

stated that _____ the father of another complainant at trial, had provided her with that address.²³⁷

32. _____ underwent Specialist Services Unit interviews on 4, 5 and 6 August. At trial _____ accepted that she had detailed conversations with _____ on 3, 4, and 5 August and beyond.²³⁸ For example, at the depositions hearing _____ indicated that upon _____ return from his interview on 5 August she discussed further allegations with him²³⁹:

Q. "And did you then say to him tell me more about the building with the trap"
A. "That's correct, but _____ will often say to me _____ have more to tell. You ask me some questions."
Q. "And when he would say that, would you ask questions"
A. "Yes"

33. Notwithstanding this form of questioning, _____ recorded allegations in the following manner²⁴⁰:

"He said to _____ I that 20 men were all dressed in black and were in a big circle. They learnt what to do from a piece of paper and a photo clipped onto a board (standing on legs). He drew a picture of the board with the photo clipped onto it and of the big circle all the men were in. All the men had black clothes and white ties on and chains around their necks like this (drew picture of "O" and "X" in a circle) and they swung chairs around. They had cowboy hats on and they sang "I'm a cowboy". They had swords in their hands. All the children had to take their clothes off and they were all in a circle inside the big circle. _____ was made to suck penis and _____ was made to kick and punch other kids - _____ Sucked penis, _____ hit _____ the vagina _____ was made to kiss _____ vagina. _____ was made to kiss _____ vagina. _____ had to suck penis."

Women - Peter's mother and a woman called _____ d some others were in the circle dressed in white and a black ties. All the men in a circle were skipping around in a circle. There were about eight men with guitars playing and singing outside the circle."

34. It would appear that _____ informed Detective Eade of these allegations immediately.²⁴¹

35. On the night of 4 August _____ and _____ attended a support group meeting²⁴², leaving _____ in the company of his two elder brothers.²⁴³ It would appear that _____ was questioned by his

²³⁷Source: Notes of Evidence at Trial, p175

²³⁸Source: Notes of Evidence at Trial, p178

²³⁹Source: Notes of Evidence at Depositions, p 444-445

²⁴⁰ Source: Notes of Conversation made by _____

²⁴¹Source: Notes of Evidence at Depositions, p447

²⁴²Source: Notes of Evidence at Trial, p176

²⁴³ Source: Notes made by _____

brothers, a description of which was given to the Specialist Services Unit the following day by [redacted] parents²⁴⁴:

*"lots of men in other building
black suits, white ties
sticks up the bottom - at Peters
There's a school room there "after leading questions"*

36. [redacted] recorded in her notes that [redacted] went on to allege activities involving Hereford Street, Gaye Marie and Jan taking their clothes off and behaving sexually together, photo's being taken, kicking of the children, Peter putting [redacted] and [redacted] in an oven, while it was turned on and steaming, being tied up, needles into the children's hands and threats that, "Peter said he would burn and kill the children if they told."²⁴⁵

37. Evidence was given at Depositions of the discussions that took place with [redacted] before and after each interview²⁴⁶:

- Q. "u [reminded] yr son that he had another i/view coming up"
A. "yes i'm sorry yes he obviously with the notes he was having an i/view the next day. we went over what he was going to talk abt."
Q. "was this typical of the conversations u had each day around the time of those aug i/views"
A. "yes generally what happened was [redacted] wld say I've got an i/view tomorrow haven't I and I'd say yes do u feel okay abt that, he wld say yes I feel fine abt telling lots of things in the i/view. He said u talk to me abt it lets talk abt it and we wld often do that bef he went in, he wld talk to me"
Q. "u wld acknowledge that at times it was u that [brought] up the fact he had an i/view x coming up"
A. "Yes"
Q. "in some of those discussions u said or asked him at various points of the discussion whether or not he had anymore to say"
A. "yes sometimes I'd say that"
Q. "u told him how important it was for him to get everything out"
A. "yes"

38. An example of this pre-interview preparation is found in [redacted] notes of her questioning of [redacted] on 10 August:

*"Monday 10th August at 7.10 pm:
I reminded [redacted] he had another interview tomorrow. He said yes he knew and that he would have lots to say. We went over the issue of taper money and about the old man in the building. I then asked [redacted] if he had more to say and how important it is to have all the awful stuff out rather than kept a secret [redacted] said he had more to say."*

39. On 11 August 1992 [redacted] Specialist Services Unit scheduled for that day was cancelled because of the concerns held by Ms Sidey, the

²⁴⁴ Source: Notes made by [redacted]

²⁴⁵ Source: Notes made by [redacted]

²⁴⁶ Source: Notes of Evidence at Depositions, p 456

interviewer, as to how much questioning had taken place of

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40. Ms Sidey gave evidence at the depositions hearing as to the conversation she had with parents²⁴⁸:

- Q. "...were you told by the parents as noted here they had reminded the child of another intro and gone over tapes, dollars and old man."
- A. "yes"
- Q. "also made note talked of visiting a church had been asked if he went to this, the notes you [have] made the parents had talked to him of a church and asked if he had gone to it."
- A. "yes"
- Q. "and that later on the parents you have noted the [parents] said to the child, think you have more to tell, did what ell and j - with a and d have to do it with two other children's names, can you tell us what you understood the [parents] had been putting to the child at that stage"
- A. "they felt that he had been engaged in the [alleged] incident of that was related to what [happened] in the church with another child."
- Q. "who had raised that incident"
- A. "he had, this complainant had said that other children, alleged other children had been engaged in ceremony at the church, his parents felt that he had been as well with another child and they asked, they suggested to him that they thought he had more to tell."
- Q. "and that he had been involved in such an incident as he had described about other children"
- A. "yes"
- Q. "and that they asked him whether he had been to a grave [yard] and he said yes"
- A. "yes"
- Q. "in response to being asked, he said that he had been put into a cage and put into ground and covered with cloth and with a cat and there was a cage in the hole and dirt over it"
- A. "yes"
- Q. "and he had told his mother that peters friend Andrew was buried in the ground and that they dug up other coffins, saw dead people, said one was jesus and he is a farse hold, dug him to put knives up his bum"
- A. "yes, I think the bit about said one was Jesus and he is a farse hold, the indication was that someone else had said that and I think it was peter"
- Q. "you have made a note the child was asked leading questions at this point"
- A. "yes"
- Q. "and he said other creche teachers and peter knew"
- A. "other creche teachers and peters mum"
- Q. "then there is a note peter squeezed a mouse until it died, j has done this in real life about 1 or 2 years ago, what are you noting there, you enquired as to whether this [had happened] in real life"
- A. "either I would have [enquired] that or had he seen that, I must have enquired did they know of him doing that himself or having seen anyone else than peter doing it"
- Q. "did you get the impression it had happened in real life with another child"
- A. "I either got the impression he may have acted out the same thing or they just told him that spontaneously"

²⁴⁷Source: Notes of Evidence at Depositions, p56

²⁴⁸Source: Notes of Evidence at Depositions, p56-57

41. As a result of the cancellation of this interview [redacted] wrote to the Police and the Specialist Services Unit recording the advice that she received from Ms Sidey, and her reactions to this advice:

(a) Leading questions were asked and possible answers given to
(b) That [redacted] liked to please people, please Sue and that there was a possibility of filling in answers
(c) There was a 'lack of emotive' aspect to his disclosure
(d) That answers could have been given due to his 'life experience'
That this would be picked up in Court by defence."

...
"Unfortunately I am at (sic) the belief that professionals can be more damaging to families (who might I add are in grief) because of their urgent need to maintain "credibility".

In case you need reminding, I wish to point out that [redacted] + I are the ones who Got [redacted] to talk in the first place and got him in a calm + secure disposition to enable him to sit in a room with a stranger, and with a video reliving the horror he went through at his time at Civic Creche.

It appears to me that the most important ingredient has been lost by the so-called professionals and by the Police. That being, the belief of the children or should I say

42. [redacted] continued in her:

"Finally I would like to know why it is 'unacceptable' to have Pamela Hudson over to N.Z. to discuss Ritualistic abuse with councillors (who are dealing with Creche children) and parents, and why she cannot be used as an expert in Court in the same manner as Karen Zealous ? ? ?

...
As you are aware the information coming up (particularly from [redacted] so clearly) is over the top stuff but it is important to remember that the abusers work on the kids in such a manner to make it unbelievable or contradictory if disclosed. E G men in ring dressed in black, women in white skipping in a circle singing "Ba-Ba black sheep + ring a ring a rosey". Information written by Pamela Hudson explains this very clearly.

Because I ask questions and raise issues, and refuse to not talk to a select few parents, I believe I am considered a 'problem' - fobbed off and told I have no right to intervene with the Police's job. "

43. At the depositions [redacted] stated that she came across the name and writings of Pamela Hudson from a reference given to her by [redacted] counsellor and from [redacted] the mother of [redacted]. [redacted] stated that she had asked for Pamela Hudson to be brought over to New Zealand because she was concerned that there was no-one in New Zealand with the expertise to deal with children and families who had been through ritualistic abuse.²⁴⁹

²⁴⁹Source: Notes of Evidence at Depositions, p 470

44. Dr Karen Zelas, the psychiatrist whose role was both to supervise the Specialist Services Unit interviews and to provide expert evidence for the prosecution at trial, reviewed the interviews of . Dr Zelas made comment on the credibility and risk of parental influence and indicated what she thought would be useful avenues to "follow up". As to credibility, Dr Zelas stated²⁵⁰:

"It is clear that , parents elicited disclosures of abuse by Peter ELLIS by highly leading questioning. did the same. In case, the parents subjected him to intensive interrogation pertaining to "ritual" abuse between the three August interviews which were on consecutive days. would then disclose in the next interview with Sue Sidey the information elicited by his parents the previous night."

45. Dr Zelas recommended the separate interviewing of , older brothers to ascertain information about the level of exposure may have had to sexual matters prior to his disclosures, the interviewing of Mr Ellis's mother as to what involvement she had had with the Civic Crèche children, and the interviewing of present teacher²⁵¹:

"Of particular relevance would be to know her views of his creativity, imagination, story-telling/writing ability and whether he tells significant lies or makes up stories about people. Her views of his parents and any pressures she thinks the child might be under may also be helpful."

46. At trial the Learned Trial Judge held that the defence were not entitled to cross-examine prosecution witnesses, be they experts or otherwise, as to the reasons for the cancellation of 11 August interview.²⁵²

47. continued to question , resulting in , making numerous further allegations against Mr Ellis. in discussion with , compiled a list of the people , was said to have claimed abused him²⁵³:

1. Asian men
2. Teenagers (five of them)
3. Peter's mother
4. Peter
5. Marie
6. Gaye
7. Jan
8. Debbie
9. Bridget
10. Mary
11. 2nd Mary

²⁵⁰ Source: Letter from Dr Karen Zelas to Det. Sgt. John Ell dated 28 August 1992

²⁵¹ Source: Letter from Dr Karen Zelas to Det. Sgt. John Ell dated 28 August 1992

²⁵² Source: Oral Ruling Number 9

²⁵³ Source: Notes of see also Notes of Evidence at Depositions, p 455

12. *Stephanie*
13. *Paula*
14. *Robert*
15. *Steven*
16. *Andrew (adult and child)*
17. *Old man*
18. *Michael*
19. *Spike*
20. *Boulderhead*
21. *Dean*
22. *Jack*
23. *Fleur (a creche worker)*
24. *Stuart as Robert ???"*

48. With respect to the five teenagers, [redacted] claimed that Mr Ellis had said they were [redacted] brothers.²⁵⁴

49. [redacted] was re-interviewed (his fifth interview) on 28 October 1992. Prior to the interview Ms Sidey established that [redacted] parents had said that Ms Sidey would be asking him "to talk about the trap near the creche."²⁵⁵

50. [redacted] also indicated in her book that she would not allow any challenge to [redacted] allegations.²⁵⁶

Site Visits

51. [redacted] took [redacted] to a number of addresses which she believed were sites of sexual abuse of [redacted]. At trial [redacted] accepted that she took [redacted] to the Masonic Lodge and an Avonside Drive address where a person named [redacted] was said to live, these addresses having been provided by Detective Colin Eade.²⁵⁷ [redacted] had also taken [redacted] to 404 Hereford Street, 348 Armagh Street²⁵⁸, and throughout the Cramner Centre²⁵⁹.

52. In respect of the visit to the Masonic Lodge, [redacted] recorded in her notes dated 7 August 1992²⁶⁰:

[redacted] and I took [redacted] to the Masonic Lodge in Gloucester Street. He recognised it. He said he and other kids would go with Peter (dropped off in a car by Gaye or/and Peter or/and Peter's mother. They would walk down the ramp and through green door heaps of times. Through the green door was a trap you would fall down and lots of tunnels or traps. Other

²⁵⁴ Source: Notes of Evidence at Depositions, p 455

²⁵⁵ Source: Notes of Evidence at Depositions, p59

²⁵⁶ Source: Joy Bander Book, at page 47: "It was paramount, I felt, for me to protect him from people who did not believe him, no matter how fantastic some of the things sounded."

²⁵⁷ Source: Notes of Evidence at Trial, p175

²⁵⁸ Source: Notes made by [redacted]

²⁵⁹ Source: Police Statement of [redacted] dated 16 October 1992, pp4-6

²⁶⁰ Source: Notes made by [redacted]

times the kids would go in to the building through the door at the back flat. When we looked at the back flat looked through the window. A big table was in the room and said, "I've been in their (sic). There is a crack on the table, I recognise it" he said "but the tea-towels aren't hanging up" I looked up at the upstairs window and said, "have you been up there?" said "I've been right through the building." He got back into the car and locked all the door got out and said he wanted to look at the ladder - fire escape. got out with him. A man then opened the door said he was looking for the WEA or something like that. The man saw and saw the man. got back in the car. locked all the doors and he looked very pale and was quiet. I asked him if he knew the man. He said no don't talk to me about it."

53. further questioned about this man two days later, as recorded in notes²⁶¹:

"Sunday 9th, 7.00 pm and I were having a bath. I asked was he sure he didn't recognise the man at the building. said yes, he did know him. He was bad to other children. He let Peter in through his door. He was called "old man". I asked was he sure. He said yes, he was sure. He was definitely the man who was bad. He was protecting Peter and that's why he lied to the Police about the green door not being opened for 10 years. I asked him why didn't he tell me on the Friday he knew the man. said his body felt sick and he talks when his body feels better and he is ready to talk. I then asked him if he had to watch TV (tapes) with doing things to kids and other adults. He said, "Yes - lots of times."

54. However, the Police ruled out the Masonic Lodge as a site of abuse.²⁶²
55. Likewise when taken to the Avonside Drive address²⁶³ and 348 Armagh Street²⁶⁴ purported to recognise aspects of these addresses.

C. SHARING OF INFORMATION

56. Both and attended the parents' support group meetings which commenced in early July 1992.²⁶⁵
57. At trial claimed that she did not talk to a lot of parents²⁶⁶:

"The contact that I had was with two parents in particular,
a We very often talked about our children's behaviour

²⁶¹ Source: Notes made by

²⁶² Source: Notes of Evidence at Depositions, p47

²⁶³ Source: Notes made by , dated 16 October 1992

²⁶⁴ Source: Notes made by

²⁶⁵ Source: Notes of Evidence at Trial, p156 and 174

²⁶⁶ Source: Notes of Evidence at Trial, p179

and I would speak to either if mentioned their children's names."

58. also claimed at trial that she did not "really" start communicating with and until after disclosures. stated²⁶⁷:

"I felt quite close with and because their children were apparently saying some similar things..."

59. on other hand stated that had been in contact, particularly with since mid July 1992.²⁶⁸

60. At depositions, accepted that she had been asked by the Police not to talk to other parents about what was saying, but refused to go along with that request²⁶⁹:

"I believed for me personally that I had an obligation to inform those people that my child had named their child."

61. Whilst claimed at trial that she had not disclosed fully to those allegations which had described to her (on account of it being "a very private thing")²⁷⁰, by 5 August 1992 had already specifically put to that remembered being tied up.²⁷¹

62. was also in contact with through the support group meetings. At trial accepted that she received a series of notes made by listing allegations made by various children, but claimed that she did not receive them until up to two weeks after ast August interview.²⁷²

63. took to an address where lived, prompted by information she had received from .²⁷³

64. also met other Crèche parents at a coffee shop on a number of occasions when Mr Ellis appeared at Court on remands or pre-deposition matters, including on 4 August, the day of first August interview.²⁷⁴

²⁶⁷ Source: Notes of Evidence at Trial, p179

²⁶⁸ Source: Notes of Evidence at Depositions, p496

²⁶⁹ Source: Notes of Evidence at Depositions, p471

²⁷⁰ Source: Notes of Evidence at Trial, p176

²⁷¹ Source: Notes of Evidence at Depositions, p527

²⁷² Source: Notes of Evidence at Trial, p180

²⁷³ Source: Notes of Evidence at Depositions, p478

²⁷⁴ Source: Notes of Evidence at Depositions, p475

D. OTHER SOURCES OF CONTAMINATION

65. At the depositions hearing [redacted] stated that she praised [redacted] after every interview for talking to Ms Sidey and gave him lots of cuddles.²⁷⁵

66. [redacted] indicated in her book that [redacted] received increased attention from his parents as a result of the allegations.²⁷⁶

67. It would also appear that [redacted] received material rewards, [redacted] indicating in her book that [redacted] was taken to the Park Royal after he gave evidence at trial and then taken into town and was bought roller blades.²⁷⁷

68. [redacted] discussed the allegations openly amongst the family, at Trial [redacted] stated²⁷⁸:

Q. "At the time of May and June last year did you have some other children of yours living with you at home?"

A. "Yes."

Q. "How old were [redacted]?"

A. "15 and 13"

Q. "Can you tell the Court how you discussed the matter of the creche with the rest of your family?"

A. "I had the very strong urge to protect my family from it really. But [redacted] broke that by talking to my 15 year old son [redacted] one night when we were out. Prior to that he spoke to my older son [redacted]. After that he spoke to my other son [redacted] so it was very openly discussed at the end of the day, I guess because it was very painful to all of us and I had to be mother to help everyone really, they all had pain."

69. Indeed, [redacted] elder brother [redacted] was [redacted] support person while he gave his evidence at the trial.²⁷⁹

70. It would also appear that [redacted] had discussion with Ms Jan Gillander, a social worker who worked with the complainant families. [redacted] at the depositions hearing referred to an incident where [redacted] "was raising the issue of Peter to Jan quite openly."²⁸⁰

²⁷⁵Source: Notes of Evidence at Depositions p 441

²⁷⁶Source: Joy Bander Book, at page 55: "All our efforts went into coping with giving him the love and the feeling of safety that he so badly needed."

²⁷⁷Source: Joy Bander Book, at page 78 - 79

²⁷⁸Source: Notes of Evidence at Trial, p 176

²⁷⁹Source: Notes of Evidence at Trial, p162

²⁸⁰ Source: Notes of Evidence at Depositions, p 465

71. It also appears from [redacted] book that [redacted] discussed the Crèche with other adults.²⁸¹

72. [redacted] indicated at the depositions hearing that [redacted] commenced counselling with a therapist, namely Ms Gail Taukiri, approximately two weeks after his first interview on 14 May 1992, thereafter attending on a weekly basis.²⁸² Ms Taukiri indicated that she first saw [redacted] on 10 July 1992, and on two further occasions prior to his August Specialist Services Unit interviews, and a further ten occasions prior to his October interview.²⁸³ Ms Taukiri did not make notes during any of the therapy sessions. Ms Taukiri stated that she did not discuss with [redacted] any matters concerning the Crèche inquiry "except anything that [redacted] raised with me of his own volition."²⁸⁴

73. At the depositions hearing [redacted] indicated that Ms Taukiri had shown [redacted] satanic signs and referred [redacted] to Pamela Hudson in relation to satanic ritual abuse.²⁸⁵

Q. "This is counsellor who provided you with infor [concerning ritualistic] abuse"

A. "This is the counsellor that gave me that said, she wd be, find very useful if Pamela Hudson came over, did not give me any written infor on [ritualistic] abuse and did not sit down and talk to me about it her role was to talk about my son"

Q. "You agree at some stage she gave or showed your son signs satanic signs and asked him to identify them"

A. "Gale showed him those satanic signs at the time when he had disclosed a lot of info to gale, and I did not know about it until she told me about it until after the session"

Q. "And is that the material you passes on to the police"

A. "That is correct."

74. Following Mr Ellis's trial [redacted] was a founding member of the End Ritual Abuse Society and wrote the End Ritual Abuse Society newsletter.²⁸⁶ It is submitted that the founding of such a society demonstrates [redacted] obsession with satanic ritualistic abuse. Notwithstanding that this Society was established subsequent to the trial, it is submitted that this information serves to support the existence of a mind-set which Mr Ellis submits is evident from the other material available concerning [redacted]. There is also

²⁸¹Source: Joy Bander Book, at page 100: "The friends who cared for [redacted] and my baby I have known for many years. They were just wonderful support...; [redacted] felt very safe with them and loved going to stay. He felt so safe that he actually talked to one of them about one of his experiences at the creche."

²⁸²Source: Notes of Evidence at Depositions, p475

²⁸³Source: Affidavit of Ms Gail Taukiri sworn 31 March 1993

²⁸⁴Source: Affidavit of Ms Gail Taukiri sworn 31 March 1993, paragraph 7

²⁸⁵Source: Notes of Evidence at Depositions, p483

²⁸⁶ See for example *End Ritual Abuse Newsletter* (Vol 2, No.2, June 1995)