's a problem with our society is that until we all do something
23 in this village we're going to have more problems like this.

24 **QUESTIONING BY MS HARONGA CONTINUED:** Thanks Darryl. Good words to close on.
25 And we'll hand to the Commissioners if there are any questions for Mr Smith.

26 **A.** Sorry.

27 **CHAIR:** Darryl, I was going to ask you a question but in fact you've answered it in the closing
28 statements about what justice looks like for and you've been very explicit about that, and
29 I take it that your reference to the last part is just a metaphorical one. But seriously, we do
30 hear your call for justice and the role of the Royal Commission in that process is about first
31 of all listening, hearing, believing, and then it's reporting and analysing and presenting to
32 New Zealand as a whole and I think you've just called for that.

33 **A.** Yes.

34 **Q.** Everyone in this village should, know you have said. And everyone in this village should

1 be, in a way, responsible.

2 A. Yes.

3 Q. So that's an important part of your job and that's about accountability and that's why yours
4 is important. One other remark before I hand it over to Sandra. That is, you say I know
5 this is only about Marylands and not the State. You're right but you're wrong as well.
6 Because what we recognise –

7 A. Yeah.

8 Q. – is the complete intersectionality of so many experiences of survivors, very few just had
9 one experience in one institution. Many crossed backwards and forwards between State,
10 faith-based etc.

11 A. Yeah, it's amazing, isn't it.

12 Q. Yes, so I just wanted to let you know that we do recognise that.

13 A. Thank you.

14 Q. And I hope that by the time we've finished our reports that you will see that we understand
15 that very clearly.

16 A. Yeah, I hope so.

17 Q. So no more from me. I'm looking forward to this book when we get it shortly?

18 A. Yeah.

19 Q. But in the meantime, I'm going to hand over to Sandra to speak to you, to maybe ask a
20 question or two.

21 **COMMISSIONER ALOFIVAE:** Darryl, I actually did have some questions, but you were so
22 fulsome in your conversation and in responding to counsel's questions that actually you've
23 covered everything I wanted to ask. Probably just a couple of comments. You know
24 you've mentioned the word "village" and often we say sometimes it takes a village to raise a
25 child, and it also takes a village that can actually hide the abuse and that's actually what
26 we've been seeing so far to date in all of the witnesses and the evidence that's coming
27 before us in this particular institution. The other thing I wanted to say, Darryl, is that you're
28 a real toa in the spirit, you know, you're so strong, you're so passionate. Your 50 years, the
29 quest for justice to bring justice to the injustice that you've seen not only in your own life
30 but in the lives of others. Sometimes they say that your latter years are when you really
31 come into your strength zone, and it feels like we're here now with you in your strength
32 zone.

33 A. Yeah.

1 **Q.** And you've been very gifted with writing, so you're absolutely right, what exactly was that
2 disability to begin with?

3 **A.** It wasn't there in the beginning.

4 **Q.** Yeah. And we've seen it of course now in the fact that you're involved in lots of global
5 things as well.

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

7 **Q.** And highlighting, you know, shining the torch on this very, very dark and ugly issue.

8 **A.** Yeah, and do you know something, to answer that global part, I mean until I went to the
9 Vatican a lot of the countries, the smaller countries in Europe didn't even know
10 New Zealand was part of it. I mean they thought there was America, Canada, Europe, they
11 didn't think that little New Zealand had anything to do with it until little New Zealand
12 New Zealand turned up at the summit. I'm deeply honoured to help New Zealand. I'm sad
13 to be part of it, but we had to put our voice out there. And also I'd like to mention on the top
14 of that, I'd like to thank Michael Dooley for sending me to Rome. If it wasn't for his
15 kindness, and it was a gift, he gave me a gift, he said I can either have a holiday on him and
16 see entire Rome if I want, or join in everything, and I did both. So yeah, I mention that part
17 of it, yeah, and I'm always going to be writing something, and yeah.

18 **Q.** So thank you for that, because it sounds like actually along the way you've picked up a
19 number of exceptional supporters and you've already named them.

20 **A.** Yes.

21 **Q.** Of course we've got our good friend Ken here today.

22 **A.** Yes, very much.

23 **Q.** Very much a strong toa, you know, for all of you survivors that he's had the privilege and
24 the honour to work with.

25 **A.** Yes.

26 **Q.** I just want to really end on just acknowledging once again your whakapapa and your
27 connection to the Moriori people of the Chatham Islands. Because when you come into
28 your sense of essence and your sense of being, there's a cultural identity that comes about
29 because of that, and it's clearly strengthening you as you continue to put your best foot
30 forward in helping supporters and others along the way in this journey. So thank you once
31 again, I want to use the word joy, like it's been a real pleasure just being here with you this
32 afternoon.

33 **A.** Thank you.

34 **Q.** And just hearing you being able to place your account formally on the record with us here

1 at the Royal Commission.

2 A. Well, thank you for having me. I'd like to say to the Royal Commission team here, thank
3 you, every one of you have a part to play and I'm sure you'll have a part to play in a couple
4 more years to come. And we – me personally, I thank you, both Sandra and Coral, for
5 listening to me and I hope that we have other talks in the future about change. I will go to
6 conversation just for one minute, that I think – my recommendation, I will be sending you a
7 recommendation from the NAASCA – it's a mouthful I know – I forgot to bring it here
8 today, but I'm going to send it to you, Coral, in the mail, our recommendations that I've put
9 forward since I'm New Zealand ambassador, it's my recommendation. State and church care
10 should start at \$500,000 per child, per former child because they have robbed that former
11 child of everything. So that's my starting line. \$150,000 the Crown was probably thinking
12 of starting at, is a joke. You can't buy a house with 150,000. I know, I've been looking.
13 But honestly, you know, we have to look at the current picture and how things are, but I
14 think, you know, if you really – if this country really respects a survivor of child abuse or a
15 victim of child abuse they need to pay them properly. Not look at ACC, not look at
16 previous pay-outs, look at what's real. That's my final word on that matter.

17 **QUESTIONING BY MS HARONGA CONTINUED:** Might be a good moment then to do your
18 presentation, Darryl, and we'll close off for the afternoon.

19 A. Oh, yes. Coral Shaw, before I actually give them to you I actually want to show them.

20 **CHAIR:** Please do.

21 A. My first book of the series is actually originally called A Shattered Life, but I've had it
22 reprinted and it's called A Fight For Justice. And it's the first book of the series, it's about
23 Marylands and it's about Granada. Granada is another home they run in Brisbane for
24 teenage boys and the State care of Queensland, I've been dealing with Australia over that.
25 This is my second book it's called – looks like it's been part of an earthquake but it's not, it's
26 to do with being in State care. On the cover is a picture of me when I was in hospital, Dean
27 Hospital when I was only 10 or 11. And that's the seal of Campbell Park School, the
28 Government, and that's to do with my time there. And all my books carry documentation
29 letters and what not. It's very hard to actually prove what happened to you without that.
30 My third book of the series, it's only just recently came out, and it's called Hell in
31 Downunder in Queensland, and it's to do with rape and abuse I suffered in Queensland care.
32 And each book is connected to each other to do with what happened. So to get the whole
33 story, if I had the whole book printed out it would be like this, so you can't do it like that, so

1 you have to do it in volumes. I've written a book called Betrayal of Trust and that's out too,
2 and also one about being inside prisons too. And to be honest, the stuff about prison I've
3 been through rape there too, the book is called Don't Look Back, and you'll be getting a
4 copy of that eventually, Coral, and it's got a copy of my criminal record, it's got everything.
5 And what I did after the fact, like I went from 2009 to 2019 I ended up in Rome, go figure.
6 Wow, I couldn't believe I went to Rome. In 2017 I went to Australia, so with a criminal
7 record, that was really weird. But my presentation to you, Coral, is I have three books.

8 **QUESTIONING BY MS HARONGA CONTINUED:** We'll just pass them through Madam
9 Registrar here.

10 A. Yeah, I have three books. My gift to you, Coral.

11 **CHAIR:** Which I gratefully receive. That's wonderful, thank you.

12 A. Please read them.

13 **Q.** I will

14 A. Eventually, Sandra, you'll get your own set.

15 **COMMISSIONER ALOFIVAE:** Thank you.

16 **CHAIR:** I'm going to hold it up to show.

17 A. Sorry?

18 **Q.** Beautifully wrapped.

19 A. Yeah, it's amazing Amazon provides you with bags as well. I'm advertising for
20 Amazon.com. You want to find my books go there.

21 **Q.** Thank you so much, I'm really, really grateful and it's a perfect note to end on. And I'll take
22 this, share this. This is going to be my, not light reading, for the next –

23 A. I don't think so.

24 **Q.** No, for the next few months. It will be really helpful in our Inquiry as well, so thank you.

25 A. That's half the reason why I'm glad I gave it to you because I wanted to make sure that
26 we're all on the same page. I know we are, Coral, by talking to you, and you Sandra, that
27 we're definitely on the same page here. I felt at one stage we weren't and I was quite
28 adamant that, you know, Royal Commission's doing something wrong, you know, a wee
29 while back I was. I must admit I was honoured to sit on the terms of reference Committee
30 in Wellington with the Human Rights Commission with my good friend Ken. And we
31 really salute what you're trying to do, but keep up the good work and actually do things for
32 the survivors more and more please.

33 **Q.** Absolutely, that's our aim.

- 1 A. Read these books and I want a report – no, I'm teasing you there, sorry.
- 2 Q. That's lovely, I think it's time we all had a cup of tea.
- 3 A. Yeah, it is isn't it. We'll have a meet up soon.
- 4 Q. Thank you. We'll take the afternoon adjournment. We'll come back in 10 minutes.
- 5