

**STRATHCLYDE REGIONAL COUNCIL****SOCIAL WORK (SCOTLAND) ACT 1968****THE CHILDREN'S HEARINGS (SCOTLAND) RULES 1986**

To<sup>1</sup> Mrs J McFadyen  
7 Fullerton Street  
Paisley

Your child<sup>2</sup> Stewart

has been referred to a children's hearing<sup>3</sup> in continuation of the Hearing  
dated 24.12.92

It is important that [you]\* [both you and your wife/husband]\* should be there to take part in the discussion about the child.

the hearing is Tuesday 2nd February 1993

on (date) 12 noon

at (time) 10 Glen Lane, Paisley

at (place)

and [you]\* [both you and your wife/husband]\* are required in terms of section 41(2) of the Social Work (Scotland) Act 1968 to attend.

Please read the Notes set out below.

4 10 Glen Lane,  
Paisley  
Tel: 889 9171

.21st..January..... 1993



.....  
for Reporter

**NOTES**

A children's hearing is formed by members of the children's panel for Strathclyde Region. They have been selected from many walks of life especially for their interest and concern in understanding and helping children with problems. The panel members will discuss with you and your child difficulties which have arisen and will try to reach a decision which will be in your child's best interests.

During the discussion the panel will want to hear your views. You may, if you wish, bring with you to the hearing someone to help you in discussing your difficulties and what might be done. The personal expenses of this representative (but not any fees) may be refunded.

Further information on the hearing is set out in the leaflet entitled 'To Tell You about the Children's Hearing', a copy of which accompanies this notification.

**You must attend the hearing unless you have been told by me that the hearing have decided that your attendance is not necessary. If there is a very good reason, such as illness, why you will be unable to attend the hearing, you should contact the Reporter immediately at**

1 Name and address of parent

2 Name and address of child

3 Specify reason for example, 'on the basis of the attached grounds for referral' or 'for the purpose of reviewing the supervision requirement made on (date)'

4 Address of Reporter  
\* Delete as appropriate

**STRATHCLYDE REGIONAL COUNCIL**  
**SOCIAL WORK (SCOTLAND) ACT 1968**  
**THE CHILDREN'S HEARINGS (SCOTLAND) RULES 1986**

To<sup>1</sup> Stewart McFadyen  
7 Fullerton Street  
Paisley

You have been referred to a children's hearing<sup>2</sup> in continuation of the Hearing  
dated 24.12.92

You are required in terms of section 40(1) of the Social Work (Scotland) Act 1968 to  
attend the hearing Tuesday 2nd February 1993  
on (date)  
at (time) 12 noon  
at (place) 10 Glen Lane, Paisley

Please read the Notes set out below.

<sup>3</sup> 10 Glen Lane  
Paisley  
TEL: 889 9171

21st January 19 93

  
.....  
for Reporter

NOTES

A children's hearing is formed by members of the children's panel for Strathclyde Region. They have been selected from many walks of life especially for their interest and concern in understanding and helping children with problems. The panel members will discuss with you and your parents difficulties which have arisen and will try to reach a decision which will be in your best interests.

During the discussion the panel will want to hear your views. You may, if you wish, bring with you to the hearing someone to help you in discussing your difficulties and what might be done. The personal expenses of this representative (but not any fees) may be refunded.

Further information on the hearing is set out in the leaflet entitled 'To Tell You about the Children's Hearing', a copy of which accompanies this notification.

**You must attend the hearing unless you have been told by me that the hearing have decided that your attendance is not necessary. If you do not attend, steps may be taken, including possibly your detention, to make sure that you do appear before a hearing. If there is a very good reason, such as illness, why you will be unable to attend the hearing, you should contact the Reporter immediately at**

1 Name and address of child

2 State shortly the purpose of the hearing, for example, 'and the grounds of referral are described in the attached statement' or 'for the purpose of reviewing the supervision requirement made on (date)'

3 Address of Reporter



**STRATHCLYDE REGIONAL COUNCIL**SOCIAL WORK (SCOTLAND) ACT 1968  
THE CHILDREN'S HEARINGS (SCOTLAND) RULES 1986

1 Stewart McFadyen (9.11.80) 7 Fullerton Street, Paisley

is being referred to a children's hearing for Strathclyde Region on the grounds of the following

conditions<sup>2</sup>:That he has committed the offence as specified below,  
being grounds of referral in terms of Section  
32(2)(g) of the above Act.STATEMENT OF FACTS

In support of the above condition it is stated -

1. That he did, while acting along with others, on 8th January  
1993, break into the dwellinghouse at 7 Fullerton Street, Paisley,  
occupied by Michael Cowan and steal one television, two video  
cassette recorders, one Satellite decoder, one satellite receiver  
and 26 video tapes.NATURE OF OFFENCE: THEFT BY HOUSEBREAKING  
OR ALTERNATIVELYThat he did, while acting along with others, on 8th January 1993,  
receive and retain a television set knowing it to have been stolen.

NATURE OF OFFENCE: RESET

2. That he did, while acting along with others, on 7th February  
1993, in Cathcart Crescent, near to Blackford Road, Paisley,  
attempt to steal motor vehicle Reg No H312 FDX.

NATURE OF OFFENCE: THEFT OF A MOTOR VEHICLE

10 Glen Lane,  
Paisley

6th April 19 93

  
for Reporter

## NOTES

At the children's hearing the child or his parents may or may not accept the grounds for bringing the child before the hearing. If the grounds are accepted by the child, and his parents, if present, the children's hearing will discuss and consider with the child and his parents what is best for the child. If any of the grounds are not accepted, the hearing may either discharge the referral or direct the reporter to apply to the sheriff for a decision as to whether or not any of the grounds exist. If this happens the child will have to appear before the sheriff at a later date. If the sheriff decides that any of the grounds do exist, the children's hearing will then discuss and consider what is best for the child, as if these grounds had been accepted. If the sheriff decides that no grounds exist the referral will be discharged.

## STRATHCLYDE REGIONAL COUNCIL

Reporter to the Children's Panel

Reporter:

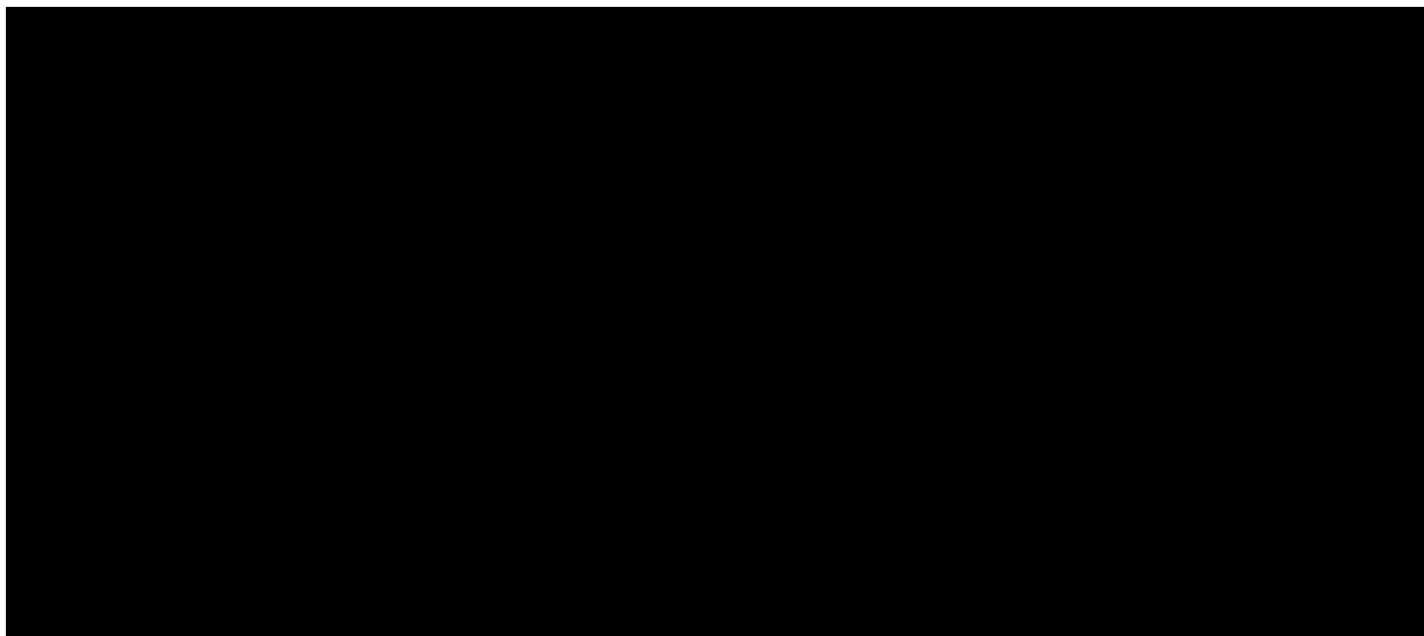
F. J. KENNEDY, LL.B.

SUBJECT: REPORTER'S DUTIES, ETC. (SCOTLAND) RULES 1971—RULE 5

## NOTIFICATION OF HEARING

Herewith notification of a Hearing to be held on..... Tuesday 2nd February 1993  
 at..... 10.00 am..... within..... 10 Glen Lane, Paisley

A full list of those cited is undernoted, along with timing of each case.

NameTime of CaseReason for Appearance

480/89

Stewart McFadyen 12 noon  
 7 Fullerton St.,  
 Paisley  
 (Barrhead SWD)

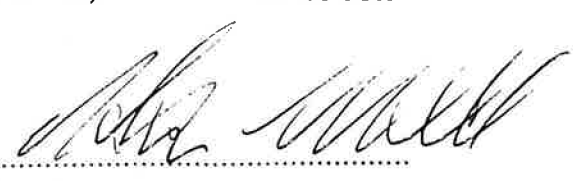
Continued Grounds

L. Fullerton

cc SWD: Johnstone, Renfrew, Barrhead, West Yonderton

21st January 1993

Date .....

  
 for Reporter

## STRATHCLYDE REGIONAL COUNCIL

Reporter to the Children's Panel

Reporter:

F. J. KENNEDY, LL.B.

## MEMORANDUM

From: Reporter's Department

To: Social Work Dept.,

Barrhead, Johnstone, Renfrew

Subject: Reporters' Duties and Transmission of Information, etc (Scotland) Rules 1971—Rule 6 (1) (2) (3)

In accordance with instruction contained in Rule 6 of the above Statutory Instrument the decision(s) made by a Children's Hearing is/are\* undernoted.

Annexed herewith copy requirement where appropriate.

Date of Hearing:

Name:

Decision:

480/89

Stewart McFadyen  
7 Fullerton St.,  
Paisley  
(Barrhead SWD)

Hearing re-scheduled

L Sillars

Date 20.1.93

\*Delete as appropriate

for Reporter

## STRATHCLYDE REGIONAL COUNCIL

Reporter to the Children's Panel

Reporter:

F. J. KENNEDY, LL.B.

## MEMORANDUM

From: Reporter's Department To: Social Work Dept.;  
 Renfrew, Barrhead, Craigielea

Subject: Reporters' Duties and Transmission of Information, etc (Scotland) Rules 1971—Rule 6 (1) (2) (3)

In accordance with instruction contained in Rule 6 of the above Statutory Instrument the decision(s) made by a Children's Hearing is/are\* undernoted.

Annexed herewith copy requirement where appropriate.

Date of Hearing:

Name:

Decision:

480/

Stewart McFadyen  
 7 Fullerton St.  
 Paisley  
 (Barrhead SWD)

Hearing continued

✓ L. Sullars

Date 29th December 1992

\*Delete as appropriate

for Reporter

**Strathclyde Regional Council**  
**Department of Social Work**

**Director: F E Edwards** RD BA MUniv FBIM

**Craigielea Area Office**

Craigielea House, Blackstoun Road, Paisley PA3 1NB  
Tel: 041-887 5195

Our Ref:

Your Ref:

Date:

21<sup>st</sup> Feb 94



**Strathclyde**  
**SCOTLAND**



A nuclear-free zone authority



An equal opportunities authority

Dear Janice,

I have arranged an appointment with staff at Balrossie School tomorrow 22nd Feb 94 at 10am. The Headmaster of the school would like to discuss the charge that Stewart picked up over the weekend.

I will call round to pick you up at 9.30am. (today).

Yours sincerely,

Janette McEwan

Headmaster: David S.D. McCallum.  
Balrossie School, Kilmacolm.

Telephone Number:  
Kilmacolm 2201.

Ref: MR DARRACH  
Date: 10/1/94...

Dear Ms. McEwan,

ADMISSIONS

We have received your request for a place in the School for  
...STEWART MCFADDEN..... Date of Birth 9.11.80....

We will be pleased to interview STEWART.....  
and his parents at Balrossie on 18<sup>TH</sup> JAN 94.. at 11.30am....

Please arrange for STEWART..... and his parents to  
come to the School on that occasion.

As the Social Worker involved in the case an invitation is extended to  
you to participate in this meeting.

Yours faithfully,



GEORGE H. DARROCH.  
DEPUTE HEAD - SOCIAL WORK.

**Strathclyde Regional Council**  
**Social Work Department**

Director: F E Edwards RD BA MUniv FSiM

**Balrossie School**

Headmaster: D S D McCallum

Kilmacolm PA13 4ST

Tel: (050587) 2201/2/3 Fax: (050587) 3068

Our Ref: MC/JBW.

Your Ref:

Date: 29th November, 1993.

If phoning or calling please ask for

Ms. Lesley Cameron,  
Senior Social Worker,  
Abbey House,  
PAISLEY.

*Day places only*



**Strathclyde**  
**SCOTLAND**



A nuclear-  
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authority



An equal  
opportunities  
authority

Dear Ms. Cameron,

I am in possession of forms AP.1, AP.3, and SEN.2. in  
respect of Stewart McFadyen, date of birth 9.11.80

Since we have not as yet met with either boy, I think it  
might be appropriate at this time to call each for interview in  
order to assess his needs.

We would welcome parents and social workers at the meetings.

I would appreciate a call from your department, once contact  
has been made, and we could arrange suitable dates and times.

Yours sincerely,

*M. Cunningham*

MOIRA CUNNINGHAM (MRS).  
SENIOR TEACHER.

**Strathclyde Regional Council**  
**Social Work Department**  
**Craigielea House, Blackstoun Road, Paisley PA3 1LU**

**Director: Mary C Hartnoll CBE BA**

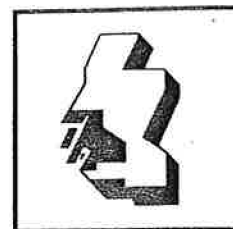
Telephone No: 887 5195

Our Ref: JMCE/JC

Your Ref:

Date:

If calling or phoning please ask for: JANETTE MCEWAN



**Strathclyde**

**SCOTLAND**



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**An equal opportunities authority**

Reporter to the Children's Hearing  
Glen Lane  
PAISLEY

Dear Sir

Re: Stewart McFadyen: (DOB: 09.11.80) - 44 (1)(b)/Balrossie School

At a Hearing for the above child on 05.10.93 a residential requirement naming Balrossie School was made in respect of Stewart.

As yet there are no vacancies at the school and no clear information is available as to when a place is likely to be made available.

Yours faithfully

Janette McEwan  
Social Worker



For the attention of: **LDA**  
Area Team: .....  
Address: **TRINET MCHAM**  
**CRAIGUEVA HOUSE**

District: .....

Immediate Telephone Notification  
to Above: Yes..... No ☒

Previously known to Standby  
Service—YES/NO ☒



## STAND-BY SERVICE

3rd FLOOR  
35 CHURCH STREET  
GLASGOW  
Telephone: 041-357 3696  
Fax: 041-334 8577/357 4309



LINKLINE 0800-811-505

Serial No.: **505279**  
Record No.: **28911**  
Date: **7-12-93**  
Time Referred: **20-20**  
Time Completed: .....

Distribution:  
Area Team **LDA**  
District Officer .....  
Other .....  
Other **RSS**

Client's Surname **McFADYEN** Forenames **STEWART**  
Present Address **NEWFIELD ASS. CENTRE** Age/DOB **13/9.11.80**  
Previous Address **3 FULLERTON ST, PAISLEY** Telephone .....

| Children | Name  | Age   | Sex   |
|----------|-------|-------|-------|
|          | ..... | ..... | ..... |
|          | ..... | ..... | ..... |
|          | ..... | ..... | ..... |

Referrer: **Shirley Memon** Name Address **Newfield** Telephone .....

1. **Details of PROBLEM:** ~~ABSCONDER/FAILURE TO RETURN/MISSING CHILD/OTHER.~~  
(Delete as appropriate).

**66 (b)**  
**nammy Balvossu**  
**Mason Gave**

2. **ACTION TAKEN:** ~~RETURNED BY STANDBY/RETURNED BY ESTABLISHMENT/RETURNED BY POLICE/OTHER~~  
~~ACCOMMODATION/OTHER.~~  
(Delete as appropriate).

**0830 NFR**

3. **Has case been referred to Police as missing child?** YES/NO

Signed ..... Seen by .....  
Social Worker Senior Social Worker

**Strathclyde Regional Council**  
**Social Work Department**  
**Craiglelea House, Blackstoun Road, Paisley PA3 1LU**

**Director: Mary C Hartnoll CBE BA**

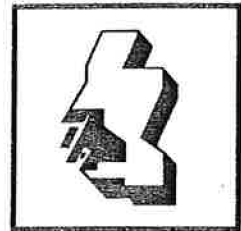
Telephone No: 041 887 5195

Our Ref: JM/AB

Your Ref:

Date: 2 November 1993

If calling or phoning please ask for: Ms McEwan



**Strathclyde**

**SCOTLAND**



**A nuclear-free zone authority**



**An equal opportunities authority**

Balrossie Residential School  
Kilmacolm  
PA13 43T

Dear Sir,

Further to recent correspondence regarding a residential placement on behalf of Stewart McFadyen, D.O.B. 9 November 1980.

This is to confirm that a placement for this young person is still required.

Thank you for your co-operation in this matter.

Yours sincerely,

Janette McEwan  
(Social Worker)

**Strathclyde Regional Council**  
**Department of Social Work**

Director: F E Edwards RD BA MUniv FBIM

**Craigielea Area Office**

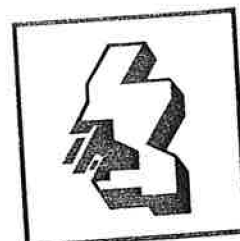
Craigielea House, Blackstoun Road, Paisley PA3 1NB  
Tel: 041-887 5195

Our Ref:

Your Ref:

Date:

29/10/1993.



**Strathclyde**  
**SCOTLAND**



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An equal opportunities authority

Dear Mrs Mitchell,

Called round to let you know that Stewart was brought back to Newfield Assessment Centre last night. I believe there have been problems with regard to Ross, whose panel is on the 4th Nov 1993

I would like you to call round to the office on Monday 1.30pm, in order that we can discuss the matter further.

Yours sincerely  
Janette.

Strathclyde Regional Council  
Social Work Department  
Craigielea House, Blackstoun Road, Paisley PA3 1LU

Director: Mary C Hartnoll CBE BA

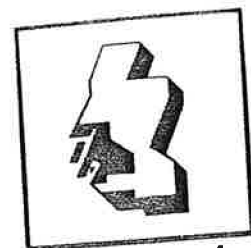
Telephone No: 887 5195

Our Ref: JMCE/JC

Your Ref:

Date:

If calling or phoning please ask for: JANETTE MCEWAN



**Strathclyde**

SCOTLAND



A nuclear-free zone authority



An equal opportunities authority

Reporter to the Children's Hearing  
Glen Lane  
PAISLEY

Dear Sir

Re: Stewart McFadyen: (DOB: 09.11.80) - 44 (1)(b)/Balrossie School

At a Hearing for the above child on 05.10.93 a residential requirement naming Balrossie School was made in respect of Stewart.

As yet there are no vacancies at the school and no clear information is available as to when a place is likely to be made available.

Yours faithfully

Janette McEwan  
Social Worker

**Strathclyde Regional Council**  
**Department of Social Work**

Director: F E Edwards RD BA MUniv FBIM

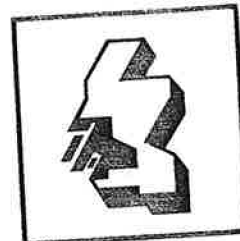
**Craigielea Area Office**

Craigielea House, Blackstoun Road, Paisley PA3 1NB  
Tel: 041-887 5195

Our Ref:

Your Ref:

Date:



**Strathclyde**  
**SCOTLAND**



A nuclear-free zone authority



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MRS J Mitchell  
3 Fullerton St  
PAISLEY

Dear Janice,  
Could you please contact me as soon as possible so that I can arrange to see you before Friday.

Yours sincerely

Janette McEwan  
(Social Worker)

11 NOV 1993 Janette

For the attention of: LCA  
Area Team: .....  
Address: .....  
District: .....  
Immediate Telephone Notification  
to Above: Yes..... No ✓  
Previously known to Standby  
Service NO



**STAND-BY SERVICE**

3rd FLOOR  
35 CHURCH STREET  
GLASGOW  
Telephone: 041-357 3696  
Fax: 041-334 8577/357 4309



LINKLINE 0800-811-505

Serial No.: 508171  
Record No.: .....  
Date: 7/11/93  
Time Referred: 00.30  
Time Completed: 08.30  
Distribution: ✓  
Area Team .....  
District Officer .....  
Other ABM  
Other .....

Client's Surname McFadyen Forenames Stewart  
Present Address Newfield Age/DOB 14  
Previous Address 7 Fullerton St. Paisley Telephone 441113

|          |      |       |       |       |       |       |       |       |
|----------|------|-------|-------|-------|-------|-------|-------|-------|
| Children | Name | ..... | ..... | ..... | ..... | ..... | ..... | ..... |
|          | Age  | ..... | ..... | ..... | ..... | ..... | ..... | ..... |
|          | Sex  | ..... | ..... | ..... | ..... | ..... | ..... | ..... |

Referrer: Stacy Name ..... Address ..... Telephone .....

1. **Details of PROBLEM:** ABSCONDED / FAILURE TO RETURN / MISSING CHILD / OTHER.  
(Delete as appropriate).

2. **ACTION TAKEN:** RETURNED BY / RETURNED BY ESTABLISHMENT / RETURNED BY POLICE / OTHER  
ACCOMMODATION / OTHER.  
(Delete as appropriate).  
8/11/93  
08.30 T/C TO newfield - still missing MNC

3. **Has case been referred to Police as missing child?** YES / NO  
Signed C Woods Social Worker  
Seen by M. McLeffery Senior Social Worker

For the attention of:  
Area Team: LOA  
Address: .....  
District: Paisley  
Immediate Telephone Notification  
to Above: Yes..... No .....  
Previously known to Standby  
Service—YES/NO .....



## STAND-BY SERVICE

3rd FLOOR  
35 CHURCH STREET  
GLASGOW  
Telephone: 041-357 3696  
Fax: 041-334 8577/357 4309



LINKLINE 0800-811-505

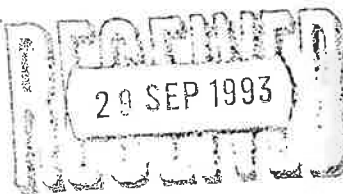
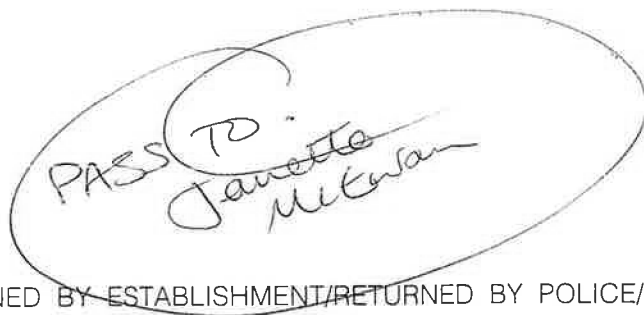
Serial No.: 509559  
Record No.: .....  
Date: 27. 9. 93  
Time Referred: 17.39  
Time Completed: 08.00  
Distribution:  
Area Team ✓  
District Officer .....  
Other .....  
Other RSS

Client's Surname M. Fadyen Forenames Stuart  
Present Address Redwell Reserve Centre Age/DOB 12 years  
Previous Address 7, Fadyen St Paisley Telephone .....  
Children  
Name .....  
Age .....  
Sex .....

Referrer: Redwell staff Name ..... Address ..... Telephone .....

1. **Details of PROBLEM:** ABSCONDEE/FAILURE TO RETURN/MISSING CHILD/OTHER.  
(Delete as appropriate).

2. **ACTION TAKEN:** RETURNED BY STANDBY/RETURNED BY ESTABLISHMENT/RETURNED BY POLICE/OTHER  
ACCOMMODATION/OTHER.  
(Delete as appropriate).



Not Known  
@ Area Centre

3. **Has case been referred to Police as missing child?** YES/NO

Signed Wendy Wilson  
Social Worker

Seen by M. McLafferty  
Senior Social Worker

BALROSSIE SCHOOL,  
KILMACOLM PA13 4 ST.  
RENFREWSHIRE.

Tel Kilmacolm 2201/2/3

Our ref GHD/JBW.

Your ref

If phoning or  
calling ask for Mr. Darroch.

Date Date: 18TH Oct 93.

Dear Ms. M<sup>C</sup>EWAN

I have received your application for a place for

STEWART M<sup>C</sup>EWAN D.O.B. 9.11.80:....

..... D.O.B. ....

..... D.O.B. ....

in Balrossie School.

There are no vacancies at present in the School and the waiting list stands at ...27.... boys. I cannot give an accurate projected date of admission but we are systematically working through the waiting list as vacancies arise.

Please advise me as to whether or not you wish STEWART'S... name to be added to the waiting list given this information.

I look forward to hearing from you on this issue in due course.

Yours sincerely,



GEORGE H. DARROCH.  
DEPUTE HEAD - SOCIAL WORK.

2681 1306



**Strathclyde Regional Council**  
**Social Work Department**  
**Craigielea House, Blackstoun Road, Paisley PA3 1LU**

**Director: Mary C Hartnoll CBE BA**

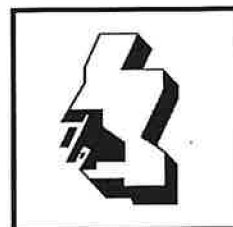
Telephone No: 887 5195

Our Ref: JMCE/JC

Your Ref:

Date: 20 OCTOBER 1993

If calling or phoning please ask for: JANETTE MCEWAN



**Strathclyde**

**SCOTLAND**



**A nuclear-free zone authority**



**An equal opportunities authority**

Reporter to the Children's Hearing  
Glen Lane  
PAISLEY

Dear Sir

Re: Stewart McFadyen: (DOB: 09.11.80) - 44 (1)(b)/Balrossie School

At a Hearing for the above child on 05.10.93 a residential requirement naming Balrossie School was made in respect of Stewart.

As yet there are no vacancies at the school and no clear information is available as to when a place is likely to be made available.

Yours faithfully

Janette McEwan  
Social Worker

Date of Hearing .....  
 Outcome: .....  
 .....

# SOCIAL WORK DEPARTMENT

## RENFREW DIVISION

### REPORT TO CHILDREN'S HEARING

NAME: STEWART MCFADYEN .....

DATE OF BIRTH: 09.11.80 .....

ADDRESS: 3 FULLERTON STREET .....

SCHOOL ATTENDED: .....

SHORTROODS, PAISLEY .....

BALROSSIE RESIDENTIAL SCHOOL  
 KILMACOLM

RELIGION: .....

#### GROUND'S OF REFERRAL:

CONTRARY TO CIVIC GOVERNMENT (SCOTLAND) ACT 1982

#### BASIS OF REPORT:

REGULAR HOME VISITS

#### FAMILY DETAILS:

| NAME             | AGE | RELATIONSHIP | EMPLOYMENT/SCHOOL<br>OTHER | INCOME AND<br>SOURCE      |
|------------------|-----|--------------|----------------------------|---------------------------|
| JANICE MITCHELL  | 37  | MOTHER       | HOUSEWIFE                  | INCOME SUPPORT<br>BENEFIT |
| JILLIAN MCFADYEN | 17  | SISTER       | UNEMPLOYED                 |                           |
| ROSS MCFADYEN    | 14  | BROTHER      | KIBBLE SCHOOL              |                           |
| STEWART MCFADYEN | 13  | SUBJECT      | BALROSSIE SCHOOL           |                           |
| LESLEY MCFADYEN  | 11  | SISTER       | MOSSVALE PRIMARY           |                           |

#### CONTACT WITH OTHER AGENCIES:

- BALROSSIE RESIDENTIAL SCHOOL
- NEWFIELD ASSESSMENT CENTRE

#### REPORT COMPILED BY:

JANETTE MCEWAN - SOCIAL WORKER, CRAIGIELEA AREA TEAM, BANKFOOT ROAD, PAISLEY

#### DATE COMPLETED:

18 FEBRUARY 1994

## SOCIAL BACKGROUND REPORT

NAME: STEWART MCFADYEN

DATE OF BIRTH: 09.11.80

ADDRESS: 3 FULLERTON STREET, SHORTROODS, PAISLEY

### Updated Information

Stewart McFadyen is currently subject to 44(1)(b) Supervision requirement and has only recently been placed at Balrossie School, after spending 4 months at Newfield Assessment Centre awaiting placement at Balrossie School.

Reports from staff at Newfield throughout this period were generally very positive. Stewart did experience initial difficulty in settling at the centre, absconding on a number of occasions following incidents involving other young people within the Units. Stewart settled into the structure at Newfield and had regular home leave over weekends when his behaviour at home and within the Unit was of an acceptable standard. Ms Mitchell states that Stewart's behaviour at home has improved of late and he is responding to appropriate controls and sanctions.

Initially Stewart was apprehensive about moving to Balrossie School, however, it appears that he has settled into this new environment without further evidence of anxiety or apprehensiveness.

### Family Circumstances

Stewart McFadyen's mother, 2 older and one younger siblings continue to reside at the family home in the Shortroods area of Paisley. The family have managed to establish a fairly comfortable home base in spite of the number of recent house moves as well as their limited financial situation.

Within the family unit Stewart enjoys a close relationship with Ross and Lesley McFadyen and it is apparent that there exists a close bond with Ms Mitchell.

Stewart's mother has experienced difficulty in setting clear limits and boundaries in respect of all of her children and this is particularly evident in Stewart's situation. Ms Mitchell views residential care almost as the natural progression of events when the children's behaviour is difficult to manage. This is an area of ongoing concern to the writer which requires a consistent approach with a view to positive change.

It is planned that a meeting involving Mr McFadyen will be arranged in order that my Department's concerns can be underlined and alternative methods of dealing with Stewart's behaviour can be addressed with both parents.

## Stewart

Stewart McFadyen is a pleasant and co-operative young boy who, despite his child like appearance, has a maturity beyond his years. Stewart has an ability to take on a leadership role amongst his peers but often attempts to present as a follower. This skill has enabled Stewart to avoid taking responsibility for his own actions.

Stewart appears to have, at times, difficulty in expressing his feelings and I suspect that this is due to his loyalty to family members. Stewart and I have engaged in work which enables him to explore and understand his current situation, i.e. residential supervision requirement and it is my opinion that whilst aware of his parents' role in these circumstances he has as yet been unable to vent his feelings and has internalised guilt and blame. It may be appropriate to encourage Stewart's existing skill in Art as a means of giving expression to his feelings.

## Grounds Of Referral

To date the grounds of referral have not been discussed with either Stewart or his parents. However it is anticipated that a clear picture will have been gained before the next Hearing as to whether or not the grounds are accepted or denied. It is surprising that no mention of these grounds have been made to me by Ms Mitchell, nor indeed, staff at Newfield Resource Centre at the time. Again this issue will be investigated further prior to the forthcoming Hearing.

## Assessment

Stewart McFadyen appears to have coped well with the transition from Newfield Resource Centre to Balrossie School and although it has only been a matter of a few weeks this more permanent placement has been established there does appear to have been some positive progress made in Stewart's circumstances.

Home leave has been ongoing throughout the period in which Stewart has been in residential care and with the support of the systems in place at the residential unit, both Stewart and his mother appear to be coping with these periods at home.

It is necessary that work continued with Stewart's mother in order to address her parental responsibility in order to establish some direction in respect of appropriate plans for Stewart's future.

Conclusion

In view of the concerns and ongoing work outlined in this report I would recommend that the residential supervision requirement is continued in this case.



Janette McEwan  
Social worker

18.02.94

JMCE/JC

MINUTE OF COMMUNITY SUPPORT PROGRAMME REVIEW

Name: Stewart McFadyen

Date of Review: 2.9.93

Present:

Apologies:

Ms Mitchell, Parent.  
✓Janette McEwan, Social Worker.  
Margaret Fitzpatrick, Senior IT Officer.

---

Summary Remarks:

Stewart continues to miss school more than he attends and he has also been doing his own thing at home/in the community. He has been charged with a further H/B and also been staying out until the early hours of the morning. Mum feels he should be in care for his own sake to break the pattern. It was agreed that we would keep him at West Yonderton until his next panel. However, realistically there has been little success with him.

---

Review Recommendations:

(Specify exact work suggested and workers commitments)

1. Keep attending CSP two nights per week (Tuesday/Thursday).
2. Keep liaison with school/parent/social worker.
3. Attend Children's Hearing when arranged.

---

Completed By:

Margaret Fitzpatrick.

# Memorandum



**From** Newfield Residential Resource Centre  
Barochan Road JOHNSTONE  
PA5 8TS

Tel 0505 329334 Ext

**To** Janette McEwan  
Craigie House  
Blackstoun Road  
Paisley PA3 1LU

Our ref RP/SM

Your ref

Date 23 September 1993

**Subject** STEWART MCFADYEN - D O B 9 11 80

At 3 30 pm on 30 September 1993 a Case Conference will be held, within the Centre to discuss future plans for Stewart. It is hoped that you will be able to attend.

Looking forward to seeing you then.

A handwritten signature in dark ink, appearing to read 'Hylida McNair', with a long horizontal line extending to the right.

HYLDA McNAIR

STRATHCLYDE REGIONAL COUNCIL

SOCIAL WORK DEPARTMENT

RENFREW DISTRICT

D.A.S.U. REFERRAL FORM

This form should be completed on all children who have been received **into** care or for whom reception into care may be a consideration and forwarded to DASU by noon on Friday prior to case discussion on Tuesday a.m.

SECTION A:                      FACTUAL DETAILS

| <u>Name</u>      | <u>D.O.B.</u> | <u>Religion</u> |
|------------------|---------------|-----------------|
| Stewart McFadyen | 9.11.80       |                 |

| <u>Home Address</u>           | <u>Previous Periods in Care</u> |
|-------------------------------|---------------------------------|
| 7 Fullerton Street<br>Paisley |                                 |

| <u>Present Address</u> | <u>Child's Current Legal Status</u> |
|------------------------|-------------------------------------|
|                        | 44 1 (a)                            |

| <u>Date of R.I.C.</u>      | <u>Significant Medical Details including G.P.</u> |
|----------------------------|---------------------------------------------------|
| Children's Hearing 15.9.93 |                                                   |

| <u>School attended prior to R.I.C.</u> | <u>Proposed School</u> |
|----------------------------------------|------------------------|
| Marksworth High School                 |                        |

Details of parents/carers

Currently resides with mother (Janice Mitchell), 7 Fullerton Street, Paisley

| <u>Siblings</u> | <u>D.O.B.</u> | <u>Previous Periods in Care</u>                                      |
|-----------------|---------------|----------------------------------------------------------------------|
| Hugh            | Not known     | None                                                                 |
| Jillian         | 2.10.76       | Several from aged 13 : Good Shepherd,<br>Newfield,<br>Kerelaw School |
| Ross            | 22.11.79      | Newfield Resource from Feb. - July 1993                              |
| Lesley          | 10 years      | None                                                                 |



SECTION B:HOME CIRCUMSTANCES

Identify the factors which led to the reception into care for proposed reception into care.

Stewart McEadyen is currently subject to 44 1 (a) S.W. (S) Act 1968. A children's hearing has been arranged for 15.9.93 and it seems likely that Stewart will be received into care. He is heavily involved in offending. His attendance and behaviour at Marksworth High School are reported to be a real management problem. The C.S.P. placement is proving to have little impact on his truancy or level of offending. In addition, Stewart's mum states that he is beyond her control and has spent entire nights outwith the home, rendering himself at risk and in moral danger.

What resources/initiatives have been employed to keep the child in the community?  
Please give details of any previous discussions/meetings held

There have been various resources employed in an attempt to address truancy/behaviour/offending etc., to little effect. This involved I.T. Group, C.S.P., S.N.I.B. and H.S.E.P. (Marksworth School).

Community Assessment October 1992, a referral has been made to Balrossie for a day placement, however there is a long waiting list for this resource.

SECTION C:PLACEMENT DETAILS

What is the recommended placement for the child?

Minimise risks to Stewart in terms of staying out overnight, address issues of truancy and offending, parental responsibility, limits and boundaries in effort to control Stewart's behaviour in the home.

What are the objectives of the placement? (particularly with a reference to rehabilitation)

There appear to be few limits within the family which offer Stewart structure or an insight into the consequences of his behaviour.

Any other comments (use additional sheet if necessary)

SOCIAL WORKER.....Janette McEadyen.....

DATE.....9 September 1993.....

SENIOR SOCIAL WORKER.....

DATE.....

AREA TEAM.....

TEL NO: .....

ADOLESCENT SCREENING AND RESOURCE GROUP

RESOURCES AND ACTION PLAN

CHILD'S NAME Stewart McFadyen

ATTENDANCE Eleanor, Mike, John-Ger, Janette

DATE: 9.9.93

SUMMARY OF DISCUSSION

Stewart has little structure limits at home. He spends entire nights outwith the home. Merksworth feel that it is unlikely they will be able to contain him much longer. CSP. placement has had little impact. The panel date is on Wednesday.

RESOURCES REQUIRED

1. No Resources required
2. More info. needed Specify:
3. Link to Comm based Group Specify:
4. Minimum Support group (a) Assess (b) Comm (c) Holding
5. Individual Work 6. Family Work 7. School Work
8. I.T. Group Setting.....
9. Community Assessment Meeting
10. DRAM: a) CSP b) Soc Ed c) Short Stay d) Consult
11. Residential Care Specify.....
12. Other Resources Specify.....

---

ACTION PLAN

WHAT

WHO

WHEN

Alert Duty Officer for DASU appointment on Tuesday 14 September to discuss a residential assessment.

---

Re Refer S & R Group YES/NO

Next appointment.....

DOCS/CHCARE/REP/REMCF2

ADOLESCENT SCREENING AND RESOURCE GROUP

BACKGROUND/ASSESSMENT/RECOMMENDATION

BASIC DETAILS

S & R Group Appointment      7.9.93      Referral: ~~yes~~/no

CHILD'S NAME   Stewart McFadyen      ADDRESS: 7 Fullerton Street

D.O.B.   9.11.80      SCHOOL: Merksworth High      SEX:   M/F

LEGAL STATUS:   NONE      VOL 39(2)      44 1(A) ✓      44 1(B)      Other

SOCIAL WORKER: Janette McEwan

CATEGORY OF REFERRAL

1. NEW OR ADDITIONAL GROUNDS

a) Beyond Control   ✓      b) Moral Danger      c) Lack of par.care      d) Victim Offence  
dd)At Risk                ✓      e) Incest Assoc.      f) School Non Att.   ✓      g) Offending        ✓  
gg)Solvent Abuse

2. REVIEW HEARING      Reason.....

3. CONSULTATION

AREAS OF CONCERN

Home: Seems to be very little in the way of limits and boundaries. Mum colludes with Stewart to an extent. Mum does not appear able to control his behaviour/ timekeeping etc. and states that Stewart spends entire nights outwith the home. Mum says she has, at times, reported this to the police.

School: Stewarts attendance at Merksworth has not been good and, as a result, Stewart is no longer in the S.N.B. Unit. Guidance staff state that further referrals to the Reporter have been made. They feel that they have tried everything to contain Stewart in mainstream school but they are unlikely to be able to contain him much longer. They do not feel supported by mum.

Community: Stewart is involved in offending, appears to be easily influenced by his peers yet does not seem able to think through the consequences of his behaviour. C.S.P. placement proving to have little effect.

REPORT RECOMMENDATION

NFA                      —VOL 39(2)      44 1(A)      44 1(B)      Continue Hearing

Continue Order      Other.....

N.B. If report recommends NFA or case is Care & Protection S & R Group appointment is not DOCS/CHCARE/REP/McFA2ASR

REPORT FOR C.S.P. REVIEW 24.8.93

Stewart McFadyen  
7 Fullerton Street  
Paisley.

This case was transferred to J. McEwan from Paul Lindsay, (Barrhead) on 30th July 1993. Since the transfer my contact has focused on the preparation of a report for the Childrens Panel and the forthcoming Emergency Hearing.

It would appear that there are a number of concerns in regard to Stewart's truancy/behaviour at Merksworth High School, offending within the community and being beyond the control of his primary carer.

Stewart's mother maintains that he occasionally stays out overnight and regularly returns home in the early hours of the morning. It is Ms Mitchell's suspicion that at these times Stewart is drinking, abusing solvents/drugs etc. In addition, it seems that some members of Stewart's peer group, since moving to Shortroods, are considerably older than himself.

Although the nature of my work with this family will, to some extent, be dictated by the decisions of the emergency Hearing on 18.8.93 it is my intention to highlight Ms Mitchell's responsibility for her son and the need to impose limits and boundaries in a bid to control Stewart's behaviour.

The transition from Barrhead to Shortroods does not appear to have been a smooth one for the family as their temporary tenancy has been broken into recently following a fire in their permanent home, at the same address. These incidents have caused difficulty with D.S.S. and compounded the existing financial stress on Ms Mitchell.

Given that the case has only recently been transferred it seems appropriate to convene a case discussion involving those with a prior knowledge of the family, in order to clarify the future direction.

I will inform C.S.P. as soon as a date for this meeting has been set.

Janette McEwan,  
Social Worker.

JMCE/IR  
Craigielea House  
17.8.93

SOCIAL WORK DEPARTMENT

RENFREW DIVISION

Date of Review .....

Outcome .....

REVIEW REPORT FOR CHILDREN'S HEARING

Name: ..Stewart McFadyen.....

Date of Birth: .....9.11.80.....

Address:(and home address if different)

School: .....Merksworth.....

7 Fullerton Street,

Religion: .....

Paisley.

Section of Legislation:

.....

Reason for Review and by whom called:

Annual Review called by Reporter.

New Grounds of Referral (if appropriate):

Theft by Housebreaking  
Theft,  
Vandalism.

Significant Changes Since Previous Report:

None

Changes in Social Work Department or Worker:

Transferred from Paul Lindsay Barrhead Office to Janette McEwan, Craigielea House,  
30.7.93.

Contact With Other Agencies:

C.S.P.

Report Compiled by: Janette McEwan, Social Worker, Craigielea SWD, Portacabins, Bankfoot  
Road, Paisley.

Date Report Completed: 6th August, 1993.

Stewart McFadyen

- To be read in conjunction with report dated 23.6.93.

#### FAMILY CIRCUMSTANCES

Ms. Mitchell and her family permanently reside in the Shortroods area of Paisley. Ms. Mitchell tells me that repairs to her previous accommodation at the same address are now almost complete and she intends to move back into the flat within the next two weeks. Since completion of previous report Ms. Mitchell has been awarded a budgeting loan from D.S.S which she states has relieved some of the financial pressure placed on the family since the fire.

Ms. Mitchell's eldest son Hugh was present throughout the interview with Stewart. Apparently, Hugh serves in the armed forces and is currently stationed in Folkstone. He is presently on home leave and spending some of his time residing at his mother's home.

[REDACTED]

[REDACTED]

Ms. Mitchell states that she has experienced difficulty in setting clear limits and boundaries which Stewart responds to. As a result Stewart frequently stays out late and has been known to stay out overnight.

#### STEWART

Stewart McFadyen presents as a pleasant cheerful boy who was well mannered throughout our interview.

When questioned about leisure activities, friends etc., Stewart was vague and non specific. It appears however, that he has developed a peer network since moving to Shortroods some of whom are considerably older than Stewart.

#### SCHOOL

Due to school holidays I have been unable to gain a clear picture of Stewart's functioning and attendance at Merksworth High. In discussion with staff from C.S.P. however, it appears that of the few weeks immediately prior to the end of school term Stewart attended only two days per week.

#### C.S.P.

Staff at the Community Support Programme state that Stewart's attendance has been inconsistent and that he has not bought into the structured programme. In addition, it is felt that the necessary commitment, in order to ensure a positive change in Stewart's behaviour, has been lacking by both Stewart and his Mum.

#### GROUND'S OF REFERRAL

Stewart McFadyen denies grounds 2 and 3 contained within the Statement of Facts. He tells me that whilst he was present when these incidents occurred, he had no prior knowledge that an offence was about to be

committed nor did he actively participate in these offences himself.

### CONCLUSION

At present Stewart McFadyen continues to attend CSP and is involved within the S.N.I.B. Unit at Merksworth High School. Concerns exist around the level of his offending behaviour, non attendance and being beyond parental control. It is of further concern to the writer as to the potential dangers Stewart is exposing himself to when he refuses to come home in the evening.

Given that I have only recently taken over this case from the previous worker (Paul Lindsay) and visited the family on one occasion, I feel unable to make any informed recommendation other than further intensive social work intervention is required to address the issues outlined in this report.



Janette McEwan  
Social Worker

JMCE/RK  
6th August, 1993.

MINUTE OF COMMUNITY SUPPORT PROGRAMME REVIEW

Name: Stewart McFadyen

Date of Review: 9.6.93

Present:

Mrs McFadyen, Parent.  
✓ Paul Lindsay, Social Worker.  
Margaret Fitzpatrick, Senior IT Officer.

Apologies:

Merksworth High School.

---

Summary Remarks:

It was agreed that any progress made by Stewart over the last few months has been in relation to offending. Non-attendance at school continues to be of real concern and Stewart's attitude to working on this, eg by attending CSP is also very poor. Mrs McFadyen admits that she finds it difficult to make him go to school although over the last few days she has taken him in and he has managed to stay all day.

---

Review Recommendations:

(Specify exact work suggested and workers commitments)

1. Stewart to attend CSP two nights per week (Tuesday and Thursday).
2. Close liaison to continue between school/social worker/CSP/parent.
3. Next Review on Tuesday, 24th August at 4.30 pm.

---

Completed By:

Margaret Fitzpatrick.



WEST YONERTON IT PROJECT

COMMUNITY SUPPORT PROGRAMME

CONTRACT

Name:

Stewart McFadyen.

Date:

9th July 1993.

Reasons for Referral:

As before.

Areas of Work to be Undertaken (Initial Four Weeks):

To establish Stewart's attendance at school and CSP.

Child:

1. To attend school daily and CSP as required.

Parents:

1. To encourage Stewart in the above and inform CSP and social worker of any problems.

Social Worker:

1. To continue to liaise with CSP/parent and inform of any developments.

CSP:

1. Continue to pick up Stewart two nights per week and work on identified issues.
2. Liaise with school/social worker/parent.
3. Hold Review on Tuesday, 24th August at 4.30 pm.

WEST YONDERTON

COMMUNITY SUPPORT PROGRAMME - REVIEW FORM

DATE: 9TH JUNE 1993

PERSONAL DETAILS:

Name: Stewart McFadyen      Age: 12 (9.11.80)      Section: 44(1)(a)  
Address:      School:      Date of Starting CSP:  
7 Fullarton Street      Merksworth HS      22.2.93  
Paisley

REASON FOR REFERRAL (SPECIFY):

To help Stewart address the following issues in order to avoid a reception into care:-

- (a) Non-attendance at school.
- (b) Offending.
- (c) Coming in at nights.

PREVIOUS REVIEW AIMS (SPECIFY):

Review on 1.4.93:-

1. Stewart to remain at CSP four nights per week.
2. Liaison to continue between social worker/school/CSP/parent.
3. Next review on 12.5.93 at 4.00 pm.

**NB:** No review took place on the above date. Peter visited Mrs McFadyen and it was agreed Stewart's nights be cut to two per week in an effort to get him to attend.

ATTENDANCE DETAILS:

Stewart's attendance has been very poor. Between 11th May and 1st June he did not attend at all. Encouragingly however, he has been here on the last three scheduled nights and has promised to attend on specific evenings.

| <u>PLANNED</u> | <u>ACTUAL</u> |
|----------------|---------------|
| 21             | 7             |

1.4.93 to 8.6.93

NATURE OF CONTACT WITH:

1. PARENTS

We see Mrs McFadyen on the pick-ups, and there have also been home-visits recently. Mrs McFadyen has been unable to get Stewart to come to the CSP or go to school.

---

2. SOCIAL WORKER

The case was recently transferred to Paul, and a joint home-visit was carried out. There has also been some contact by phone recently.

---

3. SCHOOL

Stewart's recent school attendance record is very poor. He has gone over the last few days, but the school have made another referral to the Reporter. The situation is grim to say the least.

---

| <u>AREAS OF CONCERN</u>          | <u>AREAS OF ACHIEVEMENT</u> |
|----------------------------------|-----------------------------|
| 1. School attendance rate.       | 1. Less offending.          |
| 2. Commitment to school and CSP. |                             |

---

SUMMARY OF PROGRESS

There really hasn't been any progress since the last review and it seems inevitable that, unless we can get Stewart and his mum to co-operate with CSP and school, that a reception into care will follow.

Stewart says he will come to the group on a Tuesday and a Thursday so perhaps this is worth trying. Let's hope, however, that this is an honest intention.

4-

REVIEW REPORT BY:

STEWART McEAMEN

A. WHY I JOINED THE C.S.P. GROUP

charges and at of parental Control

B. WHAT I'VE LIKED BEST ABOUT IT/GOT MOST OUT OF

Bacning

C. WHAT I'VE LIKED LEAST/GOT LEAST FROM

the meetings

---

D. THE PROGRESS I HAVE MADE

---

Not so much trouble outside

---

E. THE PROBLEMS I STILL NEED TO WORK ON

---

coming to CSP and school

---

F. HOW OFTEN DO I NEED TO COME TO WEST YONDERTON?

---

Two

---

G. WHICH NIGHTS/WHY?

MONDAY

TUESDAY

WEDNESDAY

THURSDAY

WEEKEND



A nuclear-free zone authority

An equal opportunities authority

Your ref

Our ref

Date 8 / 6 / 93

WEST YONDERTON

- 9 JUN 1993

Mr. P. Smith,  
West Yonderton IT Project,  
Walkunshaw Road,  
Renfrew  
PA4 9LP

Dear Mr. Smith,

I apologise for being unable to accept your invitation to the C.S. Programme Review meeting on Stewart McFadyen on 9/6/93. As you know at the time of his last Review Stewart had just begun a placement in the SNIB unit in Merksworth and I enclose a copy of Stewart's record in SNIB as documented by Margaret Copeland (SNIB teacher)

Following Stewart's suspension a number of efforts were made to encourage Stewart and Mrs. McFadyen to return Stewart to school which proved unsuccessful until Wednesday 2nd June when Mrs. McFadyen explained on a visit to Mrs Dalziel that Stewart was unwell and would be unable to return to school until 7/6/93. This means that Stewart was not at school during the period 18/5/93 - 7/6/93.

It must be said that Stewart's response to his SNIB placement has been poor and that his attitude to work has failed to improve. He does not present a behaviour problem



but he has made little effort in response to the opportunities offered to him in SNIB through a lower pupil - teacher ratio and extra learning support input. While recognising that Stewart's difficulties, especially with writing, cause him problems, it is felt that Stewart could make greater effort.

At present Stewart is taking up a place in the SNIB unit which might more profitably be offered to another pupil and a major improvement in attitude, effort and attendance is required to ensure his continued presence in the unit.

I hope this information is useful. Please do not hesitate to contact Margaret Copland or myself should you require further clarification of the current situation.

Yours sincerely,

Mary G. Keane  
Support Teacher  
(Behaviour)

## MERKSWORTH HIGH SCHOOL

## SUPPORT NETWORK INTERVENTION BASE

EXTRA CASE NOTES

INCIDENTS WITHIN SCHOOL

NAME Stewart M<sup>c</sup> GadyenCLASS 1p1

D.O.B. ....

| DATE     | COMMENT                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
|----------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 4.5.93   | Absent                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| 5.5.93   | Very slow work. Behaviour O.K. Took off from school at morning interval after <sup>minor</sup> incident in class. Mum brought him back. No remorse, in fact, had a very "smirking" attitude. MC.                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| 10.5.93. | late to school (9.25) was OK P1. But did virtually no work the rest of morning. V. lazy attitude to all of his work. Enjoys making noises (quietly) + setting the others off. Makes V smutty remarks made — to shock perhaps!! Stewart took off in afternoon. MC.                                                                                                                                                                                                                                                                                                                                                                                                        |
| 10.5.93. | P. <del>2</del> 2 did no work at all, but picked up towards lunchtime — good afternoon.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| 13.5.93. | Again Stewart is coming out with some very smutty remarks in class. MC.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| 17.5.93  | A.M. — 3 Sect pupils doing reading in office, (because of cold) minor sniggering began amongst all 3. Decided + told them that if they could not work in the comfort of the office, then we would have to go back to the desks in the classroom. Stewart took personal offence to this and calmly walked out of the classroom — followed by self. Stewart met Mr Carnan. Mr Carnan was told by Stewart to 'F___' off. Stewart left school. Informed A. Dalziel.<br>P.M. — Stewart brazenly marches into class and announces that he wanted to know if he were suspended by Mr Carnan + that Mr C had no right to pull him about by the arm. Pointed out to S. that I had |



witnessed his meeting with Mr. Carnan + that there had been no 'pulling around'. I also pointed out to Stewart that while he was at school, then school 'in loco parentis' which meant that we were responsible for him + that he was not allowed to just walk-out as anything could happen to him in that time.

Took him to Mr. Carnan, who had a word with him + told him he was suspended. Stewart did not wait for his forms for his Mum. He just walked out of school again.

MC

WEST YONDERTON

COMMUNITY SUPPORT PROGRAMME ASSESSMENT REPORT

DATE: 29TH MARCH 1993

Name: Stewart McFadyen

Age: 12 (9.11.80)

Address: 7 Fullarton Street  
Paisley

School: Merksworth High

Legislation: S.12

Date of Starting CSP: 22.2.93

---

Reasons for Referral:

To help Stewart address the following issues in order to avoid a reception into care:

- a) School non-attendance.
- b) Offending.
- c) Coming in at nights.

---

Child's Response to CSP

(attendance, relationships, commitment, etc)

Stewart settled quite quickly and he is committed to attending. The group has helped him address the above areas, and (b) and (c) haven't presented any problems so far. The only difficulty has been in Stewart's immaturity as his attention span can present problems in a group. Overall, however, CSP has been a positive experience for Stewart.

---

Contact with Family:

Regular contact has been kept with Mrs McFadyen and reports from home have been positive. School attendance has posed some problems, but we are attempting to assist Mrs McFadyen in getting Stewart out to school.

Contact with School:

Stewart started Merksworth on 15th March so it is early to comment on his progress. He has missed a couple of days, allegedly due to bullying, but, on the whole, he appears to be doing better than we could have expected.

---

Areas of Current Concern/Progress:

Progress:

Stewart is doing well in tackling all the areas for which he was referred.

Concern:

The only concern has been Stewart missing school when he did. Efforts must be concentrated on getting him there on time each day.

---

Recommendation:

Stewart is doing well, but given the early stage that his placement with Merksworth is at it would seem that he still needs the maximum support CSP can offer to sustain this.

---

Date: 25th March 1993

Signed:



WEST YONDERTON IT PROJECT

COMMUNITY SUPPORT PROGRAMME

CONTRACT

Name:

Stuart McFadyen.

Date:

22nd February 1993.

Reasons for Referral:

To help Stuart address the following issues, in order to avoid a reception into care: (a) school non-attendance; (b) offending; (c) coming in at nights.

Areas of Work to be Undertaken (Initial Four Weeks):

Child:

1. Stuart to attend school when placement starts.
2. Come in when mum asks (10.00 pm).
3. Avoid getting into trouble outside.

Parents:

1. If Stuart is grounded, carry this through without changing mind.
2. Support Stuart in carrying out the above steps (ie, 'Child').

Social Worker:

1. Lorraine to contact Merksworth regarding school placement.
2. Keep in touch with CSP regarding arising issues.

CSP:

1. Support mum if/when Stuart is grounded, and in discipline of Stuart.
2. Come out for Stuart as agreed and hold a review on 22.3.93.

14

REVIEW REPORT BY:

Stewart McFadyen

A. WHY I JOINED THE C.S.P. GROUP

Stall out of travel

B. WHAT I'VE LIKED BEST ABOUT IT/GOT MOST OUT OF

Gams Pool

C. WHAT I'VE LIKED LEAST/GOT LEAST FROM

Dropoff

D. THE PROGRESS I HAVE MADE

went back to school

E. THE PROBLEMS I STILL NEED TO WORK ON

get to school every day

F. HOW OFTEN DO I NEED TO COME TO WEST YONDERTON?

4 times a week

G. WHICH NIGHTS/WHY?

MONDAY

TUESDAY

WEDNESDAY

THURSDAY

WEEKEND

Outcome: .....

REPORT TO CHILDREN'S HEARING

Supplementary  
Name: Stewart McFadyen ..... Date of Birth: .....  
Address: 7 Fullerton Street ..... School Attended: Merksworth .....  
Paisley ..... Religion: Protestant .....

Grounds of Referral: Various Grounds

Basis of Report: Ongoing contact with family.  
Interview with Stewart to address grounds.

Family Details:

| Name                                                                                                         | Age | Relationship                                                | Employment/School<br>Other                                            | Income &<br>Source      |
|--------------------------------------------------------------------------------------------------------------|-----|-------------------------------------------------------------|-----------------------------------------------------------------------|-------------------------|
| Janice McFadyen<br>Hugh McFadyen<br>Gillian McFadyen<br>Ross McFadyen<br>Stewart McFadyen<br>Leslie McFadyen |     | Mother<br>Brother<br>Sister<br>Brother<br>Subject<br>Sister | Unemployed<br>Army<br>Unemployed<br>Newfield<br>Unemployed<br>Primary | Income Support<br>Waged |

Contact with Other Agencies:

Report Compiled By: Lorraine Sillars, Social Worker

Report Completed:

Team, 63 Darnley Road, BARRHEAD, G78 1TA  
041 881 9267

Ref:

## PRESENT CIRCUMSTANCES

Stewart has been known to the Social Work Department for some time contact with the department has been ongoing [REDACTED]  
[REDACTED]

Stewart was eventually referred to the Reporter's department with regards three separate issues. Firstly given Stewarts difficulty in the very early stages of his secondary schooling re: attendance [REDACTED]  
[REDACTED]

The staff at Barrhead High referred at an early stage on the Grounds of non-attendance. Secondary, in September of 1992, Mrs McFadyen began to feel under some pressure due to behaviour being displayed by both Stewart and Ross. Locally, some neighbours took issue with their boisterous behaviour, and at the same time both boys were involved with the police. At this time Mrs McFadyen felt it was necessary to refer to the Children's Hearing due to the boys failing to respond to the controls she placed on them. It would appear at this time that Mrs McFadyen felt she had no choice but to write to the Reporter's Department. Thirdly, Stewart had also been referred by the police due to offending he had become involved in.

Due to concerns raised by several agencies, a community assessment team was convened. Panel members may wish to consult with the minutes.

At about this time the family experienced threats leading to Mrs McFadyen leaving the home with her children. Their home was set on fire. Over the next weeks the family moved to Glenburn, then Hunterhill and eventually were offered a decant in the Shortroods area where they now remain. This was a very unsettling time for all of the family, all members feeling vulnerable and eventually pleased to have a safe place to settle.

Attempts were made to take Stewart to Merksworth School, something which in the beginning he resisted by leaving the house or not being in when the writer called.

Formal review meetings have taken place, convened by Sue Angus, Education Officer to look at Educational Placement for Stewart. Mrs Angus agreed that while other options were explored Merksworth school including the Home, School, Employment Project was the best resource for Stewart. This, has been acted upon and Stewart is now enrolled at Merksworth.

Stewart was assessed and included at the Community Support Program, West Yonderton - key worker Peter Smith. This was an attempt to address both Stewart's school attendance and his offending behaviour.

Several delays have occurred in implementing plans for Stewart. The traumatic time which led to several house moves in a very short time space were contributing. Further to this Stewarts resistance to attend a local high school. Representatives from the local high had also agreed to visit Stewart, given the difficulty in Stewart going there.

Relationships within the home appear to have settled quite considerably and both Mrs McFadyen and Stewart appear happier. Mrs McFadyen is under less stress, especially given that Stewart does not appear as involved in offending.

Stewart appears to enjoy the community support program and has full attendance at the group. It is hoped that this will continue.



## GROUND'S OF REFERRAL

With regards Stewarts non-attendance both Stewart and Mrs McFadyen accept he had no reasonable excuse for his absence. They both do feel, however, that he has experienced several problems with his attendance, including difficulty in adjusting to secondary school, Mrs McFadyen did attempt to take Stewart to school on several occasions but his failed to improve his attendance in any real way.

With regards the referral that Stewart is outwith his mother's control. This referral came at a very difficult time for her. Stewart and Ross proving to be very difficult. This appears to have improved since then.

While other grounds were addressed, accepted or discharged at a previous hearing, Panel members felt that they needed to be examined in writing.

With regards the incident were Stewart in the company of others wilfully and recklessly broke a glass panel. Stewart has explained that he was with others, did not actually hit the box but was responsible due to being with others. The others were all boys he played with locally.

Two incidents occurred on the 19th. Again, Stewart was with another boy, this older than him. He had been involved with throwing the stones and then as he ran away from the Police, caused a breach of the peace. Stewart appears to accept that he should not be involved in this type of incident. Mrs McFadyen was requested to go to the Police Station on this occasion.

Stewart accepts that he broke into a house near to where he now lives and stole several items. He has explained that this was to 'get back' at the occupant who had, on several occasions, accused him of actions he was not involved in. Stewart appears to realise now that this is not an appropriate way to behave. All of the items were returned.

The incident which occurred on the 9th September occurred when Stewart again felt he had to take action due to action of another. Stewart has explained that someone entered his home and stapled together the ears of his sisters pet Gerbil. (The locks on the doors of his previous home do not work). Stewart was upset at this and wanted, with friends to find out who this was. While the action does seem to the writer quite extreme, the strength of feeling does seem appropriate.

The incident involving Stewart, with another, finding quite a substantial amount of money appeared to be one of thoughtlessness. Stewart attempted to spend the money on this Sunday, in Paisley. Although nearly all of the shops were closed. Mrs McFadyen has expressed the importance of telling her in this type of incident when she can then hand money in.

## CONCLUSION

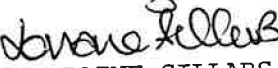
The last months have been full of upheaval, change and stress for all members of the family. Concerns have arisen due to issues around Stewarts non-attendance, relationships at home and his behaviour in the home.

While concerns still remain, over the last months things do appear more settled. For example Stewart is now enrolled at school and at the time of writing attended for three days. He has regularly attended the Community Support program. Relationships at home have improved and his behaviour in the community is less of a concern.

Future plans include:-

1. Continue attendance at Community Support program.
2. Involve Stewart in Behaviour Support, Learning Support and the Home School Employment Project.
3. Support the family throughout the coming months.

The panel may wish to consider a Home Supervision Requirement to support the plan for the future.

  
LORRAINE SILLARS  
SOCIAL WORKER

LS/SH  
19th March 1993

63 Darnley Road  
BARRHEAD

It was felt that this case should be drawn to the attention of Sue Angus, Education Officer, and this would be part of the forward planning for Stewart.

The Community Assessment Meeting, after much discussion, felt that the Panel should be made aware of the difficulties that Stewart faces in regard to Secondary Education and that some sympathetic hearing should be given to the boy. In addition to this the following recommendations are made for the Panel's consideration:

1. That Stewart be allowed to remain at home under Home Supervision.
2. That an application will be made to Balrossie for a day place, taking into consideration the length of time this will take for a place to be found - Joyce Fullerton will process this application.
3. A meeting will be held with Sue Angus, Education Officer, to discuss the merits of this case and to see if any future action can be organised.
4. Lorraine Sillers agreed to contact Margaret Fitzpatrick at West Yonderton with regard to a place for Stewart at the CSP Programme. This had been intimated at the previous Community Assessment Meeting and some administration work has already been made in this process.
5. Mrs McFadyen felt that she should apply for another school placement for Stewart despite the difficulties he has had attending Barrhead High. A placement request may be made for him for Castlehead High School.

It was also stressed to Stewart that he himself must play a part in making an effort in at least in trying to attend the school despite the difficulties he faces and that hopefully some plan can be formulated for the future for Stewart.

  
C T J Warbrick  
Assistant District Officer (Child Care)

CTJW/SS/2MCFADYEN  
11.11.1992

MINUTES OF COMMUNITY ASSESSMENT TEAM MEETING  
HELD AT ABBEY HOUSE ON 10 November 1992

PRESENT: Lesley Cameron, Senior Social Worker  
Lorraine Sillers, Social Worker  
Joyce Fullerton, Educational Psychologist  
Stewart McFadyen, Subject  
Mrs McFadyen, mother  
Kate Couttie, Guidance Teacher - Barrhead High  
Chris Warbrick, A.D.O. (Child Care) - Chair

STEWART McFADYEN

It was established at the onset of the meeting that there is no fixed date for the Children's Panel yet. Social Worker, Lorraine Sillers, indicated that there are three recent referrals which will be considered at the next Panel. They are non attendance at school, being outwith parental control and a possible other offence referral. Her main concern is what Stewart is getting up to during the parts of the day that he is not at school. Since starting at Barrhead High, Stewart has hardly attended, despite the fact that has been physically taken to the gates by either his mother or social worker and handed over to the teacher but from that point he has disappeared. Despite this, she described his personality as one of being a good natured boy who appears to have some insight into what is going on around him. Within the home, Mrs McFadyen stated that he is "no trouble" and that he comes in at night when he is asked to. The main problem being his total refusal to attend school. He will leave in the morning as if going to school but Stewart admitted to the Assessment Meeting that he either goes to the park or goes home or occasionally sees another friend.

Kate Couttie's main concerns were shared with the rest of the meeting. She felt that he simply has not settled at Barrhead High and unfortunately within the school there is no individual person who has a facility to handle him when he feels unable to cope with the school situation. At Primary School there were difficulties with Stewart but not as extreme as they are manifesting themselves at present.

Joyce Fullerton had known the family for some time and felt that Stewart just sees school work as one big effort that he finds difficult to cope with. She showed examples of his work to the Community Assessment Meeting, indicating the length of time it had taken him to do one fairly simple task. She felt that his spelling was not that bad and in comparison with other youngsters his written work is reasonably good. However, his big problem is coping with the large building and number of people that Secondary School offers. She also felt that the influence of his older siblings not attending school had been a major factor. It seems that Barrhead is not the right placement for Stewart and that something like the Kirkton Unit may have been more appropriate. Other mainstream schools would also not be suitable as they would present the same problems for Stewart. Hunterhill was mentioned but unfortunately, Ross, Stewart's older brother, is about to commence attendance there and for various reasons Stewart would not be considered for a placement at that school.

The Community Assessment Meeting discussed at length the various difficulties regarding alternatives to mainstream school. A day place at Balrossie could be sought but there are no places there for at least a year. Social Education Unit could be a consideration but Stewart is too young and given his youth, there would be difficulties with regard to him remaining at Social Education Unit for a long period of time.

**Strathclyde Regional Council**  
**Social Work Department**

**Director: F E Edwards** RD BA MUniv FBIM

Renfrew District Headquarters  
Abbey House, 8 Seedhill Road, Paisley PA1 1JS  
Tel: 041 842 8425143  
Fax: 041 842 5144



**Strathclyde**

**SCOTLAND**

 **A nuclear-free zone authority**

 **An equal opportunities authority**

Our Ref: **CW/SS**

Your Ref:

Date: **12.11.1992**



**COMMUNITY ASSESSMENT**

**NAME**

**STEWART McFADYEN**

**ADDRESS**

**25 DARNLEY ROAD  
BARRHEAD**

**DATE OF BIRTH**

**22.11.79**

MINUTES OF COMMUNITY ASSESSMENT TEAM MEETING  
HELD AT ABBEY HOUSE ON 27 OCTOBER 1992

PRESENT: Lorraine Sillers, Social Worker  
Lesley Cameron, Senior Social Worker  
Kate Couttie, Teacher - Barrhead High School  
Chris Warbrick, A.D.O. (Child Care) - Chair

APOLOGIES: Mrs McFadyen, Mother ✓  
Stewart McFadyen, Subject  
Joyce Fullerton, Educational Psychologist

STEWART MCFADYEN (11 years)

Social Worker gave a brief resume of the background to the case. He indicated that a Children's Hearing is due soon and that three offences including non-attendance at school, breaking and entering will be raised at that Panel. This is no date for this as yet.

The family had been known to the Department via Stewart's older brother and sister and at present there are many concerns regarding Stewart including his non-attendance at school. Ms Couttie confirmed that within the school they are happy enough with the commitment that has been shown by Mrs McFadyen despite the fact that Stewart seems unable to attend. Unfortunately there is extreme concern that if Stewart is not attending school there is a certain lack of structure for the boy during the day.

Joyce Fullerton, Psychologist, who has been on the case for some time feels the boy is extremely unhappy regarding formal writing within the classroom setting although his verbal understanding appears to be better than his written. Despite the fact that Stewart had problems in Primary School, it was felt that he will be able to cope with the Secondary School education. It was a question as to whether a recent educational assessment has been done on Stewart.

Some discussion ensued as to what supports in an immediate basis could be given to Stewart and Lorraine Sillers confirmed that she had approached the DRAM meeting at District Headquarters with a view to incorporating Stewart into the CSP Intensive I.T. Programme at West Yonderton. Despite his young age, she feels that he has a more sophisticated approach to life than some of his older peers and he would be able to cope with the CSP Programme. However on the longer term it was felt that perhaps alternatives to mainstream education should be sought, particularly a day place at Balrossie and it was agreed that Chris Warbrick would contact both Balrossie and Joyce Fullerton, Psychologist, with a view to pursuing this.

Lorraine Sillers agreed to communicate with Margaret Fitzpatrick at West Yonderton, to see about an immediate placement for Stewart and it was agreed that the Community Assessment Team Meeting would reconvene on 10 November 1992, involving all interested parties.

  
C T J Warbrick  
Assistant District Officer (Child Care)

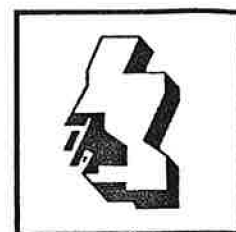
CTJW/SS/MCFADYEN  
28.10.1992

**Strathclyde Regional Council**  
**Social Work Department**

Director: F E Edwards RD BA MUniv FBIM

Renfrew District Headquarters  
Abbey House, 8 Seedhill Road, Paisley PA1 1JS  
Tel: 041 842 5143  
Fax: 041 842 5144

Our Ref: CTJW/SS  
Your Ref:  
Date: 29.10.1992



**Strathclyde**

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**COMMUNITY ASSESSMENT TEAM MEETING**

|         |                             |
|---------|-----------------------------|
| NAME;   | STEWART McFADYEN            |
| ADDRESS | 25 DARNLEY Road<br>BARRHEAD |
| AGE     | 11 years                    |

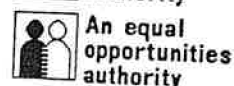
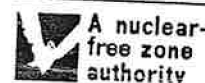
# Memorandum

Tel: 041-842 5161 Fax: 041-842 5144  
Our Ref: CW/SS  
Your Ref:  
Date: 29.10.1992



**Strathclyde**

**SCOTLAND**



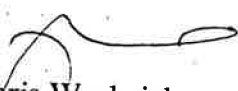
From: Chris Warbrick  
Assistant District Officer (Child Care)  
Renfrew District Social Work Department

To: Distribution as below

**SUBJECT: STEWART MCFADYEN (11 YEARS)**  
**25 Darnley Road, Barrhead**

The above named boy has been referred to this department for the purposes of a Community Assessment. In view of this I intend to hold a Community Assessment Team Meeting on Tuesday 10 November 1992 at 11.30 a.m. in Room 4 of the District Social Work Department, Abbey House, 8 Seedhill Road, Paisley,

I should be grateful for your attendance at this meeting and to receive any written information you may wish to make if possible in advance of the meeting. It would also be appreciated if you could confirm your attendance.

  
Chris Warbrick  
Assistant District Officer (Child Care)

## Distribution List

Lorraine Sillers, Social Worker ✓  
Joyce Fullerton, Educational Psychologist  
Kate Couttie, Teacher - Barrhead High  
Margaret Fitzpatrick, Senior I.T. Worker - West Yonderton





DATE

STEWART MCFADYENTransfer Summary

Stewart and his family have been known to the Department for a number of years, primarily as a result of our involvement with his older siblings Gillian and Ross [REDACTED]

Stewart began exhibiting similar difficulties when he began in secondary school involving truancy and offending behaviour. He attended West Yonderton and the SNIB Unit within Merksworth High however this made little impact and Stewart's behaviour continued to deteriorate. Ms Mitchell, Stewart's mother, appeared to lack the necessary parenting skills to impose any limits/boundaries on Stewart's behaviour and seemed to lack the motivation to change this situation. Consequently Stewart was received into care in 1993 and spent a period of assessment at Newfield Resource Centre. The recommendation from this assessment was that Stewart could not yet return to the community as the situation had not progressed enough to consider a successful rehabilitation home. This, combined with Stewart's school based problems, resulted in a referral being made to Balrossie Residential School and Stewart moved there in February 1994.

Stewart generally responded well in Balrossie and appeared to benefit to some extent from the structural environment. While the school undoubtedly was able to provide for Stewart's material and educational needs, the placement made little impact on his pattern of offending which largely continued throughout his time in Balrossie. This usually took place while Stewart was on home leave and involved his older brother Ross. Most of Stewart's offending is related to theft from cars or breaking into property.

By the beginning of 1996 it was felt that it was now necessary to attempt to return Stewart to the community with a placement at the Social Education Unit. He was discharged from care in February 1996 and was placed on a home supervision requirement. It became immediately evident that Stewart lacked the motivation to make the placement work and his behaviour and attendance at the unit was poor. Stewart began refusing to attend the unit altogether and his offending behaviour increased significantly at this time. A referral was made to senior residential schools, namely Geilsland, St John's and Kerelaw, however no places were available. A review hearing was also requested in view of Stewart's non attendance at the unit.

Ruth Sills  
Social Worker

*[Signature]*  
1/8/96

STEWART MCFADYENTransfer Summary

While Stewart remained in the community it became clear that he was regularly offending. Additionally in February of this year a nine year old boy made a disclosure that he had been sexually assaulted by Stewart. During the subsequent investigation conducted by the police and the SWD, the McFadyen family's neighbour's son also alleged that he had been assaulted by Stewart during the same incident (see CP protection minutes and case discussion minutes). Both Stewart and his mother deny that this incident occurred and the referrals were recently discharged by the Children's Hearing.

In June, Stewart was picked up by the police for a further charge of housebreaking and an emergency hearing was convened by the Reporter. As Stewart was felt to be a risk to the community and could offer little guarantee that he would not continue to offend, he was placed at Newfield on a place of safety order.

At his next hearing he faced a total of 18 charges and he returned to Newfield for a four week residential assessment during which time the Panel would like consideration given to secure accommodation.

Present Care Plan

Stewart is a Christmas leaver and has already spent a considerable period of his childhood in a residential school placement which has not significantly altered his offending pattern.

At present consideration should be given to community based supports in order to divert Stewart away from longer term residential care. What is unclear is Stewart and his mother's commitment and motivation to seriously address this issue, and for this reason Stewart should presently remain on the waiting lists at Senior Residential Schools.

Ruth Sills  
Social Worker

  
1/8/96

RS/GP/CC2/OTHER/TS-S-MCFADYEN

Progress Summary

Stewart in Longriggend until at least 11.12.96. Case Discussion held 12.11.96 and decision reached not to apply for secure unit as Longriggend meets his needs.

Recommend termination of supervision and when Court Report requested look at options for community based disposal.

Counselling available for Stewart at Longriggend. A further visit made to Longriggend 26.11.96. Stewart in positive mental state and Pleading Diet to be held 04.12.96.

Case Plan

1. Terminate order.

Work Plan

1. Visit to Longriggend and Supplementary Report and Court Report.
2. Attend Hearing.

TOTAL TIME COMMITMENT: 2 Hours

Case: Stewart McFadyen

Date: 23/9/96

Progress Summary

Stewart has been on the run since 12/9 and is not cooperating with Care Plan.

Meeting has been held at Newfield to discuss way forward. Recommendation to hold Child in Care Review, Request Hearing + a Review Report to Request Termination of Supervision order 4413.

Case Plan

CICR to discuss Stewart's future  
Review Report  
Home Visits (2)

Work Plan

TOTAL TIME COMMITMENT:

Ordinary: 5.

Overtime:

Social Worker

J. Gallagher

Senior Social Worker

\_\_\_\_\_

WORKLOAD MANAGEMENT  
SYSTEM

CASE: STEWART MC FADYEN

DATE: 21.8.96

PROGRESS SUMMARY

Stewart has been put on a 441 by Panel held on 19.8.96, due to explicit Care Plans - part of which was involving Throughcare and Reid Kerr College.

Stewart will attend Reid Kerr College for Schools Action Plan/Mechanics Course Wednesday and Friday 1.30-4.00pm.

Stewart's mother will be involved in weekly meetings with myself at Newfield, and Throughcare Project will have an explicit.

CASE PLAN

Weekly to Newfield with Mrs Mitchell.

TOTAL TIME COMMITMENT: 6 HOURS

**CONTACT SHEET**

DATE OF CONTACT

TYPE OF CONTACT (Visits, Correspondence, Significant Phone Calls, Third Parties)

10.12.96

Home visit - no reply. Note through door requesting contact SWD.

11.12.96

Discussion with Reporter. Panel 23.12.96 and Court Report.  
To Panel - Advise to remit to Court.

17.12.96

Home visit - no reply.

23.12.96

Panel held. Decision that advice to Court is for them to deal with Stewart.

Isobel Gallagher  
Social Worker

## CONTACT SHEET

| DATE OF CONTACT | TYPE OF CONTACT (Visits, Correspondence, Significant Phone Calls, Third Parties)                                                                                                                                                                                                                                                                                                                                              |
|-----------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 15.10.96        | Advice Panel Hearing - Jackie and myself to Hearing.<br>Decision to recommend to Sheriff that Stewart needed to be in secure unit.                                                                                                                                                                                                                                                                                            |
| 16.10.96        | Self and Jackie to Secure Screening Group, Anniesland -<br>No secure places available.<br>At office J McCrae advise Stewart was admonished on charges and released to return to Newfield - went to mother's home.<br>Self and Morag McDonald from Newfield to Stewart's house to advise him to return to Newfield - no reply.<br>Letter left to above effect. Police notified as missing by Newfield staff.                   |
| 21.10.96        | Advised by Newfield, Stewart picked up from mum's house on Friday 18 October in the evening and returned to Newfield. In Newfield all weekend.<br>Newfield requesting overnight at mum's house for him - to return 4.15pm, 22.10.96. Okayed with SSW.                                                                                                                                                                         |
| 04.11.96        | Telephone call Newfield. Stewart took off Tuesday 29 October, returned by police this am at 3.00am. Found in car, not driving - no charges.<br>Panel held 44(1)(a) imposed - mother did not turn up.                                                                                                                                                                                                                          |
| 05.11.96        | Telephone call Throughcare Project - they will contact Stewart and offer support.                                                                                                                                                                                                                                                                                                                                             |
| 06.11.96        | Telephone call from Jim Newlands and District. Stewart in custody on car theft charges. P.F looking for secure place, Kerelaw full, waiting list system. St Mary's no longer XXXXXXXX for fortnight. On waiting list for Kerelaw (842 5138).<br>Telephone call Glasgow Sheriff Court (429 6830), Norman McLellan. J McCrae advised no secure places and Stewart should not be in social work care due to lack of cooperation. |
| 11.11.96        | Stewart in Longriggend. Case Discussion 12.11.96.                                                                                                                                                                                                                                                                                                                                                                             |
| 12.11.96        | Case Discussion - Iain Smith, Chairperson. Decision to recommend community disposal.                                                                                                                                                                                                                                                                                                                                          |
| 26.11.96        | Visit to Stewart in Longriggend. Good mental state, expecting his mother today. Still sharing cell with Ross. Stewart saying he wouldn't do community service or Y.T.S. Appearing in Court 04.12.96.                                                                                                                                                                                                                          |
| 09.12.96        | Telephone call Paisley and Glasgow Court - no information re Stewart's disposal on 04.12.96.                                                                                                                                                                                                                                                                                                                                  |
|                 | Isobel Gallagher<br>Social Worker                                                                                                                                                                                                                                                                                                                                                                                             |

## CONTACT SHEET

| DATE OF CONTACT | TYPE OF CONTACT (Visits, Correspondence, Significant Phone Calls, Third Parties)                                                                                                                                                                                                                                                                                                                                                                                                                                          |
|-----------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 17.09.96        | Telephone call Newfield. Informed Stewart absconded 12.09.96. Taken to Johnstone by Newfield staff to play snooker and never returned. Advised that Morag McDonald will be his new keyworker.                                                                                                                                                                                                                                                                                                                             |
| 23.09.96        | Case Discussion, Newfield. Stewart now gone 11 days. No telephone contact from mother or friends. Stewart returned today. Picked up by police at Sheriff Court vicinity with Ross. Ms Mitchell and Ross say that Ross and Stewart met up on Saturday 21 September and Ross not able or willing to say address he and Stewart have stayed at. Stewart absconded again today. Broke out of window, barricaded bedroom door. Stewart in an unusually bad mood - staff cannot say if drug influenced but they don't think so. |
| 04.10.96        | Notification from J McCrae - Stewart picked up 03.10.96 and taken back to Newfield. Absconded later 03.10.96, picked up 4.15pm on 04.10.96 - held on unruly certificate over weekend. Possibly Emergency Panel 07.10.96.                                                                                                                                                                                                                                                                                                  |
| 07.10.96        | No Panel to be held, Procurator Fiscal taking case. Stewart, who was picked up with brother Ross and other friends, bailed by Sheriff along with Ross who was bailed to home address. Stewart bailed to Newfield with curfew between 8pm and 8am. Stewart absconded again when he visited Court SWD - Jim Newlands, SW. Police advised he broke bail.                                                                                                                                                                     |
| 07.10.96        | District advised that no secure place available for Stewart. They have contacted Court SWD. Advised Iain Smith, Area Manager of situation.                                                                                                                                                                                                                                                                                                                                                                                |
| 08.10.96        | Telephone call Newfield and Court SWD - no news.                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 09.10.96        | Stewart picked up by police and charged with breached bail and car theft. Appears in Paisley Sheriff Court this pm. Possibly Longriggend if no secure place available. Also Ross picked up with him - broke bail curfew. Morag McDonald, Newfield and staff to Court in case released to Newfield - still no secure places. Both to Greenock Prison.                                                                                                                                                                      |
| 10.10.96        | Case Conference at Greenock Prison with Area Manager, Iain Smith, J McCrae SSW and Graham Ross, Senior Residential Worker, Newfield.                                                                                                                                                                                                                                                                                                                                                                                      |
| 14.10.96        | Mrs Mitchell interviewed in office by J McCrae to compile Court report.                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
|                 | Isobel Gallagher<br>Social Worker                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |



## CONTACT SHEET

| DATE OF CONTACT | TYPE OF CONTACT (Visits, Correspondence, Significant Phone Calls, Third Parties)                                                                                                                                                                                |
|-----------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 31.07.96        | Residential assessment for Stewart at Newfield. Neither Stewart nor mother present. Stewart has been missing for 2 weeks now and his 43(4) has run out today - need to get S15 signed by mother. Ruth will attend to this.                                      |
| 06.08.96        | Stewart picked up by police on charges - loitering with intent.                                                                                                                                                                                                 |
| 07.08.96        | Panel held - continued due to Reporter's refusal to put Stewart on 44(1)(b) naming Newfield. Mrs Mitchell present.                                                                                                                                              |
| 12.08.96        | Visit to Stewart at Newfield. He had left Newfield, without advising anyone, with another resident on Friday 9 August. Picked up by police at 11.30pm for one night, returned Newfield.                                                                         |
| 14.08.96        | Took Stewart to Reid Kerr and Throughcare.                                                                                                                                                                                                                      |
| 19.08.96        | Panel held, 44(1)(b) imposed. Returned Stewart and worker to Newfield.<br>3 home visit to mum - she was in on one occasion.                                                                                                                                     |
| 26.08.96        | Stewart absconded Friday 23 August at 2.00pm. Supposed to go home. Mum telephoned 6.00pm to say he had not arrived.<br>Picked up by police yesterday - charged with breaking and entering/housebreaking.                                                        |
| 27.08.96        | Meeting at Newfield with Ged, Keyworker, Throughcare worker, writer and Stewart. Stewart not wishing to go on home leave as he feels unsafe in area - "people after him".<br>2 home visits to Ms Mitchell. She is unable to attend CICR as Ross in Court today. |
| 28.08.96        | Letter left through door of Ms Mitchell's.                                                                                                                                                                                                                      |
| 04.09.96        | Stewart picked up by police and charged with theft, together with a 18 year old. Emergency Panel held Friday evening as Stewart detained in Mill Street on unruly certificate - broke car windows and stole radio/cassette.                                     |
| 10.09.96        | Telephone call Newfield. Spoke to Stewart and worker (Cathy). Stewart not home at weekend. Mother visited last night.                                                                                                                                           |
| 16.09.96        | Advised by J McCrae, SSW, that Stewart has absconded from Newfield.                                                                                                                                                                                             |
|                 | Isobel Gallagher<br>Social Worker                                                                                                                                                                                                                               |

196 - T/C to Helen Ward & John McKerral alleging that Stewart put his penis near to his bottom, David alleges that he touched him on his penis and bottom.  
Helen intends to interview Stewart today  
will contact me again once this has been completed.

20/2/96 - T/C from Janice, Stewart has picked up further two charges over the weekend.

11/3/96 - Child Protection investigation (see CP1).

13/3/96 T/C to Hail Protect Glasgow who work with young abusers. They advise that it would be difficult to work with Stewart until grounds are proven at Sheriff Court.

22/3/96 Home visit to Janice.

27/3/96 Saw Stewart on visit to Kereless to see Ross. Issues me that he has picked up no further charges.

3/4/96 Home visit, no answer.

25/4/96 - Home visit, saw Stewart, discussed offending and residential schools.

13/5/96 - Standby report received (see file)  
Stewart charged with further offence.

30/5/96 - Home visit, no-one at home.

18/6/96 - Home visit no answer at door.

21/6/96 - Home visit, Janice at home claiming boys had stayed overnight at friends.

25/6/96 - Home visit, Stewart not at home again.

Case: Stewart McFadyen

Date: May 96

### Progress Summary

Still awaiting hearing date for Stewart and no vacancies in Geilsland until August. He remains at home with his mother and is still extremely vulnerable to becoming involved in offending behaviour. Stewart assures me that he is making an effort to stop offending as he realises that the police may place him on an early curfew. Janice advises that Stewart is no problem at home although his lack of a school placement remains very concerning particularly in view of number and nature of referrals to the children's panel.

### Case Plan

Continue to support Stewart in the community at present.  
Support Mrs Mitchell to be consistent in her handling of Stewart's behaviour.  
Progress plans for move to Senior Residential Schools.

### Work Plan

Visit to Geilsland.  
Telephone contact with Geilsland/Reports.  
Care discussion re Stewart's education etc. 28/05/96.

TOTAL TIME COMMITMENT:

4 Ordinary:

Overtime:

Social Worker

R. S. Ibb.

Senior Social Worker

J. McLean

Case: Stewart McFaelyen

Date: March-96

Progress Summary

Child protection investigation completed (see minutes). Stewart and Ms Mitchell are denying the allegations, although the police have charged Stewart with lewd and libidinous behaviour. This raises concerns regarding any future residential school placement for Stewart. As a result a planning meeting will be held to discuss possible options.

Stewart is no longer attending the social education unit and there are also ~~now~~ concerns about what he is doing with his leisure time. Ms Mitchell assures me that Stewart's behaviour at home is manageable and he has not picked up any other referrals.

Case Plan

Monitor Stewart's home situation.  
Pursue residential school placements.  
Address offending behaviour with family.

Work Plan

Attend Planning meeting.  
Home Visits x2.  
Liaise with residential schools.

TOTAL TIME COMMITMENT:

Ordinary: 4

Overtime:

Social Worker

B. Sill

Senior Social Worker

D. McLean

Stewart M'Fadyen

CONTACT SHEET

DATE OF CONTACT

TYPE OF CONTACT (Visits, Correspondence, Significant Phone Calls, Third Parties)

5/2/96

Stewart not at Soc. Ed Unit today.

6/2/96

T/c from Soc. Ed Unit, Stewart has not appeared again. Renew meeting cancelled due to closure of building.

"

T/c to Ms Mitchell, Stewart has not returned home all weekend. Advised Ms Mitchell to contact the police about this.

7/2/96

Home visit, Stewart in bed. Ms Mitchell advised that Stewart has 7 or 8 charges since being returned home. Ms Mitchell did not make me aware of this, she further advised that he does not want to attend the Social Education Unit.

12/2/96

Stewart not at Soc - Ed today.

13/2/96

" " " " "

14/2/96

meeting held at Soc Ed Unit, application will be made for Senior Residential School placement in view of lack of progress at the unit.

16/2/96

Ms Mitchell advised me that two boys aged 9 & 8 had made an allegation that Stewart had sexually assaulted them last summer.

Both boys live locally [redacted] John McKenna (9) and David McDonald (8) is the son of Janice's next door neighbour & friend, Renee. The police were called and interviewed David. Janice has not yet told Stewart about the above.

"

Telephone call to Helen Ward of Female and Child Unit, she [redacted]

will attempt to interview Stewart next week.

Stewart McFadyen

# CONTACT SHEET

DATE OF CONTACT

TYPE OF CONTACT (Visits, Correspondence, Significant Phone Calls, Third Parties)

|          |                                                                                                                                                                                                     |
|----------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 20/11/95 | Stewart Sick today at home.                                                                                                                                                                         |
| 21/11/95 | Visit to Stewart at home.                                                                                                                                                                           |
| 23/11/95 | Accompanied Stewart to Social Education Unit.                                                                                                                                                       |
| 28/11/95 | Hearing held - Continued to progress plans for Soc. Ed Unit. Stewart now having additional <del>the</del> Wednesday o/night.                                                                        |
| 5/12/95  | Stewart didn't return to school today.                                                                                                                                                              |
| 6/12     | T/C to Janice, Stewart ill at present.                                                                                                                                                              |
| 11/12    | Home visit to see why Stewart was not at school but received no reply.                                                                                                                              |
| 12/12    | Stewart returned to the school.                                                                                                                                                                     |
| 14/12    | Meeting held at Social Education Unit.                                                                                                                                                              |
| 28/1/96  | Stewart <del>McFadyen</del> returned home following hearing on 44(1A).                                                                                                                              |
| 9/1/96   | Accompanied Stewart to Social Education Unit.                                                                                                                                                       |
| 10/1/96  | T/C from Soc. Ed Unit, Stewart did not attend the unit today. It later emerged that Stewart had broken into a car with <del>Stewart</del> Keys.                                                     |
| 11/1/96  | T/C from Sue at Soc. Ed Unit. Stewart was returned home today as he was involved in incident smoking cannabis in the unit.                                                                          |
| 16/1/96  | Review held at Social Education Unit. Janet did not attend. Stated that she <del>had forgotten abt</del> was not aware of the meeting. It looks likely that Stewart's placement may be in jeopardy. |
| 22/1/96  | Stewart not at Soc Ed today. Home visit Mrs Mitchell advised that Stewart was still ill, but was not in for visit by Soc. Ed.                                                                       |



usual.

12-9-95 - Stewart did not return to the school yesterday and has been reported to police.

13-9-95 - Stewart returned to the school by police.

~~19-9-95 - T/C from Gaff~~

20-9-95 - Monitoring meeting held, Stewart's leave has been re-started.

2-10-95 - T/C from Balrossie ~~by~~ Stewart letter for school again today.

~~After to Balrossie Stewart has not returned~~

10-10-95 - Stewart failed to return to Balrossie.

11-10-95 - Stewart returned by police and then absconded from staff in Bridge of Weir.

" Meeting held at Balrossie.

12-10-95 - Stewart returned to Balrossie this morning by police, in possession of a radio.

13-10-95 - Stewart absconded yesterday evening once again.

16-10-95 - Stewart returned on Friday evening by the police.

" T/C from Balrossie meeting arranged for tomorrow to discuss Stewart.

18-10-95 - Monitoring meeting held - Stewart still not able to offer a commitment to stop absconding. As a result no home leave has been agreed. He has picked up a few charges.

25-10-95 - Monitoring meeting held, weekend leave agreed once again. Fri - Sun evening.

7-11-95 - Outing with Stewart.

9-11-95 - Child in Care review.

13-11-95 - T/C from Balrossie, Stewart was charged on the weekend with breaking into a car, he was returned to the school. Apparently Stewart is adamant that he wasn't involved in this.

# CONTACT SHEET Stewart McFadyen

DATE OF CONTACT

TYPE OF CONTACT (Visits, Correspondence, Significant Phone Calls, Third Parties)

13-6-95

T/E from Balrossie, Stewart has not returned from O/night.

28-6-95

Home visit to family, no answer. Monitoring meeting cancelled, could get no answer at house.

4-7-95

Monitoring meeting held

19-7-95

Home visit to Mrs Mitchell.

20-7-95

Child in care review held.

4-8-95

Home visit to Mrs McFadyen.

7-8-95

Home visit.

14-8-95

T/E from Drew White. Stewart was charged on Saturday evening with attempted theft of a car and attempting to break into a nursery school. He was returned to Balrossie and absconded with another boy on Sunday.

Home visit, Mrs Mitchell was not at home but her neighbour informed me that Stewart had appeared ~~at~~ in the street last night. Apparently when he saw his mother he ran away.

T/E to Drew to inform him of me above, stated that I will call back again this afternoon.

15-8-95

T/E from Balrossie, Stewart returned to the school.

16-8-95

Monitoring meeting held, Stewart will lose one overnight until next meeting in response to his recent behaviour.

21-8-95 -

2-9-95

Worker on annual leave.

11-9-95

~~Monitoring~~ Mrs Mitchell failed to make monitoring meeting and Stewart did not turn up at school today. Mrs Mitchell later telephoned the school and stated that she had sent Stewart out this morning as



Case: Stewart m<sup>c</sup> Fadyen

Date: Feb 96.

Progress Summary

Recent meeting held at Soc Ed Unit recommending that Stewart's place at the unit be withdrawn and applications be made to residential schools. Since this time his attendance has been sporadic and he has picked up additional charges for theft etc.

There has been an allegation that Stewart has sexually assaulted two younger boys. This will be subject to a child protection investigation when the police have interviewed Stewart.

Case Plan

Continue to focus on offending behaviour.  
Support Mrs Mitchell to place consistent limits on Stewart.

Work Plan

Home Visits x2.  
Lunch with Senior Schools.  
" " Liz Edwards re school placement

TOTAL TIME COMMITMENT:

2 hrs

Ordinary:

Overtime:

Social Worker

R. S. Lh.

Senior Social Worker

J. Lh.

# PROGRESS NOTES

DATE

Stewart McFadyen

January 96.

## Progress Summary

Stewart now on home supervision order following hearing at the beginning of January. He has begun at the Social Education Unit. Although he has experienced considerable problems of particular concern there was an incident when Stewart was caught smoking cannabis in the Unit and he was subsequently excluded as a result. He has also picked up a charge relating to theft from a car and has had 'numerous colds' which have prevented him from attending the Unit. This leads to concerns about Stewart's motivation to attend the Unit and his mother's involvement in this i.e. possibly covering up for him. Further review will be held at Soc. Ed. Unit this month and discussion will take place re the appropriateness of Stewart continuing to attend the Unit.

## Case Plan

Work with Ms. Mitchell to attempt to positively influence Stewart's behaviour.  
Work with Stewart to address his offending behaviour.  
Liaise with Soc Ed Unit.

## Work Plan

Visits to Stewart x 2  
Visits to Family x 1  
Attend Review at Soc Ed.

Ruth Sills, Social Worker

A handwritten signature in dark ink, appearing to read 'Ruth Sills', with a long horizontal line extending to the right.

STEWART McFADYEN

**CONTACT SHEET**

DATE OF CONTACT

TYPE OF CONTACT (Visits, Correspondence, Significant Phone Calls, Third Parties)

|                            |                                                                                                                                                                                                                                                                       |
|----------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 20.9.95                    | Visit to Stewart at Balrossie.                                                                                                                                                                                                                                        |
| 29.9.94                    | Home visit to Ms. Mitchell.                                                                                                                                                                                                                                           |
| 13.10.94                   | Outing with Stewart.                                                                                                                                                                                                                                                  |
| 28.10.94                   | Home visit, Stewart charged with Breach of the Peace over the weekend, he is denying the incident.                                                                                                                                                                    |
| 2.11.94                    | Review held.                                                                                                                                                                                                                                                          |
| 14.11.94                   | Visit to Ms. McFadyen to pick her up for monitoring meeting but no answer at door.                                                                                                                                                                                    |
| 20.11.94                   | Home visit - no answer at door.                                                                                                                                                                                                                                       |
| 28.11.94                   | Monitoring meeting, Ms. Mitchell not at home for this meeting. Visited Stewart at Balrossie.                                                                                                                                                                          |
| 6.12.94                    | Telephone call from Balrossie. Stewart did not return as agreed this morning. Home visit, Gillian at home alone, she has recently come out of prison. Asked her to ask her mother to call me urgently.                                                                |
| 12.12.94                   | Telephone call from Balrossie, Stewart did not turn up as agreed this morning.<br><br>Home visit, no answer at door.<br><br>Telephone call from Balrossie, Stewart appeared back at school at 1.00 p.m.                                                               |
| 17.12.94<br>to<br>28.12.94 | Worker on annual leave<br>Home visit, Ms. Mitchell - Stewart and Ross at home, Ms. Mitchell stated that she had forgotten about the time of Stewart's Hearing during my annual leave. States that Stewart is no problem at home and has picked up no further charges. |
| 9.1.95                     | Telephone call to Balrossie, Stewart is moving to Cumbria Unit tonight - new Keyworker, Brian Garscadden.                                                                                                                                                             |

CLIENT'S NAME: STEWART MCFADYEN/SOCIAL WORKER: RUTH SILLS

DATE            PROGRESS NOTES

Dec '95

Progress Summary

Stewart has been to the Social Education Unit for an initial visit and this went well. Stewart appears positive about the move. His behaviour has continued to be good and it is envisaged that he will begin at the Unit in January. Stewart is currently at home 6 nights a week and there are no concerns about his behaviour whilst at home.

Case Plans

- Attend children's hearing
- Liaise with Balrossie and Social Education Department
- Maintain contact with family

Ruth Sills

Social Worker

60

CC2/OTHER/RUTHPROG

Workload ManagementStewart McFadyenProgress Summary

November 1995

Recent Child in Care review, was fairly positive and plans were arranged to pursue a placement at the Social Education Unit for Stewart. Over the following weekend Stewart picked up a charge relating to breaking into a car. He is adamant that he wasn't involved and Balrossie feel that on this occasion Stewart is telling the truth. Plans have been made to take Stewart on an initial visit to the Social Education Unit and it is hoped that he will begin in January.

Case Plan

|                                            |   |
|--------------------------------------------|---|
| Accompany Stewart to Social Education Unit | 1 |
| Monitoring meeting at Balrossie            | 2 |
| Maintain contact with family               | 2 |

Ruth Sills  
Social Worker

RS/AB/CC1/OTHER/ON-SMCFADYEN

## PROGRESS NOTES

Stewart McFadyen

Aug-Sept 95

Progress Summary

Some recent concerns about Stewart's commitment towards day boy placement as he has failed to return on one occasion overnight and has been late several times resulting in restricted leave. Situation at home is fairly stable and his behaviour in Balrossie is fine. There are concerns that Stewart may be becoming involved in offending behaviour at the times he has been outwith Balrossie.

Case Plan

Monitoring meeting.  
Home visit.

Ruth Sills, Social Worker

Stewart McFadyen.

### CONTACT SHEET

DATE OF CONTACT

TYPE OF CONTACT (Visits, Correspondence, Significant Phone Calls, Third Parties)

27/6/96

Stewart held in custody yesterday evening due to being charged with breaking into B & Q.

Stewart appeared at emergency panel and was returned into care under power of Safety order, placed at Newfield.

3/7/96 Child in care review held. (see minutes).

10/7/96 Hearing held, residential assessment. naming Newfield.

16/7/96 Meeting held at Newfield, Janice Stewart Keyman and myself.

24/7/96 T/C from Newfield, Stewart will have overnight tonight.

25/7/96 Home visit to Janice, she advised that Stewart did not ~~return~~ <sup>appear</sup> home last night for home leave.

Advised Newfield of above who agreed to contact the police and standby.

29/7/96 ~~Home~~ T/C to Newfield Stewart has not yet returned.

2 " Home visit, Ross at home advised that family hadn't seen Stewart.

## CONTACT SHEET

| DATE OF CONTACT | TYPE OF CONTACT (Visits, Correspondence, Significant Phone Calls, Third Parties)                                                                                                                                                                                                                                                                                                                                                                                                                                  |
|-----------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 13.1.95         | Hearing held, Stewart's Order was continued.                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 31.1.95         | Monitoring meeting held, this was very positive. Stewart continues to do well at Balrossie. He is now having two weekday overnights in recognition of his progress.                                                                                                                                                                                                                                                                                                                                               |
| 3.2.95          | Outing with Stewart.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| 13.2.95         | Review held.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 28.2.95         | Monitoring meeting held.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 4.4.95          | Visit to Stewart at Balrossie.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| 5.5.95          | Meeting with Stewart's new keyworker Drew White at Balrossie.                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| 12.5.95         | Monitoring meeting held.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 17.5.95         | Telephone call from Drew White, apparently on Monday night Stewart broke into derelict flats across from his house and Janice phoned the school asking if he could be returned early. Unfortunately there was no-one available to run Stewart back and he returned to the school on Tuesday morning. Drew challenged Stewart about this and Stewart denied any involvement in the incident. He did not get his Wednesday overnight as Janice felt it was likely that there would be problems with the neighbours. |
| 18.5.95         | Visit to Ms. Mitchell to discuss Stewart's weekend leave.                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| 6.6.95          | Monitoring meeting held at Balrossie.                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| 8.6.95          | Accompanied Stewart home from Balrossie.                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
|                 | Ruth Sills,<br>Social Worker.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |



## PROGRESS NOTES

Stewart McFadyen

July 1995

Recently Stewart has been fairly settled at Balrossie and continues to make steady progress. Stewart's additional home leave on Monday and Wednesday's is now limited to his behaviour in classes and this has meant an improvement in this area. Stewart is currently on extended leave due to the holiday period and this is progressing well. I am continuing to pursue a day boy placement for Stewart but there appears to be a dispute regarding funding.

Ruth Sills  
Social Worker

Stewart Mcfadyen

June 1995

Stewart remains fairly settled at Balrossie. There were concerns about his behaviour in school particularly in view of plans to pursue a day boy placement. As a result his behaviour in school is now linked to his additional leave on Monday and Wednesday evenings and initial reports suggest that this is working. Stewart also became involved in some vandalism in the local community recently and this is also concerning.

Ruth Sills  
Social Worker

## STEWART MCFADYEN

Apr - May 1995

### Progress Summary

Stewart continues to do well at Balrossie and his home leave continues to be a positive experience. He recently moved to another unit and appears happier since his move. Stewart's care plan is currently subject to review and Stewart's behaviour in Balrossie will be linked to his home leave.

### Case Plan

Monitor home leave  
Pursue day boy placement

### Work Plan

Visit to Stewart x 1  
Liaise with Psychological Services  
Monitoring meeting

Ruth Sills  
Social Worker

STEWART MCFADYENProgress Summary

Recent child in care review. Balrossie appears to be a positive placement for Stewart. In recognition of Stewart's progress decision was made to pursue day boy placement for Stewart. Overall home leave appears to be progressing well, although a couple of occasions lately Stewart has returned late. He now returns on a Monday morning and has an additional overnight on Wednesdays. This will be subject to a review in view of recent late coming.

Case Plan

Pursue day pupil placement  
Maintain family contact

Work Plan

Visit to Stewart x 2  
Monitoring meeting x 1

Ruth Sills  
Social Worker

March 1995

## WORKLOAD MANAGEMENT SYSTEM

Case     Stewart McFadyen                      Date     Jan. - Feb. 1995

### Progress Summary

Recent Annual Review continued Stewart's residential order. He continues to make steady progress at Balrossie and responds positively to the structured environment. Stewart recently moved to Cumbige Unit and has settled in well.

Home leave is also going well and this has been extended to Monday and Wednesday overnights. Child in Care review is coming up and the possibility of a day boy placement will be raised.

### Case Plan

To continue with Residential placement.

Possibility of progress to day boy status at some point in the future.

### Work Plan

Visits to Stewart x 2.

Visits to Ms. Mitchell x 1.

Monitoring Meeting x 1.

Total Time Commitment    Ordinary    4                      Overtime

Social Worker \_\_\_\_\_

Senior Social Worker \_\_\_\_\_

**PROGRESS NOTES**

Stewart McFadyen - Progress Notes - Nov - Dec '94

Recent review held, this was fairly positive. Stewart appears to be continuing to make progress at Balrossie. Some concerns were noted as Stewart has been returning late from home leave at times. In order to keep a closer check on Stewart's home leave it was agreed that monitoring meetings would be held on a regular basis between myself, Yvonne Hutchs (keyworker) and Ms Mitchell. Despite this agreement, Ms Mitchell did not attend first monitoring meeting, and it has proved difficult to maintain contact with the family. Ms Mitchell and Stewart missed a Children's hearing as Stewart was on home leave at the time. A further hearing has been scheduled for December.

## PROGRESS NOTES

Stewart McFadyenSeptember/October 1994

Stewart continues to do well at Balrossi, recent hearing continued as Stewart did not attend, he was on home leave and his mother states that they had forgotten about this. Stewart's home leave is said to go well, although he 'thinks' that he was charged with Breach of the Peace last weekend. Continuing concerns <sup>may</sup> does not use consistent sanctions nor follow this through. Child in Care review is due to happen next week.

~~Rosemary Morgan~~  
Social Worker

Leah Sills

## CONTACT SHEET

M<sup>S</sup> FADYEN

OF CONTACT

TYPE OF CONTACT (Visits, Correspondence, Significant Phone Calls, Third Parties)

31/5/94 Child in Care Review. Stewart M<sup>S</sup> Fadyen. at Balrossie School. Decision remain in home, leave to remain the same.  
H/V. With M. Maslowsky S.S.W. Introduced Mrs M<sup>S</sup> F. Arranged H/V met Rae Stewart Key Worker at Balrossie / Joanne Harrocks.

7/6/94

14/6/94

15/6/94

21/6/94  
22/6/94

28/6/94

29/6/94

Childers Head Sq H.S. 44(1)(a) continued.

Home visit. No reply.  
H/c Balrossie Duncan Roberts. Key Worker  
Joanne Harrocks still a holiday. Back Monday  
4/7/94. Tell this. No problems at present with  
Stewart.

~~6/7/94~~

4/7/94

~~Home Visit~~  
H/c Balrossie. Joanne Harrocks. Arranged visit for  
Wed 6/7/94 at 2.30pm.

6/7/94

Home visit no reply. Letter left.  
Mrs Mesta see in sheet. Arranged Home Visit  
for Wed 13/7/94 at 3.00. Informal H/c Balrossie visit  
Visit to Balrossie - Stewart on K.

13/7/94

15/7/94



M<sup>r</sup> Fadyen

22/4/94 H.V. no reply  
27/4/94 H.V. no reply.  
28/4/94 H.V. no reply, letter sent out.

31/5/94 H.V. Mrs M<sup>r</sup> Fadyen, Ross & Stewart all at home, Stewart was feeling unwell and waiting for a house-call from the doctor. Ross attends Kibbale and starts at 12.30. Mrs M<sup>r</sup> Fadyen stating that things are O.K. at the moment, Mrs M<sup>r</sup> F. requesting a grant towards re-decoration of flat and a washing machine.

Spoke to Michael Mesarowity SSW on my return to office, he will discuss with Jan Hunter A.M. re. this request.

16/5/94: ~~He~~ Purchased 2nd hand washing machine.  
£100 - 6 months guarantee, passed on this information to SSW.

17/5/94 H.V. No one at home.

# C H I L D   C A R E   R E V I E W

## INVITATION LIST

Name of Child:      Stewart McFadyen (09.11.80)                      Ref:    034

Review Date:        Thursday 31 October 1996 at 9.30 am

Venue:                Newfield Assessment Centre, Barochan Road, Johnstone

| NAME                              | DESIGNATION                           | AGENCY/ADDRESS                                                                                               |
|-----------------------------------|---------------------------------------|--------------------------------------------------------------------------------------------------------------|
| Jackie McCrae<br>Isobel Gallacher | Senior Social Worker<br>Social Worker | Craigielea House<br>Craigielea House                                                                         |
| Sheila Halliday                   | R.O. Child Care                       | Renfrewshire Council                                                                                         |
| Mrs Mitchell                      | Mother                                | 3 Fullerton Street<br>Paisley                                                                                |
| Stewart McFadyen                  | Subject                               | Newfield Assess Centre<br>Barochan Road, Johnstone                                                           |
| G Ross                            | Senior<br><br>Officer in Charge       | Newfield Assess Centre<br>Barochan Road, Johnstone<br><br>Newfield Assess Centre<br>Barochan Road, Johnstone |
| J McGinlay                        |                                       | Throughcare Project                                                                                          |

RENFREWSHIRE COUNCIL  
Memorandum

Tel: 0141-887 5195  
Our Ref: JMcC/LMcC/MCFADYEN  
Your Ref:  
Date: 21.10.1996

From: Jackie McCrae, Senior Social Worker  
Craigielea House, Blackstoun Road, Paisley

*File*

To: Joan Lafferty, Principal Officer, Child Care  
Renfrewshire Council, Social Work HQ, Cotton St, Paisley

**SUBJECT: STUART McFADYEN (D.O.B. 9/11/80), C/O NEWFIELD ASSESSMENT CENTRE**

I write to advise of the amount of hours spent dealing with the above case since 10/10/96.

McFadyen was arrested by the Police as a result of Breach of Bail and Failure to Adhere to the conditions of curfew between the hours of 8.00 pm and 8.00 am where he should have resided at Newfield Assessment Centre.

On appearance before the Courts, McFadyen was remanded and taken to Greenock Prison on 9/10/96. As per departmental procedures, a Case Conference was convened 10/10/96 within Greenock Prison. This meeting was chaired by Mr I Smith, Area Manager with self, Mr G Ross, Senior Residential Worker from Newfield, Ms P Millar, Senior Social Worker, Greenock Prison and McFadyen in attendance, the meeting was of 1½ hours duration. Travelling time was approximately 1½ hours in total.

A Court Report request was received on the 11/10/96. As the allocated Social Worker works part time, self took responsibility for it's compilation.

On 14/10/96 McFadyen's mother was interviewed in the Social Work Office. This meeting was of 3/4 hours duration. Various telephone calls to McFadyen's father, Court Social Worker, Prison's etc, total around 1 hour.

Self wrote the report on 14/10/96 as an Advice Hearing was called for 15/10/96. Time for compiling report approximately 2 hours.

On 15/10/96 self, Social Worker and a Residential Worker attended the Hearing. This lasted around 1½ hours given all agencies concerns about the possibility of a 15 year old being in the Penal System.

The Hearing agreed to recommend to the Sheriff that McFadyen's needs would be best met in a Secure Unit.

Self and Social Worker attended a Secure Screening Group at Anniesland, Glasgow on 16/10/96. Including travel time the total hours was 2 hours. Self phoned Court from Anniesland to advise there was no Secure places available.

On return to the office, Craigielea House, self was advised that McFadyen was admonished on the charges and released to return to Newfield Assessment Centre as he was subject to 44 (1)(b) Social Work (Scotland) Act 1968.

cont overleaf

McFadyen refused to return to Newfield Assessment Centre and informed the Court Social Worker he would return to his mother's address.

On receipt of this information self arranged for the Social Worker and a member of staff from Newfield to visit the family home. This was done in an attempt to convince McFadyen to return to Newfield voluntarily. On visiting the home no-one was at home. McFadyen was therefore reported missing to the Police.

From my perspective a considerable amount of this Department's resources were used, with little reward. It seems to me that the judiciary, have in this case, failed to understand or accept this Department and the Children's Hearing concerns. In addition the Department's resources, which are limited, were considerably stretched with a total of some 25 + hours used in this case.

I hope the above information is helpful.

  
S.S.W.

**RENFREWSHIRE COUNCIL**

Social Work Department

Craigielea House, Blackstoun Road, Paisley PA3 1LU

Director: S M DUNCAN

Telephone No: 0141-887-5195

Our Ref: IS/AY

Your Ref:

Date: AS PER POSTMARK

10/10/96

If calling or phoning please ask for: AS PER SIGNATURE

Scottish Childrens' Reporter Administration  
10 Glen Lane  
Paisley  
PA3 2HU

Dear Sir/Madam

Re:

Stewart M. Sadler

Date/s Birth

9/11/80

I am writing to request a review on the above named child/children.

Yours faithfully

Senior Social Worker.



Social Worker





SCOTTISH  
**CHILDREN'S REPORTER**  
ADMINISTRATION

10 Glen Lane, Paisley PA3 2HU

**Authority Reporter: Douglas Hope**

Tel: Direct Line 0141 889 9171

Our Ref: AMcC/YD

Your Ref:

Date: 10 October 1996

If phoning or calling please ask for: Mr McColl

Social Worker  
Social Work Department  
Craigielea Area Office  
Blackstoun Road  
Paisley

Dear Sir / Madam

**RE: STEWART McFADYEN (9.11.80), 3 FULLERTON STREET, PAISLEY**

The above named child is due to appear at a Children's Hearing on 15 October 1996.

You will have noted that by that date the new Children's Hearings Rules will have taken effect and as a consequence I have to ask you to prepare a composite report in terms of the agreement between my Administration and your Department. Please let me have your report by prior to the Hearing date.

Yours faithfully

Mr Andrew McColl  
Reporter



# RENFREWSHIRE COUNCIL

Social Work Department

Director: Sheena M Duncan

Craigielea House  
Blackstoun Road, Paisley PA3 1LU  
Tel: 0141 887 5195  
Fax:

Our Ref: JMCC/JC//1MCFADYEN  
Your Ref:  
If phoning or calling ask for: JACKIE MCCRAE  
Date: 14.10.1996

Reporter to the Children's Panel  
10 Glen Lane  
PAISLEY

Dear Sir

Subject: Stewart McFadyen - Date of Birth: 09.11.89  
Home Address: 8 Fullarton Street, Shortroods, Paisley  
Current Address: Newfield Assessment Centre, Johnstone

Please find enclosed the court Report prepared for the above's appearance on 16.10.96.

The writer would welcome the opportunity to discuss with the panel members its contents with a view of providing the Sheriff with advice on how best to progress a care plan in this case.

Yours faithfully

Jackie McCrae  
Senior Social Worker

enc

# RENFREWSHIRE COUNCIL

Social Work Department

Director: Sheena M Duncan

Craigielea House  
Blackstoun Road, Paisley PA3 1LU  
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Jackie McCrae  
Senior Social Worker

enc



# RENFREWSHIRE COUNCIL

Social Work Department

Director: Sheena M Duncan

Craigielea House  
Blackstoun Road, Paisley PA3 1LU  
Tel: 0141 887 5195  
Fax:

Our Ref: JMCC/JC/1MITCHELL  
Your Ref:  
If phoning or calling ask for: JACKIE MCCRAE  
Date: 11.10.1996

Mrs Mitchell  
3 Fullarton Street  
Shortroods  
PAISLEY

Dear Mrs Mitchell

As you are aware your son, Stuart, is in prison and is to appear in Court on Wednesday 16.10.96 and a hearing on Tuesday 17.10.96.

It would be helpful if I could see you on Monday 14.10.96 at 9.30 am in order to discuss the contents of both reports.

Could you visit the office at the above time.

Yours sincerely

Jackie McCrae  
Senior Social Worker

**Renfrewshire Council  
Memorandum**

Tel: 01505 329334  
Fax No: 01505 329775  
Our Ref: ML/SM  
Your Ref:  
Date: 18 July 1996

From: Margaret Leyton  
Centre Manager  
Newfield Resource Centre,  
Barochan Road, Johnstone PA5 8TS

To: Ruth Sills, Social Worker  
CraigileaArea Team, Blackston Road, Paisley

**SUBJECT:** Stewart McFadyean - d o b 9 11 80

At 3 30pm on 31 July 1996 a Case Conference will be held, within the  
Centre to discuss future plans for Stewart . It is hoped that  
you will be able to attend.

Looking forward to seeing you then.

*M. Leyton*

Margaret Leyton  
Centre Manager



RENFREWSHIRE COUNCIL

Director: Sheena M Duncan

Copy

Social Work Department  
Craigielea House, Blackstoun Road, Paisley PA3 1LU  
Telephone no: 0141 887 5195

Our ref: CC2/MITCHELL/RS/CG  
Your ref:  
Date: 12 July 1996

Janice Mitchell  
3 Fullerton Street  
PAISLEY

Dear Janice

Just a quick note to let you know that the time of our meeting at Newfield has been changed to 2.45pm on Monday. I will therefore pick you up at 2.30pm instead.

Yours sincerely

Ruth Sills  
Social Worker

**Strathclyde Regional Council**  
Social Work Department  
Craigielea House, Blackstoun Road, Paisley PA3 1LU

Director: Mr Robert Winter CBE BA

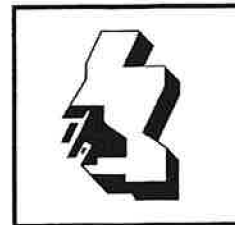
Telephone No: 0141 887 5195

Our Ref: RS/GP/CC2LET/SMCFADYEN

Your Ref:

Date: 08.02.96

If calling or phoning please ask for: Ruth Sills



Strathclyde

SCOTLAND



A nuclear-free zone authority



An equal opportunities authority

Geilsland School  
Beith  
AYRSHIRE  
KA15 1HD

*Kerbaw + St John's*

Dear Sir/Madam

Re: Residential placement in respect of  
Stewart McFadyen (09.11.80), 3 Fullerton St, Paisley  
44(1)(a) Home Supervision Requirement

The above named person is currently subject to a home supervision requirement and has a placement at the Social Education Unit in Paisley. It appears that Stewart is experiencing considerable problems with this placement and alternative placements may need to be considered.

Please contact myself or Jackie McCrae, Senior Social Worker, should a placement become available. Should this situation alter I will contact the school as soon as possible.

Please find enclosed relevant background information in respect of Stewart.

Yours faithfully

Ruth Sills  
Social Worker

Enc

**Strathclyde Regional Council  
Social Work Department**

Director: Mary C Hartnoll CBE BA

**Balrossie School**

Headmaster: D S D McCallum

Kilmacolm PA13 4ST

Tel: (0150587) 2201 Fax: (0150587) 3068

Our Ref:

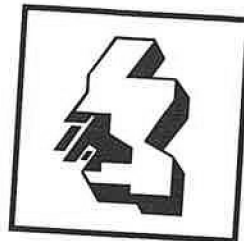
DSDMcC/JW

Your Ref:

Date:

28 August 1995

If phoning or calling please ask for



**Strathclyde**  
SCOTLAND



A nuclear-free zone authority



An equal opportunities authority



Ms. R. Sills

CRAIGIELEA HOUSE

BLACKTOWN RD

PAISLEY.

Dear Parents

Re: Autumn term 1995 - Boys' holiday arrangements

I have written below the details of the boys' holidays from school this term. Please keep this letter handy so that you are always up-to-date with Balrossie School's holiday plans.

September Holiday

Monday 4 September 1995 (1 day). Boys will travel home as usual on the Friday and should be back in school by lunch-time on Tuesday 5 September 1995. The school van will be at the Central Station at 11.45 am to collect the boys from the Glasgow area. The boys will then be back in school in time for lunch.

Day pupils will be on holiday on Monday 4 September 1995.

Residential Child Care Officer - In-Service Day - Friday 29 September 1995

The boys who can have this long weekend will leave school to go home after tea (at around 4.30 pm) on the evening of Thursday 28 September 1995.

All boys should return to school after the weekend at their usual time but it must be stressed that all boys should be back in school no later than 9 o'clock on the Monday morning.

Day pupils will be on holiday on Friday 29 September 1995.

October holiday

Monday 16 October 1995 to Monday 23 October 1995 (inclusive) (ie 6 days holiday).

The boys who will have this October holiday will leave school as usual after lunch on Friday 13 October 1995 and should return to school by lunch-time on Tuesday 24 October 1995. The school van will be at the Central Station at 11.45 am on the Tuesday to collect the boys from the Glasgow area.

Day pupils will also be on holiday for the six days of the October holiday and should return to school on the Tuesday.

**NB:** Monday 23 October 1995 is a Teachers' In-Service Day

Residential Child Care Officer - In-Service Day - Friday 24 November 1995

Boys will travel home after tea-time on Thursday 23 November 1995 and should return to school as usual after the long weekend. All boys should be in school by 9 o'clock on the morning of Monday 27 November 1995.

Day pupils will be on holiday on Friday 24 November 1995.

Christmas/New Year holidays 1995/1996

Classes close on Friday 22 December 1995 and re-open at 9.00 am on Monday 8 January 1996. All boys should be in school by 9 o'clock on the Monday morning so that the new session's classes can then begin.

Day pupils should also return to school on Monday 8 January 1996.

If you are likely to have problems with any of the information included in this letter, please speak by telephone to the staff in your son's house unit at Balrossie School.

Yours sincerely



David S D McCallum  
HEADMASTER

**Strathclyde Regional Council**  
Social Work Department  
Craigielea House, Blackstoun Road, Paisley PA3 1LU

Director: Miss Mary C. Hartnoll CBE BA

Telephone No: 0141 887 5195

Our Ref: RS/IR

Your Ref:

Date: 27th June 1995

If calling or phoning please ask for: Ruth Sills



Strathclyde

SCOTLAND



A nuclear-free zone authority



An equal opportunities authority

Ms Mitchell,  
3 Fullerton Street,  
PAISLEY.

Dear Ms Mitchell,

I am writing to remind you that Sue Bibby from the Social Education Unit will visit you on Wednesday 12th July at 2.30 pm.

If this time is inconvenient please contact Sue on 889-3789.

Yours sincerely,

Ruth Sills,  
Social Worker.

**Strathclyde Regional Council**  
**Social Work Department**

Director: Mary C Hartnoll CBE BA

**Balrossie School**

Headmaster: D S D McCallum

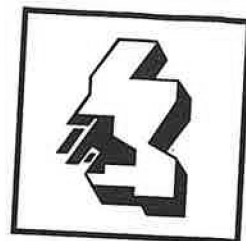
Kilmacolm PA13 4ST

Tel: (0150587) 2201 Fax: (0150587) 3068

Our Ref: DSDMcC/MA Your Ref:

Date: 3 May 1995

If phoning or calling please ask for



**Strathclyde**  
**SCOTLAND**



A nuclear-free zone authority



An equal opportunities authority

Ms R. Silks  
To Mr. McCallum Social Work DEPT  
Bankfoot Rd Paisley

Dear Parents,

Holiday Arrangements - Balrossie School  
Summer Term 1995

The following are the holiday arrangements for the boys at Balrossie School during the summer term of 1995.

Please keep this letter in a safe place.

Monday 1st May 1995 - May Day

You have already had a separate letter about this holiday.

Monday 8th May 1995 - V.E. Day

This is an additional day's holiday agreed by the government for this year only.

The school van will be at the Central Station at 10.45 am on Tuesday 9th May to collect the boys from the Glasgow area. Boys who usually have a direct-run from home will be collected on the Tuesday morning. All other boys should be back in school by 11.30 on the Tuesday. Day pupils should be in school on the Tuesday at their usual time.

Friday 26th May and Monday 29th May 1995.

N.B. Tuesday 30th May is also a teachers' In-Service day.

Boys should return to school on Wednesday 31st May 1995. Again the school van will be at the Central Station at 10.45 am on the morning of Wednesday 31st May 1995.

Friday 9th June, 1995 - RCCO In-Service day

Boys will go home after classes close on Thursday 8th June, 1995.

Boys should return to school at their usual time after that week-end./



2)

3rd May 1995

Summer Holidays 1995

Classes will close at lunch-time on Thursday 29th June 1995 and boys who usually go home for the weekend will travel home throughout the Thursday afternoon. They should all return to school by 11.30 am on Monday 3rd July 1995.

Most boys will be in school during the first two weeks of July, taking part in camps and other recreational activities. Thereafter each boy will have an individual holiday programme worked out for him.

N.B. Classes re-open on Wednesday 16th August 1995.

I will write to you again if it becomes necessary to make any changes to this holiday programme.

Yours sincerely,



David S D McCallum  
Headmaster



SCOTTISH  
**CHILDREN'S REPORTER**  
ADMINISTRATION

**SOCIAL WORK (SCOTLAND) ACT 1968**  
**THE CHILDREN'S HEARINGS (SCOTLAND) RULES 1986**

STEWART MCFADYEN  
3 FULLERTON STREET  
PAISLEY

D.O.B.:9.11.80

*is being referred to a children's hearing for Renfrewshire on the grounds of the following conditions.*

That he has committed the offence as specified below, being grounds for referral in terms of Section 32(2)(g) of the above Act.

STATEMENT OF FACTS

In support of the above condition, it is stated:-

1. That he did on 12 October 1995 while acting along with another from the Community Centre Car Park, Lochwinnoch Road, Kilmacoll, force open lockfast Austin Metro motor car, Reg No DSB 929X and steal said vehicle

NATURE OF OFFENCE: Theft of Motor Vehicle

2. That he did on 11 November 1995 in Wallace Street, Paisley, force open lockfast motor vehicle REG No J439 LGB and enter with intent to steal therefrom

NATURE OF OFFENCE: Opening Lockfast Place with intent

3. That he did on 12 October 1995 while acting along with another from the car park of the premises occupies by Caledonia Motors, Renfrew Road, Paisley, steal a stereo Radio Cassette from lockfast motor vehicle Reg No N535 JYS

NATURE OF OFFENCE: Theft by Opening Lockfast Place

4. That he did on 10 January 1996 while acting along with another in the car park at Maxwell Street, Paisley force open lockfast motor vehicle Reg No M853 SSB, enter and steal a radio cassette

NATURE OF OFFENCE: Theft by Opening Lockfast Place

5. That he was on 25 January 1996 while acting along with others within the car park of Saint Mirren's Cathedral, Incle Street, Paisley, without lawful authority, found in circumstances where it may be reasonably inferred that he intended to commit theft

NATURE OF OFFENCE: Contrary Civic Government (Scotland) Act 1982 Sec 57 (1)

6. That he was on 8 February 1996 while acting along with others within the common close at No 9 New Street, Paisley, found in circumstances whereby it can be reasonably inferred that he was there to commit the crime of theft

NATURE OF OFFENCE: Con Civic Government (Scotland) Act 1982 Sec 57 (1)

7. That he/

2.7.96

Contd. Page 2

STEWART MCFADYEN  
STATEMENT OF FACTS (CONTINUED)

7. That he did on 6 January 1996 within Wallace Street, Paisley overcome the security of BMW motor vehicle Reg No K405 HSS and did enter and steal a radio cassette and a mobile phone from within  
NATURE OF OFFENCE: Theft by Opening Lockfast Place

8. That he did on 23 December 1995 within Arnotts Car Park, Gauze Street, Paisley, force open lockfast motor vehicle Reg No L753 WGE with intent to enter and steal therefrom  
NATURE OF OFFENCE: Opening Lockfast Place with intent to steal

9. That he did on 18 February 1996 while acting with another in Underwood Road, Paisley, break into lockfast motor vehicle Reg No H699 BNS with intent to steal therefrom  
NATURE OF OFFENCE: Opening Lockfast Place with intent to steal

10. That he did on 29 February 1996 while acting with another break into the premises occupied by the Corn Crib, 22A Lawn Street, Paisley, enter the premises and steal a quantity of confectionary, one cash register and £40 in monies or thereby  
NATURE OF OFFENCE: Theft by Housebreaking

11. That he did on 1 April 1996 while acting along with another in Weighhouse Close, Paisley, force open lockfast motor vehicle Reg No G94 TGE and steal therefrom a radio cassette player  
NATURE OF OFFENCE: Theft by Opening Lockfast Place

12. That he did on 1 April 1996 while acting along with another within the car park of Paisley University, High Street, Paisley force open lockfast motor vehicle Reg No K712 AHP and steal therefrom a radio cassette  
NATURE OF OFFENCE: Theft by Opening Lockfast Place

13. That he did between 1 June 1994 and 30 August 1995 both dates inclusive, the exact dates unknown to the complainer meantime, on the roof of St James Primary School, Inchinnan Road, Paisley, use lewd and libidinous practices towards David McDonald born 19.10.87, c/o Reporters Department, by pulling down his trousers, thereafter rub your naked private member against his back passage  
NATURE OF OFFENCE: Lewd and Libidinous Practices

14. That he did between 1 June 1994 and 30 August 1995 both dates inclusive, the exact dates unknown to the complainer meantime, on the roof of St James Primary School, Inchinnan Road, Paisley, use lewd and libidinous practices towards John McKerrell (9) born 16.8.86, co. Reporter's Department, by pulling down his trousers and thereafter push your naked private member against his back passage  
NATURE OF OFFENCE: Lewd and Libidinous Practices

15. That he did on 31 March 1996 from the premises known as Central Cafe, Johnstone Street, Paisley steal a knife  
NATURE OF OFFENCE: Theft

16. That he did on 31 March 1996 in Gauze Street, Paisley, cut the rope of the life belt situated at the river side and throw same life belt into the River Cart  
NATURE OF OFFENCE: Con Sec 78(1) of the Criminal Justice (Scotland) Act 1980

17. That he did on 31 March 1996 in Gauze Street, Paisley have in his possession an item, namely a knife  
NATURE OF OFFENCE: Con Sec 1(1) of the Carrying of Knives (Scotland) Act 1993

18. That he did on 27 March 1996 from within the lockfast display cabinet situated inside the car showroom known as Williams Rover, steal a silver metal bracelet watch to the value of £95  
NATURE OF OFFENCE: Theft

10 Glen Lane  
Paisley  
PA3 2HU

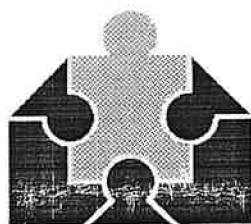
  
for Reporter

**NOTES**

At the Children's hearing the child or his parents may or may not accept the grounds for bringing the child before the hearing. If the grounds are accepted by the child, and his parents, if present, the children's hearing will discuss and consider with the child and his parents what is best for the child. If any of the grounds are not accepted, the hearing may either discharge the referral or direct the reporter to apply to the sheriff for a decision as to whether or not any of the grounds exist. If this happens the child will have to appear before the sheriff at a later date. If the sheriff decides that any of the grounds do exist, the children's hearing will then discuss and consider what is best for the child, as if these grounds had been accepted. If the sheriff decides that no grounds exist the referral will be discharged.

MC  
27.96

To Stewart McFadyen  
c/o Craigielea Social Work Department  
Blackstoun Road  
PAISLEY



SCOTTISH  
**CHILDREN'S REPORTER**  
ADMINISTRATION

**Scottish Children's Reporter Administration**  
10 Glen Lane, Paisley, PA3 2HU

Authority Reporter: Douglas Hope

Tel: Direct Line 041 889 9171

Date: 2 July 1996

If phoning or calling please ask for: Mr A McColl



SCOTTISH  
**CHILDREN'S REPORTER**  
ADMINISTRATION

**SOCIAL WORK (SCOTLAND) ACT 1968**  
**THE CHILDREN'S HEARINGS (SCOTLAND) RULES 1986**

To Stewart McFadyen  
c/o Craigielea Social Work Department  
Blackstoun Road  
PAISLEY

You have been referred to a children's hearing on the basis of the attached grounds of referral and to consider renewal of Warrant in terms of Section 40(8)

You are required in terms of section 40(1) of the Social Work (Scotland) Act 1968 to attend the hearing,

on Wednesday 10 July 1996  
at 11.15 a.m.  
at 10 Glen Lane, Paisley

Please read the Notes set out below.

10 Glen Lane  
Paisley  
PA3 2HU

  
*for Reporter*

**NOTES**

A children's hearing is formed by members of the children's panel for Strathclyde Region. They have been selected from many walks of life especially for their interest and concern in understanding and helping children with problems. The panel members will discuss with you and your parents difficulties which have arisen and will try to reach a decision which will be in your best interests.

During the discussion the panel will want to hear your views. You may, if you wish, bring with you to the hearing someone to help you in discussing your difficulties and what might be done. The personal expenses of this representative (but not any fees) may be refunded.

Further information on the hearing is set out in the leaflet entitled 'To Tell You about the Children's Hearing', a copy of which accompanies this notification.

You must attend the hearing unless you have been told by me that the hearing have decided that your attendance is not necessary. If you do not attend, steps may be taken, including possibly your detention, to make sure that you do appear before a hearing. If there is a very good reason, such as illness, why you will be unable to attend the hearing, you should contact the Reporter immediately at 889 9171



SCOTTISH  
**CHILDREN'S REPORTER**  
ADMINISTRATION

**SOCIAL WORK (SCOTLAND) ACT 1968**  
**THE CHILDREN'S HEARINGS (SCOTLAND) RULES 1986**

STEWART MCFADYEN  
3 FULLERTON STREET  
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D.O.B.:9.11.80

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7. That he/

2.7.96

Contd. Page 2

STEWART MCFADYEN  
STATEMENT OF FACTS (CONTINUED)

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NATURE OF OFFENCE: Con Sec 78(1) of the Criminal Justice (Scotland) Act 1980

17. That he did on 31 March 1996 in Gauze Street, Paisley have in his possession an item, namely a knife  
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18. That he did on 27 March 1996 from within the lockfast display cabinet situated inside the car showroom known as Williams Rover, steal a silver metal bracelet watch to the value of £95  
NATURE OF OFFENCE: Theft

10 Glen Lane  
Paisley  
PA3 2HU

  
for Reporter



#### NOTES

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AMC  
27.96

**SCOTTISH CHILDREN'S REPORTER ADMINISTRATION**

Authority Reporter: Douglas Hope

**MEMORANDUM**

From: Scottish Children's Reporter Administration  
10 Glen Lane, Paisley, PA3 2HU

To: Social Work Department  
CRAIGIELEA

**SUBJECT: REPORTERS' DUTIES AND TRANSMISSION OF INFORMATION, ETC (SCOTLAND)  
RULES 1971 - RULE 6(1)(2)(3)**

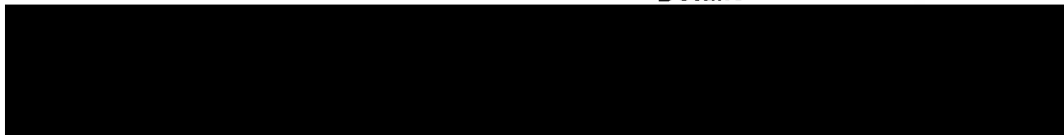
In accordance with instruction contained in Rule 6 of the above Statutory Instrument the decision(s) made by a Children's Hearing is undernoted.

Annexed herewith copy requirement where appropriate.

Date of Hearing: Wednesday 26 June 1996

Name:

Details of referral:



480/89

Stewart McFadyen  
3 Fullerton Street  
PAISLEY

*Ruth*

40(7) Warrant issued

*Douglas Hope*  
for Reporter

Date: 27/06/96

**SCOTTISH CHILDREN'S REPORTER ADMINISTRATION  
SOCIAL WORK (SCOTLAND) ACT 1968  
THE CHILDREN'S HEARINGS (SCOTLAND) RULES 1986**

At *Reporter's Office*  
*10 GLEN LANE*  
*ARISLEY*

Date: *26.6.96*

A children's hearing for Renfrewshire, in exercise of the powers conferred on them by sections 40(7) of the Social Work (Scotland) Act 1968, having reason to believe that

Name *STEWART M. FULFORD*  
Address *3 FULLERTON ST.*  
*ARISLEY*

D.O.B. *9.11.80*

may [not attend a further hearing of \*his/her case], [not attend proceedings arising from \*his/her case], [~~fail to comply with a requirement under section 43(4) of that Act~~], or being satisfied that the detention of *STEWART M. FULFORD*

is necessary in \*his/her own interest grant warrant for the said

*STEWART M. FULFORD*

to be detained in a suitable place of safety chosen by the local authority for a period not exceeding 21 days from this date.

  
Chairman of the children's hearing

*file copy*

RENFREWSHIRE COUNCIL

Social Work Department

Director: Sheena M Duncan

Craigielea House  
Blackstoun Road, Paisley PA3 1LU  
Tel: 0141 887 5195  
Fax:

Our Ref: IG/JMCC/JC//1MCFADYEN  
Your Ref:  
If phoning or calling ask for: ISOBEL GALLAGHER  
Date: 06.01.1997

Reporter's Department  
10 Glen Lane  
PAISLEY

Dear Sir

Re: Stewart McFadyen - C/O Mitchell, 3 Fullarton Street, Paisley

I would respectfully request a review of the above client's  
Supervision Requirement at your earliest convenience.

Yours sincerely

Isobel Gallagher  
Social Worker

Jackie McCrae  
Senior Social Worker

# RENFREWSHIRE COUNCIL

Social Work Department

Director: Sheena M Duncan

Craigielea House  
Blackstoun Road, Paisley PA3 1LU  
Tel: 0141 887 5195  
Fax:

Our Ref: JMCC/SK//MCCOLL1  
Your Ref:  
If phoning or calling ask for: JACKIE MCCRAE  
Date: 05.12.1996

*Caps*

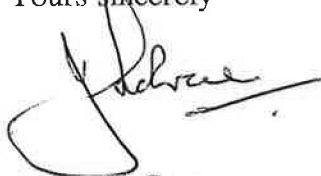
Mr A McColl,  
Reporter To Children Panel,  
Glen Lane  
PAISLEY

Dear Andrew

Subject: Stewart McFadyen

Following our telephone conversation 5.2.96. I write to confirm that the information continued in the report (s) forwarded to you by I Gallagher, Social Worker is accurate and it is my assessment nothing in these reports would cause any undue distress to any party.

Yours sincerely



Jackie McCrae  
Senior Social Worker

RENFREWSHIRE COUNCIL

Social Work Department

Director: Sheena M Duncan

Craigielea House  
Blackstoun Road, Paisley PA3 1LU  
Tel: 0141 887 5195  
Fax:

Our Ref: IG/JC//LETMCFADYEN  
Your Ref:  
If phoning or calling ask for: ISOBEL GALLAGHER  
Date: 18.12.1996

Clerk of Court  
Glasgow Sheriff Court  
1 Carlton Place  
GLASGOW G5 9DA

Dear Sir/Madam

Social Enquiry Reference Number: 10945  
Re: Stewart A McFadyen - C/O Mitchell, 3 Fullerton Street, Paisley  
Date of Court: 24.12.96

I write to advise that attempts to make contact with Stewart McFadyen in respect of his Court appearance on 24.12.96 have been unsuccessful.

Visits were made to the home on 10.12.96 and on 17.12.96. On both occasions letters were left advising him to contact the writer. A further arrangement was made for today, 18.12.96, however a telephone message was received at the office from his mother informing that he had failed to return home since the previous night and would be unavailable today.

This office would therefore respectfully request that the Court give more time for the compilation of the above report given the aforementioned circumstances.

Yours respectfully

Isobel Gallagher/Social Worker

Jackie McCrae/Senior Social Worker

*Cafu*

# RENFREWSHIRE COUNCIL

Social Work Department

Director: Sheena M Duncan

Craigielea House  
Blackstoun Road, Paisley PA3 1LU  
Tel: 0141 887 5195  
Fax:

Our Ref: IG/LMcC/SMCFADYEN  
Your Ref:  
If phoning or calling ask for: Isobel Gallagher  
Date: 17.12.1996

Stewart McFadyen  
3 Fullerton Street  
Paisley

Dear Stewart

I require to complete both a Background and Social Enquiry Report for the Court relating to yourself.

I will call to see you at 11.00 am on Wednesday 18th December (tomorrow).

Yours sincerely

Isobel Gallagher  
Social Worker

# C H I L D   C A R E   R E V I E W

## INVITATION LIST

Name of Child:      Stewart McFadyen (09.11.80)      Ref:    034

Review Date:      Thursday 31 October 1996 at 12.30 am

Venue:      Newfield Assessment Centre, Barochan Road, Johnstone

| NAME                              | DESIGNATION                           | AGENCY/ADDRESS                                                                                               |
|-----------------------------------|---------------------------------------|--------------------------------------------------------------------------------------------------------------|
| Jackie McCrae<br>Isobel Gallacher | Senior Social Worker<br>Social Worker | Craigielea House<br>Craigielea House                                                                         |
| Sheila Halliday                   | R.O. Child Care                       | Renfrewshire Council                                                                                         |
| Mrs Mitchell                      | Mother                                | 3 Fullerton Street<br>Paisley                                                                                |
| Stewart McFadyen                  | Subject                               | Newfield Assess Centre<br>Barochan Road, Johnstone                                                           |
| G Ross                            | Senior<br><br>Officer in Charge       | Newfield Assess Centre<br>Barochan Road, Johnstone<br><br>Newfield Assess Centre<br>Barochan Road, Johnstone |
| J McGinlay                        |                                       | Throughcare Project                                                                                          |



# Memorandum

## Renfrewshire Council

**Your Ref:**

**My Ref:** JL/JT/H1MSMCFDYN

**Tel:** 0141-842 5141

**Fax:** 0141-842 5144

**Date:** 13.11.96

**From:** Joan Lafferty  
Principal Officer [Child Care]

**To:** Jackie McCrae  
Senior Social Worker  
Craigielea Area Office

*Isabel  
Phone file.*

**SUBJECT     STUART MCFADYEN [9.11.80]**

Thank you for your very helpful memo on the time spent on this young person in connection with his court appearance.

Stuart is only one example of issues which are emerging in this area and other related matters connected with the court.

At some time in the future I would hope that we can get into a debate with the Procurator Fiscal/Court on this but I feel this needs to be informed by examples. Again thanks.

In order to progress this Shelagh Halliday is currently collating information and so I have passed your memo to her.

Please let me know of any such situations again. I do not intend that this should fall into a big black hole.

Regards



Joan Lafferty  
Principal Officer [Child Care]

**Strathclyde Regional Council**  
**Social Work Department**  
**Craigielea House, Blackstoun Road, Paisley PA3 1LU**

**Director: Miss Mary C. Hartnoll CBE BA**

Telephone No: 0141 887 5195

Our Ref: RS/VF

Your Ref: LET-RUTHERFORD

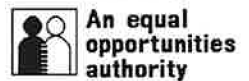
Date: 4 May 1995

If calling or phoning please ask for: Ruth Sills



**Strathclyde**

**SCOTLAND**



Mr B Rutherford  
Psychological Services  
Carsebrook Street  
Paisley

Dear Mr Rutherford

Re. Stewart McFadyen, c/o Balrossie School, Kilmacolm - DOB 09.11.80

The above named boy has held a residential place at Blarossie since 02.02.94. In recognition of the progress Stewart has made, it was proposed at his last Child in Care Review that a day boy placement at Balrossie should be pursued. I wonder if your Department could process this as soon as possible.

I have attached the minutes of Stewart's last Child in Care Review for your information.

Yours sincerely

Ruth Sills  
Social Worker

Enc.

**Strathclyde Regional Council**  
**Social Work Department**

**Director: Mary C Hartnoll** CBE BA

**Balrossie School**

**Headmaster: D S D McCallum**

Kilmacolm PA13 4ST

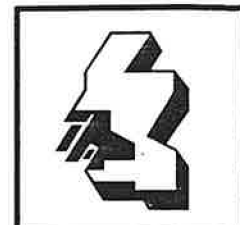
Tel: (0150587) 2201 Fax: (0150587) 3068

Our Ref: GHD/JW Your Ref:

Date: 20 April 1995

If phoning or calling please ask for

Mrs J McFadyen  
3 Fullarton Street  
Shortroods  
PAISLEY



**Strathclyde**  
**SCOTLAND**



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An equal opportunities authority

Dear Mrs McFadyen

I trust that Stewart has had a successful holiday at home.

He should return to school on Tuesday 25 April and his travel arrangements are as follows:-

He should make his way by public transport to Kilmacolm for 4.00 pm.

Yours sincerely

G H Darroch  
DEPUTE HEAD

**Strathclyde Regional Council**  
**Social Work Department**

Director: Mary C Hartnoll CBE BA

**Balrossie School**

Headmaster: D S D McCallum

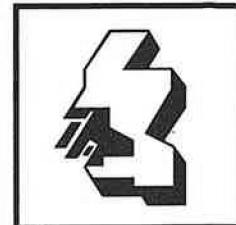
Kilmacolm PA13 4ST

Tel: (0150587) 2201 Fax: (0150587) 3068

Our Ref: \ DSDMcC/JW Your Ref:

Date: \ 30 March 1995

If phoning or calling please ask for



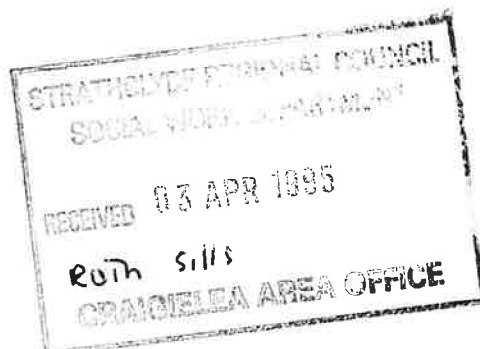
**Strathclyde**  
**SCOTLAND**



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Dear Parents

Re: Easter holiday arrangements 1995 - Balrossie School

I wrote to you some time ago to tell you about holiday arrangements for the boys at Balrossie School.

In this letter I would like to confirm the arrangements for the Easter holidays and also to point out a change to the earlier letter that I sent you about holiday plans.

Classes close at lunch-time on Friday 7 April 1995 and the boys who are to have the Easter holidays, or even just that weekend at home, will travel home after lunch-time on that day. Some boys will only be able to handle parts of the holiday period away from the school but those boys who are to have the full holiday will now return to school by tea-time on Tuesday 25 April 1995. This is a change from the previous arrangements.

The school van will be at the Central Station at 3.30 pm to collect the boys who usually travel to school from there. Boys who are normally collected from home will be collected throughout the afternoon of Tuesday 25 April 1995.

I hope, if your son is home for all or even only part of the Easter holiday break, that the holiday goes well.

All the best.

Yours sincerely

David S D McCallum  
HEADMASTER

**Strathclyde Regional Council**  
**Social Work Department**  
**Craigielea House, Bankfoot Road, Paisley PA3 1JP**

**Director: Miss Mary C. Hartnoll CBE BA**

Telephone No: 041 887 5195

Our Ref: RS/GP

Your Ref:

Date: 03.11.94

If calling or phoning please ask for: Ruth Sills

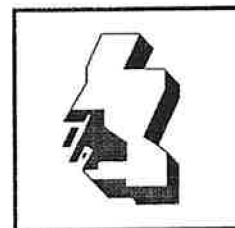
Ms Mitchell  
3 Fullerton Street  
PAISLEY

Dear Ms Mitchell

As you are aware Stewart has a Child in Care Review on Monday 7 November at 2.30pm. I will call round at 2pm to give you a lift to Balrossie.

Yours sincerely

Ruth Sills  
Social Worker



**Strathclyde**

SCOTLAND



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**Strathclyde Regional Council**  
**Social Work Department**

Director: Mary C Hartnoll CBE BA

**Balrossie School**

Headmaster: D S D McCallum

Kilmacolm PA13 4ST

Tel: (050587) 2201/2/3

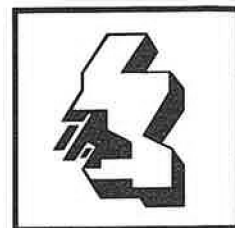
Fax: (050587) 3068

Our Ref: DSDMcC/MA

Your Ref:

Date: 22 September 1994

If phoning or calling please ask for



**Strathclyde**  
**SCOTLAND**



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ROTH SILLS  
% PORTACABINS  
BANKFOOT R.D. PAISLEY

Dear Parents,

I write to tell you that we have a very high level of staff sickness at Balrossie School at this time, both on the teaching staff and residential child care officer teams. We just do not have enough teachers to run the full educational programme and as a result it will be necessary to reduce the teaching week a little until the staffing situation improves.

Boys who are able to handle a little more time at home will be allowed to return to school on Monday 26 September by lunch time. The school van will collect the boys from the Glasgow area at 11.30 am on Monday 26 September.

I have already written to you to tell you about the study day for residential child care officers on Friday 30 September. Boys having leave will come home after tea (4.30 pm) on Thursday 29 September, 1994.

Again, boys should be back in school by lunch time on Monday 3 October, 1994.

I am sorry that it has become necessary to make these extra leave arrangements but I hope that you will understand the reason.

I will keep you informed if it will be necessary to continue these arrangements.

Yours sincerely,

David S D McCallum  
Headmaster

**Strathclyde Regional Council**  
**Social Work Department**

**Director: Mary C Hartnoll** CBE BA

**Balrossie School**

**Headmaster: D S D McCallum**

Kilmacolm PA13 4ST

Tel: (050587) 2201/2/3

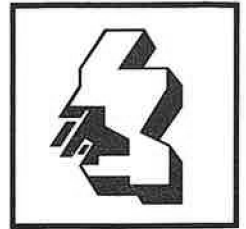
Fax: (050587) 3068

Our Ref: DSDMcC/JBW.

Your Ref:

Date: 30th August, 1994.

If phoning or calling please ask for



**Strathclyde**  
**SCOTLAND**



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opportunities  
authority

Dear Parents,

Autumn Term, 1994 - holiday arrangements for boys.

I have attached a copy of the holiday arrangements for this term for the boys at Balrossie School.

Please keep this paper handy so that you always know when boys from Balrossie may be home on holiday.

You will note from the sheet that some of the holidays are the normal school holidays whilst others come about because of in-service / training days for teachers and residential child care officers.

If there are any alterations to the holiday programme, I will let you know. Please note that the first holiday this term is very soon.

Boys who are having the holiday will travel home after classes at lunch time as usual on Friday the 2nd September, 1994 and should return to school by 11.00 a.m. on Wednesday the 7th September, 1994. The school van will be at Glasgow Central Station at 10.00 a.m. on the Wednesday to collect the boys from the Glasgow area.

If you have any questions about these holidays, please do not hesitate to contact the school.

Yours sincerely,

DAVID S.D. McCALLUM.  
HEADMASTER.

Encl:

**Holiday arrangements for boys and teachers.**  
**From First (Autumn) Term 1994**

***Teachers' In-Service Day*---Tuesday 16 August 1994**

***September Holiday*---- Monday 5 September 1994  
(1 day's holiday)**

***Teachers' In-Service Day*--Tuesday 6 September 1994**

Classes close on Friday 2 September and re-open on Wednesday 7 September. Boys should return to school no later than 11a.m. on the Wednesday.

***RCCO In-Service Day*----- Friday 30 September 1994**

Boys will go home after classes close on Thursday.

***October Holiday* ----- Monday 17 October to Friday 21  
(mid-term) October 1994 inclusive (5 day's holiday)**

***Teachers' In-service Day*--Monday 24 October 1994**

Classes close on Friday 14 October and re-open on Tuesday 25 October 1994. Boys should be back in school by 11a.m. on the Tuesday.

***RCCO In-Service Day*----- Friday 25 November 1994**

Boys will travel home for the week-end after classes close on Thursday.

***Christmas/New Year Holiday* ----- (10 day's holiday)**

Classes close on Friday 23 December 1994 and re-open at 9 a.m. on Monday 9 January 1995. Boys should be back in school on the evening of Sunday 8 January 1995.



**Strathclyde Regional Council**  
**Social Work Department**  
Ferguslie Park Area Centre, Falcon Crescent, Paisley

**Director: Miss Mary C. Hartnoll CBE BA**

Telephone No: 041 840 2100

Our Ref: JK/JK

Your Ref:

Date: 2 September 1994

If calling or phoning please ask for: Eleanor Macphail



**Strathclyde**

**SCOTLAND**



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Charlie Ward  
Social Worker  
Area Centre

Dear Charlie

RE: Stewart McFadyen (09.11.80)

With regards to the Child in Care Review date set for 13 September 1994 for the above named child, I write to advise you it has been cancelled. Unfortunately another Review date has not been decided however, I will inform you as soon as another has been arranged.

Sorry for any inconvenience this may have caused.

Yours sincerely

Eleanor Macphail  
Acting Area Manager

For the attention of:

Area Team L.D.A.

Address .....

District .....

Immediate Telephone Notification

to Above: Yes ☒ No ☐

Previously Known to Stand-by:

Yes ☒ No ☐**SOCIAL WORK  
STAND-BY SERVICE**3rd FLOOR  
35 CHURCH STREET  
GLASGOW  
Telephone: 0141-357 3696  
Fax: 0141-334 8577/0141-357 4309

LINKLINE 0800 811 505

Serial No. 162862

Record No. 59010Date: 5/9/96Time Received 23.35Time Completed 01.30Distribution 6/9/96

Area Team .....

District Officer ANROther JEVOther AKClient's Surname McFadden Forenames StuartPresent Address Clonewald Age/DOB 15 29/11/80Previous Address 3 Fullerton St, Shortroods Paisley Telephone .....

| Children | Name | Age | Sex |
|----------|------|-----|-----|
|          |      |     |     |
|          |      |     |     |
|          |      |     |     |

Referrer: Name Sgt McAnan Address Paisley Police Office Telephone .....1. (a) Details of **PROBLEM** as given by referrer.

Stuart is in custody at Hill St. He is going to be detained on an unruly certificate. He is charged with theft by O.L.P.

(b) Specific **REQUEST** of referrer.

Request for a member of Standby to attend while Stuart is being interviewed.

(c) **FURTHER ACTION**, if any, referrer proposed to take.

Stuart will be going to the Sheriff Court in the morning along with the 18yr old co-accused.

Signed [Signature] Seen by [Signature]

Social Worker

Senior Social Worker

2. Subsequent **INVESTIGATION** and Action by Stand-by Service.

162862

Stuart admitted to breaking a car window & stealing a radio cassette on Wednesday, theft happened on Thursday. As Stuart has been missing for two weeks Duty Inspector placed Stuart on an unsupervised certificate. Telephoned Mike Strickniz at Newfield to advise him of the situation.

H. MacKenna

3. Areas which require further **INVESTIGATION/ASSESSMENT/FOLLOW-UP** by Area Team.

(a)

(b)

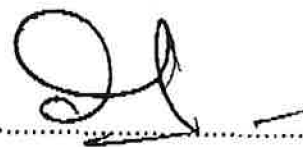
(c)

(d)

Signed.....

Social Worker

Seen by.....



Senior Social Worker

For the attention of:

Area Team: LDA

Address: .....

District: .....

Immediate Telephone Notification

to Above: Yes ☒ No ☐

Previously known to Standby

Service—YES ☒ NO ☐

## SOCIAL WORK DEPARTMENT

### STAND-BY SERVICE

3rd FLOOR  
35 CHURCH STREET  
GLASGOW

Telephone: 0141-357 3696  
Fax: 0141-334 8577/357 4309



LINKLINE 0800-811-505

Serial No.: 52

Record No.: 28

Date: 28/1

Time Referred: 17

Time Completed: .....

Distribution:

Area Team ☒

District Officer .....

Other .....

Other SBS

Client's Surname McFADYEN

Forenames Stewart

Present Address Newfield

Age/DOB 9.11.81

Previous Address 3 Fullerton St

Telephone .....

| Children | Name | Age | Sex |
|----------|------|-----|-----|
|          |      |     |     |
|          |      |     |     |
|          |      |     |     |

Referrer: Rodger Perrie

Address Newfield Sch.

Telephone 01505/329334

1. **Details of PROBLEM:** ABSCONDEE/FAILURE TO RETURN/MISSING CHILD/OTHER.  
(Delete as appropriate).

2. **ACTION TAKEN:** RETURNED BY STANDBY/RETURNED BY ESTABLISHMENT/RETURNED BY POLICE/OTHER  
ACCOMMODATION/OTHER  
(Delete as appropriate).

0900. Still not back.

3. **Has case been referred to Police as missing child?** YES/NO

Signed Kate McFarlane  
Social Worker

Seen by .....  
Senior Social Worker

For the attention of:  
Area Team: LCA  
Address: .....  
.....  
District: .....  
Immediate Telephone Notification  
to Above: Yes..... No ☒  
Previously known to Standby  
Service—YES/NO ☒

SOCIAL WORK DEPARTMENT

STAND-BY SERVICE

3rd FLOOR  
35 CHURCH STREET  
GLASGOW  
Telephone: 0141-357 3696  
Fax: 0141-334 8577/357 4309



LINKLINE 0800-811-505

Serial No.: ..... 5  
Record No.: ..... 2  
Date: ..... 26.8  
Time Referred: ..... 0.4  
Time Completed: .....  
Distribution:  
Area Team ..... ☒  
District Officer .....  
Other .....  
Other St. by

Client's Surname Mr Fadyen Forenames Stewart  
Present Address Newfield Age/DOB .....  
Previous Address 3 Fullerton St Telephone .....  
Children { Name .....  
Age .....  
Sex .....

Referrer: Alan Hafferty Address ..... Telephone .....

1. **Details of PROBLEM:** ABSCONDEE/FAILURE TO RETURN/MISSING CHILD/OTHER.  
(Delete as appropriate).

In Paisley Police Office. Request for escort

2. **ACTION TAKEN:** RETURNED BY STANDBY/RETURNED BY ESTABLISHMENT/RETURNED BY POLICE/OTHER  
ACCOMMODATION/OTHER.  
(Delete as appropriate).

S. Burns in garage car.

3. **Has case been referred to Police as missing child?** YES/NO

Signed [Signature] Social Worker Seen by ..... Senior Social Worker

For the attention of: LDA  
Area Team: .....  
Address: .....  
District: .....  
Immediate Telephone Notification  
to Above: Yes..... No .....  
Previously known to Standby  
Service—YES/NO yes

SOCIAL WORK DEPARTMENT

STAND-BY SERVICE

3rd FLOOR  
35 CHURCH STREET  
GLASGOW  
Telephone: 0141-357 3696  
Fax: 0141-334 8577/357 4309



LINKLINE 0800-811-505

Serial No.: 521529  
Record No.: 28911  
Date: 23/8/96  
Time Referred: 17.30  
Time Completed: .....  
Distribution: ✓  
Area Team: .....  
District Officer: .....  
Other: .....  
Other: JBM

Client's Surname McFADYEN Forenames STEWART  
Present Address 210 NEWFIELD Age/DOB .....  
Previous Address 3 Fullerton St, Paisley Telephone .....

Children { Name .....  
Age .....  
Sex .....

Referrer: Peter Perry Address Newfield Telephone 01505 329334  
Name .....

1. Details of PROBLEM: ABSCONDEE/FAILURE TO RETURN/MISSING CHILD/OTHER

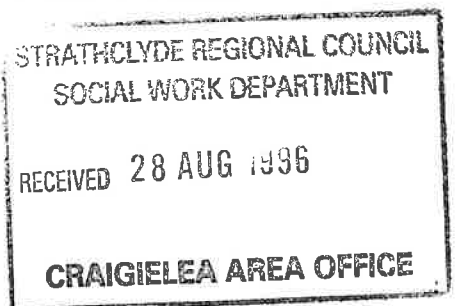
(Delete as appropriate).

STEWART LEFT NEWFIELD AT 14.00 for home leave. His mother has just phoned to advise that he has not yet turned up.

2. ACTION TAKEN: RETURNED BY STANDBY/RETURNED BY ESTABLISHMENT/RETURNED BY POLICE/OTHER ACCOMMODATION/OTHER.

(Delete as appropriate).

Returned to school 26/8. 01:15.



3. Has case been referred to Police as missing child? YES/NO

Signed Aimee Hogg Social Worker Seen by ..... Senior Social Worker

For the attention of:  
Area Team: LCIA  
Address: .....  
District: .....  
Immediate Telephone Notification  
to Above: Yes..... No.....  
Previously known to Standby  
Service—YES/NO YES

SOCIAL WORK DEPARTMENT

STAND-BY SERVICE

3rd FLOOR  
35 CHURCH STREET  
GLASGOW  
Telephone: 0141-357 3696  
Fax: 0141-334 8577/357 4309



LINKLINE 0800-811-505

Serial No.: 522070  
Record No.: 59010  
Date: 9/8/96  
Time Referred: 02.10  
Time Completed: 07.00  
Distribution:  
Area Team .....  
District Officer .....  
Other .....  
Other SB3

Client's Surname Mc Fadyen Forenames Stewart  
Present Address C/O NEWFIELD Age/DOB 15/11  
Previous Address 3 Fullerton St PARK Telephone 4340 + 44

| Children | Name | Age | Sex |
|----------|------|-----|-----|
|          |      |     |     |
|          |      |     |     |
|          |      |     |     |

Referrer: Name STAFF Address 4/1A Telephone .....

1. Details of PROBLEM: ABSCONDER FAILURE TO RETURN/MISSING CHILD/OTHER.  
(Delete as appropriate).

BOY AT NEWFIELD POLICE

2. ACTION TAKEN: RETURNED BY STANDBY/RETURNED BY ESTABLISHMENT/RETURNED BY POLICE/OTHER  
ACCOMMODATION/OTHER.  
(Delete as appropriate).

assessed with incident

3. Has case been referred to Police as missing child? YES/NO

Signed Maya Social Worker Seen by ..... Senior Social Worker

For the attention of: LDA  
Area Team: .....  
Address: .....  
District: .....  
Immediate Telephone Notification  
to Above: Yes ☒ No ☐  
Previously known to Standby  
Service ☒ YES/NO ☐

## SOCIAL WORK DEPARTMENT

### STAND-BY SERVICE

3rd FLOOR  
35 CHURCH STREET  
GLASGOW  
Telephone: 0141-357 3696  
Fax: 0141-334 8577/357 4309



LINKLINE 0800-811-505

Serial No.: 522063  
Record No.: 28911  
Date: 6/8/96  
Time Referred: 20-42  
Time Completed: 2305  
Distribution:  
Area Team ☒  
District Officer .....  
Other Standby .....  
Other ☐ .....

Client's Surname McFadyen  
Present Address c/o Newfield  
Previous Address 3, Fullerton St. Shettrods

Forenames Stuart  
Age/DOB 9/11/80 (15yrs)  
Telephone .....

| Children | Name |  | Age |  | Sex |  |
|----------|------|--|-----|--|-----|--|
|          |      |  |     |  |     |  |
|          |      |  |     |  |     |  |

Referrer: Newfield Address ..... Telephone 01505 - 329334

#### 1. Details of PROBLEM: ABSCONDEE/FAILURE TO RETURN/MISSING CHILD/OTHER.

(Delete as appropriate).

Stuart is now in Mill Street police office awaiting escort back to Newfield. Was picked up for loitering with intent. Stuart has been missing since 24/7/96.

#### 2. ACTION TAKEN: RETURNED BY STANDBY/RETURNED BY ESTABLISHMENT/RETURNED BY POLICE/OTHER ACCOMMODATION/OTHER.

(Delete as appropriate).

phone call St. Stuart ready for escort

#### 3. Has case been referred to Police as missing child? YES/NO

Signed S.A. Harris Social Worker  
Seen by [Signature] Senior Social Worker



**ALERT FORM**

Serial No. ....

Date Received .....

Time .....

**STAND-BY SERVICE**

3rd FLOOR  
35 CHURCH STREET  
GLASGOW G11 7JT  
Telephone 0141-357 3696  
Fax: 0141-334 8577

From Senior Social Worker Jackie McCrae  
Area Team Craigielea  
Address Craigielea House, Blackstoun Road, Paisley  
Telephone 0141 887 5195  
District Renfrew

Client's Surname MCFADYEN Forenames STEWART

Present Address 3 FULLERTON STREET, PAISLEY Age/DOB 09.11.80

Previous Address ..... Telephone .....

Children { Name .....  
Age .....  
Sex .....

**KEY PERSONS INVOLVED, e.g. G.P.s, Caring Relatives, Other Agencies, Etc.**

| Name               | Relationship/Occupation | Address                        | Telephone     |
|--------------------|-------------------------|--------------------------------|---------------|
| MS JANICE MITCHELL | MOTHER                  | 3 FULLERTON STREET, PAISLEY    |               |
| RUTH SILLS         | SOCIAL WORKER           | BLACKSTOUN ROAD, PAISLEY       | 0141 887 5195 |
| SUE BIBBY          | SOCIAL WORKER           | SOCIAL EDUCATION UNIT, PAISLEY | 0141 889 3789 |

**DETAILS OF PROBLEM AND ANTICIPATED DIFFICULTIES**

STEWART MCFADYEN IS SUBJECT TO A HOME SUPERVISION REQUIREMENT 44 (1)(a) AND RESIDES WITH HIS MOTHER. AT THE PRESENT TIME HE IS NOT ATTENDING THE SOCIAL EDUCATION UNIT AND HAS ACCUMULATED A CONSIDERABLE NUMBER OF OFFENCES. IN ADDITION STEWART HAS BEEN CHARGED WITH LEWD AND LIBIDINOUS BEHAVIOUR. THIS RELATES TO ALLEGATIONS OF INAPPROPRIATE SEXUAL BEHAVIOUR TOWARDS 2 BOYS AGED 8 AND 7 YEARS. A PLANNING MEETING IS TO TAKE PLACE ON 04.04.96 RE THIS ISSUE AS A RESIDENTIAL SCHOOL IS BEING SOUGHT FOR STEWART. HE WAS LIFTED BY POLICE ON 02.04.96 BUT RELEASED. IT IS LIKELY THAT HE WILL BE SUBJECT TO AN UNRULY ORDER IF RELEASED AGAIN.

**CARING ARRANGEMENTS, ALREADY MADE BY AREA TEAM INCLUDING THOSE IN ANTICIPATION OF EMERGENCY**

STEWART REMAINS IN THE CARE OF HIS MOTHER AT PRESENT. HOWEVER IF HE RE-OFFENDS HE WILL BE LIKELY TO BE REMOVED. ATTEMPTS ARE CURRENTLY BEING MADE TO SECURE A RESIDENTIAL SCHOOL PLACEMENT, HOWEVER, GIVEN THE LEWD AND LIBIDINOUS CHARGE THIS MAY PROVE DIFFICULT.

**ACTION REQUESTED OF STAND-BY STAFF IN EVENT OF EMERGENCY**

SHOULD CONTACT BE MADE WITH STANDBY OUT OF OFFICE HOURS AND OVER THE HOLIDAY WEEKEND SEEKING A PLACEMENT, EXTREME CARE SHOULD BE TAKEN GIVE ALLEGATIONS (BOTH STEWART AND HIS MOTHER DENY GROUNDS.

For the attention of: LCA  
Area Team: .....  
Address: .....  
District: .....  
Immediate Telephone Notification  
to Above: Yes ☒ No ☐  
Previously known to Standby  
Service: YES ☒ NO ☐



**STAND-BY SERVICE**

3rd FLOOR  
35 CHURCH STREET  
GLASGOW  
Telephone: 0141-357 3696  
Fax: 0141-334 8577/357 4309



LINKLINE 0800-811-505

Serial No.: 517886  
Record No.: 28911  
Date: 12/10/95  
Time Referred: 05:10  
Time Completed: 07:00  
Distribution: ☒  
Area Team .....  
District Officer .....  
Other RS .....  
Other RS .....

Client's Surname: McFadyen  
Present Address: Balossie Sch.  
Previous Address: 3 Filaster St. Paisley

Forenames: Sharon  
Age/DOB: 9/11/80  
Telephone: .....

|          |      |       |       |       |       |       |       |       |       |
|----------|------|-------|-------|-------|-------|-------|-------|-------|-------|
| Children | Name | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... |
|          | Age  | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... |
|          | Sex  | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... |

Referrer Name: Jan Wilson Address: Balossie Sch. Telephone: .....

1. Details of PROBLEM: ABSCONDEE/FAILURE TO RETURN/MISSING CHILD/OTHER.  
(Delete as appropriate).  
Now at Paisley Pol. Stn. awaiting escort

2. ACTION TAKEN: RETURNED BY STANDBY/RETURNED BY ESTABLISHMENT/RETURNED BY POLICE/OTHER  
ACCOMMODATION/OTHER.  
(Delete as appropriate).

3. Has case been referred to Police as missing child? YES ☒ NO ☐

Signed: Kate McFadyen  
Social Worker

Seen by: RS  
Senior Social Worker

26 February 1996

WEEKLY PROGRESS SHEETNAME Stewart McFadyen .....

ATTENDANCE: MON ☐ 0 TUES ☐ 0 WED ☐ THURS ☐ FRI ☐

DETAILS OF WEEK

Monday Chris Called at the house but no reply, Ruth Sills Informed.

Tuesday No word on Stewart, Sue tried to contact Ruth.

Wednesday Sue spoke with Ruth Sills. Stewart is under investigation at present, no contact with Ruth and we are agreed that we have done as much as we can and we will not call for him.

ISSUES OUTSTANDING

SIGNED ..... DATE .....

PAISLEY SOCIAL EDUCATION UNIT

19 February 1996

WEEKLY PROGRESS SHEET

NAME Stewart Mc Fadyen .....

ATTENDANCE: MON ☒ X TUES ☐ WED ☐ THURS ☐ 0 FRI ☐

DETAILS OF WEEK

Monday Stewart arrived early with his mum to confirm what days he was in the unit this week. There was an incident in the Unit this week - one of the youngsters have broken a window of the deaf unit across the road. As a group the youngsters were asked to take responsibility for this and own up. As a result the outing was cancelled and eventually all youngsters, including Stewart, walked out and would not return. Stewart reports he has picked up another two charges this weekend. Chris has spoken to both Mrs Mitchell (Mother) and Ruth (Social Worker).

Thursday Stewart not in.

ISSUES OUTSTANDING

SIGNED ..... S. B. B. DATE .....

Social Education Unit  
Queen Street  
PAISLEY



Minutes of Review Meeting - Stewart Mc Fadyen, 19/2/96

PRESENT:

|                |   |                   |
|----------------|---|-------------------|
| Ms Mitchell    | - | Mother            |
| Stewart        | - | Subject           |
| Ruth Sills     | - | Social Worker     |
| Sue Bibby      | - | Keyworker         |
| Liz Edwards    | - | A.D.O. Child Care |
| Chris Warbrick | - | Senior            |

Sue gave an update on the reasons why a review was being held.

- 1) Stewart's attendance / attitude to the unit.
- 2) Stewart's behaviour within the community.
- 3) Future plans.

Stewart's attendance at the unit is causing us concern, 13 /29 with only one or two authorised absences. This was the third review we have had on Stewart since he commenced placement on 8th January. The first was to look at Stewart having brought cannabis into the unit and smoking it in the toilet. The second was to look at non attendance.

Stewart is currently on a 441A and has committed a number of car offences since coming off his 441B, (two on the 17th & 18th January). Stewart eventually saying very clearly that he is finding difficulty being at home and is not able to say no within his peer group.

All workers believed it would be in Stewart's best interests to be applying for a senior school place and St Johns in Glasgow was mentioned particularly. Ruth Sills will speak to her senior and will take it from there. Stewart is quite happy about this plan. In the meantime Stewart is to be encouraged to attend the S. E. Unit. Stewart again felt this would be alright.

*S Bibby*  
Sue Bibby  
Keyworker

PAISLEY SOCIAL EDUCATION UNIT

12 February 1996

WEEKLY PROGRESS SHEET

NAME..... Stewart Mc Fadyen .....

ATTENDANCE:    MON 

|   |
|---|
| 0 |
|---|

    TUES 

|   |
|---|
| 0 |
|---|

    WED 



    THURS 



    FRI

DETAILS OF WEEK

Monday Not in. Jim saw Stewart hanging around Well Street at Lunchtime.

Wednesday Seperate Minutes, Stewart to start afresh tomorrow.

Thursday Worked well today, Individual work with Chris in the afternoon, Chris saying Stewart was being quite positive.

Friday Stewart had to have "rave" tape removed and kept in the office. He had been asked twice not to play it. Stewart had been given a fresh start this week and was included on the outing.

ISSUES OUTSTANDING

SIGNED..... *S Bishop* ..... DATE.....

ruary 1996

WEEKLY PROGRESS SHEETNAME..... Stewart McFadyen .....ATTENDANCE:

MON

☐

TUES

☐

WED

☐

THURS

☐

FRI

☐DETAILS OF WEEK

No sign or word of Stewart ~~at~~ Monday or Tuesday Unit open on Wednesday but again no Stewart. Renew meeting on Tuesday had to be cancelled due to bad weather. Sue spoke with Ruth Sils and we are to reschedule and involve Liz Edwards A.D.O to look at other resources. Miss Mitchell has confirmed with Ruth that Stewart does not wish to continue with us. Stewart has also picked up a number of charges since Christmas.

ISSUES OUTSTANDING

REVIEW ARRANGED FOR WEDNESDAY 14<sup>th</sup> 9.30 RUTH WILL INFORM MS MITCHELL AND STEWART. WIZ EDWARDS. CONFIR

SIGNED.....

Jule

DATE.....

9/2/96

29/1

## PAISLEY SOCIAL EDUCATION UNIT

Kuth

## WEEKLY PROGRESS SHEET

NAME... Stewart McFadyen .....ATTENDANCE: MON ☐ TUES ☒ WED ☐ THURS ☐ FRI ☐

## DETAILS OF WEEK

Monday

Called down but no reply at the house. Ross called up later

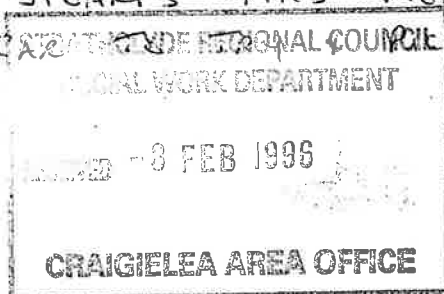
having arranged to meet Stewart at the Unit at 3pm.

Tuesday Stewart is said he had a cold again yesterday. Sue spoke with Ruth Sills. Ruth will check when Stewart last had a medical as he appears to be constantly unwell. Stewart walked well. Stewart brought in quite a bit of chocolate today. Stewart saying it was from his selection boxes. Stewart was collecting blue back around the unit at lunchtime. Stewart has to be asked about the graffiti on the chain in the group room made from blue back.

Wednesday Stewart is sorry although he thought he was late as he'd forgotten we started at 12.00 today!! Seemed fine today - Did very well in groupwork and made some very sensible comments.

Today Mrs Mitchell phoned to say Stewart had a Doctors appt tomorrow afternoon and she would phone again tomorrow. Stewart was hanging around the CO. OP at 2.30 when Chris spoke with him he said he had a Doctors appt. Sue spoke with Ruth and a further review has been set up for next Tuesday at 3.30.

FRIDAY - NO ANSWER AT STUARTS THIS MORNING. PAULINE WENT OUT IN CATERING DEPARTMENT TO PICK HIM UP.



SIGNED.....

DATE.....

2/2/96



WEEKLY PROGRESS SHEET

NAME... Stewart McFadyen.....

ATTENDANCE: MON ☐ 0 TUES ☒ WED ☐ 0 THURS ☐ 0 FRI ☒

DETAILS OF WEEK

Monday No reply at the house when Chris called

Tuesday Stewart came in with a note from Mum to say he had a very bad throat infection. No medication given but has been advised to drink plenty of fluids.

Wed  
Not in

Thurs

Not in & no reply when we went to the house.

Stewart was wandering around the house at 1pm with brother Ross. She reminded him of expectations.

Fri

Stewart in with a note to say he had a cold. We had a word with him about his attendance and commitment to the unit, but he was allowed to go on the outing and the matter will be discussed further at his review next week.

ISSUES OUTSTANDING Sue B1B34

pp Jill Anderson

WEEKLY PROGRESS SHEETNAME Stewart McFadden

ATTENDANCE: MON ☒ TUES ☒ WED ☒ THURS ☒ FRI ☒

DETAILS OF WEEK

Monday Message brought in by another pupil to say Stewart was unwell and that he would be in tomorrow for his meeting.

Tuesday Stewart came in, Mrs Mitchell unable to come. Decision made to hold another meeting on Thursday at 9.15 am. Stewart went to work well in class. Stewart did play football for a short while but there was a bit of a problem and Stewart decided not to carry on with the game.

Wednesday Stewart in late date had a Gypsy week session on Alcohol. Stewart worked well. Stewart came for a cup of coffee after, Stewart had a good day.

Thursday

He worked well in class. Did the dishes with no fuss at lunchtime and was fine in the afternoon. He had a meeting in the morning where it was pointed out to him that is expected of him if he wants to stay at the Unit.

FRIDAY - NOT IN TODAY. - SUEK NOTIFIED UNIT THAT MUM HAD MADE CONTACT TO ADVISE STEWART UNWELL. HOPE YOUR FEELING BETTER FOR NEXT WEEK.

ISSUES OUTSTANDING

/M. M. M.

19/1/96

WEEK COMMENCING: 8/1/95

PAISLEY SOCIAL EDUCATION UNIT

WEEKLY PROGRESS SHEET

Ruth

NAME Stewart Mr Redyeau

ATTENDANCE: MON ☐ TUES ☒ WED ☐ THURS ☒ FRI ☐

DETAILS OF WEEK

Tuesday

Brought in by Ruth Sills - social worker - seemed happy even to be here. Quite quiet today. Worked well in class and then took part in football - did very well.

WEDNESDAY - NOT IN TODAY. RUTH SILLS INFORMED

THURSDAY. Stewart in on time. Stewart admitted to smoking hash in the unit toilet. Stewart was taken home by Chris. Mrs Mitchell was not there but Chris will call again tomorrow morning. Ruth Sills informed

FRIDAY Chris called to see Mrs Mitchell but no answer at the door. Ruth informed and we have organised a meeting for Tuesday at 9.15 am

ISSUES OUTSTANDING

S. R. Mrs.

# Minutes of Case Conference Held at Newfield Resource Centre on 31 July 1996

**Name of Child:** Stewart McFadyen

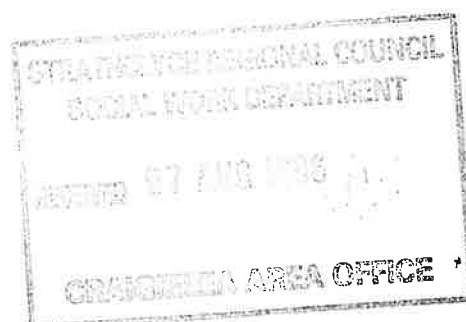
**Date of Birth:** 09 11 80

## **Present:**

Ruth Sills, Social Worker  
Isobel Gallagher, Social Worker ✓  
Jackie McCrae, Senior Social Worker  
Sandy Bryce, Throughcare Project Leader  
Ged Quirk, Keyworker, Newfield  
Fiona Berry, Depute Unit Manager, Newfield, Chairperson

## **Apologies:**

Liz Edwards, Senior Resource Worker  
Alison Jarvie, Psychologist  
Stewart did not attend and was an absconder at the time  
Ms Mitchell, Stewart's mum, did not attend



Copies of the assessment reports were distributed and read.

Ruth Sills opened the discussion by giving a brief background to Stewart's admission for assessment. Stewart began having problems with offending when he started Secondary school. He had spent two and a half years in Balrossie School and referrals had been made to senior schools, Geilsland, Kerelaw and St John's. Due to progress made at Balrossie, Stewart was returned home on 44(1)(a) Home Supervision Order with a placement at the Social Education Unit. The level of Stewart's offending however increased and a review panel was requested. In the meantime Stewart was called to an emergency Hearing to answer offending charges, was admitted to Newfield on a Place of Safety Order and subsequently issued with an Assessment Order.

Jackie McCrae expressed concerns about Stewart's relationship with his mother with regard to her colluding with his absconding and unwillingness to impose limits on Stewart.

Isobel Gallagher pointed out the comments in the Assessment Report that Stewart's mum may in fact benefit materially from Stewart's offending. Ged Quirk confirmed that Stewart had indicated this could be the case.

Ged Quirk spoke to the Newfield report stating that Stewart had responded well to the structures within the Centre and had presented no management problems. Family meetings were arranged during Stewart's stay in Newfield but only one of these had taken place prior to Stewart's absconding. In discussion about his future Stewart had shown little commitment to change and appeared fatalistic about his future. He had, however, shown an interest in college courses.

Sandy Bryce said that he had not yet met with Stewart but would be able to talk

to him about group work involving employment training. Any work the Throughcare Team could offer would depend on Stewart's level of commitment.

General discussion took place about the concerns around Stewart's offending behaviour. The suitability of a secure placement was discussed and it was felt that such a move would not be helpful. As Stewart is approaching school leaving age the feasibility of residential school was also felt to be inappropriate.

Serious concerns were expressed about the level and nature of Stewart's offending especially with regard to recent charges of lewd and libidinous behaviour. It was felt that Stewart would require a great deal of help and support if he was to remain in the community and that this could best be organised from a care base. Supports for Stewart would also require to be agreed with Stewart and his mum to establish a level of commitment.

The possibility of Stewart being involved in a Young Offenders Group was also discussed. As Stewart had shown no interest or commitment to I T work in the past, it was felt that he may be a suitable candidate for a group soon to be started by the Area Team especially catering for juvenile offenders with similar backgrounds to Stewart's.

The recommendation to the Children's Hearing is therefore that Stewart return to Newfield on 44(1)(b) legislation where work would be done with Stewart and his family regarding his offending behaviour and education and training through college.

Isobel Gallagher will pursue a place for Stewart at Reid Kerr. Sandy Bryce will link in with Newfield staff and will identify a Resource Worker to attend family meetings on a weekly basis. Stewart will also have access to the Drop-in Resource at Queen Street. Jackie McCrae will inform Newfield staff of progress of Young Offenders Group with a view to Stewart being involved in the group. It is hoped that with this level of support and structure Stewart can be successfully rehabilitated into the community and will be able to live at home.



f/f  
Fiona Berry  
Depute Unit Manager

# Child Protection Procedures Initial Report Form CP1

1b. Area Team responsible

Craigielea House

1c. Number of children CP1 relates to: 1

Details of children involved: Tick box in first column if child is subject of referral.

|                                                  | 2a. Surname/aliases | 2b. Forename | 3. Date of birth | 4. M or F |
|--------------------------------------------------|---------------------|--------------|------------------|-----------|
| First Child <input type="checkbox"/>             | McFadyen            | Ross         | 22.11.79         | M         |
| Second Child <input checked="" type="checkbox"/> | McFadyen            | Stewart      | 09.11.80         | M         |
| Third Child <input type="checkbox"/>             | McFadyen            | Lesley       | 28.04.82         |           |
| Fourth Child <input type="checkbox"/>            |                     |              |                  |           |
| Fifth Child <input type="checkbox"/>             |                     |              |                  |           |
| Sixth Child <input type="checkbox"/>             |                     |              |                  |           |

5a. Home address

3 Fullerton Street  
PAISLEY

6c. Time of referral: Use 24-hour clock

6d. Date of referral: 19/2/96

5b. Present address (if not at home)

7a. Referred by (select code) 01

5c. Previous address(es)

6a. Category of Referral (tick if applicable):

Physical injury ☐ Sexual abuse ☒  
Physical neglect ☐ Failure to thrive ☐  
Emotional abuse ☐

6b. Reason for referral:

Codes:

01=Social Work staff;  
02=Police;  
03=G.P.;  
04=Hospital- Medical staff;  
05=Clinical Psychologist;  
06=Community Medical Officer, School Doctor/Dentist;  
07=Health Visitor, Community Nurse;  
08=Staff of Residential Establishments;  
09=Education: teaching staff;  
10=Education: psychological social worker;  
11=Education: other;  
12=Childminders, playgroup staff;  
13=Reporter to Children's Hearings;  
14=R.S.S.P.C.C.;  
15=Other agency;  
16=Register transfer from other local authority;  
17=Referral from other local authority;  
18=Child(ren) involved in referral;  
19=Parent/Guardian;  
20=Adoptive parent;  
21=Foster carer;  
22=Family/Relative;  
23=Neighbour/Friend;  
24=Other (please specify):

7b. Referred to (tick if applicable):

area team ☒ police ☒ hospital team ☐  
standby ☐ other ☐

**8. Legal status at time of referral (use code list)**

First Child: 06

Second Child: 00

Third Child: Fourth Child: Fifth Child: Sixth Child: 

Codes (Social Work (Scotland) Act 1968 unless otherwise stated):

00=No legislation applicable;

01=Section 15;

02=Section 16;

03=Section 37;

04=Section 40;

05=Section 44(1)(a), condition of residence;

06=Section 44(1)(a), home supervision;

07=Section 44(1)(b);

08=Section 58(a) amended by Section 8(4) HASSASSA Act 1983;

09=Section 42(3);

10=Section 43(4);

11=Section 198/296(3) and 406

Criminal Procedures (Scotland) Act 1975;

12=Section 323 Criminal Procedures (Scotland) Act 1975;

13=Section 206/413 Criminal Procedures (Scotland) Act 1975;

14=Section 12(5) Foster Children (Scotland) Act 1984;

15=Section 26(1)(b) Adoption Act 1978;

16=Section 10 Matrimonial Proceedings (Scotland) Act 1958;

17=Section 12 Matrimonial

Proceedings (Scotland) Act 1958;

18=Section 7 Children Act 1958;

19=Section 11(1)(b) Guardianship Act 1973;

20=Section 24;

21=Other.

**9. Ethnic origin (use code list)**

First Child: 1

Second Child: 1

Third Child: Fourth Child: Fifth Child: Sixth Child: 

Codes: 0=Information not available; 1=White; 2=Black, Caribbean; 3=Black, African; 4=Black, other; 5=Indian; 6=Pakistani; 7=Bangladeshi; 8=Chinese; 9=Other ethnic group.

**10. Characteristics of child (use code list)**

First Child: 1

Second Child: 1

Third Child: Fourth Child: Fifth Child: Sixth Child: 

Codes: 0=Information not available; 1=No special characteristics; 2=Physical disability/sensory impairment; 3=Learning difficulties; 4=Mental illness, medically diagnosed; 5=Physical disability and other disabilities/impairments; 6=Other known medically diagnosed condition.

**11a. Name, address, telephone number of family doctor**

Dr Brandon, Love Street Surgery 889 3355

**11b. Known medical history**

No significant health problems

**11c. Dates and details of any previous known child protection referrals**

None

**11d. Dates of any previous known child protection registrations**

None

**11e. Dates of other previous contact with the Social Work Department**

1990 to present. Social Work contact focused on child care. School issues and offending behaviour in relation to three oldest children.



Surname: McFadyen*Female Carer**Male Carer*

|                                               |                                                                                                                                      |           |           |     |     |           |                                                                                                                                      |     |     |     |     |           |
|-----------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------|-----------|-----------|-----|-----|-----------|--------------------------------------------------------------------------------------------------------------------------------------|-----|-----|-----|-----|-----------|
| 12a. Surname                                  | Mi tche ll                                                                                                                           |           |           |     |     |           | N/A                                                                                                                                  |     |     |     |     |           |
| 12b. Maiden name                              | Mi tche ll                                                                                                                           |           |           |     |     |           | N/A                                                                                                                                  |     |     |     |     |           |
| 12c. Aliases                                  |                                                                                                                                      |           |           |     |     |           |                                                                                                                                      |     |     |     |     |           |
| 12d. Forename                                 | Janice                                                                                                                               |           |           |     |     |           |                                                                                                                                      |     |     |     |     |           |
| 12e. Relationship to child                    | 1st<br>01                                                                                                                            | 2nd<br>01 | 3rd<br>01 | 4th | 5th | 6th child | 1st                                                                                                                                  | 2nd | 3rd | 4th | 5th | 6th child |
| Codes:                                        | 01=Natural mother; 03=Stepmother;<br>05=Female cohabitee; 07=Grandmother; 09=Aunt;<br>11=Sister; 13=None; 14=Other (please specify); |           |           |     |     |           | 02=Natural father; 04=Stepfather; 06=Male cohabitee;<br>08=Grandfather; 10=Uncle; 12=Brother; 13=None;<br>14=Other (please specify); |     |     |     |     |           |
|                                               | 15=Not known; 17=Adoptive mother.                                                                                                    |           |           |     |     |           | 15=Not known; 18=Adoptive father.                                                                                                    |     |     |     |     |           |
| 12f. Date of birth                            |                                                                                                                                      |           |           |     |     |           |                                                                                                                                      |     |     |     |     |           |
| 12g. Home address (if different from child's) |                                                                                                                                      |           |           |     |     |           |                                                                                                                                      |     |     |     |     |           |

13. Other adults in household (state name and relationship to child):

None

14. Name and location of previous carers no longer living in the household:

None

15. Name and location of other children in family not living at home:

Gillian McFadyen, Johnstone

16. Register checked:

Time:

Date:



Incident:

[REDACTED]  
[REDACTED] John McKerral made an allegations that Stewart McFadyen has sexually abused him and a David McDonald some time during the summer of '95.

Both John and David individually gave an account of Stewart having "put his wee man in their bottoms". This took place on the roof of St. James school.

Family Background

The family moved to the Shortroods area in 1993, having previously lived in Barrhead. The Social Work Department were initially involved in respect of the eldest daughter Gillian, who had school problems, offending and ultimately attended Kerelaw Residential School.

As the second child Ross reached adolescence, the same pattern of behaviour emerged and Ross is currently resident in Kerelaw.

Stewart again demonstrated the same behavioural difficulties and spent 2½ years in Balrossie where he made sufficient progress to be considered appropriate for attendance at Social Education Unit in an attempt to support his return to the community. This has proven unsuccessful and Stewart is currently awaiting a place with a senior residential establishment.

Ms. Mitchell gives the impression of co-operating with any planned intervention, however the worker involved with the family suspects that she does not follow through with her intentions and Stewart remains without any firm boundaries or controls imposed on him. He is presently subject to a 44(1)(a) Home Supervision Requirement. The Reporter has been contacted and a Supplementary SBR has been submitted in respect of Stewart's non attendance at Social Education Unit and his ongoing difficulties.

**Current Child Protection Investigation**Home Visit 11.3.96.

Present Ruth Sills S.W., May Hughes S.W. and Ms. Mitchell, Stewart's mother. Stewart was not at home and was not expected to return for some time.

Female and Child Unit had interviewed Stewart on 8.3.96 in respect of allegations made by John McKerral and David McDonald. The purpose of the visit was to discuss with Ms. Mitchell her attitude and understanding of the incident in an attempt to assess the future risk posed by Stewart.

Ms. Mitchell categorically denies Stewart's involvement in this incident, bearing this on her knowledge of her son. As such Ms. Mitchell was unable to perceive any future implications resulting from this incident. In discussing the possibility of future risk to her immediate family and the wider community, Ms. Mitchell refuted the need for vigilance, given that she does not accept Stewart's culpability.

In raising the Social Work Department's concerns, in respect of the close relationship the family share with the McDonald family, Ms. Mitchell reported a "cooling off" in this relationship over the past week, with neither family making any reference to the incident. Mrs. McDonald apparently asked Ms. Mitchell to babysit on the previous Saturday, however made alternative arrangements at the last minute.

With respect to future risk of her daughter, Lesley, Ms. Mitchell denied that there would be any opportunity as Stewart and Lesley are never left alone together. She also maintains that should anything have occurred between Stewart and Lesley, Lesley would have told her about this.

When asked if she could guarantee that Stewart would have no future contact with David, Ms. Mitchell firstly denied that Stewart ever had any individual contact previously. Secondly, she reluctantly agreed that she would monitor this contact in the future.

#### Interview with Stewart 12.3.96.

Present Ruth Sills S.W. May Hughes S.W, Stewart McFadyen. Stewart was interviewed on his own, although Ms. Mitchell was in the house.

Initially Stewart refused to speak about the incident telling the workers to leave if that was their intention. Stewart eventually was drawn into the discussion but remained adamant in his denial. He acknowledged that David was often in and out of his house and he would wait for him to come in when Ms. Mitchell was babysitting. He denied having more than a cursory knowledge of John McKerral and could offer no explanation as to why the boys would have said what they did.

John was under the impression that David's Mum Rena, didn't believe the allegations as she had made no difference towards him.

Overall there was total denial from Stewart although he was willing to consider making use of the HALT project when the remit was explained to him.

#### Conclusion

Ms. Mitchell and Stewart are both emphatically denying the allegations. This raises concerns as to the future risk Stewart presents.

The relationship between the neighbours seems ambivalent with conflicting accounts of the level of involvement. This further would raise concerns given David's previous relationship with Stewart.

Previous S.W. involvement with the McFadyen family would suggest that whilst Ms. Mitchell pays lip service to intervention, it is the worker's opinion that this is not genuine, highlighted by the fact that three of her four children have been in care and continue to present very difficult behaviour.

When asked to offer future guarantees in terms of Stewart's access to David Ms. Mitchell although finally agreeing to this, was very reluctant, as in her view it was un-necessary

As such the internal and external inhibitors available to Stewart are low which would suggest that the future risk of a further incident would remain high.

This would have to be taken into account when considering Stewart's future placement in any residential school.

Surname: \_\_\_\_\_

18. Involvement of other agencies (if not involved, leave blank; if involved, tick all applicable categories and complete names and addresses in section 19.)

|                                        | consultation                        | actively involved                   | party to joint investigation |
|----------------------------------------|-------------------------------------|-------------------------------------|------------------------------|
| G.P. ....                              | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>     |
| Health visitor ....                    | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>     |
| Other health personnel (specify) ..... | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>     |
| School .....                           | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>     |
| Pre-five resource .....                | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>     |
| Psychological services .....           | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>     |
| R.S.S.P.C.C. ....                      | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>     |
| Police .....                           | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>     |
| Reporter to the Children's Panel ..... | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>     |
| Other (specify): .....                 | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>     |

**19. Names and Addresses of involved agencies:**

|                                                       |                          |                          |
|-------------------------------------------------------|--------------------------|--------------------------|
| <b>Name of agency:</b><br>FACU Mill Street<br>PAISLEY | <b>Name of agency:</b>   | <b>Name of agency:</b>   |
| <b>Contact person:</b><br>Helen WArD                  | <b>Contact person:</b>   | <b>Contact person:</b>   |
| <b>Telephone number:</b><br>889 1113                  | <b>Telephone number:</b> | <b>Telephone number:</b> |
| <b>Address:</b>                                       | <b>Address:</b>          | <b>Address:</b>          |

|                   |                   |                   |
|-------------------|-------------------|-------------------|
| Name of agency:   | Name of agency:   | Name of agency:   |
| Contact person:   | Contact person:   | Contact person:   |
| Telephone number: | Telephone number: | Telephone number: |
| Address:          | Address:          | Address:          |

Surname: \_\_\_\_\_

If no case conference, give reasons:

Stewart is not at risk of abuse in any of the terms of the Register. Potentially he is a danger to others and is already in the "Panel" system awaiting a residential school place. There is an allocated member for the family who will continue to offer supervision and try to explore issues with Stewart and his family. Worker will also contact the Glasgow based perpetrators service for consultation. There is a need to look at future residential placement given the incidents to date and this will be coordinated from Craigleith House.

20a-20e. Action taken. If replying Yes, give time (24 hour clock) and date, otherwise enter "No".

|                                    |                                                           |
|------------------------------------|-----------------------------------------------------------|
| 20a. Alert to register?            | YES 27/2/96 12.30                                         |
| 20b. Case discussion?              | YES                                                       |
| 20c. Case conference?              | NO                                                        |
| 20d. Referred to the reporter?     | ALREADY ON SUPERVISION, AWAITING A RESIDENTIAL PLACEMENT. |
| 20e. Was a place of safety sought? | NO                                                        |

Social Worker 1 signature: In Hughes Date: 13.3.96

Social Worker 2 signature: Ken Ellis Date: 13/3/96

Senior Social Worker's signature: C. George Date: 15/3/96

Area Manager's signature: Wan Ede and home tel. no.: \_\_\_\_\_

Use 24-hour clock:

Time/date investigation started: \_\_\_\_\_ Time/date completed: \_\_\_\_\_

If Regional Standby Service, complete the following:

Was area manager contacted? Yes ☐ No ☐

If yes, what advice was given?

# Child in Care Review

## Social Worker's Review Report CR1

1. Date of Review: Day Mon Year  
1 4 1 0 9 6

### 2. Child/young person details

| Surname/Other Name(s) | Forename(s) | Date of Birth | Age | Enter from code list |             |          |               |
|-----------------------|-------------|---------------|-----|----------------------|-------------|----------|---------------|
|                       |             |               |     | Sex                  | Legislation | Religion | Ethnic Origin |
| McFadyen              | Stewart     | Mon Year      | 15  | M                    | 07          |          | 01            |
|                       |             | 0 9 1 1 8 0   |     |                      |             |          |               |

#### Child/Young Person's Address

|                          |
|--------------------------|
| Newfield Resource Centre |
| Barochan Road            |
| Johnstone                |
| Post Code                |
| Telephone 01505 32 9334  |

#### Parent/Carer's Address

|                    |
|--------------------|
| 3 Fullerton Street |
| Shortroods         |
| Paisley            |
| Post Code          |
| Telephone          |

### 3. Current care episode details

3a Date Current Placement Commenced 2 6 0 6 9 6

3b Reception into Care 2 6 0 6 9 6

3c Placement Type (Enter from code list) 7

3d Placement Objective (Enter from code list) 3

### 4. Area Team: Craigielea

5. Social Worker: Isobel Gallagher

### 6. Details of Last Review

6a Date of last Review Day Mon Year  
1 1 0 9 9 6

#### 6b Decisions of last review

| Decisions of last review                                                                                                                                          | Action required | Person responsible | If action not completed, explanation: |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|--------------------|---------------------------------------|
| 1 Stewart to remain at Newfield.                                                                                                                                  |                 |                    |                                       |
| 2 Panel hearing prior to Stewart's sixteenth birthday.                                                                                                            |                 |                    |                                       |
| 3 Stewart to work with both Newfield and Isobel in respect of future plan/s and offending behaviour.                                                              |                 |                    |                                       |
| 4 Joan McGnley to advise Stewart of independent living options and investigate training options for him.                                                          |                 |                    |                                       |
| 5 Child-in-Care review to be convened prior to Stewart's sixteenth birthday to discuss his discharge from care.                                                   |                 |                    |                                       |
| 6 No home leave at present but a gradual build-up in respect of overnights.<br>Unable to carry out any work with Stewart as he spends so little time in Newfield. |                 |                    |                                       |

### 7. Previous Episodes of Care

| Dates<br>From - To | Placement |      | Legal<br>Status | Reason for RIC | Discharge Details |
|--------------------|-----------|------|-----------------|----------------|-------------------|
|                    | Address   | Type |                 |                |                   |
|                    |           |      |                 |                |                   |

Continue if necessary on separate sheet

## 8. Parent/Guardian details

### 8a Mother's Name

Surname

Mitchell

Forenames

Janice

Age

41

Address

3 Fullerton Street

Shortroods

Paisley

Post Code

Telephone

### 8b Father's Name

Surname

McFadyen

Alexander

Age

50

Address

Greenbank Drive

Paisley

Post Code

Telephone

Does mother have parental responsibility?

Yes

☒

No

☐

Does father have parental responsibility?

Yes

☐

No

☒

## 9 Parental access/contact

9a Do you have a copy of the agreed access arrangement (PA1)?

Yes

☐

No

☒

9b If so, does access take place as agreed?

Yes

☐

No

☒

9c. How often does access take place? Not applicable

9d. Where does access take place? Not applicable

9e. Please note any difficulties and/or any help required for access:

Stewart spends little time in Newfield to utilise access

## 10. Other family/relative/friend details

### 10a Brothers and sisters

Care Placement?

| Full Name       | Age or DOB | Address | Yes/No |
|-----------------|------------|---------|--------|
| Lesley McFadyen | 14         |         | No     |
| Ross McFadyen   | 17         |         | No     |
|                 |            |         |        |
|                 |            |         |        |
|                 |            |         |        |
|                 |            |         |        |
|                 |            |         |        |
|                 |            |         |        |

Continue if necessary on separate sheet

### 10b Other significant adults

Does this person have parental responsibility?

| Full Name | Relationship | Address | Yes/No |
|-----------|--------------|---------|--------|
|           |              |         |        |
|           |              |         |        |
|           |              |         |        |
|           |              |         |        |
|           |              |         |        |

Continue if necessary on separate sheet

## 11. Social worker contact

| 11a Dates of social worker's contacts with the placement since admission/last review |                                                                         | Child seen? |
|--------------------------------------------------------------------------------------|-------------------------------------------------------------------------|-------------|
| Date                                                                                 | Type of contact (specify visit, telephone etc.) and with whom           | Yes/No      |
| 17.09.96                                                                             | Telephone call Newfield                                                 | No          |
| 23.09.96                                                                             | Case discussion, Newfield                                               | No          |
| 07.10.96                                                                             | Telephone call Newfield                                                 | No          |
| 08.10.96                                                                             | Telephone call Newfield                                                 | No          |
| 09.10.96                                                                             | Telephone call Newfield                                                 | No          |
|                                                                                      |                                                                         |             |
|                                                                                      | Since last review Stewart has only been briefly returned to Newfield as |             |
|                                                                                      | he has immediately absconded again.                                     |             |
|                                                                                      |                                                                         |             |
|                                                                                      |                                                                         |             |
|                                                                                      |                                                                         |             |
|                                                                                      |                                                                         |             |
|                                                                                      |                                                                         |             |
|                                                                                      |                                                                         |             |
|                                                                                      |                                                                         |             |

Continue if necessary on separate sheet

| 11b Dates of social worker's contacts with the child/young person's family, relatives, significant others |                                                                       | Person seen? |
|-----------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------|--------------|
| Date                                                                                                      | Type of contact (specify visit, telephone etc.), with whom, and where | Yes/no       |
| 16.09.96                                                                                                  | Home visit                                                            | No           |
| 23.09.96                                                                                                  | Home visit                                                            | No           |
|                                                                                                           |                                                                       |              |
|                                                                                                           |                                                                       |              |
|                                                                                                           |                                                                       |              |
|                                                                                                           |                                                                       |              |
|                                                                                                           |                                                                       |              |
|                                                                                                           |                                                                       |              |
|                                                                                                           |                                                                       |              |
|                                                                                                           |                                                                       |              |
|                                                                                                           |                                                                       |              |

Continue if necessary on separate sheet

## 12. Other Agency involvement.

| Name of agency    | Contact person and designation | Telephone Number |
|-------------------|--------------------------------|------------------|
| Throughcare       | Joan McGinley                  | 889 3655         |
| Reid Kerr College | Bob Black: Careers' Officer    | 889 4225         |
|                   |                                |                  |
|                   |                                |                  |
|                   |                                |                  |
|                   |                                |                  |
|                   |                                |                  |
|                   |                                |                  |
|                   |                                |                  |

Continue if necessary on separate sheet

### 13. Progress Report

Please comment on the child/young person's progress since admission/last review, noting any significant developments

a Health

No health problems

b Education/training/employment

Stewart has not participated in any work in this area as he has not been in Newfield for any length of time.

c Child's relationship with family and others

Stewart relates well to family members however he is out of control of his mother. Also offending continues along with his older brother.

d Social Presentation

Stewart presents well and can communicate with staff relatively well when he is in Newfield.

e Emotional and behavioural development

Stewart's behaviour has not changed for some time now.

f Self-care skills

Stewart displays good self-care skills.

g Family Circumstances

Mrs Mitchell has 2 children at home, i.e. Ross and Lesley.

h Any other comments

Stewart has spent very little time in Newfield and therefore neither staff nor the writer have been unable to work with him due to his constant absconding.

Continue if necessary on separate sheet

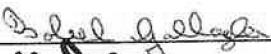
### 14. Issues for Review

Please note the main points you would like discussed at the Review

- 1 Inability for Social Work to work with Stewart due to his continuous absconding and offending behaviour.
- 2 Future plans for Stewart and available options.

Social Worker's signature:

Senior Social Worker's signature:


Date: 09.10.96

Date: 10/10/96



# Child in Care Review

## Review Minutes CR7

1. Date of review: Day Mon Year  
1 1 0 9 9 6

### 2. Child details

| Surname/other name(s) | Forename(s) | Date of birth |     |      | Age | Sex | Enter from code list |   | Religion | Ethnic origin |
|-----------------------|-------------|---------------|-----|------|-----|-----|----------------------|---|----------|---------------|
|                       |             | Day           | Mon | Year |     |     | Legislation          |   |          |               |
| McFadyen              | Stewart     | 0             | 9   | 1 1  | 8 0 | 15  | M                    | 4 |          | W             |

### 3. Placement address

|                          |
|--------------------------|
| Newfield Resource Centre |
| Johnstone                |
|                          |
| Post code                |
| Telephone 01505 32 9334  |

### 4. Child/young person's home address

|                    |
|--------------------|
| 3 Fullerton Street |
| Shortroods         |
| Paisley            |
| Post code          |
| Telephone          |

### 5. Area team

|                      |
|----------------------|
| Craigielea Area Team |
|----------------------|

### 6. Social Worker

|                  |
|------------------|
| Isobel Gallagher |
|------------------|

### 7. Location of review Please tick box.

Foster home ☐ Residential unit ☒ Parental home ☐ Social work office ☐ Day care ☐ Other ☐

If other, please specify:

### 8. Placement/RIC information

8a Date current placement began 2 6 0 6 9 6

8b Date of 2 6 0 6 9 6

8c Placement Type   
(Enter from code list)

8d Placement Objective   
(Enter from code list)

### 9. Last review

9a Date of last review Day Mon Year  
0 3 0 7 9 6

### 9b Outstanding work from last review

Please note decisions from last review which have not yet been completed.

| Decisions of Last Review                                                                                       | Action Required | Person Responsible                              | If action not completed, explanation: |
|----------------------------------------------------------------------------------------------------------------|-----------------|-------------------------------------------------|---------------------------------------|
| 1 Stewart to remain in Newfield. Recommendation to Hearing that Stewart be placed on 44(1)(b) naming Newfield. |                 |                                                 |                                       |
| 2 Stewart and Ms Mitchell to engage with Social Worker and Newfield staff to draw up contract.                 |                 | Mrs Mitchell, Stewart, Jed Quirk and Ruth Sills |                                       |
| 3 Community resources to be identified to support rehabilitation.                                              |                 |                                                 |                                       |

## 10. Present at review

### 10 a Present at review

| Name             | Designation and agency    | Address                         | Report received? |
|------------------|---------------------------|---------------------------------|------------------|
| Jackie McCrae    | Senior SW, SWD            | Craigielea Area Office, Paisley | Yes              |
| Isobel Gallagher | Social Worker, SWD        | Craigielea Area Office, Paisley |                  |
| Graham Ross      | Senior Residential Worker | Newfield Resource Centre        |                  |
| Joan McGinley    | Throughcare Project       | St James Street, Paisley        | Yes              |
| Stewart McFadyen | Subject of Review         | Newfield Resource Centre        |                  |
| Gail Paterson    | Minute Taker, SWD         |                                 |                  |

### 10b Invited but did not attend

| Name            | Designation and agency | Address                     | Report received? | Apologies received? |
|-----------------|------------------------|-----------------------------|------------------|---------------------|
| Ged Quirk       | Keyworker/Residential  | Newfield Resource Centre    | Yes              | Yes                 |
| Liz Edwards     | Senior Resource Worker | District Headquarters       |                  |                     |
| Janice Mitchell | Mother                 | 3 Fullerton Street, Paisley |                  | No                  |

## 11. Summary of discussion

Jackie McCrae, Chairperson, began the Review by way of introduction. There were apologies from Ged Quirk, Stewart's Keyworker at Newfield. Jackie informed the meeting that today's Review was convened to look at Stewart's current circumstances and discuss his long term future.

At a Hearing on 06.09.96 the Panel were concerned about Stewart's pattern of offending. Currently there are 17 outstanding charges which are known to the Department. At the Hearing a secure warrant was discussed but it was agreed that Stewart would need to accept responsibility for his actions and must address his offending behaviour.

### Isobel Gallagher, Social Worker

Isobel reports that although Stewart relates well to his family there continues to be difficulties with regards his home leave; Stewart does not go home when on weekend leave. Stewart has said that this due to a threat from a man in the Gallowhill area who claims Stewart owes him money. As a consequence Stewart has expressed a wish to secure a tenancy of his own.

Stewart was due to commence Reid Kerr College on a part time placement which is part of the care plan presented to the Panel. Joan McGinley, Throughcare Project, escorted Stewart there but although he entered the college he did not attend the class. Isobel has spoken to Stewart about this but he could offer no clear reason why he did not attend.

### Graham Ross, Newfield Resource Centre

Stewart has been resident in Newfield for approximately 10 weeks. Originally the focus of Stewart's placement was rehabilitation home however Graham reports that Stewart has shown little motivation to change and, in Graham's opinion, is not buying into the care plan. He has been absconding from Newfield in recent weeks and on occasion was held by the police on an unruly warrant.

It was emphasised to Stewart that if his offending continues the charges will be dealt with by the Courts and not the Reporter.

Continue on separate sheet if required.

## 11. Summary of discussion – cont/....

At a recent meeting in Newfield, Stewart discussed his reasons for absconding when on home leave, stating that he feels he does not receive support from his mum. The issue of threats towards him were not raised by Stewart. When asked Stewart informed today's meeting that he would wish to return home if it were not for the threats made against him. Stewart stated that he felt this situation could not be resolved.

### Joan McGinley, Throughcare Project

Joan reported that she has spent little time with Stewart but that it would be helpful to discuss the various options available to him with regards accommodation and employment/training.

Stewart stated that he no longer wanted to attend Reid Kerr College but instead wishes to seek employment. Joan McGinley will investigate the Pathways Project which provides employment opportunities for young people. Joan thinks that Stewart will have to be sixteen in order to pursue this however she will investigate the matter.

### Access

It was reported that Stewart has not been going to his mum's when on weekend leave and it was agreed that this situation needs to be resolved before access can continue.

The care plan is still to rehabilitate Stewart to his mother's care and home leave will need to be geared towards this end. Stewart is stating that he cannot return home whilst still under threat from people within the area and this will need to be resolved.

An intensive pattern of access will be necessary once the home issue is resolved. It was agreed that Stewart will have 2 overnights at home gradually building up to 4 overnights a week with an aim to returning home. It was emphasised to Stewart that he needs to work with the Social Work Department, staff at Newfield and the Throughcare Project to this end.

Isobel Gallagher will discuss Stewart's home leave, and the support that he needs when at home, with Ms Mitchell. Ms Mitchell will continue to have access at Newfield. A PA1 will be completed.

Jackie McCrae emphasised to Stewart that the Panel may not agree to the recommendation that the supervision requirement be terminated due to his offending behaviour. He reiterated to Stewart that he runs the risk of being dealt with by the Criminal Justice System and not the Children's Hearing System in future and that he needs to work with all parties in order to avoid this.

A Child in Care Review will be convened before Stewart's birthday in November and Isobel will request a 48(2) Hearing before that date also.

## 12. Decisions of review

### 12a Family Access

12a(i) Is new PA1 to be issued?

If yes, by whom?

Social Work Department

Yes

☒

No

☐

N/A

☐

### 12a(ii) Parent/guardian's access

| Access by whom?               | Venue             | Frequency                                  | Duration  | Conditions                      | Supervision/support required (incl escort) | Section 29 help |
|-------------------------------|-------------------|--------------------------------------------|-----------|---------------------------------|--------------------------------------------|-----------------|
| Janice Mitchell<br>Home leave | Newfield<br>Mum's | Open<br>2 x overnights<br>increasing to 4. | gradually | No access meantime<br>resolved. | until home issue                           |                 |

### 12a(iii) Access by family and significant others

| Access by whom? | Venue | Frequency | Duration | Conditions | Supervision/support required (incl escort) | Section 29 help |
|-----------------|-------|-----------|----------|------------|--------------------------------------------|-----------------|
|                 |       |           |          |            |                                            |                 |

### 12b Additional resources required

| Resource required and for whom? | Reasons | Person responsible | Date required |
|---------------------------------|---------|--------------------|---------------|
|                                 |         |                    |               |

### 12c Resources shortage

Please identify any resources required but not available

### 12d Planned contact by social work staff

| With whom?         | Frequency | Purpose of planned contact | By whom? |
|--------------------|-----------|----------------------------|----------|
| Child/young person |           |                            |          |
| Parent             |           |                            |          |
| Carers             |           |                            |          |
| Others             |           |                            |          |

12e Is application to Criminal Injuries

Compensation Board appropriate?

Yes

☐

No

☐

N/A

☒

Yes

No

N/A

12f Has financial assessment been completed?

☐
☐
☒

## 12g Summary of Decisions

| Decision                                                                                                                | Action required                | Person responsible                            | Timescale |
|-------------------------------------------------------------------------------------------------------------------------|--------------------------------|-----------------------------------------------|-----------|
| 1 Stewart to remain at Newfield meantime.                                                                               |                                |                                               |           |
| 2 Isobel to request 48(2) Hearing prior to Stewart's sixteenth birthday.                                                | Provide Report                 | Isobel Gallagher                              |           |
| 3 Stewart to continue to work with staff at Newfield and Isobel regarding his future plans and his offending behaviour. |                                | Stewart, Isobel Gallagher and Newfield staff. |           |
| 4 Joan to advise Stewart of options available regarding independent living.                                             |                                | Joan McGinley                                 |           |
| 5 Joan to investigate employment/training prospects with Stewart.                                                       |                                | Joan McGinley                                 |           |
| 6 Child in Care Review to be convened before Stewart's sixteenth birthday.                                              |                                |                                               |           |
| 7 At CICR discuss discharge from care.                                                                                  |                                |                                               |           |
| 8 No home leave currently but to gradually build up overnights.                                                         | Home situation to be resolved. |                                               |           |

## 13. Dissent

Dist. Manager  
to be advised?

13a Please note any unresolved disagreements.

| Person disagreeing | Nature of disagreement | Action required | Yes/no |
|--------------------|------------------------|-----------------|--------|
|                    |                        |                 |        |

13b Was parent/child/young person advised of right of appeal and process for doing so?

Yes ☐ No ☐ N/A ☒

## 14. Level of participation

14a Did the child/young person attend the review?  
If no, why not?

Yes ☒ No ☐

14b Did the parents attend the review?  
If no, why not?

yes ☐ no ☒

14c Chairperson's assessment of level of participation

|                       |                          |                          |                          |                          |                          |
|-----------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|
|                       | None                     | Little                   | Satisfactory             | Substantial              | Full                     |
| By child/young person | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| By parent             | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

## 15. Next review

Time: 11.00am

Date: 06.11.96

Venue: Newfield

This review was chaired by:

Name: Jackie MacCrae

Designation: Senior Social Worker

Address: Craigielea House

Blackstoun Road, Paisley

Signature: *[Signature]*

Date: 13/09/96

### Confidentiality

*The information in this document is confidential to you. It must not be disclosed to any other person or agency without the written consent of the review chairperson*

If you disagree with any aspect of this report you should contact the chairperson immediately in writing.

## Child in Care Review

### Social Worker's Review Report CR1

1. Date of Review: 

|     |     |      |
|-----|-----|------|
| Day | Mon | Year |
| 1   | 1   | 0996 |

#### 2. Child/young person details

| Surname/Other Name(s) | Forename(s) | Date of Birth | Age  | Enter from code list |             |          |               |   |  |   |   |
|-----------------------|-------------|---------------|------|----------------------|-------------|----------|---------------|---|--|---|---|
|                       |             |               |      | Sex                  | Legislation | Religion | Ethnic Origin |   |  |   |   |
| McFadyen              | Stewart     | Mon           | Year | 1                    | 5           | M        | 0             | 7 |  | 0 | 1 |
|                       |             | 0             | 9    |                      |             |          |               |   |  |   |   |

Child/Young Person's Address

|                          |
|--------------------------|
| Newfield Resource Centre |
| JOHNSTONE                |
|                          |
| Post Code                |
| Telephone                |

Parent/Carer's Address

|                    |
|--------------------|
| 3 Fullerton Street |
| PAISLEY            |
|                    |
| Post Code          |
| Telephone          |

#### 3. Current care episode details

3a Date Current Placement Commenced 

|   |   |   |   |   |   |
|---|---|---|---|---|---|
| 2 | 6 | 0 | 6 | 9 | 6 |
|---|---|---|---|---|---|

3b Reception into Care 

|   |   |   |   |   |   |
|---|---|---|---|---|---|
| 2 | 6 | 0 | 6 | 9 | 6 |
|---|---|---|---|---|---|

3c Placement Type (Enter from code list)

3d Placement Objective (Enter from code list)

#### 4. Area Team: Craigielea

5. Social Worker: Isobel Gallagher

#### 6. Details of Last Review

6a Date of last Review 

|     |     |      |
|-----|-----|------|
| Day | Mon | Year |
| 0   | 3   | 0796 |

6b Decisions of last review

| Decisions of last review                                                                                       | Action required | Person responsible                                | If action not completed, explanation: |
|----------------------------------------------------------------------------------------------------------------|-----------------|---------------------------------------------------|---------------------------------------|
| 1 Stewart to remain in Newfield. Recommendation to Hearing that Stewart be placed on 44(1)(b) naming Newfield. |                 |                                                   |                                       |
| 2 Stewart and Ms Mitchell to engage with Social Worker and Newfield staff to draw up contract.                 |                 | Mrs Mitchell, Stewart<br>Jed Quirk and Ruth Sills |                                       |
| 3 Community resources to be identified to support rehabilitation.                                              |                 |                                                   |                                       |

#### 7. Previous Episodes of Care

| Dates<br>From – To | Placement |      | Legal<br>Status | Reason for RIC | Discharge Details |
|--------------------|-----------|------|-----------------|----------------|-------------------|
|                    | Address   | Type |                 |                |                   |
|                    |           |      |                 |                |                   |

Continue if necessary on separate sheet

## 8. Parent/Guardian details

8a Mother's Name

Surname

Mitchell

Forenames

Janice

Age

4 1

Address

3 Fullerton Street

PAISLEY

Post Code

Telephone

8b Father's Name

Surname

McFadyen

Forenames

Alexander

Age

5 0

Address

Greenbank Drive

PAISLEY

Post Code

Telephone

Does mother have parental responsibility?

Yes ☒

No ☐

Does father have parental responsibility?

Yes ☐

No ☒

## 9 Parental access/contact

9a Do you have a copy of the agreed access arrangement (PA1)?

Yes ☐

No ☐

9b If so, does access take place as agreed?

Yes ☐

No ☐

9c. How often does access take place? **Weekly**

9d. Where does access take place? **Home leave and Newfield**

9e. Please note any difficulties and/or any help required for access:

## 10. Other family/relative/friend details

10a Brothers and sisters

Care Placement?

| Full Name       | Age or DOB | Address        | Yes/No |
|-----------------|------------|----------------|--------|
| Lesley McFadyen | 1 4        | 3 Fullerton St |        |
| Ross McFadyen   | 1 7        | 3 Fullerton St | No     |
|                 |            |                |        |
|                 |            |                |        |
|                 |            |                |        |
|                 |            |                |        |
|                 |            |                |        |
|                 |            |                |        |

Continue if necessary on separate sheet

10b Other significant adults

Does this person have parental responsibility?

| Full Name          | Relationship | Address                        | Yes/No |
|--------------------|--------------|--------------------------------|--------|
| Alexander McFadyen | Father       | 4b Glencairn Court, Gallowhill | No     |
|                    |              |                                |        |
|                    |              |                                |        |
|                    |              |                                |        |
|                    |              |                                |        |

Continue if necessary on separate sheet

## 11. Social worker contact

11a Dates of social worker's contacts with the placement since admission/last review

Child seen?

| Date    | Type of contact (specify visit, telephone etc.) and with whom                                   | Yes/No |
|---------|-------------------------------------------------------------------------------------------------|--------|
| 31/7/96 | Residential Assessment – neither mother nor Stewart present. Stewart had absconded for 2 weeks. | No     |
| 7/8/96  | Panel meeting                                                                                   | Yes    |
| 12/8/96 | Visit to Newfield. Discussion with Stewart and worker                                           | Yes    |
| 14/8/96 | Visit to Newfield and took Stewart to Reid Kerr College and Throughcare for interviews          | Yes    |
| 19/8/96 | Panel held and visit to Newfield. Discussion with worker.                                       | Yes    |
| 26/8/96 | Telephone call Newfield                                                                         | No     |
| 27/8/96 | Visit to Newfield – discussion with Keyworker, Throughcare and Stewart                          | Yes    |
| 10/9/96 | Telephone call, Stewart and worker                                                              | No     |
|         |                                                                                                 |        |
|         |                                                                                                 |        |
|         |                                                                                                 |        |
|         |                                                                                                 |        |
|         |                                                                                                 |        |
|         |                                                                                                 |        |

Continue if necessary on separate sheet

11b Dates of social worker's contacts with the child/young person's family, relatives, significant others

Person seen?

| Date    | Type of contact (specify visit, telephone etc.), with whom, and where | Yes/no |
|---------|-----------------------------------------------------------------------|--------|
| 7/8/96  | Panel and home visit to mother                                        | Yes    |
| 19/8/96 | 3 home visits – seen on 2 occasions                                   | Yes    |
| 27/8/96 | 2 home visits – mother and brother                                    | Yes    |
| 28/8/96 | Visit – no reply. Letter through door                                 | No     |
| 11/9/96 | Visit to mother                                                       |        |
|         |                                                                       |        |
|         |                                                                       |        |
|         |                                                                       |        |
|         |                                                                       |        |
|         |                                                                       |        |
|         |                                                                       |        |

Continue if necessary on separate sheet

## 12. Other Agency involvement.

| Name of agency      | Contact person and designation | Telephone Number |
|---------------------|--------------------------------|------------------|
| Throughcare Project | Joan McGinley                  | 889-3655         |
| Reid Kerr College   | Bob Black, Careers Advisor     | 889-4225         |
|                     |                                |                  |
|                     |                                |                  |
|                     |                                |                  |
|                     |                                |                  |
|                     |                                |                  |
|                     |                                |                  |
|                     |                                |                  |

Continue if necessary on separate sheet



### 13. Progress Report

Please comment on the child/young person's progress since admission/last review, noting any significant developments

**a Health**

No health problems.

**b Education/training/employment**

Stewart was due to commence Reid Kerr College on a part time placement, starting 28.08.96 but did not attend. He was escorted there on the first day by Throughcare worker.

**c Child's relationship with family and others**

Stewart relates well to his family – mother and siblings – but there continues to be difficulties in that he does not go home when given weekend leave. There is a positive relationship between Stewart, staff and other residents in Newfield.

**d Social Presentation**

Stewart is able to present himself well and appears to communicate effectively, particularly in relation to his recent interview at Reid Kerr.

**e Emotional and behavioural development**

Stewart has recently discussed reasons for absconding when going on home leave. He is worried when his mother shows disapproval of his behaviour but not to the extent that his behaviour changes.

**f Self-care skills**

Stewart maintains a high standard of personal hygiene and cares adequately for his living quarters. He presents no difficulties in participating in household tasks at Newfield.

**g Family Circumstances**

Mrs Mitchell has 2 children at home presently – Ross and Lesley.

**h Any other comments**

Stewart has had difficulty in maintaining home leave and absconds when he should go home. He states he is afraid of people in the area who have threatened him. Stewart has expressed a wish to secure accommodation for himself and requires assistance to do this.

Continue if necessary on separate sheet

**14. Issues for Review**

Please note the main points you would like discussed at the Review

1. Further plans relative to Stewart's stated wish to secure accommodation outwith the family home.
2. Stewart's conditioned offending.
3. Plans for home leave/contact with family.
4. Difficulties with Reid Kerr placement.

**Social Worker' signature:**



**Senior Social Worker' signature:**

\_\_\_\_\_

**Date:**

11/9/96

**Date:**

\_\_\_\_\_

# Child in Care Review

## Social Worker's Review Report CR1

1. Date of Review: Day Mon Year  
0 9 1 1 9 5

### 2. Child/youngperson details

| Surname/Other Name(s) | Forename(s) | Date of Birth |      | Age | Sex | Legislation | Religion | Ethnic Origin |
|-----------------------|-------------|---------------|------|-----|-----|-------------|----------|---------------|
|                       |             | Mon           | Year |     |     |             |          |               |
| McFadyen              | Stewart     | 0 9 1 1 8 0   | 1 5  | M   | 0 7 |             |          | 0 1           |

#### Child/Young Person's Address

|                        |
|------------------------|
| Balrossie School       |
| Kilmacolm Road         |
| PAISLEY                |
| Post Code              |
| Telephone 01505-872201 |

#### Parent/Carer's Address

|                    |
|--------------------|
| 3 Fullerton Street |
| PAISLEY            |
| Post Code          |
| Telephone          |

### 3. Current care episode details

3a Date Current Placement Commenced 0 2 0 2 9 4

3b Reception into Care 0 5 1 0 9 3

3c Placement Type (Enter from code list)

3d Placement Objective (Enter from code list)

### 4. Area Team: Craigielea

5. Social Worker: Ruth Sills

### 6. Details of Last Review

6a Date of last Review 2 0 0 7 9 5

#### 6b Decisions of last review

| Decisions of last review                                                          | Action required | Person responsible                  | If action not completed, explanation: |
|-----------------------------------------------------------------------------------|-----------------|-------------------------------------|---------------------------------------|
| 1. Stewart to remain at Balrossie School.                                         |                 | Liz Edwards                         |                                       |
| 2. Liz Edwards to contact Education Department re day boy placement at Balrossie. |                 | Liz Edwards                         |                                       |
| 3. Liz Edwards to make contact with Social Education Unit.                        |                 | Drew White, Ruth Sills, Ms Mitchell |                                       |
| 4. Monthly monitoring meetings to continue.                                       |                 |                                     |                                       |

### 7. Previous Episodes of Care

| Dates<br>From - To | Placement |      | Legal<br>Status | Reason for RIC | Discharge Details |
|--------------------|-----------|------|-----------------|----------------|-------------------|
|                    | Address   | Type |                 |                |                   |
|                    |           |      |                 |                |                   |

Continue if necessary on separate sheet

## 8. Parent/Guardian details

8a Mother's Name

Surname

Mitchell

Forenames

Janice

Age

Address

3 Fullerton Street

PAISLEY

Post Code

Telephone

8b Father's Name

Surname

McFadyen

Forenames

Alexander

Age

Address

Greenbank Drive

PAISLEY

Post Code

Telephone

Does mother have parental responsibility?

Yes

☒

No

☐

Does father have parental responsibility?

Yes

☒

No

☐

## 9 Parental access/contact

9a Do you have a copy of the agreed access arrangement (PA1)?

Yes

☐

No

☒

9b If so, does access take place as agreed?

Yes

☐

No

☐

9c. How often does access take place? At present Friday to Sunday.

9d. Where does access take place? At Ms Mitchell's home.

9e. Please note any difficulties and/or any help required for access.

## 10. Other family/relative/friend details

10a Brothers and sisters

Care Placement?

| Full Name        | Age or DOB | Address            | Yes/No |
|------------------|------------|--------------------|--------|
| Gillian McFadyen | 1 9        |                    | No     |
| Ross McFadyen    | 1 5        | Kerelaw School     | Yes    |
| Lesley McFadyen  | 1 3        | 3 Fullerton Street | Yes    |
|                  |            |                    |        |
|                  |            |                    |        |
|                  |            |                    |        |
|                  |            |                    |        |

Continue if necessary on separate sheet

10b Other significant adults

Does this person have parental responsibility?

| Full Name | Relationship | Address | Yes/No |
|-----------|--------------|---------|--------|
|           |              |         |        |
|           |              |         |        |
|           |              |         |        |
|           |              |         |        |
|           |              |         |        |

Continue if necessary on separate sheet

## 11. Social worker contact

| 11a Dates of social worker's contacts with the placement since admission/last review |                                                               | Child seen? |
|--------------------------------------------------------------------------------------|---------------------------------------------------------------|-------------|
| Date                                                                                 | Type of contact (specify visit, telephone etc.) and with whom | Yes/No      |
| 16/8/95                                                                              | Monitoring meeting at Balrossie                               | Yes         |
| 20/9/95                                                                              | Monitoring meeting at Balrossie                               | Yes         |
| 11/10/95                                                                             | Monitoring meeting at Balrossie                               | Yes         |
| 18/10/95                                                                             | Monitoring meeting at Balrossie                               | Yes         |
| 25/10/95                                                                             | Monitoring meeting at Balrossie                               | Yes         |
| 7/11/95                                                                              | Visit to Stewart                                              | Yes         |
|                                                                                      |                                                               |             |
|                                                                                      |                                                               |             |
|                                                                                      |                                                               |             |
|                                                                                      |                                                               |             |
|                                                                                      |                                                               |             |
|                                                                                      |                                                               |             |
|                                                                                      |                                                               |             |
|                                                                                      |                                                               |             |
|                                                                                      |                                                               |             |
|                                                                                      |                                                               |             |

Continue if necessary on separate sheet

| 11b Dates of social worker's contacts with the child/young person's family, relatives, significant others |                                                                       | Person seen? |
|-----------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------|--------------|
| Date                                                                                                      | Type of contact (specify visit, telephone etc.), with whom, and where | Yes/no       |
| 4/8/95                                                                                                    | Home visit to Ms Mitchell                                             | Yes          |
| 14/8/95                                                                                                   | Home visit to Ms Mitchell                                             | No           |
| 16/8/95                                                                                                   | Monitoring meeting held at Balrossie                                  | Yes          |
| 20/9/95                                                                                                   | Monitoring meeting held at Balrossie                                  | Yes          |
| 11/10/95                                                                                                  | Monitoring meeting held at Balrossie                                  | Yes          |
| 18/10/95                                                                                                  | Monitoring meeting held at Balrossie                                  | Yes          |
| 25/10/95                                                                                                  | Monitoring meeting held at Balrossie                                  | Yes          |
|                                                                                                           |                                                                       |              |
|                                                                                                           |                                                                       |              |
|                                                                                                           |                                                                       |              |
|                                                                                                           |                                                                       |              |

Continue if necessary on separate sheet

## 12. Other Agency involvement.

| Name of agency | Contact person and designation | Telephone Number |
|----------------|--------------------------------|------------------|
| Alison Jarvie  | Psychological Services         | 887-7821         |
|                |                                |                  |
|                |                                |                  |
|                |                                |                  |
|                |                                |                  |
|                |                                |                  |
|                |                                |                  |
|                |                                |                  |

Continue if necessary on separate sheet

### 13. Progress Report

Please comment on the child/young person's progress since admission/last review, noting any significant developments

a Health

Since Stewart's last review he has had no health difficulties.

b Education/training/employment

Stewart continues to demonstrate the ability to work well in the classroom setting although he can exhibit silly behaviour occasionally, which can lead to problems.

c Child's relationship with family and others

Stewart appears to share a good relationship with his mother and siblings. Recently Stewart's home leave has been reduced due to absconding and offending behaviour in the community. Stewart relates well to his peers in Balrossie but appears susceptible to negative influences in the community.

d Social Presentation

Stewart generally presents as a pleasant and cooperative young person. He can respond negatively when challenged about his behaviour and this is particularly evident when his mother disapproves of his behaviour.

e Emotional and behavioural development

Stewart's recent absconsions has been concerning and he has been unable to discuss his reasons for his behaviour with staff. Stewart presents no management problems within Balrossie or at home and his main difficulty is in the community.

f Self-care skills

Stewart's personal hygiene is very good and he participates in the day to day chores within his unit at Balrossie.

g Family Circumstances

Lesley resides with Ms Mitchell and Ross has regular home leave to his mother's home.

h Any other comments Following Stewart's last review, plans were made to pursue a day boy placement or a placement at the Social Education Unit. Stewart's home leave was increased in view of his progress at Balrossie. Due to Stewart's recent absconding and his failure to cope within the community his home leave has been reduced in response to this. Stewart has since enjoyed two weeks when he has demonstrated that (see separate sheet)

Continue if necessary on separate sheet

14. Issues for Review

Please note the main points you would like discussed at the Review

Ongoing concerns regarding Stewart's behaviour in the community and his commitment to plans to return him home.  
Availability of day boy placement/Social Education Unit placement.  
Discussion to take place re Stewart's current level of home leave.  
Consideration to be given to additional resources ie I.T support to support any proposed return home.

Social Worker's signature:

*Ruth Ellis*

Senior Social Worker's signature:

*Joan Hunter*

Date:

*8/11/95*

Date:

*8/11/95*

Stewart McFadyen (09.11.80)  
c/o Balrossie School  
Kilmacolm Road  
PAISLEY

Child in Care Review

CR1

13. Progress Report - Section h continued.

cont/

demonstrated that he can cope responsibly with home leave. It is hoped that Stewart will once again build on his current progress with a view to moving back to his mother's care with a day placement.

Ruth Sills  
Social Worker  
RS/GP

CC1/OTHER/CR1-SMCFADYEN

---

# Renfrewshire Council

Education Services

Your Ref: ALJ/SAB  
Our Ref: 18 July 1996

Date:

## Psychological Service

Carbrook Street,  
Paisley PA1 2NW

Tel: 0141 887 7821

Fax: 0141 849 1825

Principal Psychologist : Bob Rutherford

Director of Education : Shelagh Rae

---

Ms N Stirling  
Reporter  
Scottish Children's Reporter Administration  
10 Glen Lane  
PAISLEY  
PA3 2HU

Dear Ms Stirling

STEWART McFADYEN: 9.11.80  
3 FULLERTON STREET, PAISLEY

Thank you for your request for information regarding the above named boy. Stewart was initially referred to this service in 1991 because of concerns about his lack of academic progress and behavioural problems. Since this time involvement of Psychological Service has focused on working with the family and other agencies to secure appropriate educational provision for Stewart. The following report pertains to this involvement and to the recent interview I had with Stewart at Newfield as part of his residential assessment.

### Background

As is noted above, Stewart was initially referred to this service in 1991. At this stage, an intellectual and educational assessment was conducted, the findings of which indicated that Stewart is a boy of average ability but that he has specific difficulties in relation to written language.

Also at this time Stewart's difficulties in the community were becoming more apparent and the general feeling was that Stewart was increasingly moving outwith his mother's control. This was reflected in terms of Stewart's behaviour at, and commitment to attend, school. After his transition to secondary school Stewart's level of absenteeism increased considerably.

Due to the combination of his truancy, behavioural problems at school, offending in the community and being outwith parental control, an application was made for Stewart to attend Balrossie School on a residential basis in January 1993.

Stewart attended Balrossie on a residential basis until December 1995, when it was decided that because of the significant progress he had been making, that he attend the school on a day boy basis.

18 July 1996

STEWART McFADYEN: 9.11.80

However because no places were available on a day boy basis at Balrossie, it was decided by the Social Work Department that Stewart should attend the Social Education Unit instead.

Unfortunately, Stewart did not manage to cope well, either with his return to the community or with his placement in the Social Education Unit. His pattern of offending re-emerged and by February 1996 he was completely refusing to attend the Social Education Unit.

Interview with Stewart

During interview Stewart was very cooperative and made an attempt to answer all of my questions. He appeared honest and open when responding to questions about his recent offending behaviour in the community and made no attempt to hide the fact that he had been involved in fairly serious crimes with other youths.

However, he denied categorically that he had been involved in any deviant sexual behaviour as had been alleged by two younger boys of his acquaintance. As it would appear that these charges have now been dropped, I did not pursue this subject further with Stewart, although having spoken to Mrs Sills, Social Worker, I believe this is an area where there continues to be some concern.

With regards to his immediate future, Stewart indicated that he would wish to remain at Newfield on a residential basis to finish his education. Being in Newfield according to Stewart, is a way to avoid becoming involved in offending behaviour. Stewart seems to feel that unless he can avoid the crowd of youths he has been associating with then it is inevitable that he will commit further offences. Stewart did not try to blame his friends for the fact that he gets into trouble with the police but he did indicate that he found it almost impossible to resist any form of peer pressure.

We discussed ways in which Stewart might be able to be in his local community and be able to avoid trouble. As Stewart appears to have few interests, for example in sports, he said that basically he would have to stay at home with his mum and watch videos or else he would end up meeting with "the crowd" which would lead to some form of trouble.

Although Stewart appeared to have an almost fatalistic view of his future as being one in which criminal activity would feature heavily, he also appeared to be aware of and keen to pursue an alternative "path".

Stewart expressed an interest in working as a mechanic in his father's garage on reaching school leaving age. He also seemed receptive to the idea of attending Reid Kerr College to do a vocational course related to car mechanics.

When talking of these plans Stewart appeared quite optimistic that this may be a way for him to avoid further offending. He also indicated that his mother may be moving out of the Paisley area to live in Ardrossan, and he felt this could be a "fresh start" for him.



STEWART MCFADYEN: 9.11.80

Discussion with Key Worker

After interviewing Stewart I had an opportunity to have a brief discussion with Mr Quirk Stewart's key worker. It would appear that Stewart has encountered few major adjustment problems in settling into life at Newfield since his reception into care 4 weeks ago.

He has home leave which is supervised and Mr Quirk suggested that ongoing work with both Ms Mitchell and Stewart would be necessary if the situation at home regarding limit setting was to improve. It has been suggested that Stewart enjoys a considerable degree of freedom at home which may not be appropriate given his age and susceptibility to offending behaviour.

Stewart appears to respond well to the structure and clear boundaries which are made explicit at Newfield. Nevertheless it was indicated that there is scope for improvement in terms of Stewart's behaviour.

Summary and Conclusions

Stewart, by his own admission, is a boy who is very vulnerable in the community with regards to becoming involved in further offending behaviour. He is not confident that he will be able to avoid the crowd of youths with whom he has been breaking the law and gives the impression that he sees himself in trouble with the police in the future.

It would appear that Ms Mitchell has never actually regained control of Stewart since he was initially declared outwith parental control some five years ago. Therefore it seems highly unlikely that a return to his mother's care at this stage will lead to any improvements in his behaviour.

It is my recommendation, therefore, that Stewart remains in care until November 1996 when he reaches school leaving age. During this time it would be beneficial if there could be intensive input by care workers and the Social Work Department with Stewart and his mother to examine issues of limit setting and control.

I believe it would also be useful if Stewart could be involved in a young offender's programme which could attempt to address many of the live issues which remain for Stewart with regards offending.

I feel it would be of most benefit to Stewart to remain in Newfield, rather than transfer to a senior residential school. There are several reasons for this. Firstly, I am aware from discussions with Ms Sills that it is unlikely that there will be any places available in any of the residential schools for some time, and so it would be much more practical and less unsettling for Stewart to remain at Newfield.

Secondly, as Newfield is close to Stewart's home and because staff at Newfield have already worked with Ms Mitchell, there would be greater opportunities for successful joint work with Ms Mitchell and Stewart.

[4]

18 July 1996

STEWART McFADYEN: 9.11.80

Finally, if Stewart were to attend Newfield there would be opportunities for liaison with Reid Kerr College and for Stewart to pursue a vocational course, and perhaps, career in motor mechanics.

I trust this information will be of some use.

Yours sincerely

*Alison L. Jarvie*

A L Jarvie  
Educational Psychologist

cc Mrs E Spalding, Principal Officer, Special Educational Needs  
Mr J McCrae, Senior Social Worker, F.A.O. Ruth Sills, Social Worker ✓  
Mr Quirk, Key Worker, Newfield Assessment Centre

# SOCIAL ENQUIRY REPORT

Name: Stewart McFadyen

D.O.B: 09.11.80

Address: c/o Newfield Assessment Centre  
Johnstone

HOME: 8 Fullerton St, Paisley

Offence: Cont to Criminal Procedure(s) Act 1995  
S27 (1) (b) Breach of Bail

Court: Paisley Sheriff

Date of Co: 16.10.96

Report Compiled by: Jackie McCrae

Senior Social Worker

Craigielea Area Team, Blackstoun Road, Paisley

## FAMILY DETAILS:

| Name             | Age | Relationship | Income and Source  |
|------------------|-----|--------------|--------------------|
| Janice Mitchell  | 41  | Mother       | Income Support     |
| Hugh Mitchell    | 22  | Half-brother | Lives outwith home |
| Gillian McFadyen | 20  | Sister       | Lives outwith home |
| Ross McFadyen    | 16  | Brother      | Severe hardship    |
| Stewart McFadyen | 15  | Subject      | N/A                |
| Lesley McFadyen  | 14  | Sister       | School pupil       |

## GENERAL FINANCIAL SITUATION:

The McFadyen family are reliant on State Benefit. Mrs McFadyen appears to manage this fairly well.

## OFFENDER - FINANCIAL SITUATION:

### INCOME PER WEEK:

#### EXPENSES:

#### ACCOMMODATION:

#### DEBT:

FINES: N/A

#### OTHERS (STATE):

### PER WEEK:

### SOURCE:

### ARREARS:

## DISPOSABLE AVAILABLE INCOME (PER WEEK):

## GENERAL COMMENTS: (GIVE ANY CAPITAL RESOURCES EG. REDUNDANCY LUMP SUMS)

McFadyen is not yet of legal age to earn an income.

*Paid's Advice to Sheriff 30  
in Prison System - Paisley Sheriff Court*

This report is based on one interview with McFadyen whilst in custody in Greenock Prison. An interview with his mother Mrs McFadyen in the Social Work Office. Contact with his father by telephone. Ongoing involvement with the McFadyen family. References also made to Departmental records.

### HOME CIRCUMSTANCES

McFadyen's family lives in a 4 apartment local authority tenancy in the Shortroods area of Paisley which is decorated and maintained to a reasonable standard. Mrs McFadyen advised the writer that the family have experienced some difficulties in the neighbourhood but are well settled in the area and have fairly good neighbour relations.

### FAMILY BACKGROUND

McFadyen is one of 5 children 2 of whom have left the family home to live independently. The family have lived in the area for approximately 4 years originating from the Barrhead area where they lived for 12 years. This move was prompted by an arson attack on their home over an apparent trivial incident.

McFadyen's parents separated when he was around 10 years of age however according to McFadyen's mother the separation did not adversely affect her son and he continues to see his father. Contact however has been on an irregular basis. McFadyen's father owns a garage business. Mr McFadyen senior is now in another long-term relationship with this relationship stable and no apparent difficulties.

McFadyen's elder sister exhibited school based difficulties and offending behaviour. The family therefore have been involved and been known to the Social Work Department for some considerable amount of years. [REDACTED]

McFadyen's mother is of the opinion that their son's difficulties commenced in late primary and continued into secondary education. Mrs McFadyen blames the move to the Paisley area for the deterioration in her children's behaviour. Mrs McFadyen states that her children, which includes Stewart, were influenced by other young people in the Shortroods area who she initially blames for Stewart's indulgence in problematic and offending behaviour.

### PERSONAL HISTORY

McFadyen began exhibiting difficulties similar to his elder siblings in late primary which continued into secondary education with those surrounding principally that of truancy and offending behaviour. He attended West Yonderton and the S.N.I.B. Unit within Merksworth High however this made little impact on McFadyen's behaviour which continued to deteriorate. McFadyen's mother also appeared to lack the necessary parenting skills to impose any limits/boundaries on McFadyen's behaviour and he seemed to lack the motivation to change this situation. Consequently McFadyen was received into care in 1993 and spent a period of assessment in Newfield Resource Centre. The recommendation from this assessment was that McFadyen was not in a the position to return to the family home as the situation had not progressed enough to allow a successful rehabilitation home. This, combined with McFadyen's school based problems, resulted in a referral being made to Balrossie Residential School with McFadyen moving there in February 1994.

McFadyen generally responded well within the Balrossie setting and appeared to benefit, to some extent, from the structural environment. While the school was undoubtedly able to provide for McFadyen material/education needs, the placement made little impact on his pattern of offending which largely continued throughout his time in Balrossie. This usually took place whilst was on home leave and involved his elder brother.

By the beginning of 1996 it was felt necessary to attempt to return McFadyen to the community with a placement at the Social Education Unit in Queen Street. He was discharged from care in February 1996 and placed on a Home Supervision Requirement. It became immediately evident that McFadyen lacked the motivation to make the placement work and his behaviour and attendance at the unit continued to be extremely poor. McFadyen began refusing to attend the unit altogether and his offending behaviour increased significantly at this time. A referral was made to Senior Residential Schools namely Geilsland, St Johns and Kerelaw, however no places became available. A review was also requested in view of McFadyen's non-attendance at unit.

Whilst McFadyen remained in the community it became clear that he was regularly offending. Additionally in February of this year a 9 year old boy made a disclosure that he had been sexually abused by McFadyen. During the subsequent investigation conducted by the police and the Social Work Department the McFadyen families neighbour's son also alleged that he had been assaulted by McFadyen during the same incident. Both McFadyen and his mother continued to deny that this incident had occurred and the referrals were discharged by the childrens' hearing. In June, McFadyen was again picked up by the police for on a further charge. An emergency hearing was convened by the Reporter. As McFadyen was felt to be at risk in the community and could offer little guarantee that he would not continue to offend he was placed at Newfield on a Place of Safety Order. At a subsequent hearing he faced a total of 18 charges and he was returned to Newfield for a 4 week residential assessment during which time the panel were giving consideration to a secure accommodation request.

Given McFadyen had shown at least some commitment to working with the staff and abiding by the structures of the unit, the decision was taken to place McFadyen on a S44 (1) (b) Supervision Requirement naming Newfield as a place of residence. This occurred in August and since that time the Department have been attempting to engage with McFadyen to address not only his current offending pattern but to his future needs for example, employment, training, future accommodation provision etc.,

It is regrettable that the investment expended by the Social Work Department has, as yet, had little impact on changing McFadyen's current attitude.

## EDUCATION

As aforementioned McFadyen experienced difficulties in late primary which continued into secondary education resulting in the Social Work Department having to meet his needs within the environment of Balrossie School and latterly the Social Education Unit in Queen Street.

Whilst at Balrossie School McFadyen presented as an intelligent, clever boy, who unfortunately regularly spoiled a lot of his good work by silly, stupid and childish behaviour. The consensus amongst staff was that McFadyen was very bright and able however his behaviour was subject to regression with McFadyen resorting to negative and attention seeking behaviour which hindered his progress.

## EMPLOYMENT

Although not eligible for employment at the current time this department arranged various interviews at Reid Kerr College in Paisley for car mechanics courses and other opportunities for example building/landscaping courses. McFadyen did attend one interview however the initial optimism was misplaced as McFadyen failed to follow through with his promise to attend the course. The writer would also advise that McFadyen's father, who as aforementioned is the owner of a garage, has stated that his son be welcome as an employee. Mr McFadyen however is of the opinion that his son has no inclination to seek employment at the moment or give his life any meaningful direction.

## LEISURE

McFadyen informs the writer that he enjoys helping to repair cars which appears to be an interest acquired from his father. McFadyen also states that he enjoys golf and active pursuits.

## HEALTH

McFadyen enjoys good health.

## DRUGS/ALCOHOL

McFadyen informed the writer, in the company of colleagues, that he did not consume alcohol but that his involvement in the use of drugs was considerable. He stated that cannabis, which is the only drug he admits to using, is freely available within the Paisley area and that he has indulged in its use, in the company of others, for a considerable period.

McFadyen states that he has indulged in smoking cannabis resin since he was a resident at Balrossie and it was his view that he was addicted to cannabis. McFadyen's mother however would dispute that her son is addicted to cannabis resin and that his addiction is to offending. This view is shared by the writer. McFadyen states that his motivation for his continued pattern of significant offending is to finance his drug habit.

## OFFENDING BEHAVIOUR

### Past:

Reference to departmental records reveals that McFadyen has developed a considerable pattern of offending over some years. This has resulted in childrens' hearing system imposing both home and residential supervision requirements upon McFadyen.

Despite the significant support the Social Work Department and other agencies have offered McFadyen, there has been little or no change on his offending pattern.

### Present:

In relation to the current offence McFadyen freely acknowledges that he broke the curfew imposed by the courts. In discussion with McFadyen, in relation to him returning to Newfield Assessment Centre, he states in a very forceful manner that he will abscond if asked to return to Newfield, at the first opportunity.



McFadyen's mother admits to being unable to exert any influence over her son's behaviour despite a close bonding between herself and McFadyen. McFadyen's father is unable to explain his son's behaviour however he is fairly pessimistic about his son's short to medium term future. In addition McFadyen's mother whilst stating her son can be a fairly pleasant and likeable boy on occasions, he is an extremely single minded young person to the point where he won't listen to reason of any kind.

Upon interview with McFadyen at Greenock Prison he freely acknowledges that his offending pattern is of a significant nature. In addition he states that whilst having been caught on a number of occasions, approximately 30 as far as the writer is aware, McFadyen states that this number could be multiplied by 4.

## ASSESSMENT

McFadyen's behaviour has been of concern to the Social Work Department and children's panel members for a considerable period. These concerns led to McFadyen being made subject to supervision requirements both of a home and residential nature in an attempt to address his difficulties.

These attempts by the Social Work Department and other agencies to give McFadyen some focus for his future, by providing support to McFadyen in the community and in residential establishments, have as yet been unsuccessful. McFadyen's mother admits to being unable to impose any controls on her son and at the present time is unable to offer him accommodation. McFadyen's mother is very pessimistic about her son's future and states that he needs to be "taught a lesson". McFadyen presents as an individual who whilst being pleasant and communicative has an extremely fatalistic view of his future. He gives absolutely no impression of looking towards future employment opportunities which would divert him from offending.

The courts will also note that McFadyen has absconded on a number of occasions from Newfield Assessment Centre during which periods his whereabouts are unknown. The writer is of the opinion that during these periods McFadyen is continuing to offend and perhaps at a level more worrying than statutory agencies are aware of.

## CONCLUSION

When considering how best to attempt to:-

1. Meet McFadyen's need.
2. Protect the wider community from McFadyen's significant offending behaviour it has to be recognised what is realistic and achievable given the current situation.

McFadyen freely admits to having indulged in a significant offending pattern mainly breaking into cars, for what he says is his finances for his cannabis use. Whilst to some extent this statement may be true it is the writer's impression that McFadyen may well get a significant "high" from offending itself.

When considering how best to meet both the needs of McFadyen and the wider community it would be the writer's hope that McFadyen may have had a salutary experience within the penal system which may lead to a change in behaviour. The writer however would suggest that McFadyen may not yet be in a position to address the effects and consequences of his current pattern of unacceptable behaviour.

Should he however have done so, the writer would feel that a return to Newfield Assessment Centre may form the basis of way forward. Any return to Newfield however would be on the basis of McFadyen engaging with this department and other agencies in a meaningful way to address his difficulties. The writer would however advise the Courts that McFadyen has stated categorically, to the writer of this report and his mother that should he be returned to Newfield he will abscond at the first opportunity.

The writer however is realistic in his assessment in that McFadyen has shown, at present, no desire to change. Indeed the writer would point out that McFadyen is disarmingly honest, and at times fatalistic, about his future.

Given the aforementioned information the writer is of the opinion that both McFadyen and the wider communities needs may be best served with McFadyen being placed in a secure unit at the current time. The writer however would advise that contact has been established with the secure establishments in Scotland and has to advise that there are no places at either Rossie School, Montrose or Kenmure St Mary's in Bishopbriggs. The writer however is advised that a place may be available at Kerelaw School, Stevenston on Monday 21.10.96.

It is the writer's view therefore that discussion with McFadyen at his forthcoming Childrens' Panel and Court appearances may well give the Courts an opportunity to decide how best to meet McFadyen's needs and protect society from further disruption. The above comments are made with respect to the Courts.



Jackie McCrae  
Senior Social Worker  
CC1/RPT/PANEL/SER-MCFADYEN.



F.1

9600047061 c

| <u>Names of Accused</u> | <u>Date of Disposal</u> | <u>Sentence (if any)</u> |
|-------------------------|-------------------------|--------------------------|
|                         |                         |                          |
|                         |                         |                          |
|                         |                         |                          |

96607009/SM/KB00881096

Under the Criminal Procedure (Scotland) Act, 1995

IN THE SHERIFF COURT OF NORTH STRATHCLYDE AT PAISLEY

The COMPLAINT of the PROCURATOR FISCAL against

STEWART ALEXANDER MCFADYEN  
C/O NEWFIELD ASSESSMENT  
CENTRE  
JOHNSTONE

Date of Birth : 09.11.80

*Allocated to  
Sandra McQueen*

The charge against you is that

(001) you STEWART ALEXANDER MCFADYEN being an accused person having been granted bail on 7 October 1996 at Paisley Sheriff Court in terms of the Criminal Procedure (Scotland) Act 1995 and being subject to the condition inter alia that you reside at Newfield Assessment Centre, Johnstone and that you remain within said address between the hours of 8.00 pm and 8.00 am did on 7 October 1996 fail without reasonable excuse to comply with said condition in respect that you did abscond from said Newfield Assessment Centre; CONTRARY to the Criminal Procedure (Scotland) Act 1995, Section 27(1)(b)

you STEWART ALEXANDER MCFADYEN did commit this offence while on bail, having been granted bail on 7 October 1996 at Paisley Sheriff Court

9.10.96

PP Chambers

G

D/A 16.10.96

SER Advice CP

CU.

(Sheriff certifies unreading).

*Margo Wilson*  
Procurator Fiscal Depute

**Renfrewshire Council**  
**Social Work Department**

**Director: Sheena M Duncan**

Newfield Resource Centre  
Barochan Road, Johnstone, PA5 8TS  
Tel: 01505 329334  
Fax: 01505 329775

Our Ref:  
Your Ref:  
If phoning or calling ask for: Ged Quirk  
Date: 30.07.1996

|                                  |                                                                                                   |                |            |
|----------------------------------|---------------------------------------------------------------------------------------------------|----------------|------------|
| NAME:                            | Stewart McFadyen                                                                                  | DATE OF BIRTH: | 9 11 80    |
| SEX:                             | Male                                                                                              | RELIGION:      | Protestant |
| ADDRESS OF PARENTS:              | 3 Fullerton Street<br>Shortroods<br>PAISLEY                                                       |                |            |
| ASSESSMENT UNIT:                 | Kilpatrick                                                                                        |                |            |
| ASSESSMENT OFFICER:              | Ged Quirk                                                                                         |                |            |
| REASON FOR ADMISSION:            | Offending Behaviour/Assessment                                                                    |                |            |
| SECTION OF ACT:                  | 43(4) Social Work (Scotland) Act 1968                                                             |                |            |
| PREVIOUS RESIDENTIAL PLACEMENTS: | Balrossie Residential School<br>Previous resident in Campsie<br>Unit, Newfield Resource<br>Centre |                |            |

## PEN PICTURE

### Physical Description:

|         |        |         |       |              |      |
|---------|--------|---------|-------|--------------|------|
| Height: | 169cms | Weight: | 49kgs | Build:       | Slim |
| Eyes:   | Brown  | Hair:   | Brown | Marks/Scars: | -    |

|         |                                   |              |            |
|---------|-----------------------------------|--------------|------------|
| School: | Social Education Unit,<br>Paisley | Area Office: | Craigielea |
|---------|-----------------------------------|--------------|------------|

|                |            |         |          |
|----------------|------------|---------|----------|
| Social Worker: | Ruth Sills | Tel No: | 887 5195 |
|----------------|------------|---------|----------|

|               |               |
|---------------|---------------|
| Psychologist: | Alison Jarvie |
|---------------|---------------|

|       |           |
|-------|-----------|
| G.P.: | Dr McEwan |
|-------|-----------|

Significant Medical Information:

Significant Information - Personality and Behaviour:

**EDUCATION INPUT**

**Name of Child:** Stewart McFadyean

**Date of Birth:** 9 11 80

This report gives a review of Stewart's recent education rather than an updated education report.

Stewart was admitted to Newfield Education Unit at the end of the summer term (June 1996) and his assessment started after the school closed for the holidays.

There is no opportunity at time of writing to engage Stewart in assessment work as he has absconded from Newfield.

Stewart was a pupil in Newfield about two years ago and moved on to Balrossie School, where he remained until December 1995. A decision was taken then to move him to the Social Education Unit in Paisley. The alternative of day boy at Balrossie was not a viable option as no place was available. He had a place from 8 January 1996 until the end of February. His case was reviewed and as his attendance had been poor, he attended for approximately three of those seven or eight weeks, a decision was taken to seek an alternative education placement. Since then he has been at home awaiting a place at Newfield, which became available in June.

Compiled by:

*Aileen Hardern*  
Aileen Hardern  
Teacher

Countersigned by:

*Danny McCarthy*  
Danny McCarthy  
Assistant Principal Teacher

AH/MM/29 07 96

## Family/Community and Residential Assessment

**Name of Child:** Stewart McFadyen  
**Date of Birth:** 9 11 80  
**Home Address:** 3 Fullerton Street  
Shortroods  
Paisley  
**School:** Social Education Unit  
Paisley

### Family Members:

Janice Mitchell (Mum)  
Ross McFadyen (17)  
Stewart McFadyen (15)  
Lesley McFadyen

### Areas of Concern:

1. Offending behaviour within the community.
2. Level of commitment to Social Work Services.

### Introduction

Stewart was admitted, initially on a Place of Safety, on the 26 June 1996 and a subsequent Children's Hearing on the 10 July 1996 formalised the assessment process and returned Stewart to Newfield under Section 43(4) of the Social Work (Scotland) Act 1968.

There has been substantial Social Work input in the past with both Stewart and his older brother Ross, resulting in a substantial period of care for Stewart, firstly within Campsie Unit at Newfield then on to Balrossie School where he was a resident for nearly two years. Subsequently his R.S.O. was varied to return Stewart home under Supervision in January 1996.

Stewart's offending behaviour whilst a resident at Balrossie was curtailed and in fact it was noted that Stewart was making good progress, thus the plan to return him home.

It has been clear that Stewart is unable to sustain any sort of pattern of behaviour within the community with regards his offending and since his return home he has accrued an alarming amount of charges (20), ranging from theft of a motor vehicle to two charges of lewd and libidinous practices (which he has denied at the Children's Hearing).

### Family's Understanding of Issues

Ms Mitchell is a lone parent and finds it very difficult to cope with the needs of two adolescents during their formative years. Ms Mitchell states that she has absolutely no control over Stewart and he appears to come and go from the house at will without her knowing where he is. Ms Mitchell also states that she has tried to impose sanctions on Stewart but to no avail as he will leave at the earliest opportunity.

## 2.

Ms Mitchell may also have some level of collusion with her son's actions and Stewart states that mum tends not to refuse any money, as a result of his offending, that may come her way.

Ms Mitchell appears to be fatalistic in her view of Stewart's future and accepts that he is outwith her control and this may be the reason behind the apparent collusion and mum's attitude towards her son's offending.

During Stewart's stay at Newfield some work has been done with regards assessing Ms Mitchell's willingness to co-operate with the Department. The focus for this work was to have weekly meetings with the family which after only one planned session broke down due to the fact Stewart never arrived at home during some midweek leave and has been missing since that time (27 July 1996).

However during this one meeting Ms Mitchell appeared to show concern for Stewart's future and agreed with all the suggestions made. She gave no real argument or discussion over and never gave any opinions or statements that would satisfy the writer that she is willing to make a conscious effort to change. This apparent lack of motivation would be essential if Stewart should return home in the near future.

### Young Person's View and Understanding

Stewart also has the same fatalistic view as his mother regarding his future. He stated that it is difficult to see any other route other than the penal system. Stewart did not seem too disturbed by this and openly spoke about his offending. In the short time Stewart has been at Newfield it appears that he is a young adolescent who thrives when the care and control elements to meet his needs are in place and he copes very well with this form of structure. It is apparent that these elements are not in place when he is in the community.

Stewart also states that there is no longer the "buzz" associated with his offending and he now does it more out of peer pressure and habit rather than to stimulate his own self esteem. This in fact may be very worrying and could lead to more serious offending which in fact may have already happened with the recent charges of lewd and libidinous behaviour (which he has denied). These are out of character and lead to the question of an escalation in the seriousness of his offending behaviour.

Stewart does not appear motivated to change, however he does thrive on the structure provided in a care setting and certainly his offending habits are curtailed whilst he is a resident. This is all wellbeing for short term work but I feel a more long term intensive plan, with the full co-operation of Ms Mitchell and Stewart, would be one option for addressing his offending behaviour and meeting his emotional and developing needs and to eventually return him home. This may best be tackled whilst Stewart is within a care setting giving the opportunity to develop a focus for work and the involvement of other agencies, i.e. offenders group work. However further work will have to be done in order to gauge Stewart's level of commitment to any package in order to effect a change.

Stewart states that he is not always susceptible to peer pressure during his offending and in fact can at times be known to be the catalyst for much of this behaviour. Much of the offences are in the company of his brother, however Stewart states that he does also offend outwith his company.

## **Use of Resources/Networks**

As a condition of the Children's Hearing in January it was agreed that Stewart would attend the Social Education Unit in Paisley. Stewart made no real commitment to this and his attendance was described as sporadic and noncommittal.

The use of community supports could be fully discussed at the forthcoming Case Conference.

## **Residential Assessment**

### **Reaction to Admission**

Stewart was admitted at 4.45pm on 26 June 1996 under escort from his Social Worker and accompanied by his mother and sister Lesley. He coped well with the admission process and was able to answer all the questions put to him. He did not appear upset about his R I C and spent the rest of the night watching TV and chatting with his peers.

### **Profile of Young Person**

Stewart presents as a likeable young man who gets on very well with both his peers and staff. He needs no prompting in order to engage in a conversation and can sustain this with a good level of knowledge and intelligence.

Stewart has very little interests and only seems to like talking about cars.

Stewart has a single room and needs no direction from staff in order to keep it clean and tidy. His personal hygiene is of a good standard and he showers at least once a day.

### **Relationship with Peers**

Stewart forms relationships very easily within the Unit and although at times is guilty of some nonsense he responds well to staff direction.

During the summer programme there have been numerous outings which Stewart has been included in. His behaviour during these outings has been well within the limits.

### **Relationships with Adults/Staff**

Stewart is well liked by the staff group and is known to be a "bit of a character" when it comes to banter around the Unit. He seldom needs sanctioned, although he is prone to the occasional profanity.

Stewart controls the level of engagement with staff and will not relate any deeper than he needs to without him feeling he is being counselled on any matter.

### **Ability to Cope with Structure**

Stewart copes well with the rules and regulations within Kilpatrick Unit, he never questions staff decisions. Stewart enjoys all that is on offer and certainly thrives when the structure to do so is in place.

Stewart has stated that whilst in residential care he feels safe and his level of offending curtailed. This perhaps is through Stewart's own choices and not through the atmosphere created within the Unit.

### Conclusion

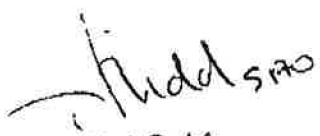
Stewart is a young man who has long been involved in the culture which surrounds offending in the community. Most of his friends are known to the Department (or Police) and are also his older brother's friends (Ross is 17 years). Stewart can make positive choices regarding his offending behaviour, he has consistently showed this during his spells within residential care and has been long spells without offending. This shows that Stewart's motivation to change is very poor and that without the structure in his life he will continue to offend.

Stewart may benefit from intensive intervention using both residential resources in order to phase him back home to his own community and whilst at home a package of community supports to sustain him within this environment.

In the short term Stewart would need to show a higher level of commitment to any intervention in order to effect a change. This would include family work to assess fully the dynamics which may be preventing Stewart from changing his ways.

Ms Mitchell would also have to be fully co-operative with any such work in order to show Stewart that she is able and willing to effect a change. It is hoped that an informed discussion at the forthcoming Case Conference will enable a suitable recommendation to be sought from the next Children's Hearing (7 August 1996).

Compiled by:

  
Ged Quirk  
Residential Worker

GD/MM/30 07 96



## Minutes of Case Conference Held at Newfield Resource Centre on 31 July 1996

**Name of Child:** Stewart McFadyen

**Date of Birth:** 09 11 80

### **Present:**

Ruth Sills, Social Worker  
Isobel Gallagher, Social Worker  
Jackie McCrae, Senior Social Worker  
Sandy Bryce, Throughcare Project Leader  
Ged Quirk, Keyworker, Newfield  
Fiona Berry, Depute Unit Manager, Newfield, Chairperson

### **Apologies:**

Liz Edwards, Senior Resource Worker  
Alison Jarvie, Psychologist  
Stewart did not attend and was an absconder at the time  
Ms Mitchell, Stewart's mum, did not attend

Copies of the assessment reports were distributed and read.

Ruth Sills opened the discussion by giving a brief background to Stewart's admission for assessment. Stewart began having problems with offending when he started Secondary school. He had spent two and a half years in Balrossie School and referrals had been made to senior schools, Geilsland, Kerelaw and St John's. Due to progress made at Balrossie, Stewart was returned home on 44(1)(a) Home Supervision Order with a placement at the Social Education Unit. The level of Stewart's offending however increased and a review panel was requested. In the meantime Stewart was called to an emergency Hearing to answer offending charges, was admitted to Newfield on a Place of Safety Order and subsequently issued with an Assessment Order.

Jackie McCrae expressed concerns about Stewart's relationship with his mother with regard to her colluding with his absconding and unwillingness to impose limits on Stewart.

Isobel Gallagher pointed out the comments in the Assessment Report that Stewart's mum may in fact benefit materially from Stewart's offending. Ged Quirk confirmed that Stewart had indicated this could be the case.

Ged Quirk spoke to the Newfield report stating that Stewart had responded well to the structures within the Centre and had presented no management problems. Family meetings were arranged during Stewart's stay in Newfield but only one of these had taken place prior to Stewart's absconding. In discussion about his future Stewart had shown little commitment to change and appeared fatalistic about his future. He had, however, shown an interest in college courses.

Sandy Bryce said that he had not yet met with Stewart but would be able to talk

2.

to him about group work involving employment training. Any work the Throughcare Team could offer would depend on Stewart's level of commitment.

General discussion took place about the concerns around Stewart's offending behaviour. The suitability of a secure placement was discussed and it was felt that such a move would not be helpful. As Stewart is approaching school leaving age the feasibility of residential school was also felt to be inappropriate.

Serious concerns were expressed about the level and nature of Stewart's offending especially with regard to recent charges of lewd and libidinous behaviour. It was felt that Stewart would require a great deal of help and support if he was to remain in the community and that this could best be organised from a care base. Supports for Stewart would also require to be agreed with Stewart and his mum to establish a level of commitment.

The possibility of Stewart being involved in a Young Offenders Group was also discussed. As Stewart had shown no interest or commitment to I T work in the past, it was felt that he may be a suitable candidate for a group soon to be started by the Area Team especially catering for juvenile offenders with similar backgrounds to Stewart's.

The recommendation to the Children's Hearing is therefore that Stewart return to Newfield on 44(1)(b) legislation where work would be done with Stewart and his family regarding his offending behaviour and education and training through college.

Isobel Gallagher will pursue a place for Stewart at Reid Kerr. Sandy Bryce will link in with Newfield staff and will identify a Resource Worker to attend family meetings on a weekly basis. Stewart will also have access to the Drop-in Resource at Queen Street. Jackie McCrae will inform Newfield staff of progress of Young Offenders Group with a view to Stewart being involved in the group. It is hoped that with this level of support and structure Stewart can be successfully rehabilitated into the community and will be able to live at home.



p/h Fiona Berry  
Depute Unit Manager

FB/MM/1 08 96

MINUTE OF PLANNING MEETING HELD ON 04.04.96

NAME: STEWART MCFADYEN

DATE OF BIRTH: 09.11.80

ADDRESS: 3 FULLERTON STREET, PAISLEY

PRESENT: JACKIE MCCRAE - SENIOR SOCIAL WORKER, CRAIGIELEA AREA TEAM

RUTH SILLS - SOCIAL WORKER, CRAIGIELEA AREA TEAM

LIZ EDWARDS - ADO/CHILD CARE, ABBEY HOUSE

APOLOGIES: OFFICERS-IN-CHARGE AT KERELAW SCHOOL/STEVENSON,  
GEILSLAND SCHOOL/BEITH, SPRINGBOIG ST JOHN'S/GLASGOW

Introduction

The meeting was convened under council procedures to discuss how best the Social Work Department could meet Stewart McFadyen's needs in light of him having been charged with lewd and libidinous behaviour towards 2 boys aged 8 and 9 years.

Ruth Sills, Social Worker, advised that the McFadyen family have been known to the Social Work Department for a number of years. Stewart had been in residential care until January 1996, however, the Children's Panel varied his order to a home supervision requirement 44 (1)(a) Social Work (Scotland) Act 1968 against the advice of the Department.

The hearing discharged Stewart from care as his mother gave a commitment to ensure her son would attend the Social Education Unit and he (Stewart) stated he would comply with his mother's and his Social Worker's requests.

Ruth advised that problems emerged from the outset which included drug use, non-attendance and an apparent inability of his mother to impose any limits or boundaries on Stewart's activities.

Various meetings have been held with both Stewart and his mother to resolve his problems, however, despite these attempts by his Social Worker and the Social Education Unit staff Stewart is not attending.

In addition Stewart McFadyen has embarked on a significant pattern of offending and has accumulated a number of charges, principally for theft, opening of lockfast places (cars) etc. Ruth advised that the Police are becoming increasingly concerned about this ongoing pattern of offending and it is highly likely he will be subject to an Unruly Order the next occasion he is apprehended.

Given the current situation, linked to the lewd and libidinous charge which Stewart and his mother have denied, there was an urgent need to identify a suitable residential resource which could not only meet Stewart's needs but ensure the welfare and protection of other residents/young people in that establishment.

Ruth advised that contact had been made with both Geilsland and St John's who have indicated they may be in a position to offer a place, however, this would not be until late summer 1996.

A further hearing will be held to discuss Stewart's overall situation but a date has yet to be intimated by the Reporter.

Liz Edwards, ADO/Child Care, acknowledged the very serious concerns expressed by the Area Team and agreed to pursue with David Crawford - Head of Operations and Joan Lafferty - Principal Officer/Child Care, at District Headquarters, a possible placement at Newfield Assessment Centre.

### Conclusion

It was the opinion of the meeting that Stewart McFadyen's needs could no longer be met in the community and that a placement be sought in a residential setting. Given however the lewd and libidinous charge extreme care had to be taken in respect of the identification of a residential placement to ensure the welfare and protection of other residents.

Standby Service were aware of the situation.

### Decisions

- 1 Liz Edwards to discuss situation with District Headquarters as a matter of urgency.
- 2 Possible short-term placement at Newfield Assessment Centre if Stewart apprehended outwith office hours.
- 3 Liz Edwards, ADO/Child Care to liaise with other establishments.
- 4 Re-convene meeting to discuss where Stewart's longer-term needs could be met.



Jackie McCrae  
Senior Social Worker

JMCC/JC

12.04.96

## **CONFIDENTIAL**

Headmaster: David S D McCallum

Balrossie School  
Kilmacolm PA13 4ST

Telephone number: 01505 872201

7 November 1995

### Report for Child in Care Review

|                      |                                                 |
|----------------------|-------------------------------------------------|
| Boy's name:          | STEWART McFADYEN                                |
| Date of Birth:       | 09.11.80                                        |
| Home Address:        | 3 Fullarton Street, Paisley                     |
| Field Social Worker: | Ruth Sills, S/W Dept, Craigielea House, Paisley |
| School Keyworker:    | Drew White, Lomond Unit                         |
| Date of Admission:   | 02.02.94                                        |
| Date of Review:      | 09.11.95                                        |

### Current Care Plan

- 1 To address Stewart's behaviour in the class.
- 2 To assist Stewart to act in a more mature manner.
- 3 To improve contact between school and family.

### Progress of Care Plan

1 Since the beginning of the current school term the school has been running a marks sheet which closely resembled the sheet which we had been using with Stewart. Stewart made this point himself and was very reluctant to continue using his own personal record sheet. It was therefore decided to rely on the information contained in the general school record and associate this with Stewart's earned leave.

This effort never really got off the ground as other factors, not associated with classroom behaviour, began to have an overwhelming effect on Stewart's leave pattern.

It has been reported by teaching staff that Stewart's classroom behaviour has been regressing since the beginning of term.

2 Extraction meetings have been regular but have not been possible on a weekly basis. Staff are still constantly challenging any of Stewart's immature behaviour, but although not a management problem, this aspect of Stewart's behaviour has been more noticeable. When Stewart arrives back from home leave he is normally on time.

### Report for Child in Care Review - Stewart McFadyen

3 Contact with mum is still a bit problematic. Mum can only be phoned at a neighbour's house so we try not to use this contact method too often. Although it is part of Stewart's care plan, mum has been unable to establish any regular phone contact with the school. However it should be noted that during a difficult time for mum she has made herself fully available for monitoring meetings and has not missed any.

With all that has been going on for Stewart recently, his care plan needs to be updated. It was felt important to wait until both mum and Stewart had settled some outstanding issues between each other before this could be reasonably attempted. This has now been done and a new care plan will be developed as a matter of urgency.

### Position since last Review

At Stewart's last Review he had progressed to full weekend leave and two midweek overnight visits. During the holidays he was expected to return to the school for only one night per week. Until mid August it appeared that Stewart was handling his time in the community with little difficulty.

Since 12 August there have been a number of disturbing changes in his behaviour which have led to considerable strain between Stewart and his mum, as well as difficulties within the school. Stewart has amassed a number of charges, theft, housebreaking and car theft, as well as failing to return to school and absconding from school.

These incidents occurred over a two month period during which Stewart became increasingly more unsettled. His earned leave was reduced and eventually mum refused to allow Stewart any home leave at all and therefore all leave stopped. In an effort to break this emerging pattern Stewart was temporarily moved to another unit within the school. This separated Stewart from another boy with whom he had been absconding and allowed him a breathing space to consider his position.

Since this time we have had a three week period of much more settled and co-operative behaviour from Stewart. He has had two monitoring meetings and been able to negotiate that basic weekend leave restart, Friday afternoon till Sunday night. He has shown no signs of re-absconding and appears much more relaxed.

### General position within the unit

Stewart is well liked within the unit and interacts well with both peers and staff. He is not a moody boy but still finds it easy to relapse into childish behaviour in order to gain the attention of the group. He is content to take part in activities which are not too strenuous but is often more happy to remain around the unit or watching TV.

Report for Child in Care Review - Stewart McFadyen

Of late Stewart has developed a tendency to try and manipulate other boys to cause conflict and disruption within the group. This is being discouraged by staff.

Home Situation

Since the problems outlined earlier, Stewart's home situation has become more fragile. Although mum is obviously still committed to their relationship she has been pushed near to breaking point by Stewart's recent behaviour. The situation has been partly recovered but Stewart still has a lot of bridges to mend between mum and himself.

Health

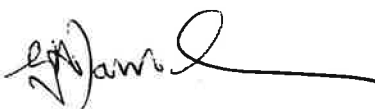
Apart from a cut finger sustained while jumping over a wire fence, Stewart has had no health problems since his last Review. He eats a reasonable and varied diet and staff seldom have to take issue with his personal hygiene.

Areas for discussion

- 1 The position in relation to any day boy/social education placement.
- 2 Current relationship with mother and siblings.
- 3 Is a move to day boy status a realistic option for Stewart?
- 4 If not what future plans for Stewart can be formulated.
- 5 Home leave position.



Drew White  
RESIDENTIAL CHILD CARE OFFICER, Lomond Unit



Depute Head  
David S D McCallum  
HEADMASTER

## REVIEW PROCEDURE

### SOCIAL WORKER'S REVIEW FORM Initial Review/Subsequent Review Form D

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Name of Child: Stewart McFadyen

Date of Birth: 09.11.80

Name of Home: Balrossie School

Date of Admission: 02.02.94

Summary of decision from last review (if appropriate):

- 1) Stewart to remain at Balrossie.
  - 2) Home leave to remain the same with Stewart making his own way back to Balrossie.
  - 3) Application to be made for day boy placement at Balrossie.
  - 4) Monthly meetings between Ruth Sills and Balrossie to monitor the situation.
- 

1. Legal Position/Section under which child is in care:

Any action indicated:

---

2. Current address/es of:

- (a) Parents: Ms Mitchell, 3 Fullerton Street, Paisley.
  - (b) Siblings not in care: Gillian and Lesley.
  - (c) Siblings in care: Ross currently in Kerelaw School.
- 

3. Present situation with family since reception into care/last review:

Stewart currently has full weekend leave and his two additional weekday overnights on Monday and Wednesday nights. Overall this appears to go well although Ms Mitchell reports that Stewart's time keeping can be poor at times. There was also a recent incident when Stewart had become involved in vandalism in the community which had implications for Stewart's leave.

---



## REVIEW PROCEDURE

Form D continued (2 of 3)

- 
4. Date/s and nature of Social Worker's contact with child since reception into care/last review:

28.02.95 Monitoring Meeting held.  
04.03.95 Visit to Stewart at Balrossie.  
12.05.95 Monitoring Meeting held.  
06.06.95 Monitoring Meeting held.  
04.07.95 Monitoring Meeting held.

- 
5. Date/s and nature of Social Worker's contact with family since reception into care/last review:

Ms Mitchell is seen regularly on a fortnightly basis and contact focuses on home leave and long term plans for Stewart's future.

- 
6. Areas of concern:

(a) Family:

- (b) Particular reference to child in care (including progress since reception into care/last review):

Stewart's behaviour in school can be poor at times.

- 
7. Other agencies involved:

Psychological Services.

- 
8. Needs of the child (estimated length of placement, type of placement, involvement of other agencies, estimated nature of parental contact, etc):

Stewart still requires the structure that his residential placement at Balrossie offers him, as there is some concern that Stewart can be drawn into incidents in the community. Nevertheless Stewart has made steady progress and it is hoped that this can be built on in order that he can eventually return to his mother's care with a day school placement. Stewart has coped well with his increased leave and his additional leave is now linked to his behaviour in school, in order to assist Stewart to accept more responsibility for his actions.

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## REVIEW PROCEDURE

Form D continued (3 of 3)

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9. Plans for child in view of above comment (including short, medium and long objectives):

- 1) Stewart to remain in Balrossie in short term.
- 2) Day boy placement to be pursued.
- 3) Regular monitoring meetings to continue to be held.
- 4) Home leave to continue at same level.

9(a) Is an application for Assumption of Parental Rights appropriate? Yes/No

---

10. Any further comments:

---

11. Persons who will attend review (from area team):

Michael Mesarowicz Senior Social Worker

Ruth Sills Social Worker

Signed: Ruth Sills

Designation: Social Worker

Date: 19/7/95

---

# EDUCATION REPORT FOR REVIEW:

Name: STEWART McFADYEN .....

Balrossie School,  
Kilmacolm PA13 4 ST.

D.O.B. 09.11.80 ..... Age: 14 yr 7 mth .....

Date: 12.06.95 .....

D.O.A. 02.02.94 .....

Previous School: Merksworth High .....

Class: 7 .....

Class Teacher: W. Richardson .....

- |                                                                             |   |                                                             |
|-----------------------------------------------------------------------------|---|-------------------------------------------------------------|
| Educational<br>Recommendations<br>from previous<br>Review or<br>Assessment. | 1 | Stewart to remain at Balrossie.                             |
|                                                                             | 2 | To show more application to his studies.                    |
|                                                                             | 3 | To refrain from making inappropriate comments within class. |
|                                                                             | 4 | To show a more mature attitude with regard to his age.      |

## Language skills.

Stewart needs to continue to work on basic written skills particularly spelling. His lack of concentration and unwillingness to test himself on unfamiliar or more difficult tasks hinders his progress.

He could do much better in all aspects of the subject if he could focus his attention and had the confidence not to play the clown for his fellow pupils amusement.

## Number skills.

Stewart has recently started the foundation course in Standard Grade Maths and is working with the SMP green series. Stewart has finished book G1 and is currently working on Book G2. Stewart's progress is slow due to his unwillingness to apply himself to the task. Stewart's behaviour in class is often poor with constant shouting out and inappropriate comments.

~~EXAMINATION~~  
~~STANDARD GRADE CLASSES~~  
or  
Modern Studies  
(Senior classes).

Stewart is following the foundation course in Modern Studies. His progress is slow as he often feels the need to play the fool and bolster his standing with the other boys. Stewart does find difficulty if presented with a large amount of text to read through but help is being given.

## Computing

Stewart's attainment levels in this subject are still very slow and he is only offered the most basic work I have. This has nothing to do with Stewart's ability, as he has proven in the past that he can achieve but down to his occasional antics and lack of concentration needs to mature.

Science:

Stewart is working through the "Reproduction" section in Science at the moment. He is coping quite well with work and asks for help when required. His attitude and behaviour are fine but there is room for improvement. He is easily distracted by others.

Art and Design.

Stewart enjoys Art and Craft, he has a good use of colour and his work is always carefully designed and presented. Stewart has done well with lino print and cutting, puppet making and painting. Sometimes his behaviour can be rather silly and he can be easily distracted.

P.E. and Games.

Stewart continues to make some fair progress in our activities, but his standard could be so much better if he could concentrate on the task at hand, rather than constantly trying to impress the other boys by his silly behaviour and inappropriate comments. It is high time he began to grow up.

Geography.

Stewart is currently studying a foundation level Standard Grade Course and is presently studying settlement. He is more than capable of producing correct and neat work. However he chooses to involve himself in nonsense far too frequently. I look for an improvement in attitude and behaviour.

Home Economics.

Stewart is an extremely capable boy but is very easily distracted. He can cope with oral and written instructions but is difficult to motivate.

RE

This is a new curricular subject and so far Stewart has been involved in a programme of work that focusses on 'World Festivals', specifically at the moment the 'Chinese New Year' and 'Buddhism'. Stewart appears to be interested in his work and has the ability to complete the work competently. There are times when he can be restless and should focus on concentrating his efforts.

General Attitude.

Stewart's general attitude is somewhat erratic. He often seeks negative attention when he is having difficulty in whatever area and this lets him down badly. He has however shown in the past that he can be a good pupil and a recent behaviour modification programme has, initially, at least, provided a decent incentive for positive behaviour on Stewart's part.

Recommendations to

Assessment meeting.

- 1 To discuss Stewart's education future.
- 2 To continue promoting positive behaviour from Stewart.
- 3 To continue to encourage Stewart to accept more responsibility and adopt a more mature outlook.

**CONFIDENTIAL**

Headmaster:

Telephone Number: 01505 872201

Balrossie School  
Kilmacolm PA13 4ST

9 June 1995

Report for Child in Care Review

|                      |                                                 |
|----------------------|-------------------------------------------------|
| Boy's Name:          | STEWART McFADYEN                                |
| Date of Birth:       | 09.11.80                                        |
| Home Address:        | 7 Fullarton Street, Paisley                     |
| Keyworker:           | Drew White. Lomond Unit                         |
| Field Social Worker: | Ruth Sills, S/W Dept, Craigielea House, Paisley |
| Date of Admission:   | 02.02.94                                        |
| Date of Review:      | 12.06.95                                        |

Care Plan - see attached

General position within unit

It should be noted that Stewart has only recently transferred to Lomond Unit and therefore relationships with adults in this new unit are still at an early stage.

Stewart, however, seems to have integrated easily into life in Lomond Unit and interacts easily with his peers. His tendency to become involved in childish behaviour, when upset or threatened, has been less evident than when in Cumbrae Unit.

Stewart enthusiastically takes part in unit activities and is no management problem within the unit nor when out on activities.

Monitoring meetings

Since Stewart's arrival in Lomond Unit, on 25 April 1995, there have been two monitoring meetings.

Although the first meeting was very useful in creating a new care plan and re-defining boundaries for school and home, Stewart ultimately became very abusive to his mum, ran out of the meeting and absconded from the school.

He was quickly returned to the school where he remained for the weekend, as his mum was unwilling to take him after what he had said.

### Report for Child in Care Review

This problem was quickly reconciled and both Stewart and his mum seemed genuinely pleased to see each other on the following Monday.

The second meeting was much shorter and also had much more positive recognition for Stewart. Both Stewart and his mum were much more relaxed and we were able to re-inforce aspects of the care plan.

### Home situation

Mum reports that when at home Stewart presents few problems, apart from sometimes being late in at night.

With the monthly monitoring meetings and regular Friday phonecalls, communication between school and home will be much improved.

Stewart seems resigned to accepting the fact that he is not able to play school and mum off against each other as he has in the past. His return to the school has been consistently good and on time with only one or two exceptions.

We are aware of one recent incident at home where Stewart, along with others, apparently damaged a local house. The information from mum is that there has been no police involvement and that any difficulties caused in the local community were quickly passed.

### Areas of Concern

As will have been noted the main thrust of the care plan is to support Stewart in the classroom setting, in preparation for a day boy placement our concern is that Stewart may not be fully committed to this goal.

One apparent reason, which Stewart has expressed, is the possibility that any day boy placement may be offered at Kibble. He has real concerns about this possibility. We feel that unless it is possible to inform him where his placement is likely to be he will remain unsettled in his view of the future.



Drew White  
RESIDENTIAL CHILD CARE OFFICER



David S D McCallum  
HEADMASTER

DW/JW  
09.06.95

CARE PLANName: STEWART McFADYENDate of Birth: 09.11.80Unit: Lomond

| Area of Work                    | Objective                                                                                                                                                                                          | Method of Intervention                                                                                                                                                                                                                                                                                                                                                                     | Persons Responsible                                  |
|---------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------|
| Stewart's behaviour in class.   | To encourage Stewart to be more responsible in class and dissuade him from becoming involved in the negative behaviour of others. This to help Stewart prepare for a successful day boy placement. | Weekly Extraction Meetings.<br>Behaviour card to be marked by each class teacher. Should this not reflect an acceptable level of behaviour then it will be deemed that Stewart has not earned his midweek overnight leave. Monday night leave to be dependent on the previous Thursday, Friday and Monday.<br>Wednesday night leave to be dependant on the previous Tuesday and Wednesday. | Stewart<br>Keyworker<br>Teacher staff<br>Key Teacher |
| Stewart's level of maturity.    | To accept responsibility for his own actions and the consequences of those actions.                                                                                                                | Weekly Extraction meetings.<br>Staff to challenge all childish behaviour.<br>Staff to help Stewart to keep clear of the immature behaviour of others and encourage Stewart to take positive decisions.<br>Mum to encourage Stewart to return to school on time.                                                                                                                            | Stewart<br>Unit Staff<br>Teaching Staff<br>Mum       |
| Contact between school and mum. | To improve communication between school and family.                                                                                                                                                | Mum to telephone unit every Friday after 1.30 pm for a summary of the previous week. Monitoring meetings every 4 weeks.                                                                                                                                                                                                                                                                    | Mum<br>Keyworker                                     |
|                                 | <b>NB</b><br>Care plan to be reviewed at least every 4 weeks.<br>Content of care plan must only be amended after consideration at a monitoring meeting or review.                                  | <i>Drew White</i><br>Drew White<br>RCCO, Lomond Unit<br>DW/JW<br>09.06.95                                                                                                                                                                                                                                                                                                                  |                                                      |

Headmaster: DAVID S D McCALLUM

Telephone number: 01505 872201

Balrossie School  
Kilmacolm PA13 4ST

18 July 1995

Supplementary Report for Child in Care Review

Boy's name:

STEWART McFADYEN

In the five weeks since the original report was written there has been very little change in Stewart's position. However:-

- 1 One monitoring meeting was cancelled, because mum forgot. It was reconvened at home the next week.
- 2 The behaviour sheet has been adjusted to avoid Stewart being able to manipulate it.
- 3 The school has been on holiday since 3 July, and Stewart has been returning on a Wednesday night to maintain contact with the school.
- 4 While out on a cycling trip to Barshaw Park two of the party absconded. Stewart did not become involved in this and returned to school with staff.
- 5 Despite being part of Stewart's Care Plan, mum has been unable to phone the school on Fridays. However we have been on holiday for the last 3 weeks and Mrs Mitchell has only missed one monitoring meeting.



Drew White

RESIDENTIAL CHILD CARE OFFICER, Lomond Unit

David S D McCallum  
HEADMASTER

DW/JW  
18 July 1995



REVIEW PROCEDURE

MINUTES OF REVIEW MEETING

FORM F

Date of Review: 31.5.94.  
Name of Home: Balrossie  
Name of Child: Stewart McFadyen  
Date of Admission:  
Date of Birth: 27.12.81.

Areas of concern as indicated in residential review form:

Areas of concern as indicated in Social Worker's review form:

Summary of Discussion:

Michael Mesarowicz explained to the meeting that there has now been a change of social worker to Charlie Ward. Charlie is very new to the family and therefore Michael gave some background information explaining how Stewart came to be admitted to Balrossie. This was primarily due to Stewart being out of his mother's control, staying out late, truancing and becoming involved in delinquent activities.

Balrossie indicated that Stewart has coped well with his admission to the school and to date seems to have settled reasonably well. He did pick up a charge on his first weekend leave but there have been no indications of any other charges since then. Stewart seems to mix well with other youngsters in the school and does not present any problems of discipline to staff. He does impress as being immature at times and there has been a suggestion of him being involved in some bullying.

At school Stewart presents as a very bright and very capable pupil who requires to be stretched academically. He can be flippant and immature at times and requires to be reminded often to return to his work. He is generally co-operative and would be expected to do well in class.

continuation.

In the longer term it is felt that Stewart would be capable of a return to mainstream school from an academic point of view.

Over the summer break it was agreed that Stewart would meet with his mother, social worker and keyworker to arrange home leave.

REVIEW PROCEDURE

MINUTES OF REVIEW MEETING CONTINUED

F

Decisions taken (specifying action to be taken and by whom):

1. Stewart continue at Balrossie.
2. That home leave continue on its present form with Stewart being encouraged to travel by public transport.
3. Summer leave be planned between the keyworker, social worker and family.
4. That a possible return to mainstream be held as a possibility in the longer term.

Date of next review:

13th September 1.30p.m. at Balrossie.

Names and Designations of review panel:

|                    |                              |
|--------------------|------------------------------|
| Stewart McFadyen   | Subject.                     |
| Yvonne Horricks    | Keyworker                    |
| David Hebington    | Unit Senior.                 |
| Matthew Ramsay     | Teacher.                     |
| Charlie Ward       | Social Worker                |
| Michael Mesarowicz | Senior Social Worker (Chair) |

Chairman of

Review Meeting:

Designation:

Date:

*M. Mesarowicz*  
*88 ✓*  
*31 August 94*

*R. Chaplain*

*8/9/94*

CONFIDENTIAL:

Balrossie School,  
Kilmacolm PA13 4 ST.

21st March, 1994.

Headmaster: David S.D. McCallum.

Telephone Number: 0505 87 2201.

Report for Initial Assessment:

|                      |                                       |
|----------------------|---------------------------------------|
| Boy's Name:          | STEWART McFADYEN.                     |
| Date of Birth:       | 9. 11. 80.                            |
| Home address:        | 7 Fullerton Street, Paisley.          |
| School Keyworker:    | Jean Smith, Bute Unit.                |
| Field Social Worker: | Janette McEwan, Craigielea Area Team. |
| Date of Admission:   | 2. 2. 94.                             |

Introduction:

Stewart was admitted to Balrossie School on the 2nd February, 1994.

At the time of his admission Stewart was accompanied by Janette McEwan, Social Worker. He showed no visible signs of apprehension in his initial reactions to the placement at Balrossie. For the most, Stewart was quiet, however, he did appear to be communicating with staff and peer group members.

Stewart was placed within Bute Unit at the school, a unit which caters for a maximum of twelve boys with an age span of eight years to thirteen years.

He settled well into the unit and caused no major management problems.

Stewart resides at Balrossie School under a 44 (1) (b) supervision requirement order of the Social Work Scotland Act (1968).

Health and Hygiene:

Stewart has maintained a good standard of health and readily accepts responsibility for his personal cleanliness. He does not need any pressure from staff in this area. Stewart's attitude to his belongings is of concern. He has little regard for the cost of items of clothing and leisure. His perception is that he is entitled to such things and gives no regard to the source of monetary funds for such purchases.

Social Adjustment:

In Bute unit, Stewart has established his position within the older element of the boy group. He is a plausible boy who presents as being a leader and advanced enough to take on a leadership role within the disruptive element of the group. However, Stewart is an immature boy who seems to find difficulty in relating in depth to adults. He finds it difficult to adhere

Report for Initial Assessment - Stewart McFadyen.

to agreements made with the adult carers in his life. Stewart needs clear boundaries and instructions to make any impact upon his present situation.

Anti Social Behaviour:

Stewart became involved lately with the Social Work Department through his non attendance at school. After a community assessment it was felt that Balrossie School could meet Stewart's needs.

Stewart had previously spent long periods missing from home and absent from school. Ms. Mitchell (Stewart's mother) had also expressed her fears that Stewart had probably been involved in alcohol and drug abuse. Ms. Mitchell has difficulty imposing limits on Stewart and has little authority over his behaviour and whereabouts.

At his previous placement in Newfield Assessment Centre, Stewart was influential in planned absconsions. At Balrossie, Stewart has shown no sign of this form of behaviour.

In the community, Stewart has been involved in several criminal activities including theft and vandalsim.

On 23rd February, 1994, Stewart attended a Hearing of the Children's Panel in Paisley to answer a referral made regarding a charge of trespassing with intent. This was incurred on December 1st, 1993.

The referral was discharged by the Panel.

Since his admission to Balrossie, Stewart has incurred one known charge for criminal activity.

Personal Problems:

Stewart is aware of the reasons for his admission to Local Authority Care. He does, however, find difficulty in expressing his awareness and does not relate in depth to adults.

The involvement in drug abuse and offending in the community is an on-going problem for Stewart and concern is shared by all carers involved with Stewart about his willingness and ability to change.

Home contact:

Since being admitted to Balrossie School, Stewart has had full week-end leave. This leave pattern seems to have gone fairly well with only one incident of Stewart failing to return at the arranged time. This incident resulted in Stewart incurring a charge of entering lock fast premises on Sunday the 20th February, 1994.

Report for Initial Assessment - Stewart McFadyen.

Ms. Mitchell will receive the support of the Social Work Department and staff at Balrossie School to improve her role as parent and to enable her to give Stewart and other members of her family the relevant levels of care necessary to improve various family relationships.

Leisure Pursuits:

Stewart takes part in many of the activities on offer at Balrossie School. Within Bute Unit he enjoys games such as pool and involves himself in video and computer games.

Throughout the school, he is involved in swimming, badminton, cooking and running.

Stewart has a special aptitude for art which would benefit from more encouragement and practice.

Stewart takes part and competes at a favourable standard.

*Jean Smith*

Written by: JEAN SMITH.  
RESIDENTIAL CHILD CARE OFFICER.

*S. D. McCallum*

Countersigned by: DAVID S.D. McCALLUM.  
HEADMASTER.

Balrossie School,  
Kilmacolm PA13 4 ST.  
JS/JBW.  
21st March, 1994.

## CASE NOTES

STEWART McFADYEN - CASE SUMMARYSeptember 1996 - February 1997

During this period it was not possible to provide any Throughcare Support to Stewart due to his lack of motivation to keep appointments, his continuing involvement in offending and to the fact that he had absconded from New Field for a period in October - November 1996 and then shortly after his return home spent a period in custody.

In an attempt to ease this transition to undertaking a course at Reid Kerr College in September 1996 I went along with him on the first day of the course. He did not attend after the first day. Stewart also failed to keep appointments with his social worker during this period and his social worker was of the opinion that Stewart would be unlikely to Buy INTO into any support offered by the Throughcare Team in the future. Apparently, Stewart's mother has been caring and supportive towards him following his discharge from care and there is no indication that either she wants him to leave home or that Stewart wants to move on.

In discussion with Isobel Gallagher, S.W. in February 1997 it was agreed that in view of Stewart's lack of commitment Throughcare support is inappropriate at present. Stewart will be re-referred in future if appropriate.

Case Closed.

Joan McGinley

# CONTACT SHEET

STEWART Mc FARLAND

[illegible]



Supervision - Case Discussion

Name: STEWART McFADYEN

Date: 10/2/97

Brief statement: setting casework objectives:

TO LOOK AT POSSIBLE THROUGHT AND ROLE

Work done/pre- situation:

ATTENDED CHILD CARE REVIEW (NOV '96) FOLLOWING THIS  
RETURNED TO HIS MOTHER'S CARE DEC '96. HE CONTINUED  
TO OFFEND. - REMANDED AT LOW BRUGGER FOR A  
PERIOD  
TWO HOME VISITS ARRANGED IN JANUARY '96. -  
NO ONE AT HOME

Planned work:

FOLLOWING DISCUSS. WITH ISOBEL GALLAGHER  
AGREED TO CLOSE CASE IN VIEW OF STEWART'S  
LACK OF CO-OPERATION.  
STEWART TO BE RE-REFERRED IF APPROPRIATE  
IN FUTURE

Current level of contact: —

Extra hours bid:

Decisions:

Close

WJH

YZW

Project Leader:

Mr. Leggett

Worker:

Joe McFadyen

Supervision - Case Discussion

Name: STEWART McFadyen.

Date: 18/3/97.

Brief statement of existing casework objectives:

TO LOOK AT POSSIBLE TRAUMATIC ROLE

Work done/present situation:

ATTENDED CHARGE REVIEW (WON '96) FOLLOWING  
HIS RETURN HERE HE FAILED TO KEEP ANY  
OF THE APPOINTMENTS ARRANGED & CONTINUED  
TO RE-OFFEND

INFORMED S.W. OF HIS FAILURE TO CO-OPERATE  
LETTER TO STEWART TO INFORM HIM OF CLOSURE  
OF CASE.

Planned work:

WRITE CLOSING SUMMARY

Current level of contact: 5 HR.

Extra hours bid:

Decisions:

As Above

Project Leader:

M. Jeffries

Worker:

Stewart McFadyen

## Supervision – Case Discussion

Name: Stewart M'Fadyen

Date: 20.11.96

Brief statement of existing casework objectives:

To look at possible Transition Plan.

Work done/present situation:

Back home with parent but given background this could be what lived. No real transition input date given ~~Stewart~~ Stewart's absconding/offending behaviour.

Planned work:

1. Visit ~~with~~ to Stewart/Family to look at Transition Plan.
2. If not ready commenced following visit on 21/11/96 then close & explain to Stewart/SIW about RE-referral.

Current level of contact:

2 hrs. (once)

Extra hours bid:

Decisions:

1. Do visit on 21/11/96.
2. Close if no plan forthcoming with advice RE referral

Project Leader:

Worker:

# Child in Care Review

## Review Minutes CR7

1. Date of review: Day Mon Year  
1 1 0 9 9 6

### 2. Child details

| Surname/other name(s) | Forename(s) | Date of birth |     |      | Age | Enter from code list |             |          |               |   |
|-----------------------|-------------|---------------|-----|------|-----|----------------------|-------------|----------|---------------|---|
|                       |             | Day           | Mon | Year |     | Sex                  | Legislation | Religion | Ethnic origin |   |
| McFadyen              | Stewart     | 0             | 9   | 1 1  | 8 0 | 15                   | M           | 4        |               | W |

### 3. Placement address

|                          |
|--------------------------|
| Newfield Resource Centre |
| Johnstone                |
|                          |
| Post code                |
| Telephone 01505 32 9334  |

### 4. Child/young person's home address

|                    |
|--------------------|
| 3 Fullerton Street |
| Shortroods         |
| Paisley            |
| Post code          |
| Telephone          |

### 5. Area team

|                      |
|----------------------|
| Craigielea Area Team |
|----------------------|

### 6. Social Worker

|                  |
|------------------|
| Isobel Gallagher |
|------------------|

### 7. Location of review Please tick box.

|                          |                                     |                          |                          |                          |                          |
|--------------------------|-------------------------------------|--------------------------|--------------------------|--------------------------|--------------------------|
| Foster home              | Residential unit                    | Parental home            | Social work office       | Day care                 | Other                    |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

If other, please specify:

### 8. Placement/RIC information

8a Date current placement began 2 6 0 6 9 6

8b Date of F: 2 6 0 6 9 6

8c Placement Type   
(Enter from code list)

8d Placement Objective   
(Enter from code list)

### 9. Last review

9a Date of last review Day Mon Year  
0 3 0 7 9 6

9b Outstanding work from last review

Please note decisions from last review which have not yet been completed.

| Decisions of Last Review                                                                                       | Action Required | Person Responsible                              | If action not completed, explanation: |
|----------------------------------------------------------------------------------------------------------------|-----------------|-------------------------------------------------|---------------------------------------|
| 1 Stewart to remain in Newfield. Recommendation to Hearing that Stewart be placed on 44(1)(b) naming Newfield. |                 |                                                 |                                       |
| 2 Stewart and Ms Mitchell to engage with Social Worker and Newfield staff to draw up contract.                 |                 | Mrs Mitchell, Stewart, Jed Quirk and Ruth Sills |                                       |
| 3 Community resources to be identified to support rehabilitation.                                              |                 |                                                 |                                       |

## 10. Present at review

### 10 a Present at review

| Name             | Designation and agency    | Address                         | Report received? |
|------------------|---------------------------|---------------------------------|------------------|
| Jackie McCrae    | Senior SW, SWD            | Craigielea Area Office, Paisley | Yes              |
| Isobel Gallagher | Social Worker, SWD        | Craigielea Area Office, Paisley |                  |
| Graham Ross      | Senior Residential Worker | Newfield Resource Centre        |                  |
| Joan McGinley    | Throughcare Project       | St James Street, Paisley        | Yes              |
| Stewart McFadyen | Subject of Review         | Newfield Resource Centre        |                  |
| Gail Paterson    | Minute Taker, SWD         |                                 |                  |

### 10b Invited but did not attend

| Name            | Designation and agency | Address                     | Report received? | Apologies received? |
|-----------------|------------------------|-----------------------------|------------------|---------------------|
| Ged Quirk       | Keyworker/Residential  | Newfield Resource Centre    | Yes              | Yes                 |
| Liz Edwards     | Senior Resource Worker | District Headquarters       |                  |                     |
| Janice Mitchell | Mother                 | 3 Fullerton Street, Paisley |                  | No                  |

## 11. Summary of discussion

Jackie McCrae, Chairperson, began the Review by way of introduction. There were apologies from Ged Quirk, Stewart's Keyworker at Newfield. Jackie informed the meeting that today's Review was convened to look at Stewart's current circumstances and discuss his long term future.

At a Hearing on 06.09.96 the Panel were concerned about Stewart's pattern of offending. Currently there are 17 outstanding charges which are known to the Department. At the Hearing a secure warrant was discussed but it was agreed that Stewart would need to accept responsibility for his actions and must address his offending behaviour.

### Isobel Gallagher, Social Worker

Isobel reports that although Stewart relates well to his family there continues to be difficulties with regards his home leave; Stewart does not go home when on weekend leave. Stewart has said that this due to a threat from a man in the Gallowhill area who claims Stewart owes him money. As a consequence Stewart has expressed a wish to secure a tenancy of his own.

Stewart was due to commence Reid Kerr College on a part time placement which is part of the care plan presented to the Panel. Joan McGinley, Throughcare Project, escorted Stewart there but although he entered the college he did not attend the class. Isobel has spoken to Stewart about this but he could offer no clear reason why he did not attend.

### Graham Ross, Newfield Resource Centre

Stewart has been resident in Newfield for approximately 10 weeks. Originally the focus of Stewart's placement was rehabilitation home however Graham reports that Stewart has shown little motivation to change and, in Graham's opinion, is not buying into the care plan. He has been absconding from Newfield in recent weeks and on occasion was held by the police on an unruly warrant.

It was emphasised to Stewart that if his offending continues the charges will be dealt with by the Courts and not the Reporter.

## 11. Summary of discussion – cont/....

At a recent meeting in Newfield, Stewart discussed his reasons for absconding when on home leave, stating that he feels he does not receive support from his mum. The issue of threats towards him were not raised by Stewart. When asked Stewart informed today's meeting that he would wish to return home if it were not for the threats made against him. Stewart stated that he felt this situation could not be resolved.

### Joan McGinley, Throughcare Project

Joan reported that she has spent little time with Stewart but that it would be helpful to discuss the various options available to him with regards accommodation and employment/training.

Stewart stated that he no longer wanted to attend Reid Kerr College but instead wishes to seek employment. Joan McGinley will investigate the Pathways Project which provides employment opportunities for young people. Joan thinks that Stewart will have to be sixteen in order to pursue this however she will investigate the matter.

### Access

It was reported that Stewart has not been going to his mum's when on weekend leave and it was agreed that this situation needs to be resolved before access can continue.

The care plan is still to rehabilitate Stewart to his mother's care and home leave will need to be geared towards this end. Stewart is stating that he cannot return home whilst still under threat from people within the area and this will need to be resolved.

An intensive pattern of access will be necessary once the home issue is resolved. It was agreed that Stewart will have 2 overnights at home gradually building up to 4 overnights a week with an aim to returning home. It was emphasised to Stewart that he needs to work with the Social Work Department, staff at Newfield and the Throughcare Project to this end.

Isobel Gallagher will discuss Stewart's home leave, and the support that he needs when at home, with Ms Mitchell. Ms Mitchell will continue to have access at Newfield. A PA1 will be completed.

Jackie McCrae emphasised to Stewart that the Panel may not agree to the recommendation that the supervision requirement be terminated due to his offending behaviour. He reiterated to Stewart that he runs the risk of being dealt with by the Criminal Justice System and not the Children's Hearing System in future and that he needs to work with all parties in order to avoid this.

A Child in Care Review will be convened before Stewart's birthday in November and Isobel will request a 48(2) Hearing before that date also.

## 12. Decisions of review

### 12a Family Access

12a(i) Is new PA1 to be issued?

Yes

☒

No

☐

N/A

☐

If yes, by whom?

Social Work Department

12a(ii) Parent/guardian's access

| Access by whom?               | Venue             | Frequency                                  | Duration  | Conditions                      | Supervision/support required (incl escort) | Section 29 help |
|-------------------------------|-------------------|--------------------------------------------|-----------|---------------------------------|--------------------------------------------|-----------------|
| Janice Mitchell<br>Home leave | Newfield<br>Mum's | Open<br>2 x overnights<br>increasing to 4. | gradually | No access meantime<br>resolved. | until home issue                           |                 |

12a(iii) Access by family and significant others

| Access by whom? | Venue | Frequency | Duration | Conditions | Supervision/support required (incl escort) | Section 29 help |
|-----------------|-------|-----------|----------|------------|--------------------------------------------|-----------------|
|                 |       |           |          |            |                                            |                 |

### 12b Additional resources required

| Resource required and for whom? | Reasons | Person responsible | Date required |
|---------------------------------|---------|--------------------|---------------|
|                                 |         |                    |               |

### 12c Resources shortage

Please identify any resources required but not available

### 12d Planned contact by social work staff

| With whom?         | Frequency | Purpose of planned contact | By whom? |
|--------------------|-----------|----------------------------|----------|
| Child/young person |           |                            |          |
| Parent             |           |                            |          |
| Carers             |           |                            |          |
| Others             |           |                            |          |

12e Is application to Criminal Injuries  
Compensation Board appropriate?

Yes

☐

No

☐

N/A

☒

12f Has financial assessment been completed?

Yes

☐

No

☐

N/A

☒

## 12g Summary of Decisions

| Decision                                                                                                                | Action required                | Person responsible | Timescale |
|-------------------------------------------------------------------------------------------------------------------------|--------------------------------|--------------------|-----------|
| 1 Stewart to remain at Newfield meantime.                                                                               | Provide Report                 | Isobel Gallagher   |           |
| 2 Isobel to request 48(2) Hearing prior to Stewart's sixteenth birthday.                                                |                                |                    |           |
| 3 Stewart to continue to work with staff at Newfield and Isobel regarding his future plans and his offending behaviour. |                                |                    |           |
| 4 Joan to advise Stewart of options available regarding independent living.                                             |                                |                    |           |
| 5 Joan to investigate employment/training prospects with Stewart.                                                       |                                |                    |           |
| 6 Child in Care Review to be convened before Stewart's sixteenth birthday.                                              | Home situation to be resolved. | Joan McGinley      |           |
| 7 At CICR discuss discharge from care.                                                                                  |                                |                    |           |
| 8 No home leave currently but to gradually build up overnights.                                                         |                                |                    |           |

## 13. Dissent

Dist. Manager  
to be advised?

13a Please note any unresolved disagreements.

| Person disagreeing | Nature of disagreement | Action required | Yes/no |
|--------------------|------------------------|-----------------|--------|
|                    |                        |                 |        |

13b Was parent/child/young person advised of right of appeal and process for doing so?

Yes ☐ No ☐ N/A ☒

## 14. Level of participation

14a Did the child/young person attend the review?  
If no, why not?

Yes ☒ No ☐

14b Did the parents attend the review?  
If no, why not?

yes ☐ no ☒

14c Chairperson's assessment of level of participation

|                       |                          |                          |                          |                          |                          |
|-----------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|
|                       | None                     | Little                   | Satisfactory             | Substantial              | Full                     |
| By child/young person | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| By parent             | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

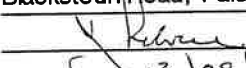
## 15. Next review

Time: 11.00am

Date: 06.11.96

Venue: Newfield

This review was chaired by:

Name: Jackie MacCrae  
Designation: Senior Social Worker  
Address: Craigielea House  
Blackstoun Road, Paisley  
Signature:   
Date: 13/09/96

### Confidentiality

*The information in this document is confidential to you. It must not be disclosed to any other person or agency without the written consent of the review chairperson*

If you disagree with any aspect of this report you should contact the chairperson immediately in writing.



## Child in Care Review

### Social Worker's Review Report CR1

1. Date of Review: 

|     |     |         |
|-----|-----|---------|
| Day | Mon | Year    |
| 1   | 1   | 0 9 9 6 |

#### 2. Child/young person details

| Surname/Other Name(s) | Forename(s) | Date of Birth | Age | Enter from code list |             |          |               |
|-----------------------|-------------|---------------|-----|----------------------|-------------|----------|---------------|
|                       |             |               |     | Sex                  | Legislation | Religion | Ethnic Origin |
| McFadyen              | Stewart     | Mon Year      | 1 5 | M                    | 0 7         |          | 0 1           |
|                       |             | 0 9 1 1 8 0   |     |                      |             |          |               |

Child/Young Person's Address

|                          |
|--------------------------|
| Newfield Resource Centre |
| JOHNSTONE                |
|                          |
| Post Code                |
| Telephone                |

Parent/Carer's Address

|                    |
|--------------------|
| 3 Fullerton Street |
| PAISLEY            |
|                    |
| Post Code          |
| Telephone          |

#### 3. Current care episode details

|                                                                                                                                                                                            |                                                                                         |   |   |   |   |   |                                                                                                                                                                               |   |   |   |   |   |   |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|---|---|---|---|---|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---|---|---|---|---|---|
| 3a Date Current Placement Commenced <table border="1" style="display: inline-table; vertical-align: middle;"><tr><td>2</td><td>6</td><td>0</td><td>6</td><td>9</td><td>6</td></tr></table> | 2                                                                                       | 6 | 0 | 6 | 9 | 6 | 3b Reception into Care <table border="1" style="display: inline-table; vertical-align: middle;"><tr><td>2</td><td>6</td><td>0</td><td>6</td><td>9</td><td>6</td></tr></table> | 2 | 6 | 0 | 6 | 9 | 6 |
| 2                                                                                                                                                                                          | 6                                                                                       | 0 | 6 | 9 | 6 |   |                                                                                                                                                                               |   |   |   |   |   |   |
| 2                                                                                                                                                                                          | 6                                                                                       | 0 | 6 | 9 | 6 |   |                                                                                                                                                                               |   |   |   |   |   |   |
| 3c Placement Type (Enter from code list) <input style="width: 50px;" type="text"/>                                                                                                         | 3d Placement Objective (Enter from code list) <input style="width: 50px;" type="text"/> |   |   |   |   |   |                                                                                                                                                                               |   |   |   |   |   |   |

4. Area Team: Craigielea

5. Social Worker: Isobel Gallagher

#### 6. Details of Last Review

6a Date of last Review 

|   |   |   |   |   |   |
|---|---|---|---|---|---|
| 0 | 3 | 0 | 7 | 9 | 6 |
|---|---|---|---|---|---|

6b Decisions of last review

| Decisions of last review                                                                                       | Action required | Person responsible                                | If action not completed, explanation: |
|----------------------------------------------------------------------------------------------------------------|-----------------|---------------------------------------------------|---------------------------------------|
| 1 Stewart to remain in Newfield. Recommendation to Hearing that Stewart be placed on 44(1)(b) naming Newfield. |                 |                                                   |                                       |
| 2 Stewart and Ms Mitchell to engage with Social Worker and Newfield staff to draw up contract.                 |                 | Mrs Mitchell, Stewart<br>Jed Quirk and Ruth Sills |                                       |
| 3 Community resources to be identified to support rehabilitation.                                              |                 |                                                   |                                       |

#### 7. Previous Episodes of Care

| Dates<br>From – To | Placement |      | Legal<br>Status | Reason for RIC | Discharge Details |
|--------------------|-----------|------|-----------------|----------------|-------------------|
|                    | Address   | Type |                 |                |                   |
|                    |           |      |                 |                |                   |

Continue if necessary on separate sheet

## 8. Parent/Guardian details

8a Mother's Name

Surname

Mitchell

Forenames

Janice

Age

4 1

Address

3 Fullerton Street

PAISLEY

Post Code

Telephone

8b Father's Name

Surname

McFadyen

Forenames

Alexander

Age

5 0

Address

Greenbank Drive

PAISLEY

Post Code

Telephone

Does mother have parental responsibility?

Yes

☒

No

☐

Does father have parental responsibility?

Yes

☐

No

☒

## 9 Parental access/contact

9a Do you have a copy of the agreed access arrangement (PA1)?

Yes

☐

No

☐

9b If so, does access take place as agreed?

Yes

☐

No

☐

9c. How often does access take place? **Weekly**

9d. Where does access take place? **Home leave and Newfield**

9e. Please note any difficulties and/or any help required for access:

## 10. Other family/relative/friend details

10a Brothers and sisters

Care Placement?

| Full Name       | Age or DOB | Address        | Yes/No |
|-----------------|------------|----------------|--------|
| Lesley McFadyen | 1 4        | 3 Fullerton St |        |
| Ross McFadyen   | 1 7        | 3 Fullerton St | No     |
|                 |            |                |        |
|                 |            |                |        |
|                 |            |                |        |
|                 |            |                |        |
|                 |            |                |        |
|                 |            |                |        |

Continue if necessary on separate sheet

10b Other significant adults

Does this person have parental responsibility?

| Full Name          | Relationship | Address                        | Yes/No |
|--------------------|--------------|--------------------------------|--------|
| Alexander McFadyen | Father       | 4b Glencairn Court, Gallowhill | No     |
|                    |              |                                |        |
|                    |              |                                |        |
|                    |              |                                |        |
|                    |              |                                |        |

Continue if necessary on separate sheet

## 11. Social worker contact

| 11a Dates of social worker's contacts with the placement since admission/last review |                                                                                                 | Child seen? |
|--------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------|-------------|
| Date                                                                                 | Type of contact (specify visit, telephone etc.) and with whom                                   | Yes/No      |
| 31/7/96                                                                              | Residential Assessment – neither mother nor Stewart present. Stewart had absconded for 2 weeks. | No          |
| 7/8/96                                                                               | Panel meeting                                                                                   | Yes         |
| 12/8/96                                                                              | Visit to Newfield. Discussion with Stewart and worker                                           | Yes         |
| 14/8/96                                                                              | Visit to Newfield and took Stewart to Reid Kerr College and Throughcare for interviews          | Yes         |
| 19/8/96                                                                              | Panel held and visit to Newfield. Discussion with worker.                                       | Yes         |
| 26/8/96                                                                              | Telephone call Newfield                                                                         | No          |
| 27/8/96                                                                              | Visit to Newfield – discussion with Keyworker, Throughcare and Stewart                          | Yes         |
| 10/9/96                                                                              | Telephone call, Stewart and worker                                                              | No          |
|                                                                                      |                                                                                                 |             |
|                                                                                      |                                                                                                 |             |
|                                                                                      |                                                                                                 |             |
|                                                                                      |                                                                                                 |             |
|                                                                                      |                                                                                                 |             |
|                                                                                      |                                                                                                 |             |

Continue if necessary on separate sheet

| 11b Dates of social worker's contacts with the child/young person's family, relatives, significant others |                                                                       | Person seen? |
|-----------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------|--------------|
| Date                                                                                                      | Type of contact (specify visit, telephone etc.), with whom, and where | Yes/no       |
| 7/8/96                                                                                                    | Panel and home visit to mother                                        | Yes          |
| 19/8/96                                                                                                   | 3 home visits – seen on 2 occasions                                   | Yes          |
| 27/8/96                                                                                                   | 2 home visits – mother and brother                                    | Yes          |
| 28/8/96                                                                                                   | Visit – no reply. Letter through door                                 | No           |
| 11/9/96                                                                                                   | Visit to mother                                                       |              |
|                                                                                                           |                                                                       |              |
|                                                                                                           |                                                                       |              |
|                                                                                                           |                                                                       |              |
|                                                                                                           |                                                                       |              |
|                                                                                                           |                                                                       |              |
|                                                                                                           |                                                                       |              |

Continue if necessary on separate sheet

## 12. Other Agency involvement.

| Name of agency      | Contact person and designation | Telephone Number |
|---------------------|--------------------------------|------------------|
| Throughcare Project | Joan McGinley                  | 889 – 3655       |
| Reid Kerr College   | Bob Black, Careers Advisor     | 889 – 4225       |
|                     |                                |                  |
|                     |                                |                  |
|                     |                                |                  |
|                     |                                |                  |
|                     |                                |                  |
|                     |                                |                  |
|                     |                                |                  |

Continue if necessary on separate sheet

### 13. Progress Report

Please comment on the child/young person's progress since admission/last review, noting any significant developments

**a Health**

No health problems.

**b Education/training/employment**

Stewart was due to commence Reid Kerr College on a part time placement, starting 28.08.96 but did not attend. He was escorted there on the first day by Throughcare worker.

**c Child's relationship with family and others**

Stewart relates well to his family – mother and siblings – but there continues to be difficulties in that he does not go home when given weekend leave. There is a positive relationship between Stewart, staff and other residents in Newfield.

**d Social Presentation**

Stewart is able to present himself well and appears to communicate effectively, particularly in relation to his recent interview at Reid Kerr.

**e Emotional and behavioural development**

Stewart has recently discussed reasons for absconding when going on home leave. He is worried when his mother shows disapproval of his behaviour but not to the extent that his behaviour changes.

**f Self-care skills**

Stewart maintains a high standard of personal hygiene and cares adequately for his living quarters. He presents no difficulties in participating in household tasks at Newfield.

**g Family Circumstances**

Mrs Mitchell has 2 children at home presently – Ross and Lesley.

**h Any other comments**

Stewart has had difficulty in maintaining home leave and absconds when he should go home. He states he is afraid of people in the area who have threatened him. Stewart has expressed a wish to secure accommodation for himself and requires assistance to do this.

Continue if necessary on separate sheet

**14. Issues for Review**

Please note the main points you would like discussed at the Review

1. Further plans relative to Stewart's stated wish to secure accommodation outwith the family home.
2. Stewart's conditioned offending.
3. Plans for home leave/contact with family.
4. Difficulties with Reid Kerr placement.

Social Worker' signature:

*David Gallacher*

Senior Social Worker' signature:

\_\_\_\_\_

Date:

11/9/96

Date:

\_\_\_\_\_

## Minutes of Case Conference Held at Newfield Resource Centre on 31 July 1996

**Name of Child:** Stewart McFadyen

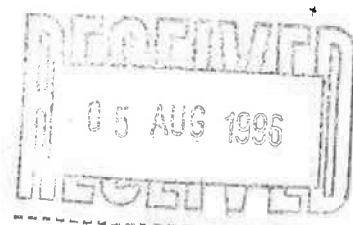
**Date of Birth:** 09 11 80

### **Present:**

Ruth Sills, Social Worker  
Isobel Gallagher, Social Worker  
Jackie McCrae, Senior Social Worker  
Sandy Bryce, Throughcare Project Leader ✓  
Ged Quirk, Keyworker, Newfield  
Fiona Berry, Depute Unit Manager, Newfield, Chairperson

### **Apologies:**

Liz Edwards, Senior Resource Worker  
Alison Jarvie, Psychologist  
Stewart did not attend and was an absconder at the time  
Ms Mitchell, Stewart's mum, did not attend



Copies of the assessment reports were distributed and read.

Ruth Sills opened the discussion by giving a brief background to Stewart's admission for assessment. Stewart began having problems with offending when he started Secondary school. He had spent two and a half years in Balrossie School and referrals had been made to senior schools, Geilsland, Kerelaw and St John's. Due to progress made at Balrossie, Stewart was returned home on 44(1)(a) Home Supervision Order with a placement at the Social Education Unit. The level of Stewart's offending however increased and a review panel was requested. In the meantime Stewart was called to an emergency Hearing to answer offending charges, was admitted to Newfield on a Place of Safety Order and subsequently issued with an Assessment Order.

Jackie McCrae expressed concerns about Stewart's relationship with his mother with regard to her colluding with his absconding and unwillingness to impose limits on Stewart.

Isobel Gallagher pointed out the comments in the Assessment Report that Stewart's mum may in fact benefit materially from Stewart's offending. Ged Quirk confirmed that Stewart had indicated this could be the case.

Ged Quirk spoke to the Newfield report stating that Stewart had responded well to the structures within the Centre and had presented no management problems. Family meetings were arranged during Stewart's stay in Newfield but only one of these had taken place prior to Stewart's absconding. In discussion about his future Stewart had shown little commitment to change and appeared fatalistic about his future. He had, however, shown an interest in college courses.

Sandy Bryce said that he had not yet met with Stewart but would be able to talk

to him about group work involving employment training. Any work the Throughcare Team could offer would depend on Stewart's level of commitment.

General discussion took place about the concerns around Stewart's offending behaviour. The suitability of a secure placement was discussed and it was felt that such a move would not be helpful. As Stewart is approaching school leaving age the feasibility of residential school was also felt to be inappropriate.

Serious concerns were expressed about the level and nature of Stewart's offending especially with regard to recent charges of lewd and libidinous behaviour. It was felt that Stewart would require a great deal of help and support if he was to remain in the community and that this could best be organised from a care base. Supports for Stewart would also require to be agreed with Stewart and his mum to establish a level of commitment.

The possibility of Stewart being involved in a Young Offenders Group was also discussed. As Stewart had shown no interest or commitment to I T work in the past, it was felt that he may be a suitable candidate for a group soon to be started by the Area Team especially catering for juvenile offenders with similar backgrounds to Stewart's.

The recommendation to the Children's Hearing is therefore that Stewart return to Newfield on 44(1)(b) legislation where work would be done with Stewart and his family regarding his offending behaviour and education and training through college.

Isobel Gallagher will pursue a place for Stewart at Reid Kerr. Sandy Bryce will link in with Newfield staff and will identify a Resource Worker to attend family meetings on a weekly basis. Stewart will also have access to the Drop-in Resource at Queen Street. Jackie McCrae will inform Newfield staff of progress of Young Offenders Group with a view to Stewart being involved in the group. It is hoped that with this level of support and structure Stewart can be successfully rehabilitated into the community and will be able to live at home.



Fiona Berry  
Depute Unit Manager

# SOCIAL ENQUIRY REPORT

①  
②

564/CRT/99

|                            |                                                     |                            |
|----------------------------|-----------------------------------------------------|----------------------------|
| <b>Name</b>                | <b>Stewart McFadyen</b>                             | <b>Kelvin House</b>        |
| <b>D.O.B</b>               | <b>09.11.1980</b>                                   | <b>Rivercart Walk</b>      |
| <b>Address:</b>            | <b>c/o Mitchell<br/>3 Fullerton Street, Paisley</b> | <b>Paisley<br/>PA1 1YS</b> |
| <b>Court:</b>              | <b>Paisley Sheriff</b>                              |                            |
| <b>Date Of Court:</b>      | <b>10.09.1999</b>                                   | <b>0141 842 5151</b>       |
| <b>Report compiled by:</b> | <b>Raymond Prior</b>                                |                            |

**Offence: Theft by Housebreaking; Theft; Other Crimes**

## FAMILY DETAILS

| <b>Name</b>        | <b>Age</b> | <b>Relationship</b> | <b>Income &amp; Source</b> |
|--------------------|------------|---------------------|----------------------------|
| Janice Mitchell    | 43         | Mother              |                            |
| Ross McFadyen      | 19         | Brother             |                            |
| Stewart McFadyen   | 18         | Subject             |                            |
| Leslie McFadyen    | 17         | Sister              |                            |
| Alexander McFadyen | 49         | Father              | Outwith family home        |
| Jillian McFadyen   | 22         | Sister              | Outwith family home        |

## GENERAL FINANCIAL SITUATION:

### OFFENDER - FINANCIAL SITUATION:

Mr McFadyen is serving a custodial sentence at present and therefore has no income.

### INCOME PER WEEK:

### SOURCE:

### EXPENSES:

### PER WEEK:

### ARREARS:

### ACCOMMODATION:

### DEBT:

### FINES:

### OTHERS (STATE):

### DISPOSABLE AVAILABLE INCOME (PER WEEK):

### GENERAL COMMENTS: (GIVE ANY CAPITAL RESOURCES E.G. REDUNDANCY LUMP SUMS)

# ***SOCIAL ENQUIRY REPORT***

## **Basis of Report**

This report is compiled on the basis of one interview with Mr McFadyen when he was being held at the cells in Paisley Sheriff Court.

Mr McFadyen is currently serving sentence at H.M. Y.O.I. Polmont and his earliest date of release of 02.02.2000. Due to a Court appearance relating to other matters Mr McFadyen was unable to be interviewed in Polmont. Departmental records were also consulted.

## **Current Circumstances**

Mr McFadyen has been in custody since May and has spent a significant part of the last 3 years within a custodial environment either on remand or whilst serving a custodial sentence. He advised the longest period he has had at liberty in the last 3 years was for 2 months.

## **Home Circumstances**

When in the community Mr McFadyen lives with his mother and 2 of her children in a 4 apartment local authority flat in the Shortroods area of Paisley. The family have lived in Shortroods for 12 years having previously lived in Barrhead. There are no particular problems with regards to relationships within the house. Mr McFadyen's mother and father have both taken responsibility for rearing and caring for their children and although in the past they have indicated their disapproval of Mr McFadyen's offending behaviour, it is apparent they have had little actual influence on his behaviour.

## **Family Background**

Mr McFadyen and his family originate from the Barrhead area and the family moved to Paisley when Mr McFadyen was around 5 years of age. His mother and father separated when he was approximately 10 years old as a result of longstanding marital problems and Mr McFadyen Senior subsequently left the family home.

Mr McFadyen Snr. is the owner of a local garage business. He has maintained contact with his children since leaving the family home but he has also had little evident influence over his 3 children, including Stewart, who have been involved in offending.

The family have been involved with the Social Work Department for a number of years. Initial contact revolved around Mr McFadyen's older sister, Jillian, when she was made subject of compulsory measures of care as a result of concerns relating to school based difficulties and offending behaviour.

Mr McFadyen had been involved in a relationship which had lasted 3 years. He advised however that this relationship ended at around the start of his current sentence. He claims to still be on good terms with his ex-partner.



# ***SOCIAL ENQUIRY REPORT***

## **Previous Social Work Involvement**

Mr McFadyen became involved in truancy from school and offending behaviour at the start of his High School years. He was made subject to a supervision requirement via the Childrens Hearing system in 1992.

Departmental records indicate that his behaviour continued to deteriorate with the result that he was looked after by the local authority. Between 1993 and 1996 Mr McFadyen spent periods within Newfield Assessment Centre and Balrossie Residential School. Efforts to address his offending behaviour during this period of Social Work intervention failed. Mr McFadyen's supervision requirement was terminated at a Childrens Hearing on 03.03.97.

## **Education**

Mr McFadyen is regarded as an intelligent individual but the problems he presented both in attending school and his behaviour within school resulted in him not reaching his educational potential. He received much of his secondary education within Balrossie Residential School. Records indicate that he responded well to the supports on offer within a residential setting and he reports to gaining Scotvec modules in English and Mathematics during his time at Balrossie.

## **Employment**

Since leaving school Mr McFadyen has never been in paid employment. He claims that the main reason for this was that because of his offending he has spent a significant period of the past 2 ½ years in custody. Mr McFadyen informs that his father has in the past offered him a job at his garage. He claims that in the past he would have found it difficult to work for his father but feels more mature and able to undertake work of this sort now.

## **Alcohol and Drugs**

It appears that Mr McFadyen's use of cannabis has played a significant part in his lifestyle for the last 2 - 3 years. He reports that he was spending up to £50.00 per day on this substance. In the past Mr McFadyen has been able to acknowledge the link between his involvement in theft and financing his use of cannabis and has only recently begun to see this pattern as problematic. He is now more realistic about the impact his drug use has had upon his behaviour. Similarly he now acknowledges that his use of alcohol has also contributed to his involvement in offending.

Mr McFayden also advised that when last at liberty he had started to smoke heroin. He does however see this as a thing of the past. He states that while in custody he has taken part in mandatory drug tests and to date they have all been clear. Mr McFadyen intends to move away from the Shortroods area upon his release in an effort to cut ties with past acquaintances who use drugs and offend. It is uncertain how realistic this view may be.

# ***SOCIAL ENQUIRY REPORT***

## **Offending Behaviour**

### **Past**

Mr McFayden has a history of involvement in offending behaviour, mainly relating to theft. This, combined with his school based difficulties, resulted in the imposition of both home and residential supervision requirements for a large part of his life. Social Work intervention failed to make a significant impact upon his offending behaviour during his childhood years.

Mr McFadyen's offending has continued into adulthood and he has been made subject to a number of custodial sentences between 1997/1999. He was also placed on 3 Probation Orders but failed to comply and was subsequently breached.

### **Current**

Mr McFadyen admits responsibility for these offences and stated that they were committed in the main to fund his heroin and cannabis use. He advised that at the time he had given no thought to the consequences of his actions and was only concerned with his own immediate short term gain. Mr McFadyen claimed to have given thought to the victims of his offences since his time in custody but it is unclear how sincere his feelings are in this situation.

### **Outstanding**

Mr McFadyen informs that he has to appear before Paisley Sheriff Court in December 1999 in connection with a deferred matter.

### **Conclusion**

Mr McFadyen presents as an intelligent, astute and socially skilled young man. However it is evident he has not used these aspects of his personality in a positive manner and is entrenched in an offending lifestyle. He makes claim to being well motivated to change his lifestyle and states that upon his release from custody he intends to reside in a different area outwith Paisley. He also now claims that he can see the negative influence his peer group and drug use has had on his life. Mr McFadyen was also keen to advise of the different groups and activities he has taken part in whilst in custody. These include taking part in groups, tackling anger management, offending behaviour and cognitive skills.

Mr McFadyen's history of offending was heavily influenced by his misuse of drugs and alcohol. In the past he advised that he would find it difficult to cease his substance use but claims now to be more mature and able to tackle his problem when at liberty.

It is felt however, that although Mr McFadyen states he is now able to deal with his offending behaviour and drugs use he may find this difficult without high levels of support. He would therefore have to be assessed as presenting a high risk of re-offending.

## ***SOCIAL ENQUIRY REPORT***

### **Sentencing Options**

Given that Mr McFadyen is currently serving a custodial sentence, the earliest date of release being 02.02.2000, it may be inappropriate to consider community based options at this point in time. Should the Court be considering a community based disposal then the writer would suggest a deferment in sentencing. This would allow for a full assessment and comment on the full range of options at the Courts disposal.

It is hoped the information contained in this report is useful in helping the Court come to a decision.

Raymond Prior  
Social Worker

9 September 1999





**THE COMMUNITY ALTERNATIVES UNIT**  
RESOURCE CENTRE  
QUEEN STREET  
PAISLEY  
PA1 2TU

AN  
ALTERNATIVE  
TO  
CUSTODY

TEL: 0141 887 5470  
FAX: 0141 842 1078

SOCIAL WORK

## PROGRESS REPORT

NAME: STEWART McFADYEN

DATE OF BIRTH: 9 November 1980

ADDRESS: 3 Fullerton Street  
Paisley

COURT: Paisley Sheriff Court

DATE OF COURT: 24 March 1998

---

### BASIS OF REPORT

Mr McFadyen is required to attend the Community Alternatives Unit by a Probation Order made on 21 October 1997. This report is based on his involvement with the Unit since then.

### ATTENDANCE

Mr McFadyen was initially required to attend the Unit once a week in preparation for the Unit programme scheduled for December 1997. Since his order was made he has not been able to sustain a regular pattern of attendance at the Unit for the following reasons. Initially his response to attendance lacked motivation and he was issued with a first written warning for absences at the beginning of November 1997. He then experienced two periods of being remanded in custody and as a result he was not able to start on the Programme in December 1997 as planned. After his release in January 1998 he was again required to attend the Unit on a weekly basis until the next Programme began. He then attended on three consecutive weeks and impressed as more committed. He had a further absence on 11 February 1998 due to illness but was then remanded in custody the following week on the present offences.

### PROGRESS

The present offences confirm that Mr McFadyen has not the ability to control his impulsive actions. Since the Probation Order was made there

has been no opportunity for him to benefit from the Unit Programme due to his inconsistent attendance. Mr McFadyen's place at the Unit remains available and the Programme has the potential to introduce a structure into his life and tackle the causes of his offending.

*Gordon Aitken*

Gordon Aitken  
Senior Social Worker

GA/GH  
23 March 1998

# Renfrewshire Council

Education Services

Your Ref: ALJ/SAB  
Our Ref: 18 July 1996

Date:

## Psychological Service

Carbrook Street,  
Paisley PA1 2NW

Tel: 0141 887 7821  
Fax: 0141 849 1825

Principal Psychologist : Bob Rutherford

Director of Education : Shelagh Rae

Ms N Stirling  
Reporter  
Scottish Children's Reporter Administration  
10 Glen Lane  
PAISLEY  
PA3 2HU

Strathclyde Regional Council  
Social Work Dept  
Newfield House Resource Centre  
Barochan Road  
Johnstone  
PA5 8TS  
Tel Jo 29334

23 JUL 1996

Dear Ms Stirling

STEWART McFADYEN: 9.11.80  
3 FULLERTON STREET, PAISLEY

Thank you for your request for information regarding the above named boy. Stewart was initially referred to this service in 1991 because of concerns about his lack of academic progress and behavioural problems. Since this time involvement of Psychological Service has focused on working with the family and other agencies to secure appropriate educational provision for Stewart. The following report pertains to this involvement and to the recent interview I had with Stewart at Newfield as part of his residential assessment.

### Background

As is noted above, Stewart was initially referred to this service in 1991. At this stage, an intellectual and educational assessment was conducted, the findings of which indicated that Stewart is a boy of average ability but that he has specific difficulties in relation to written language.

Also at this time Stewart's difficulties in the community were becoming more apparent and the general feeling was that Stewart was increasingly moving outwith his mother's control. This was reflected in terms of Stewart's behaviour at, and commitment to attend, school. After his transition to secondary school Stewart's level of absenteeism increased considerably.

Due to the combination of his truancy, behavioural problems at school, offending in the community and being outwith parental control, an application was made for Stewart to attend Balrossie School on a residential basis in January 1993.

Stewart attended Balrossie on a residential basis until December 1995, when it was decided that because of the significant progress he had been making, that he attend the school on a day boy basis.

18 July 1996

STEWART McFADYEN: 9.11.80

However because no places were available on a day boy basis at Balrossie, it was decided by the Social Work Department that Stewart should attend the Social Education Unit instead.

Unfortunately, Stewart did not manage to cope well, either with his return to the community or with his placement in the Social Education Unit. His pattern of offending re-emerged and by February 1996 he was completely refusing to attend the Social Education Unit.

Interview with Stewart

During interview Stewart was very cooperative and made an attempt to answer all of my questions. He appeared honest and open when responding to questions about his recent offending behaviour in the community and made no attempt to hide the fact that he had been involved in fairly serious crimes with other youths.

However, he denied categorically that he had been involved in any deviant sexual behaviour as had been alleged by two younger boys of his acquaintance. As it would appear that these charges have now been dropped, I did not pursue this subject further with Stewart, although having spoken to Mrs Sills, Social Worker, I believe this is an area where there continues to be some concern.

With regards to his immediate future, Stewart indicated that he would wish to remain at Newfield on a residential basis to finish his education. Being in Newfield according to Stewart, is a way to avoid becoming involved in offending behaviour. Stewart seems to feel that unless he can avoid the crowd of youths he has been associating with then it is inevitable that he will commit further offences. Stewart did not try to blame his friends for the fact that he gets into trouble with the police but he did indicate that he found it almost impossible to resist any form of peer pressure.

We discussed ways in which Stewart might be able to be in his local community and be able to avoid trouble. As Stewart appears to have few interests, for example in sports, he said that basically he would have to stay at home with his mum and watch videos or else he would end up meeting with "the crowd" which would lead to some form of trouble.

Although Stewart appeared to have an almost fatalistic view of his future as being one in which criminal activity would feature heavily, he also appeared to be aware of and keen to pursue an alternative "path".

Stewart expressed an interest in working as a mechanic in his father's garage on reaching school leaving age. He also seemed receptive to the idea of attending Reid Kerr College to do a vocational course related to car mechanics.

When talking of these plans Stewart appeared quite optimistic that this may be a way for him to avoid further offending. He also indicated that his mother may be moving out of the Paisley area to live in Ardrossan, and he felt this could be a "fresh start" for him.



STEWART MCFADYEN: 9.11.80

Discussion with Key Worker

After interviewing Stewart I had an opportunity to have a brief discussion with Mr Quirk Stewart's key worker. It would appear that Stewart has encountered few major adjustment problems in settling into life at Newfield since his reception into care 4 weeks ago.

He has home leave which is supervised and Mr Quirk suggested that ongoing work with both Ms Mitchell and Stewart would be necessary if the situation at home regarding limit setting was to improve. It has been suggested that Stewart enjoys a considerable degree of freedom at home which may not be appropriate given his age and susceptibility to offending behaviour.

Stewart appears to respond well to the structure and clear boundaries which are made explicit at Newfield. Nevertheless it was indicated that there is scope for improvement in terms of Stewart's behaviour.

Summary and Conclusions

Stewart, by his own admission, is a boy who is very vulnerable in the community with regards to becoming involved in further offending behaviour. He is not confident that he will be able to avoid the crowd of youths with whom he has been breaking the law and gives the impression that he sees himself in trouble with the police in the future.

It would appear that Ms Mitchell has never actually regained control of Stewart since he was initially declared outwith parental control some five years ago. Therefore it seems highly unlikely that a return to his mother's care at this stage will lead to any improvements in his behaviour.

It is my recommendation, therefore, that Stewart remains in care until November 1996 when he reaches school leaving age. During this time it would be beneficial if there could be intensive input by care workers and the Social Work Department with Stewart and his mother to examine issues of limit setting and control.

I believe it would also be useful if Stewart could be involved in a young offender's programme which could attempt to address many of the live issues which remain for Stewart with regards offending.

I feel it would be of most benefit to Stewart to remain in Newfield, rather than transfer to a senior residential school. There are several reasons for this. Firstly, I am aware from discussions with Ms Sills that it is unlikely that there will be any places available in any of the residential schools for some time, and so it would be much more practical and less unsettling for Stewart to remain at Newfield.

Secondly, as Newfield is close to Stewart's home and because staff at Newfield have already worked with Ms Mitchell, there would be greater opportunities for successful joint work with Ms Mitchell and Stewart.

[4]

18 July 1996

STEWART McFADYEN: 9.11.80

Finally, if Stewart were to attend Newfield there would be opportunities for liaison with Reid Kerr College and for Stewart to pursue a vocational course, and perhaps, career in motor mechanics.

I trust this information will be of some use.

Yours sincerely

*Alison R. Jarvie*

A L Jarvie  
Educational Psychologist

cc Mrs E Spalding, Principal Officer, Special Educational Needs  
Mr J McCrae, Senior Social Worker, F.A.O. Ruth Sills, Social Worker  
Mr Quirk, Key Worker, Newfield Assessment Centre ✓

**SCOTTISH CHILDREN'S REPORTER ADMINISTRATION**  
10 Glen Lane, Paisley PA3 2HU

**Principal Reporter: Mr A Miller**

Tel: Direct Line 041-889 9171

Our Ref: AMcC/MW

Your Ref:

Date 10 July 1996

If phoning or calling please ask for: Mr McColl

K. Patrick

Mrs M Leyton  
Centre Manager  
Newfield House Resource Centre  
Barochan Road  
JOHNSTONE

**Strathclyde Regional Council**

**Social Work Dept**

**Newfield House Resource Centre**

**Barochan Road**

**Johnstone**

**PA5 8TS**

**Tel Jo 29334**

10 JUL 1996

Dear Mrs Leyton,

Re: **STEWART MCFADYEN (9.11.80) 3 FULLERTON STREET, PAISLEY**

The above named child appeared at a Children's Hearing on 10 July 1996 in terms of Section 32(2)(g) of the Social Work (Scotland) Act 1968.

After discussing the case, the Panel were of the opinion that a Residential Assessment to include medical input, would be beneficial at this stage before making their decision and accordingly issued a Section 43(4) requirement, - relevant copies enclosed.

I enclose relevant papers pertaining to the case along with the Hearing's reasons for decision and look forward to hearing from you in due course.

The date of the next Hearing is (provisionally) **Wednesday 7 August 1996.**

Please submit the Assessment report in advance of this date to allow onward transmission to the Hearing members.

Yours sincerely

Needer S

118 Andrew McColl  
Reporter

cc: Psychological Services, Carbrook Street, Paisley

# SCOTTISH CHILDREN'S REPORTER ADMINISTRATION

Stewart

Date: 10 July 1991 Summary Code: C, d, h + 0 Child's name: McFadden Area: Renfrewshire

(Chairman) (Member) (Member)

Mr Webster Mrs Bayne Mrs Brunton

---

Decision: To discharge referral not accepted in terms of Section 42 (2) (c) and to continue the hearing for residential assessment

Statement of reasons for decision: Section 43 (4) Requirement made

Panel were extremely concerned at the level of offending and the ineffectiveness of Social Work input over the years to date.

It is hoped that Newfild will consider a placement in the Short Stay Unit as an option otherwise it may be necessary to consider more secure means.

David White

Chairman

The child /mother/father/guardian/and their representative(s) were advised of the foregoing decision and the reasons therefore; of the right of the child and of the parents to appeal to the sheriff against the decision; and of the right of the child and parents to receive a statement in writing of the said reasons.

Alan White

for Reporter

SCOTTISH CHILDREN'S REPORTER ADMINISTRATION  
SOCIAL WORK (SCOTLAND) ACT 1968  
THE CHILDREN'S HEARINGS (SCOTLAND) RULES 1986

At

Glen Lane  
Paisley

Date:

10 July 1986

A children's hearing for Renfrewshire in exercise of the powers conferred on them by section 43(4) of the Social Work (Scotland) Act 1968, require

Name

Stewart M. Fadyen

Address

3 Fullerton  
Street  
Paisley

D.O.B.

9 November 1980

to \*attend/reside at

Newfield House, Johnstone

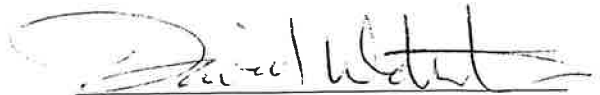
during

21 days

\*him/her

for the purpose of further investigation in relation to

and \*his/her history.

  
Chairman of the children's hearing

RENFREWSHIRE COUNCIL  
SOCIAL WORK DEPARTMENT

REVIEW REPORT FOR CHILDREN'S HEARING

Name: *Stewart McFadyen*

Address: *3 Fullerton Street  
Paisley*

Date of Birth: *09.11.80*

School Attended: *Social Education Unit*

Religion:

Section of Legislation: *S.40(7)*

Reason for review and:  
by whom called  
*Continued Hearing*

New Grounds of referral  
(if appropriate):

Significant changes since  
previous report:

Changes in Social Work  
Department or Worker:

Contact with other agencies:

*Jeel Quirk - Newfield Resource Centre*

Report compiled by:

*Ruth Sills, Social Worker  
Craigielea Area Team  
Blackstown Road  
Paisley*

Date report completed:

*05.07.96*

### Background to Report

Stewart last appeared at a Children's Hearing on 05.01.96 when his residential order naming Balrossie was varied to a home supervision requirement with a condition that he attend the Social Education Unit.

Despite the progress Stewart made during his time in Balrossie he did not cope well with his return to the community and his behaviour and attendance at the Unit was poor. Several meetings were arranged with Stewart and his mother in an attempt to address his difficulties however this proved fruitless and by February Stewart had stopped attending the Unit altogether.

It also became clear at this point that Stewart had picked up numerous referrals for offending behaviour and his motivation to alter this pattern of behaviour appeared poor. It was therefore decided that applications should be made to senior residential schools however at the point of writing there are no places available.

### Grounds of Referral

It is evident from the present grounds of referral that Stewart has embarked on a significant pattern of offending, some of which is more serious than others and all of which is extremely concerning. Stewart accepts all of the present grounds of referral with the exception of grounds 13 and 14 and it is therefore necessary to deal with these grounds in more detail.

When these allegations came to light, Stewart and his mother were interviewed by the writer and May Hughes, Social Worker, in an attempt to discuss with Ms Mitchell her understanding of the alleged incident and to assess any possible future risk posed by Stewart.

Both Ms Mitchell and Stewart categorically deny Stewart's involvement in this incident. Ms Mitchell bases this on her knowledge of Stewart and cannot perceive any future implications resulting from this incident given that she does not accept Stewart's culpability in this matter.

Stewart is adamant that this incident did not take place. He accepts that he knows David McDonald fairly well given that his family are neighbours of their family however he states that he has only a cursory knowledge of John McKerral. Stewart could offer no explanation as to why David and John would have made these allegations.

As a result of Stewart's denial of this incident and Ms Mitchell's refusal to accept the possibility of Stewart's responsibility in this matter, the writer has been unable to deal with these grounds any further at this stage until they have been dealt with at a forthcoming Children's Hearing. These grounds have been taken into account given that Stewart is presently placed at Newfield Resource Centre and staff have been made aware of this.

### Present Circumstances

Since being placed on a Place of Safety Warrant, Stewart has been placed at Newfield Resource Centre. Stewart has appeared to accept the inevitability of his present situation and is well aware of the seriousness of his continued offending combined with his lack of education.

Staff at Newfield have attempted to engage Stewart in discussions regarding his motivation and attitude towards his behaviour. Stewart has advised staff that he offends in order to purchase cannabis which he is regularly using in the community. He further states that he is presently happy being in care as he feels that things are out of control in the community as he gives money to

Ms Mitchell accepts that she is unable to influence Stewart's behaviour to any degree and that he comes and goes at home as he pleases. Consequently she states that she is never sure where Stewart is or who he is with at any given time. It is the writer's experience with Ms Mitchell and Stewart that there is an element of collusion between Ms Mitchell and her son which at present would be concerning if Stewart was at home in the community.

Since being placed at Newfield Stewart has settled well and presents no management problems whatsoever. He appears to have developed appropriate relationships with both adults and his peer group.

#### Assessment

Stewart is a young person who currently poses a risk to himself and the wider community as a result of his level of offending behaviour. Since being placed at Newfield Stewart has once again offered his commitment to work with the writer and the Social Work Department to alter his present lifestyle to prevent him proceeding through to the adult criminal justice system. The writer would presently question Stewart's commitment to working in any meaningful way to address his behaviour due to past experience with Stewart and his family. Consequently the writer feels that Stewart should not return home to the community until his commitment can be further tested out on an ongoing basis. Crucial to any plan of intervention to assist Stewart to successfully change his situation will be the cooperation and assistance of his mother. Ms Mitchell has also offered to work with the Department to resolve the situation, however Ms Mitchell's motivation will also have to be proven over a period of time.

The previous care plan focused on applications to senior residential school however there are no places available until late in the year. Stewart has already spent a considerable part of his childhood in Balrossie School which ultimately does not appear to have adequately equipped him to cope in the community. As a result this has called into question the suitability of a further residential school placement in order to meet Stewart's needs. Clearly the structured environment may have some impact on his offending behaviour however the writer feels that it is unlikely to fully eradicate this problem as Stewart continues to view residential school in a fatalistic way and he lacks the motivation to change his situation from a longer term "care" base.

Bearing in mind that Stewart is a Christmas leaver and has a home base, the long term plan would focus on Stewart being in the care of his mother acknowledging that both Ms Mitchell and Stewart will have to make some meaningful change to their present situation. For this reason the Social Work Department believes that it would be more beneficial to attempt to assist Stewart to cope with being at home in the community sooner rather than later and that attempts should be made to identify suitable community resources to tackle this.

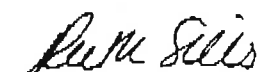
It is clear at this stage that Stewart is not capable of coping responsibly with a return home on a full time basis. The writer would suggest that Stewart remain in Newfield for a longer period of assessment which would involve drawing up a comprehensive care plan and contract with Stewart and Ms Mitchell in order to test out the feasibility or otherwise of a community based care plan.

In order to fully test this out, it will be necessary for Stewart to embark on a pattern of home leave which is not currently possible under warrant conditions. Should it become evident that this plan is not likely to succeed then the option of a residential school placement may still be considered at a future date.



Recommendation

The writer would respectfully recommend that Stewart be placed on a Residential Supervision Order naming Newfield Resource Centre in order to further assess Stewart's situation.



Ruth Sills  
Social Worker  
05.07.96



SCOTTISH  
**CHILDREN'S REPORTER**  
ADMINISTRATION

**SOCIAL WORK (SCOTLAND) ACT 1968**  
**THE CHILDREN'S HEARINGS (SCOTLAND) RULES 1986**

STEWART MCFADYEN  
3 FULLERTON STREET  
PAISLEY

D.O.B.: 9.11.80

*is being referred to a children's hearing for Renfrewshire on the grounds of the following conditions.*

That he has committed the offence as specified below, being grounds for referral in terms of Section 32(2)(g) of the above Act.

STATEMENT OF FACTS

In support of the above condition, it is stated:-

1. That he did on 12 October 1995 while acting along with another from the Community Centre Car Park, Lochwinnoch Road, Kilmacolm, force open lockfast Austin Metro motor car, Reg No DSB 929X and steal said vehicle

NATURE OF OFFENCE: Theft of Motor Vehicle A

2. That he did on 11 November 1995 in Wallace Street, Paisley, force open lockfast motor vehicle REG No J439 LGB and enter with intent to steal therefrom

NATURE OF OFFENCE: Opening Lockfast Place with intent A

3. That he did on 12 October 1995 while acting along with another from the car park of the premises occupies by Caledonia Motors, Renfrew Road, Paisley, steal a stereo Radio Cassette from lockfast motor vehicle Reg No N535 JYS

NATURE OF OFFENCE: Theft by Opening Lockfast Place A

4. That he did on 10 January 1996 while acting along with another in the car park at Maxwell Street, Paisley force open lockfast motor vehicle Reg No M853 SSB, enter and steal a radio cassette

NATURE OF OFFENCE: Theft by Opening Lockfast Place A

5. That he was on 25 January 1996 while acting along with others within the car park of Saint Mirren's Cathedral, Ince Street, Paisley, without lawful authority, found in circumstances where it may be reasonably inferred that he intended to commit theft

NATURE OF OFFENCE: Contrary Civic Government (Scotland) Act 1982 Sec 57 (1) A

6. That he was on 8 February 1996 while acting along with others within the common close at No 9 New Street, Paisley, found in circumstances whereby it can be reasonably inferred that he was there to commit the crime of theft

NATURE OF OFFENCE: Con Civic Government (Scotland) Act 1982 Sec 57 (1) A

That he/

2.7.96

Contd. Page 2

STEWART MCFADYEN  
STATEMENT OF FACTS (CONTINUED)

7. That he did on 6 January 1996 within Wallace Street, Paisley overcome the security of BMW motor vehicle Reg No K405 HSS and did enter and steal a radio cassette and a mobile phone from within  
NATURE OF OFFENCE: Theft by Opening Lockfast Place A
8. That he did on 23 December 1995 within Arnotts Car Park, Gauze Street, Paisley, force open lockfast motor vehicle Reg No L753 WGE with intent to enter and steal therefrom  
NATURE OF OFFENCE: Opening Lockfast Place with intent to steal A
9. That he did on 18 February 1996 while acting with another in Underwood Road, Paisley, break into lockfast motor vehicle Reg No H699 BNS with intent to steal therefrom  
NATURE OF OFFENCE: Opening Lockfast Place with intent to steal A
10. That he did on 29 February 1996 while acting with another break into the premises occupied by the Corn Crib, 22A Lawn Street, Paisley, enter the premises and steal a quantity of confectionary, one cash register and £40 in monies or thereby  
NATURE OF OFFENCE: Theft by Housebreaking A
11. That he did on 1 April 1996 while acting along with another in Weighhouse Close, Paisley, force open lockfast motor vehicle Reg No G94 TGE and steal therefrom a radio cassette player  
NATURE OF OFFENCE: Theft by Opening Lockfast Place A
12. That he did on 1 April 1996 while acting along with another within the car park of Paisley University, High Street, Paisley force open lockfast motor vehicle Reg No K712 AHP and steal therefrom a radio cassette  
NATURE OF OFFENCE: Theft by Opening Lockfast Place A
13. That he did between 1 June 1994 and 30 August 1995 both dates inclusive, the exact dates unknown to the complainer meantime, on the roof of St James Primary School, Inchinnan Road, Paisley, use lewd and libidinous practices towards David McDonald born 19.10.87, c/o Reporters Department, by pulling down his trousers, thereafter rub your naked private member against his back passage  
NATURE OF OFFENCE: Lewd and Libidinous Practices D
14. That he did between 1 June 1994 and 30 August 1995 both dates inclusive, the exact dates unknown to the complainer meantime, on the roof of St James Primary School, Inchinnan Road, Paisley, use lewd and libidinous practices towards John McKerrell (9) born 16.8.86, co. Reporter's Department, by pulling down his trousers and thereafter push your naked private member against his back passage  
NATURE OF OFFENCE: Lewd and Libidinous Practices D
15. That he did on 31 March 1996 from the premises known as Central Cafe, Johnstone Street, Paisley steal a knife  
NATURE OF OFFENCE: Theft A
16. That he did on 31 March 1996 in Gauze Street, Paisley, cut the rope of the life belt situated at the river side and throw same life belt into the River Cart  
NATURE OF OFFENCE: Con Sec 78(1) of the Criminal Justice (Scotland) Act 1980 A
17. That he did on 31 March 1996 in Gauze Street, Paisley have in his possession an item, namely a knife  
NATURE OF OFFENCE: Con Sec 1(1) of the Carrying of Knives (Scotland) Act 1993 A
18. That he did on 27 March 1996 from within the lockfast display cabinet situated inside the car showroom known as Williams Rover, steal a silver metal bracelet watch to the value of £95  
NATURE OF OFFENCE: Theft A

10 Glen Lane  
Paisley  
G2 2HU

  
for Reporter

#### NOTES

At the Children's hearing the child or his parents may or may not accept the grounds for bringing the child before the hearing. If the grounds are accepted by the child, and his parents, if present, the children's hearing will discuss and consider with the child and his parents what is best for the child. If any of the grounds are not accepted, the hearing may either discharge the referral or direct the reporter to apply to the sheriff for a decision as to whether or not any of the grounds exist. If this happens the child will have to appear before the sheriff at a later date. If the sheriff decides that any of the grounds do exist, the children's hearing will then discuss and consider what is best for the child, as if these grounds had been accepted. If the sheriff decides that no grounds exist the referral will be discharged.



27.96

12.11  
12/14/06

SOCIAL WORK DEPARTMENT

RENFREW DIVISION

Date of Review:

Outcome:

REVIEW REPORT FOR CHILDREN'S HEARING

Name: Stewart McFadyen

Date of Birth: 09.11.80

Address: Balrossie School  
H/A: 3 Fullerton Street  
Paisley

School: Balrossie School

Religion:

Section of Legislation: 44 1.a.

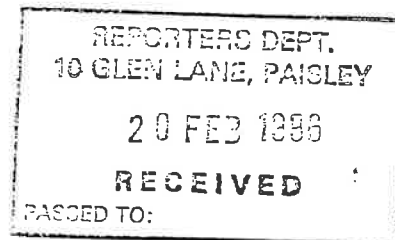
Reason for Review and by Whom Called:

Local authority due to change in circumstances.

New Grounds of Referral (if appropriate):

N/A

Significant Change Since Previous Report:



Change in Social Work Department or Worker:

Contact with Other Agencies:

Sue Bibby - Social Education Unit.

Report Compiled By:

Ruth Sills, Social Worker Craigielea House

Date Report Completed:

16.02.96

## STEWART McFADYEN

This report should be read in conjunction with previous Social Background Reports for further information.

### PRESENT CIRCUMSTANCES

Stewart last appeared at a childrens' hearing on 5 January 1996 when his Residential Supervision Requirement was varied to a Home Supervision Requirement. Stewart returned to his mother's care with a placement at the Social Education Unit.

Stewart experienced problems at the unit almost straight away. During his first week he had to be excluded from the unit for smoking cannabis in the toilet. A meeting was held with Stewart the following week and the concerns regarding his behaviour were pointed out to him. Stewart then offered his commitment to address this problem and to work hard at making the placement work.

There have been ongoing problems with Stewart's attendance at the unit, some of which apparently been due to his ill-health, other absences have not been explained. Stewart has been seen on several occasions in Paisley town centre by members of staff from the unit, at times when he was supposed to be ill.

By the beginning of February, Stewart had stopped attending altogether and Mr Mitchell advised the writer that he no longer wanted to attend the unit. She further stated that Stewart had picked up several charges over the proceeding weeks, none of which she had made known to the writer or to the unit staff. As a result a review meeting was arranged for Stewart on 13.2.95 at the Social Education Unit.

During this meeting Stewart was unable to offer his commitment to the unit and could offer little explanation for his offending behaviour. Stewart agreed that he was not coping with being in the community and found it hard to refrain from getting involved in offending. The alternative of a Senior Residential School was discussed with Stewart and his mother. It would appear that Stewart finds this prospect more desirable than remaining in the community and attending the unit. It is therefore been proposed that applications will be made to Senior Residential Schools. In the meantime Stewart can continue to attend Social Education Unit and a worker has agreed to pick him up in the morning to ensure his attendance.

The writer is presently unable to comment on when a vacancy in a residential establishment is likely to become available. It is hoped that this will be clearer by the time Stewart attends his next hearing.

  
Ruth Sills  
Social Worker

# SCOTTISH CHILDREN'S REPORTER ADMINISTRATION

Date: 26.6.96

Summary Code: b & c

Child's name: Stewart M. Fiddie

Area: Renfrewshire

(Chairman)  
Mr. R. Pillans

(Member)  
Mrs. A. MacVicar

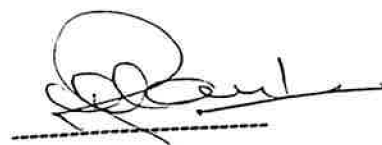
(Member)  
Mrs. A. MacVicar

## Decision:

Continue Hearing - Place of Safety  
Warrant issued.

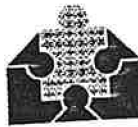
## Statement of reasons for decision:

This was an emergency hearing - Stewart accepted the grounds for referral. Both S. and mother had concerns about his immediate well-being. Plans for Stewart's future will be placed before a future hearing.

  
Chairman

The child /mother/father/guardian/and their representative(s) were advised of the foregoing decision and the reasons therefore; of the right of the child and of the parents to appeal to the sheriff against the decision; and of the right of the child and parents to receive a statement in writing of the said reasons.

  
for Reporter



SCOTTISH  
**CHILDREN'S REPORTER**  
ADMINISTRATION

**SOCIAL WORK (SCOTLAND) ACT 1968**  
**THE CHILDREN'S HEARINGS (SCOTLAND) RULES 1986**

Stewart McFadyen  
3 Fullarton Street  
Shortroods  
PAISLEY

D.O.B.: 9.11.80

*is being referred to a children's hearing for Renfrewshire on the grounds of the following conditions.*

That he has committed the offence as specified below, being grounds for referral in terms of Section 32(2)(g) of the above Act.

STATEMENT OF FACTS

In support of the above condition, it is stated:-

1. Between 24 June 1996 and 25 June 1996, both dates inclusive, he did whilst acting together break into the premises of B. & Q., 19 Washington Road, Paisley and steal therefrom a quantity of garden tools  
NATURE OF OFFENCE: Theft by Housebreaking.

10 Glen Lane  
Paisley  
PA3 2HU

*[Signature]*  
for Reporter

**NOTES**

At the Children's hearing the child or his parents may or may not accept the grounds for bringing the child before the hearing. If the grounds are accepted by the child, and his parents, if present, the children's hearing will discuss and consider with the child and his parents what is best for the child. If any of the grounds are not accepted, the hearing may either discharge the referral or direct the reporter to apply to the sheriff for a decision as to whether or not any of the grounds exist. If this happens the child will have to appear before the sheriff at a later date. If the sheriff decides that any of the grounds do exist, the children's hearing will then discuss and consider what is best for the child, as if these grounds had been accepted. If the sheriff decides that no grounds exist the referral will be discharged.





DEPARTMENT OF REPORTER TO THE CHILDREN'S PANEL

Child's Name Stewart M. Fagan  
Date 5 Jan 1976 Summary Code 0 Area Renfrew

(Chairman) Mr Campbell (Member) Mrs Roberts (Member) Mr Beung  
Decision: — To vary the requirement to care in terms of  
Section 4(1)(a) of the Social Work (Scotland) Act  
1968 with a condition he cooperate with the  
Statement of reasons for decision: Programme offered by the Social Education  
Unit.

PANEL HAPPY TO VARY SUPERVISION TO 44(7A) BUT ALSO  
WITH A CONDITION THAT HE COOPERATE WITH PROGRAMME  
OFFERED BY SOCIAL EDUCATION. BALROSSIE HAVE LITTLE  
LEFT TO OFFER STEWART AS HE HAS MOVED ALONG  
WITH THEIR SATISFACTION IN THE MANNER INTENDED.  
EVERYONE FEELS IT'S NOW TIME TO PROGRESS TOWARDS  
HOME LIFE ON A FULL TIME BASIS AGAIN, COUPLED  
WITH THE SUPPORT AND EDUCATION ON OFFER FROM  
THE SOC/EDUCATION UNIT AS FROM TUESDAY THE  
NINETH OF THIS MONTH. STEWART WAS CONGRATULATED  
ON HIS PROGRESS.

Campbell  
Chairman

The child/father/mother/guardian\* and their representative(s)\* were advised of the foregoing decision and the reasons therefor; of the right of the child and of the parents to appeal to the sheriff against the decision; and of the right of the child and parents to receive a statement in writing of the said reasons.

for Reporter

## STEWART MCFADYEN: SUPPLEMENTARY SOCIAL BACKGROUND REPORT

### Present Circumstances

Stewart's last hearing was continued to allow social work department to proceed with plans for him to begin a placement at the Social Education Unit. It was hoped that this continuation would allow Stewart to start his placement and undergo a period of assessment focusing on his progress at the unit.

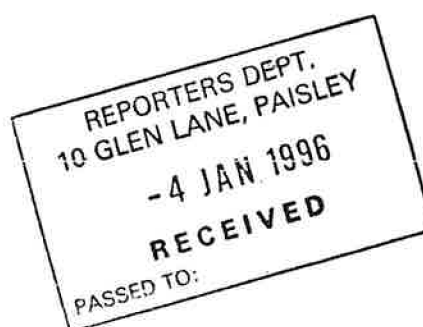
Unfortunately Stewart will not begin at the unit until the 9/1/96 and it is therefore unable to comment at present on how Stewart will cope with the move from Balrossie. As a result, the unit would recommend that Stewart's residential supervision requirement at Balrossie be continued.

As outlined in the previous Social Background Report this would be with a view to requesting an early review of Stewart's present order, assuming that Stewart will cope with his new placement. It is envisaged that Stewart will return to his mother's care, when it is clear that he has settled into the Social Education Unit and is not experiencing any other difficulties.

*William Eadie*

*PP* Ruth Sills  
Social Worker

Child1/SMCF/  
29th December 1995





Strathclyde

DEPARTMENT OF REPORTER TO THE CHILDREN'S PANEL

Child's Name..... Stewart M. Eadyen  
 Date..... 28 November 95 Summary Code..... e+i Area..... Renfrew

(Chairman) Miss Brown (Member) Mrs Woods (Member) Mr Ferguson  
 Decision: With respect to the Social Work Section  
Act, 1968, to discharge the referrals in terms  
of accepted in terms of Section 42 (2)(c)  
 Statement of reasons for decision: and to continue the review and the  
referrals accepted

Social work dept have plans to secure a place for Stewart at the Social Education unit. This place should be available at the beginning of January 1996. There are also plans to integrate Stewart to <sup>his</sup> home on ~~the~~ full time basis.

Until these issues were resolved it was felt to be in Stewart's best interests to continue the review hearing.

The offences accepted by Stewart appear to have been slightly out of character with the progress made at Balrossie.

Marion Brown  
 Chairman

The child/~~father~~/mother/guardian\* and their representative(s)\* were advised of the foregoing decision and the reasons therefor; of the right of the child and of the parents to appeal to the sheriff against the decision; and of the right of the child and parents to receive a statement in writing of the said reasons.

John Malt  
 for Reporter

# SER MONITORING/SCREENING GROUP REFERRAL

PAISLEY AREA OFFICE CRIMINAL JUSTICE SECTION

Lothian

Social Worker:

DM

Name:

Stewart McFadyen

Address:

3 Fullerton St

Date of Birth:

9.11.80

Date Report Due:

23.3.98

Court Offence:

Theft MV: AOLF MV WL: RTA x1

Relevant Issues:

| OW | CUS | PB | DR | ALC | FEM | U18 |
|----|-----|----|----|-----|-----|-----|
|    | ✓   | ✓  |    |     |     | ✓   |

Other:

Proposal:

| A | DS | F | P | CAU | CSO | CUS | RCA | RSAR | PSY | OTH |
|---|----|---|---|-----|-----|-----|-----|------|-----|-----|
|   |    |   |   |     |     |     |     |      |     | ✓   |

LSI-R Completed ?

YES / NO

Score

32

Dunscore:

Gravity Rating  
High Court  
Solem Procedure  
Remanded in Custody  
In Custody (other offence)  
Previous Custody  
Previous Probation in past year  
Community Service in past year

2  
3  
2  
2  
9

TOTAL

Request Screening Group Discussion on:

Case: Stewart M Sadgen

Date: 19/2/97

Progress Summary

Stewart Sadgen is appear for Panel Hearing on 12/2 for advice to the Court. Panel not prepared to discuss termination of supervision despite my understanding that this was dual purpose of Panel.

Letter written to Court to say I was unable to contact Stewart to prepare Court Report. Telephoned Joan Mc Ginley, of Throughcare who also has been unable to contact him. One of Court Report Charges are carrying a 'blade'.

Case Plan

To Terminate Supervision

Work Plan

Attend Panel to Terminate Supervision.  
Prepare 2 Court Reports  
Home Visits for Report.

TOTAL TIME COMMITMENT: 4.

Ordinary:

Overtime:

Social Worker

Senior Social Worker

James Gallagher  
J. Liban

Case: Stewart vs Gadjon

Date: 13/1/97

Progress Summary

1 visit Langriggond

2 Home Visits - seen once at home.

Panel Report prepared for advice to Court + Panel attended on 23/12/96 advising Panel members to remit Stewart case back to Sheriff.

Panel Report being presently submitted, again requesting termination of supervision.

Still awaiting Court Report request due to inability to make contact with Stewart to prepare Court Report last month.

Stewart appears to be displaying a more mature attitude and impresses as having resolved to comply with any community disposal possibly offered, and states he does not wish to return to prison.

Case Plan HOWEVER, he admits to a continuing pattern of offending but is now managing to escape detection. He continues to make no serious attempt to accept employment with his father despite his father offering him employment. His father continues to be pessimistic about Stewart's commitment to securing employment.

Work Plan Core Plan - Continue to encourage Stewart to utilise resources such as Throughcare / Careers Office, and again request termination of supervision order.

Work Plan - Panel Report for Termination of L41A.  
Court Report  
2 Home Visits  
Attend Panel.

TOTAL TIME COMMITMENT: 8.

Ordinary:

Overtime:

Social Worker

Senior Social Worker

[Signature]  
[Signature]

# CONTACT SHEET

DATE OF CONTACT TYPE OF CONTACT (Visits, Correspondence, Significant Phone Calls, Third Parties)

7/1/97

H/U no reply

15/1/97

H/U no reply - letter left to phone me.

27/1/97

H/U to advise of Panel - no reply

27/1/97

Panel held - Stewart on remand in Greenock

7/2/97

H/U - no reply

10/2/97

H/U - no reply - could see TV light flickering,

11/2/97

T/C Greenock prison to check if he is there

11/2/97

Letter to Court re validity to gain access to him

12/2/97

Panel hearing re advice to Court - Stewart didn't turn up

24/2/97

H/U - no reply

3/3/97

Panel for Stewart supervision terminated - Stewart failed to arrive

14/4/97

Visit to Greenock Prison re SER for Stewart.

For the attention of: **LDA**  
Area Team: .....  
Address: .....  
District: .....  
Immediate Telephone Notification  
to Above: Yes..... No ☒  
Previously known to Standby  
Service—YES/NO ☒

**SOCIAL WORK DEPARTMENT**

**STAND-BY SERVICE**

3rd FLOOR  
35 CHURCH STREET  
GLASGOW  
Telephone: 0141-357 3696  
Fax: 0141-334 8577/357 4309



LINKLINE 0800-811-505

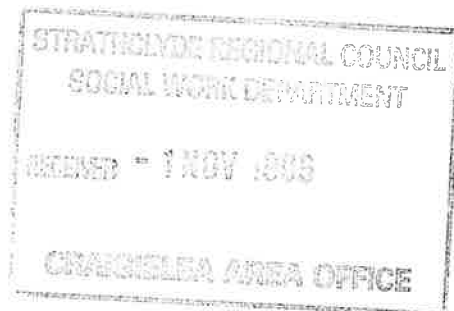
Isobel . 519307  
Serial No.: .....  
Record No.: **28911**  
Date: **27/10/96**  
Time Referred: **2143**  
Time Completed: .....  
Distribution: .....  
Area Team ..... ☒  
District Officer .....  
Other .....  
Other **SPS**

Client's Surname **M. Faragher** Forenames **Stuart**  
Present Address **1441/5** Age/DOB **9-11-60**  
Previous Address **3 Fuller St Paisley** Telephone .....  
Children { Name .....  
Age .....  
Sex .....  
141/5

Referrer: **John Boyd (staff)** Address ..... Telephone .....

**1. Details of PROBLEM:** ABSCONDER/FAILURE TO RETURN/MISSING CHILD/OTHER.

(Delete as appropriate).



**2. ACTION TAKEN:** RETURNED BY STANDBY/RETURNED BY ESTABLISHMENT/RETURNED BY POLICE/OTHER  
ACCOMMODATION/OTHER.

(Delete as appropriate).

**02-30 - Stuart at Hill St awaiting escort, M. Boyle**  
**- Escorted by Drummond**

**3. Has case been referred to Police as missing child?**

YES/NO

Signed **L. D. D.**  
Social Worker

Seen by **P. J. B.**  
Senior Social Worker



Date

24/10/97 Stewart McEadyen.  
12 months Probation order + CMO monitor  
21 Oct 97.  
One allocated to D Hawthorn.  
Initial Review scheduled for 14 Jan 98  
at 3.00 pm.

Risk of re: conviction: 4TH. RISK BAND

Lack of co-operation resulted in principles  
not being completed until 9/12/98  
Crime Risk Score: To some extent  
still sees crime as a way of life for  
himself + lacks resolve not to offend,  
accepts this may happen again. Fully  
accepts offending has an adverse impact  
on victims. Still see benefit in crime.  
Identified problems.

27/10/97 TIC CMO advised Stewart due to report  
there at 30110. Arranged to interview  
Stewart there.

27/10/97 Letter to Stewart notifying him of  
appointment 30110.

30/10/97 Interviewed Stewart at CMO  
in absence of probation rules  
discussed and completed Action Plan  
Identified risks for work - drinking  
and cannabis use. Next appointment 11/11/97

\*\*\* Client's Name Stewart McEadyen

Client's Signature

Date:

Worker

Dorothy Hawthorn

Paisley Area Team  
Kelvin House  
River Cart Walk  
Paisley

1. Enter Client's Name (at \*\*\*) when starting new progress sheet.
2. Initial each entry in right hand margin
3. Complete box above when client is granted access to personal file.

| PROGRESS SHEET No.: 2                                                            |                                                                                                                                                                                                                                                         | Worker                                                                                            |
|----------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------|
| Date                                                                             |                                                                                                                                                                                                                                                         |                                                                                                   |
| 6/11/97                                                                          | Stewart failed to report to HIO.<br>New appointment agreed for 10/11 @ CAO.                                                                                                                                                                             |                                                                                                   |
| 7/11/97                                                                          | Letter to Stewart, reminding him<br>of conditions of probation and<br>breaching of appointment 10/11.                                                                                                                                                   |                                                                                                   |
| 7/11/97                                                                          | Stewart called to HIO.<br>Forgot yesterday's appointment.<br>Stressed need for Stewart to<br>ensure he complies and avoids<br>consequences.<br>Advised of Monday's appointment.<br>Stewart has positive pleasant<br>attitude. Letter sent re: 10/11/97. |                                                                                                   |
| 10/11/97                                                                         | Stewart failed to report to HIO/CAO.                                                                                                                                                                                                                    |                                                                                                   |
| 11/11/97                                                                         | Letter sent noting missed appointments<br>and consequences of continued<br>failure to comply. (typing error -<br>omitted) Formal warning. Noting further<br>planning meeting. 14/11/97                                                                  |                                                                                                   |
| 14/11/97                                                                         | Stewart failed to report to CAO.<br>Joint home visit made. No reply<br>Letter left planning meeting CAO<br>18/11/97.                                                                                                                                    |                                                                                                   |
| 17/11/97                                                                         | Visited 3 Falkirk St. No reply                                                                                                                                                                                                                          |                                                                                                   |
| 17/11/97                                                                         | TC Mona to advise as above.                                                                                                                                                                                                                             |                                                                                                   |
| 18/11/97                                                                         | First Formal Written Warning sent<br>detailing missed appointments and<br>arranging joint home visit 20/11/97.                                                                                                                                          |                                                                                                   |
| 19/11/97                                                                         | Advised by other client that Stewart<br>reminded having plea guilty to theft M.V.                                                                                                                                                                       |                                                                                                   |
| *** Client's Name <u>Stewart McEwen</u><br>Client's Signature .....<br>Date: / / |                                                                                                                                                                                                                                                         | Worker <u>Dorothy Matheson</u><br>Paisley Area Team<br>Kelvin House<br>River Cart Walk<br>Paisley |

1. Enter Client's Name (at \*\*\*) when starting new progress sheet.
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2. Initial each entry in right hand margin.

# PROGRESS SHEET No.: 3.....

Worker

Date

20/11/97 TC NMP Grange. Continued Stewart's  
on remand. No other details available

21/11/97 TC Maria Abused it about

20/11/97 TC PSC Stewart appeared at  
Astbury Court on 18/11/97 and  
is due back at Court 9/12/97 for SGR  
+ CS.

28/11/97 Letter sent arranging visit 2/12/97 re:  
SGR

2/12/97 Interviewed Stewart at NMP Grange.  
Discussed and signed Probation  
Orders. Discussed SGR due for

Court appearance 9/12/97.

Stewart appeared very relaxed,  
open and candid. Attending  
Education and is a pass-man  
keen for probation to continue  
and given some thought about  
how to improve his campsite  
ie mix in with sister or get  
an agency. Hasn't thought  
through though full implications

4/12/98 Jim Stewart given prison. Abused current circumstances

9/12/97 Stewart failed to report to probation  
appointment. Winter not available

9/12/97 Court Disposal - Deferred to 4/3/97  
for SGR. Maria phoned to advise  
Stewart will be expected at Geop 15/12/97

10/12/97 Letter sent arranging office  
appointment 16/12/97.

16/12/97 Stewart failed to report to NP.

15/12 + 16/12 Stewart failed to report to CAO

\*\*\* Client's Name Stewart McRae

Client's Signature

Date:

Worker Doumy Youman

Paisley Area Team  
Kelvin House  
River Cart Walk  
Paisley

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# PROGRESS SHEET No.: 4

Worker

Date

17/12/97 TC Mavis written warning will be issued with further reporting instructions

18/12/97 Final written warning issued noting missed appointments and expectation that he attend CAO. Office appointment given for 24/12/97.

19/12/97 Stewart back at court re: further offence. Remanded for reports.

4/1/98 Interviewed Stewart at NMP Gateside re: SQ

6/1/98 TC Jim Stewart given 842 5777 advised of current circumstances

9/1/98 Stewart appeared at Paisley Sheriff Court. Sentence deferred for good behaviour until 12/5/98. (Advised 12/1/98)

12/1/98 Letter sent to notify Stewart of probation review 14/1/98.

13/1/98 Advised by T Clegherty so that Stewart is at his sister's address 104 Seashill Rd.

14/1/98 Probation Review. Despite difficulties to date, plan of work agreed. (initialled SSW).

\*\*\* Client's Name

Stewart McEwen

Client's Signature

Date:

Worker

Dorothy Winton

Paisley Area Team  
Kelvin House  
River Cart Walk  
Paisley

1. Enter Client's Name (at \*\*\*) when starting new progress sheet.
3. Complete box above when client is granted access to personal file.

2. Initial each entry in right hand margin.

| Date    | PROGRESS SHEET No.: .....\$.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Worker |
|---------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------|
| 11/1/98 | <p>Stewart reported to AHO for review. Confirmed that since released from custody he has been staying with his sister Julian at 104 Seachill Rd.</p> <p>Stewart has now missed so much of this ring CAO group that he will need to be included in next programme. Weekly appointments will be given until end Feb / start March.</p> <p>Appointments given Wed 21/1 CAO with Maria + Thurs 22/1 when will make home visit to new address.</p>                                                                                                                                                                   |        |
| 21/1/98 | TIC Maria - Stewart did not go today                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |        |
| 22/1/98 | <p>Stewart phoned office as written leaving to make home visit. Interviewed Stewart at 104 Seachill Rd.</p> <p>Some confusion as this week's appointments. Advised him to phone CAO to arrange alternative.</p> <p>Signed and discussed review minutes.</p> <p>Stewart still in a positive frame of mind. Keeping at table by (1) not spending time with structured friends</p> <p>(2) moderating drinking and not using convulsants</p> <p>(3) spending some time at Dad's garage.</p> <p>Clear about need to keep appointments.</p> <p>Stress all going well at E. Williams' next appointment 29/2/98 HQ.</p> |        |

|                                            |                                                                 |
|--------------------------------------------|-----------------------------------------------------------------|
| *** Client's Name: <u>Stewart McAdyeen</u> | Worker: <u>Donna Hawthorn</u>                                   |
| Client's Signature: .....                  | Paisley Area Team<br>Kelvin House<br>River Cart Walk<br>Paisley |
| Date:        :        :                    |                                                                 |

1. Enter Client's Name (at \*\*\*) when starting new progress sheet.
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26/1/98 (see file) Sean J. Macleod

| Date    | PROGRESS SHEET No.: 6.....                                                                                                                                                                                                                                                 | Worker |
|---------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------|
| 23/1/98 | TIC Maria CAO. Stewart phoned yesterday to explain absence and reported today Appointment given for 28/1                                                                                                                                                                   |        |
| 28/1/98 | TIC Maria. Stewart reported early today Not appointment 4/2/98 @ 10:30                                                                                                                                                                                                     |        |
| 29/1/98 | Stewart called to AD early. Walter unavailable. He failed to report back at arranged time but phoned office to advise that Kenny's mum has suffered a stroke and he is looking after the baby while Kenny and Gillian are at the hospital. New appointment made for 3/2/98 |        |
| 3/2/98  | Stewart failed to report to AD.                                                                                                                                                                                                                                            |        |
| 4/2/98  | TIC home Message left with Gillian for Stewart to report today at 2:00 pm                                                                                                                                                                                                  |        |
| 4/2/98  | TIC CAO Requested about appointment be confirmed with Stewart when he reports this morning                                                                                                                                                                                 |        |
| 4/2/98  | Gavinine phoned Stewart reported.                                                                                                                                                                                                                                          |        |
| 4/2/98  | Stewart reported to AD. Completed checkups. Still at Gillian's and reporting no difficulties. Seeing girlfriend regularly. Admitted that he had smoked cannabis this morning. Advised that he had to be close headed for appointments                                      |        |

|                                           |                                                                 |
|-------------------------------------------|-----------------------------------------------------------------|
| *** Client's Name <u>Stewart McKelvey</u> | Worker <u>Dorothy McArthur</u>                                  |
| Client's Signature .....                  | Paisley Area Team<br>Kelvin House<br>River Cart Walk<br>Paisley |
| Date:       :       :                     |                                                                 |

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| Date           | PROGRESS SHEET No.: ....7...                                                                                                                                                                                                              | Worker |
|----------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------|
| 4/2/98<br>cont | Next appointment 12/2/98                                                                                                                                                                                                                  |        |
| 11/2           | TIC - Message from MAMA CAO<br>Stuart did not attend NAGAN<br>phone call received saying he was<br>ill. Advised he needed a medical<br>certificate                                                                                        | DN     |
| 12/2/98        | TIC - message Mrs McEadyen phoned<br>office to advise Stuart unable<br>to attend.                                                                                                                                                         | DN     |
| 12/2/98        | TIC CAO - MAMA not available.<br>Message left to advise as above                                                                                                                                                                          | DN     |
| 13/2/98        | Unplanned visit to mother's home<br>3 Elmwood St as no reply from<br>telephone call to J. J. J.<br>Mrs Mitchell advised that Stuart<br>had just left the house to go<br>to shop few minutes<br>Left note of office appointment<br>15/2/98 |        |
| 13/2/98        | TIC CAO. Advised as above                                                                                                                                                                                                                 |        |
| 15/2/98        | Stuart failed to keep office +<br>CAO appointments.                                                                                                                                                                                       |        |
| 19/2/98        | Letter sent to Stuart, noting<br>missed appointment SSOP required<br>and appointment given for 25/2/98                                                                                                                                    |        |
| 19/2/98        | TIC Gordon CAO. They will<br>write with further appointment<br>in 25/2. Gap would possibly start<br>mid March                                                                                                                             |        |

|                                                                                               |                                                                                                  |
|-----------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------|
| *** Client's Name <u>Stuart McEadyen</u><br>Client's Signature .....<br>Date:       :       : | Worker <u>Dorothy Isutham</u><br>Paisley Area Team<br>Kelvin House<br>River Cart Walk<br>Paisley |
|-----------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------|

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3. Complete box above when client is granted access to personal file.



| Date    | PROGRESS SHEET No.: ..8....                                                                                                                                                                                                                                            | Worker |
|---------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------|
| 25/2/98 | Stewart failed to report to AIO or CAO                                                                                                                                                                                                                                 |        |
| 27/2/98 | Unplanned visit to 109 Seaburn Rd.<br>No reply.<br>Letter sent arranging home visit 3/3/98 again noting SSGE due.                                                                                                                                                      |        |
| 3/3/98  | Home visit made. No reply.                                                                                                                                                                                                                                             |        |
| 4/3/98  | TC CAO message left re: above                                                                                                                                                                                                                                          |        |
| 5/3/98  | Letter submitted to Court in lieu of SSGE. Progress attached noting breach likely to be submit.                                                                                                                                                                        |        |
| 5/3/98  | TC Gordon and discussed above. Later Gordon advised that SSGE papers arrived from PSC indicating Stewart has been in custody since 18/2/98.                                                                                                                            |        |
| 11/3/98 | Gordon called to AIO to advise Stewart in Gt. Snock                                                                                                                                                                                                                    |        |
| 19/3/98 | Visited HMIP Garston. Stewart at PSC.<br>Discussed CAO report to Court with Gordon. Placement suitable, programme will probably commence shortly.                                                                                                                      |        |
| 20/3/98 | Interviewed Stewart at HMIP Garston re: SSGE to PSC.<br>Spent time counseling Stewart's attitude towards offending. He believes that he has changed his pattern of offending behaviour and that on this occasion he had only given in to temptation. Alcohol drugs did |        |

|                                                                                                |                                                                                                    |
|------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------|
| *** Client's Name <u>Stewart McGovern</u><br>Client's Signature .....<br>Date:       :       : | Worker <u>Douglas Macdonald</u><br>Paisley Area Team<br>Kelvin House<br>River Cart Walk<br>Paisley |
|------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------|

1. Enter Client's Name (at \*\*\*) when starting new progress sheet.
2. Initial each entry in right hand margin.
3. Complete box above when client is granted access to personal file.



| Date    | PROGRESS SHEET No.: 9                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Worker |
|---------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------|
|         | not play a part. The writer challenged these views.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |        |
| 23/3/98 | SQL prepared for P.S.C.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |        |
| 24/3/98 | Stewart sentenced to 3 months custody, backdated to 18/2/98.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |        |
| 25/3/98 | TC Garden CAV. Breach report will have to be completed but option of award continuing possibility.                                                                                                                                                                                                                                                                                                                                                                                                                                                        |        |
| 31/3/98 | TC Prison Service. Stewart in Prison G.D.L. 3/4/98. Arranged to visit today TC to Garden. Message left 10.30 AM                                                                                                                                                                                                                                                                                                                                                                                                                                           |        |
|         | LSIR completed in consultation with first report (32) visible factors highlighted comparisons / modelling and attitudes / orientation as high score.                                                                                                                                                                                                                                                                                                                                                                                                      |        |
| 31/3/98 | Interviewed Stewart at Prison. Plans to return to his mum's address as liberation. Stated commitment to complying with order including CAV. Stewart still saying he may give in to temptation. Discussed personal responsibility and commitment to change. Stated to express benefits he sees in offending. He suggested think of doing - began to delve further into status and peer relationships. The only negative for Stewart is getting caught and prison sentence. Accepts this is not enough to stop offending. Appointment given 7/4/98 @ mum's. |        |

|                                                                                               |                                                                                                  |
|-----------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------|
| *** Client's Name <u>Stewart McBoyan</u><br>Client's Signature .....<br>Date:       :       : | Worker <u>Dorothy Pentham</u><br>Paisley Area Team<br>Kelvin House<br>River Cart Walk<br>Paisley |
|-----------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------|

1. Enter Client's Name (at \*\*\*) when starting new progress sheet.
2. Initial each entry in right hand margin.
3. Complete box above when client is granted access to personal file.

| Date               | PROGRESS SHEET No.: 10                                                                                                                                                                                                                               | Worker |
|--------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------|
| 14/4/98            | TIC Garden. Arranged joint planning meeting SHPS & CAO                                                                                                                                                                                               |        |
| 17/4/98            | Visited Stewart at 3 Ellen St. Not been to Bowditch agency as yet. Spending time with brother Ross & his Mark White. Awaiting of FIVE MONTHS meeting STEWART. Advised breach reports being submitted. Copies in file                                 |        |
| 8/4/98             | Stewart failed to report to CAO and made no contact with writer or CAO staff                                                                                                                                                                         |        |
| 9/4/98             | Letter to Stewart noting failed appointment and advising of requirements to attend CAO from 14th April                                                                                                                                               |        |
| 10/4/98 to 20/4/98 | Public holidays and Annual leave.                                                                                                                                                                                                                    |        |
| 20/4/98            | TIC CAO. John advised Stewart failed to report. Garden not suitable until tomorrow. Message left.                                                                                                                                                    |        |
| 21/4/98            | TIC Garden. Stewart has been sent a final warning regarding his failure to report. Further letter sent advising failure to report on 20/4/98 would mean suspension of placement. Reported decision regarding action to be made at review on 22/4/98. |        |
| 22/4/98            | Stewart failed to report to AIO for review. Breach to be articulated                                                                                                                                                                                 |        |

|                                                                                              |                                                                                                  |
|----------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------|
| *** Client's Name <u>Stewart McEwen</u><br>Client's Signature .....<br>Date:       :       : | Worker <u>Douglas Upstrom</u><br>Paisley Area Team<br>Kelvin House<br>River Cart Walk<br>Paisley |
|----------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------|

1. Enter Client's Name (at \*\*\*) when starting new progress sheet.
2. Initial each entry in right hand margin.
3. Complete box above when client is granted access to personal file.

| Date    | PROGRESS SHEET No.: 11.....                                                                                                                                                                                            | Worker |
|---------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------|
| 24/4/98 | TIC Garon. He has received report request which indicates Stewart committed a further offence on 13/4/98. Appointed custody court 14/4/98. Trial set - 24/4 - appeared and pled guilty. Remanded in SS2 + CS for 15/5. |        |
| 11/5/98 | Interviewed Stewart at Glesne R. SS2. Proposed breach will be submitted and no further opportunities offered although he can approach the unit if he wishes. No care needed spirit 24.                                 |        |
| 12/5/98 | TIC Garon. Discussed report. Agreed that although the incidence of offending would suggest intensive probation appropriate Stewart has continually failed to respond to supervision.                                   |        |
| 19/5/98 | TIC Garon to advise of court outcome. Trial 5 months imprisonment (3+2) backdated 24/4. Agreed he would receive progress report to be submitted with breach report.                                                    |        |
| 21/5/98 | Copy progress report received from Garon.                                                                                                                                                                              |        |
| 21/5/98 | Notification that Court proceeding with breach. Short order to appear 9/6/98.                                                                                                                                          |        |
| 29/5/98 | TIC Liz Maloney saw Paisley SC. Discussed and agreed submission of progress.                                                                                                                                           |        |

|                                                                                      |                                                                                                        |
|--------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------|
| *** Client's Name ..... Stewart McRae .....<br>Client's Signature .....<br>Date: : : | Worker ..... Dorothy Houghton .....<br>Paisley Area Team<br>Kelvin House<br>River Cart Walk<br>Paisley |
|--------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------|

1. Enter Client's Name (at \*\*\*) when starting new progress sheet.
2. Initial each entry in right hand margin.
3. Complete box above when client is granted access to personal file.

Date

PROGRESS SHEET No.: 12.....

Worker

16/06/95 Rev 9/6/95

8/6/95 Updated progress report submitted to  
 Paisley Sheriff Court for consideration  
 under breach of probation dealt  
 with 9/6/95

9/6/95 Breach of Probation considered and  
 4 months imprisonment imposed  
 when orders revoked.

\*\*\* Client's Name Stewart McGowan

Client's Signature .....

Date: : :

Worker Douglas Houston

Paisley Area Team  
 Kelvin House  
 River Cart Walk  
 Paisley

1. Enter Client's Name (at \*\*\*) when starting new progress sheet.
2. Initial each entry in right hand margin.
3. Complete box above when client is granted access to personal file.

## Closing Summary

Stewart McEadyen was made to 2 probation orders:

21.10.97 Paisley Sheriff Court 1 year  
plus CAO

28.10.97 Glasgow Sheriff Court 2 years

Throughout the order there was little evidence of compliance or willingness/ability to change his pattern of offending behaviour.

It became evident that his status amongst peers was a stronger influence on his behaviour and that the probation orders did not offer any external control over his behaviour.

After repeated incidents of offending, failure to commence the CAO programme and little demonstration of commitment to supervision it was felt that social work intervention had little to offer at this time.

Orders revoked on 9/6/98 and custody imposed.

Case for Closure

Douglas Upham  
Social Worker  
16/6/98

UNDER THE CRIMINAL PROCEDURE (SCOTLAND) ACT 1995 SECTION 228

PAISLEY SHERIFF COURT

DATE OF ORDER 21-OCT-97  
SHERIFF KEVIN L BRESLIN ESQUIRE  
OFFENDER STUART ALEXANDER MCFADYEN  
ADDRESS 3 FULLARTON STREET  
SHORTROODS  
PAISLEY  
PA3 2PT  
DATE OF BIRTH: 09-NOV-80

OFFENCE(S)

CON. CIVIC GOVERNMENT (SCOTLAND) ACT 1982 SEC.57(1) (COMMITTED ON BAIL) - 1 YEAR

THE COURT, having convicted the offender, and being of the opinion that , having regard to the circumstances, including the nature of the offence(s) and the character of the offender, it is expedient to make a probation order containing the undernoted requirements;

AND the court having explained to the offender the effect of the probation order (including the requirements set out below), and that if he or she fails to comply with the probation order, he or she may be brought before the court by his or her supervising officer for a breach of probation and may be fined or sentenced or dealt with for the original offence, and that, if he or she commits another offence during the period of the probation order , he or she may be dealt with for that offence;

AND the Offender having expressed his or her willingness to comply with the requirements of the probation order:

ORDERS that for a period of 1 YEAR from the date of this order the offender who resides [or is to reside] in the local authority area of EAST RENFREWSHIRE/RENFREWSHIRE

shall be under the supervision of an officer of that local authority allocated for the purpose; that the offender shall be notified in writing by the clerk of court of the name and official address of the officer who is to supervise him or her and be similarly notified if at any time such supervision is to be undertaken by another officer of the local authority allocated for the purpose; and that the offender shall comply with the following requirements , namely :-

1. to be of good behaviour;
2. to conform to the directions of the supervising officer;
3. to inform the supervising officer at once if he or she changes his or her residence or place of employment;
4. that the accused attends the community alternative unit as directed

Note:

Name -  
of  
has been allocated as supervising officer in this case



CLERK OF COURT.

\* Delete as appropriate

UNDER THE CRIMINAL PROCEDURE (SCOTLAND) ACT 1995 SECTION 228

PAISLEY SHERIFF COURT

DATE OF ORDER 21-OCT-97  
SHERIFF KEVIN L BRESLIN ESQUIRE  
OFFENDER STEWART MCFADYEN  
ADDRESS 3 FULLERTON STREET  
SHORTROODS  
PAISLEY  
DATE OF BIRTH: 09-NOV-80

OFFENCE(S)

CONTRARY TO SECTION 58(1) AND (4) OF THE CIVIC GOVERNMENT (SCOTLAND) ACT 1982  
(COMMITTED ON BAIL) - 1 YEAR

THE COURT, having convicted the offender, and being of the opinion that , having regard to the circumstances, including the nature of the offence(s) and the character of the offender, it is expedient to make a probation order containing the undernoted requirements;

AND the court having explained to the offender the effect of the probation order (including the requirements set out below), and that if he or she fails to comply with the probation order, he or she may be brought before the court by his or her supervising officer for a breach of probation and may be fined or sentenced or dealt with for the original offence, and that, if he or she commits another offence during the period of the probation order , he or she may be dealt with for that offence;

AND the Offender having expressed his or her willingness to comply with the requirements of the probation order:

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shall be under the supervision of an officer of that local authority allocated for the purpose; that the offender shall be notified in writing by the clerk of court of the name and official address of the officer who is to supervise him or her and be similarly notified if at any time such supervision is to be undertaken by another officer of the local authority allocated for the purpose; and that the offender shall comply with the following requirements , namely :-

1. to be of good behaviour;
2. to conform to the directions of the supervising officer;
3. to inform the supervising officer at once if he or she changes his or her residence or place of employment;
4. thta the accused attends the community alternative unit as directed

Note:

Name -  
of  
has been allocated as supervising officer in this case.

  
CLERK OF COURT.

\* Delete as appropriate



UNDER THE CRIMINAL PROCEDURE (SCOTLAND) ACT 1995 SECTION 228

PAISLEY SHERIFF COURT

DATE OF ORDER 21-OCT-97

SHERIFF KEVIN L BRESLIN ESQUIRE

OFFENDER STEWART MCFADYEN

ADDRESS 3 FULLERTON STREET  
SHORTROODS  
PAISLEY

DATE OF BIRTH: 09-NOV-80

OFFENCE(S)

CONTRARY TO THE CRIMINAL PROCEDURE (SCOTLAND) ACT 1995, SECTION 27(1)(B) - 1 YEAR

THE COURT, having convicted the offender, and being of the opinion that, having regard to the circumstances, including the nature of the offence(s) and the character of the offender, it is expedient to make a probation order containing the undernoted requirements;

AND the court having explained to the offender the effect of the probation order (including the requirements set out below), and that if he or she fails to comply with the probation order, he or she may be brought before the court by his or her supervising officer for a breach of probation and may be fined or sentenced or dealt with for the original offence, and that, if he or she commits another offence during the period of the probation order, he or she may be dealt with for that offence;

AND the Offender having expressed his or her willingness to comply with the requirements of the probation order:

ORDERS that for a period of 1 YEAR from the date of this order the offender who resides [or is to reside] in the local authority area of EAST RENFREWSHIRE/RENFREWSHIRE shall be under the supervision of an officer of that local authority allocated for the purpose; that the offender shall be notified in writing by the clerk of court of the name and official address of the officer who is to supervise him or her and be similarly notified if at any time such supervision is to be undertaken by another officer of the local authority allocated for the purpose; and that the offender shall comply with the following requirements, namely :-

1. to be of good behaviour;
2. to conform to the directions of the supervising officer;
3. to inform the supervising officer at once if he or she changes his or her residence or place of employment;
4. that the accused attends the community alternative unit as directed

Note:

Name -  
of  
has been allocated as supervising officer in this case.

  
CLERK OF COURT.

\* Delete as appropriate



UNDER THE CRIMINAL PROCEDURE (SCOTLAND) ACT 1995 SECTION 228

PAISLEY SHERIFF COURT

DATE OF ORDER 21-OCT-97  
SHERIFF KEVIN L BRESLIN ESQUIRE  
OFFENDER STUART ALEXANDER MCFADYEN  
ADDRESS 3 FULLSRTON STREET  
SHORTROODS  
PAISLEY  
PA3 2PT

DATE OF BIRTH: 09-NOV-80

OFFENCE(S)

CONTRARY TO THE CRIMINAL PROCEDURE (SCOTLAND) ACT 1995, SECTION 27(1)(A) - 1 YEAR

THE COURT, having convicted the offender, and being of the opinion that, having regard to the circumstances, including the nature of the offence(s) and the character of the offender, it is expedient to make a probation order containing the undernoted requirements;

AND the court having explained to the offender the effect of the probation order (including the requirements set out below), and that if he or she fails to comply with the probation order, he or she may be brought before the court by his or her supervising officer for a breach of probation and may be fined or sentenced or dealt with for the original offence, and that, if he or she commits another offence during the period of the probation order, he or she may be dealt with for that offence;

AND the Offender having expressed his or her willingness to comply with the requirements of the probation order:

ORDERS that for a period of 1 YEAR from the date of this order the offender who resides [or is to reside] in the local authority area of EAST RENFREWSHIRE/RENFREWSHIRE

shall be under the supervision of an officer of that local authority allocated for the purpose; that the offender shall be notified in writing by the clerk of court of the name and official address of the officer who is to supervise him or her and be similarly notified if at any time such supervision is to be undertaken by another officer of the local authority allocated for the purpose; and that the offender shall comply with the following requirements, namely :-

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2. to conform to the directions of the supervising officer;
3. to inform the supervising officer at once if he or she changes his or her residence or place of employment;
4. that the accused attends the community alternative unit as directed

Note:

Name -  
of  
has been allocated as supervising officer in this case.

  
CLERK OF COURT.

\* Delete as appropriate

UNDER THE CRIMINAL PROCEDURE (SCOTLAND) ACT 1995 SECTION 228GLASGOW SHERIFF COURT

DATE OF ORDER 28-OCT-97

SHERIFF KENNETH NISBET MURE

OFFENDER STEWART ALEXANDER MCFADYEN

ADDRESS C/O MITCHELL  
3 FULLERTON STREET  
SHORTROODS  
PAISLEY

DATE OF BIRTH: 09-NOV-80

OFFENCE(S)

RESET (COMMITTED ON BAIL) - 2 YEARS

THE COURT, having convicted the offender, and being of the opinion that , having regard to the circumstances, including the nature of the offence(s) and the character of the offender, it is expedient to make a probation order containing the undernoted requirements;

AND the court having explained to the offender the effect of the probation order (including the requirements set out below), and that if he or she fails to comply with the probation order, he or she may be brought before the court by his or her supervising officer for a breach of probation and may be fined or sentenced or dealt with for the original offence, and that, if he or she commits another offence during the period of the probation order , he or she may be dealt with for that offence;

AND the Offender having expressed his or her willingness to comply with the requirements of the probation order:

ORDERS that for a period of 2 YEARS from the date of this order the offender who resides [or is to reside] in the local authority area of EAST RENFREWSHIRE/RENFREWSHIRE

shall be under the supervision of an officer allocated for the purpose as required by the Court at PAISLEY in the said local authority area; that the offender shall be notified in writing by the clerk of court of the name and official address of the officer who is to supervise him or her and be similarly notified if at any time such supervision is to be undertaken by another officer of the local authority allocated for the purpose; and that the offender shall comply with the following requirements , namely :-

1. to be of good behaviour;
2. to conform to the directions of the supervising officer;
3. to inform the supervising officer at once if he or she changes his or her residence or place of employment;
- 4.

\* Delete as appropriate

*[Signature]*  
CLERK OF COURT.

*[Signature]*  
Sharon Clerk Deputy

I confirm that I understand the conditions of the probation order

Signed Stewart McReeligen (signature of offender)

Signed Dorothy Ventrone (signature of supervising officer)  
2.12.97

Sharon  
Sharon  
Copy by me  
Jill  
Sharon Clerk Deputy

UNDER THE CRIMINAL PROCEDURE (SCOTLAND) ACT 1995 SECTION 228GLASGOW SHERIFF COURT

DATE OF ORDER 28-OCT-97

SHERIFF KENNETH NISBET MURE

OFFENDER STEWART ALEXANDER MCFADYEN

ADDRESS C/O MITCHELL  
3 FULLERTON STREET  
SHORTROODS  
PAISLEY

DATE OF BIRTH: 09-NOV-80

OFFENCE(S)

RESET (COMMITTED ON BAIL) - 2 YEARS

THE COURT, having convicted the offender, and being of the opinion that , having regard to the circumstances, including the nature of the offence(s) and the character of the offender, it is expedient to make a probation order containing the undernoted requirements;

AND the court having explained to the offender the effect of the probation order (including the requirements set out below), and that if he or she fails to comply with the probation order, he or she may be brought before the court by his or her supervising officer for a breach of probation and may be fined or sentenced or dealt with for the original offence, and that, if he or she commits another offence during the period of the probation order , he or she may be dealt with for that offence;

AND the Offender having expressed his or her willingness to comply with the requirements of the probation order:

ORDERS that for a period of 2 YEARS from the date of this order the offender who resides [or is to reside] in the local authority area of EAST RENFREWSHIRE/RENFREWSHIRE

shall be under the supervision of an officer allocated for the purpose as required by the Court at PAISLEY in the said local authority area; that the offender shall be notified in writing by the clerk of court of the name and official address of the officer who is to supervise him or her and be similarly notified if at any time such supervision is to be undertaken by another officer of the local authority allocated for the purpose; and that the offender shall comply with the following requirements , namely :-

1. to be of good behaviour;
2. to conform to the directions of the supervising officer;
3. to inform the supervising officer at once if he or she changes his or her residence or place of employment;
- 4.

\* Delete as appropriate

*J. Murray*  
CLERK OF COURT.

CLERK OF COURT  
Copy by me  
*J. Murray*  
Sheriff Clerk Deputy

I confirm that I understand the conditions of the probation order

Signed Stewart McRae (signature of offender)

Signed Dorothy Youngham (signature of supervising officer)  
2.12.97

Checked  
Checked  
Copy by  
Sharon Clerk Deputy

# Renfrewshire Council

Social Work Department

Director: Sheena M Duncan

Kelvin House

River Cart Walk, Paisley PA1 1YS

Tel: (0141) 842 5151 Fax: (0141) 842 4136

Our Ref: PAT/DH/RK

Your Ref:

If phoning or calling ask for: Dorothy Hawthorn

Date: 24.04.1998

Stewart McFadyen  
c/o Mitchell,  
3 Fullerton Street,  
Shortroods, Paisley.

Dear Stewart,

Since your release from custody you have failed to keep a number of appointments as detailed below.

8.4.98. Meeting at CAU  
14.4.98 and 15.4.98 Attendance at CAU  
20.4.98 and 21.4.98 Attendance at CAU  
22.4.98 Review at Kelvin House.

You have also failed to contact myself or staff at CAU to explain your absences.

I am writing to inform you that a Breach Report is being submitted to the Court detailing your failure to comply.

If you wish to discuss this matter, please contact me at Kelvin House.

Yours sincerely,



Dorothy Hawthorn  
Social Worker.



Renfrewshire  
Council

KELVIN MOSE  
RINGE CART WALK  
PAISLEY

0141 842 5151

9 APRIL 1998

STEWART McFADYEN  
40 MITCHELL  
3 FULLERTON ST  
SHORTRODS  
PAISLEY

Dear Stewart,

I am very concerned that you failed to keep our appointment at CAO on 8/4/98

The CAO programme starts on Tuesday 14th April and they will be sending you a letter with details. You must attend. I am on holiday next week but will catch up with you when I get back.

Yours Sincerely

Dorothy Uptham  
Social Worker.

# Renfrewshire Council

Social Work Department

Director: Sheena M Duncan

Kelvin House

River Cart Walk, Paisley PA1 1YS

Tel: (0141) 842 5151 Fax: (0141) 842 4136

Our Ref: PAT/dh/ll

Your Ref:

If phoning or calling ask for: D Hawthorn

Date: 02.04.1998

Mr Stewart McFadyen  
c/o Mitchell  
3 Fullerton Street  
Shortroods  
Paisley

Dear Stewart

Just a quick letter as agreed to remind you that I will call out to the house to see you on Tuesday 7 April at 2.30 pm.

Yours sincerley



Dorothy Hawthorn  
Social Worker

*gener/let/off/4-mcfadyen*



Kelvin Horse, 211 & Court Walk, Paisley  
Tel: 0141 842 5151



Renfrewshire  
Council

27 March 1998

Stewart McEwen  
90 Horn  
104 Seachull Rd  
Paisley

Dear Stewart,

~~There~~ is a report due for you  
appearing at Court next week

Certainly it is very important that  
I see you.

I will call at the house  
to see you on Tuesday 3rd March  
at 11<sup>00</sup> am

Yours Sincerely

Dawid Yauthorn  
Social Worker.

# Renfrewshire Council

Social Work Department

Director: Sheena M Duncan

Kelvin House  
River Cart Walk, Paisley PA1 1YS  
Tel: (0141) 842 5151 Fax: (0141) 842 4136

Our Ref: PAT/GENERIC-LETT/SMCFADY/DH/IK  
Your Ref:  
If phoning or calling ask for: Dorothy Hawthorn  
Date: 19.02.1998

Stewart McFadyen  
c/o McFadyen/Horn  
104 Seedhill Road  
Paisley

Dear Stewart

I am very concerned about your recent failure to keep appointments.

Your mum and sister did contact myself and Maria last week to explain that you had been unwell. CAU asked you to provide a sick line. I note that you have failed to keep appointments again this week both at the Unit and with myself.

As you know you have already been given first and final written warnings therefore it is vital that you keep all appointments made.

Please call to this office on Wednesday 25th February at 11.30am.

It is also important that I see you on that day as there is a supplementary report required for the Court.

Yours sincerely



Dorothy Hawthorn  
Social Worker

DM - FILE COPY

# RENFREWSHIRE COUNCIL

Social Work Department

Director: Sheena M Duncan

Paisley Area Office  
Kelvin House, River Cart Walk, Paisley PA1 1LS  
Tel: 0141 842 5151  
Fax: 0141 842 5136

Our Ref: PAT/GENADMMINGEN/OFF-REV/YMcL/IR/VF  
Your Ref: If phoning or calling ask for: Valerie Fletcher

Date: 12.01.1998

Stewart McFadyen  
c/o Mitchell  
3 Fullerton Street  
Shortroods  
Paisley  
PA3 2PT

Dear Mr. McFadyen

The rules laid down in respect of Probation, After Care and Parole require this Department to review the progress of your order at specific intervals.

It is now time to review your case and I have made arrangements for it to take place at Paisley Area Team, Kelvin House, Rivercart Walk, Paisley on Wednesday 14th January 1998 @ 3.00pm. The review should only take about 20 minutes and will be chaired by Yvonne McLachlan, Senior Social Worker.

Your Social Worker will also be attending the review. At some reviews it is felt appropriate to ask other persons to attend. This would not be done without your Social Worker discussing the matter with you first.

If you are unable to attend at the above time, please contact myself on 0141 842 5151 as soon as possible.

Yours sincerely

Valerie Fletcher  
Clerical Assistant

# Renfrewshire Council

Social Work Department

Director: Sheena M Duncan

Kelvin House

River Cart Walk, Paisley PA1 1YS

Tel: (0141) 842 5151 Fax: (0141) 842 4136

Our Ref: PAT/DH/JC

Your Ref: LETT/OFF/2MCFADYEN

If phoning or calling ask for: DOROTHY HAWTHORN

Date: 18.12.1997

Stewart McFadyen  
C/O Mitchell  
3 Fullerton Street  
Shortroods  
PAISLEY

Dear Stewart

## Final Written Warning

You were issued with your first written warning on 18.11.97 for failing to keep several appointments with myself and Maria.

Since your release from custody you have failed a further appointment with myself, on 16.12.97 and I understand from Maria that you failed to attend the programme on both Monday and Tuesday. You are expected to report to the unit on Monday 22 and Tuesday 23.12.97.

You must also report to this office on Wednesday 24.12.97 at 11.30 am.

Further failure to comply without reasonable excuse will result in the Court being notified of your failure to comply with the order.

Yours sincerely



Dorothy Hawthorn  
Social Worker

# Renfrewshire Council

Social Work Department

Director: Sheena M Duncan

Kelvin House  
River Cart Walk, Paisley PA1 1YS  
Tel: (0141) 842 5151 Fax: (0141) 842 4136

Our Ref: PAT/  
Your Ref:  
If phoning or calling ask for:  
Date: 10.12.1997

Stewart McFadyen  
c/o Mitchell  
3 Fullerton Street  
Shortroods

Dear Stewart

I was glad to hear that you had called into the office on Tuesday after Court.  
I'm sorry that I wasn't available.

Please call to see me at Kelvin House on Tuesday 16th December at 3.30 pm.  
This should give you enough time to walk down from C.A.U.

Yours sincerely



Dorothy Hawthorn  
Social Worker.

# Renfrewshire Council

Social Work Department

Director: Sheena M Duncan

Kelvin House

River Cart Walk, Paisley PA1 1YS

Tel: (0141) 842 5151 Fax: (0141) 842 4136

Our Ref: DH/AL/OFFEN/LETTS/MCFADYE1

Your Ref:

If phoning or calling ask for: Dorothy Hawthorn

Date: 28.11.1997

Stewart McFadyen  
Prison No 32853  
HMP Gateside  
GREENOCK  
PA16 9AH

Dear Stewart

I am hoping to come down to see you on Tuesday 2nd December to discuss the report due for Paisley Sheriff Court.

Yours sincerely



Dorothy Hawthorn  
Social Worker

# Renfrewshire Council

Social Work Department

Director: Sheena M Duncan

Kelvin House

River Cart Walk, Paisley PA1 1YS

Tel: (0141) 842 5151 Fax: (0141) 842 4136

Our Ref: PAT/DH/JC

Your Ref: LETT/OFF/1MCFADYEN2

If phoning or calling ask for: DOROTHY HAWTHORN

Date: 18.11.1997

Stewart McFadyen  
C/O Mitchell  
3 Fullerton Street  
Shortroods  
PAISLEY

Dear Stewart

## FIRST FORMAL WRITTEN WARNING

You have now failed to keep appointments with myself and Maria at the Community Alternatives' Unit on 06.11.97; 10.11.97; 14.11.97 and 18.11.97. You have also failed to contact us to explain these absences.

As you know it is a condition of your probation order that you keep all appointments.

We will call out to see you at home on Thursday 20.11.97 at 10.00 am.

If you do not make yourself available for this visit the Court will be notified of your failure to comply.

Yours sincerely



Dorothy Hawthorn  
Social Worker

**Renfrewshire Council**  
Social Work Department

Director: Sheena M Duncan

Kelvin House  
River Cart Walk, Paisley PA1 1YS  
Tel: (0141) 842 5151 Fax: (0141) 842 4136

Our Ref: PAT/GEN/OFF/LET/MCFADYE0/DH/jm  
Your Ref:  
If phoning or calling ask for: Dorothy Hawthorne  
Date: 11.11.1997

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Stuart McFadyen  
c/o Mitchell  
3 Fullerton Street  
Shortroods  
Paisley

Dear Stuart

You have now failed to keep two appointments with myself and Maria at C.A.V.  
(06.11.97. and 10.11.97).

You did not have a reasonable excuse for missing the first appointment and you  
failed to contact us yesterday.

A further planning meeting has been arranged for Friday 14th November at  
1.30pm.

Continued failure to comply will result in you very quickly returning to Court.

Yours sincerely

Dorothy Hawthorn  
Social Worker



Mr Stewart McFadyen  
3 Fullerton Street  
Paisley

Our Ref: MM/GH  
If phoning or  
calling ask for: Miss Moreno

Date: 22 October 1997

Dear Stewart

You were expected at the Unit on Thursday 6 November 1997 at 10 30 am but did not appear.

You should call at this office on **Monday 10 November 1997 at 4 pm.** It is important that you attend at the stated time.

Yours sincerely

Maria Moreno  
Social Worker

# Renfrewshire Council

Social Work Department

Director: Sheena M Duncan

Kelvin House

River Cart Walk, Paisley PA1 1YS

Tel: (0141) 842 5151 Fax: (0141) 842 4136

Our Ref: DH/AL/OFFEN/LETTS/MCFADYE10

Your Ref:

If phoning or calling ask for: Dorothy Hawthorn

Date: 07.11.1997

Stewart McFadyen  
3 Fullerton Street  
Shortroods  
PAISLEY

Dear Stewart

You failed to keep your appointment at C.A.U on Thursday morning. As you know it is a condition of your probation that you keep all appointments.

Please report to the Community Alternatives Unit, Queen Street on Monday 10th November at 4p.m.

You must contact myself or Maria if there is a problem with this.

Yours sincerely



Dorothy Hawthorn  
Social Worker

# **Renfrewshire Council**

**Social Work Department**

**Director: Sheena M Duncan**

**Kelvin House**

**River Cart Walk, Paisley PA1 1YS**

**Tel: (0141) 842 5151 Fax: (0141) 842 4136**

Our Ref: DH/AL/OFFEN/LETTS/MCFADYES

Your Ref:

If phoning or calling ask for: Dorothy Hawthorn

Date: 27.10.1997

Stewart McFadyen  
3 Fullerton Street  
Shortroods  
PAISLEY

Dear Stewart

I am writing to advise you that I will be your Supervising Officer for the Probation Order imposed on 21.10.97.

I am aware that you have an appointment at C.A.U. on Thursday 30th October at 10.30a.m. I will see you there.

Yours sincerely



Dorothy Hawthorn  
Social Worker

C921

# Renfrewshire Council

Social Work Department

Director: Sheena M Duncan

Kelvin House

River Cart Walk, Paisley PA1 1YS

Tel: (0141) 842 5151 Fax: (0141) 842 5136

Our Ref: PAT/GENERIC/OFFENDERS/LETS/SMCFADYEN/WMCN/AC

Your Ref:

If phoning or calling ask for: Mr McNamara

Date: 03.06.1997

Mr Stewart McFadyen  
c/o Mitchell  
3 Fullerton Street  
Paisley

Dear Mr McFadyen

This Department has been asked to submit a Social Enquiry Report on behalf of Glasgow Sheriff Court.

In order to discuss this please call in to this Office to see me on Thursday 5th June at 3.00 pm.

If this appointment is not suitable you must contact me to make an alternative arrangement.

Yours sincerely

 William McNamara  
Social Worker

File copy

# **Renfrewshire Council**

**Social Work Department**

**Director: Sheena M Duncan**

**Kelvin House**

**River Cart Walk, Paisley PA1 1YS**

**Tel: (0141) 842 5151 Fax: (0141) 842 5136**

Our Ref: WMCN/AMCL/OFF/MCFADYER

Your Ref:

If phoning or calling ask for: William McNamara

Date: 06.06.1997

Mr Stewart McFadyen  
c/o Mitchell  
3 Fullerton Street  
Paisley

Dear Mr McFadyen

This Department has been asked to submit a Social Enquiry Report on behalf of Glasgow Sheriff Court.

In order to discuss this please call in to this office to see me on Monday 9th June at 4.00pm.

If this appointment is not suitable you must contact me to make an alternative arrangement.

Yours sincerely

William McNamara  
Social Worker

file copy

RENFREWSHIRE COUNCIL  
Social Work Department

Director: Sheena M Duncan

Craigielea House  
Blackstoun Road, Paisley PA3 1LU  
Tel: 0141 887 5195  
Fax:

Our Ref: IG/JC//REPORTER  
Your Ref:  
If phoning or calling ask for: ISOBEL GALLAGHER  
Date: 10.02.1997

Reporter to the Children's Panel  
Glen Lane  
PAISLEY

Dear Sir

Re: Stewart McFadyen - 3 Fullarton Street, Paisley  
Date of Birth: 09.11.80

Please find attached Composite Report which was furnished for the above individual's children's hearing on Monday 27.01.97.

At the time of the hearing Stewart McFadyen was on remand in Greenock Prison.

Since the previous continued hearing the writer has had no contact with Mr McFadyen despite repeated attempts to do so.

The Social Work Department have been of the opinion for some time that the above person's supervision order should be terminated. Given the current situation and Mr McFadyen's non co-operation this Department's view has not changed.

In terms of the hearing's advice to the Court it is assessed that Mr McFadyen should be placed on a probation order to address his offending behaviour etc.

Yours faithfully

Isobel Gallagher/Social Worker

Jackie McCrae/Senior Social Worker

RENFREWSHIRE COUNCIL  
Social Work Department  
Craigielea House, Blackstoun Road, Paisley PA3 1LU

Director: S M DUNCAN

Telephone No: 0141-887-5195

Our Ref: IS:AY

Your Ref:

Date: AS PER POSTMARK

If calling or phoning please ask for: AS PER SIGNATURE

Scottish Childrens' Reporter Administration  
10 Glen Lane  
Paisley  
PA3 2HU

Dear Sir/Madam

Re: Shawat M. Sadoun, 3 Zullaten St.

Date/s Birth 9/11/80

I am writing to request a review on the above named child/children.

Yours faithfully

Senior Social Worker



Social Worker

Isobel Gallagher

**Criminal Justice Social Work**

**Date of Review** 22 April 1998

**Paisley**

**CASE REVIEW FORM**

**Date of Last Review** 14.01.98

**Name and Address of Offender:** STEWART McFADYEN, C/O MITCHELL, 3 FULLERTON STREET, PAISLEY

**Name of Social Worker:** DOROTHY HAWTHORN

**Probation**

☐

**Parole**

☐

**Life Parole** ☐

**Non Parole Licence**

☐

**Supervised Release Order** ☐

**Names of those invited to attend (include address):**

Stewart McFadyen, Probationer

Gordon Aitken, Community Alternatives Unit

Yvonne McLachlan, Senior Social Worker

**Date Order Commenced** (1) 20.10.97 (2) 28.10.97 **Length of Licence** (1) 1 year + CAU (2) 2 years

**Offence(s)** Con. Civic Govt. Act Sec. 57; Reset; Criminal Procedures Act

**Frequency of contacts / home visits required by National Standards:** Min. monthly. However CAU also required.

**Actual number of contacts since last review or commencement of Licence**

*Please insert date of each contact with probationer/licensee (underline Home Visits; asterisk Prison Visits)*

22.01.98 04.02.98 \*20.03.98\* \*31.03.98\* 07.04.98

**Were National Standards met?**

NO

.f 'No' please outline relevant circumstances :

**Action Plan agreed at last review or when Order/Licence commenced**

1. Consider peer relationships.
2. Moderate drinking.
3. Not use cannabis.
4. Spend time at Dad's garage.
5. Keep weekly appointments with Supervising Officer and CAU.

**List any additional conditions in Order:**

C.A.U.

**List any other section or agency asked to submit a written report for the review (e.g. CAU, CS, ROTATE)**



**Progress made to date (Relate progress to Action Plan objectives listed on Page 1)**

Stewart has stated some intention to change lifestyle but has not demonstrated any commitment to doing so.

**Any changes in circumstances since last review (e.g. accommodation, income, health)**

Returned to mother's home to live.

**Proposed Action Plan for period up to next review / termination of order/licence - tick**

- a. Monitor conduct and compliance ☐  
b. Address specific problems ☐  
(circle those which apply)

Alcohol  
Drugs / substances  
Gambling  
Family relationships  
Finance / benefits

Housing / accommodation  
Health  
Mental / emotional welfare  
Associates

Job training  
Employment  
Education  
Other

**State how and by whom these problems are to be addressed:**

Stewart's lack of compliance has undermined all attempts to undertake any work with him.

**Is ROTATE a relevant resource for this case?** NO

**Is RSAR a relevant resource for this case?** NO

**Please specify any other service which is relevant**

**Offending Behaviour**

- i. has been adequately addressed ☐  
ii. is adequately covered by the above planned action ☐  
iii. requires further attention ☐

**If 'iii', identify what further issues remain to be addressed and how this is to be, or might be done.**

Little prospect of changing David's attitude towards his sexual offending therefore risk of re-offending remains. However general lifestyle is not causing much concern at present. Writer maintaining role of monitoring in the main, David's conduct as having no impact upon David's views and attitudes.

*To be completed by Senior Social Worker at Review*

### Summary of Discussion

Despite repeated efforts from Social Worker and CAU, Stewart has failed to comply and has continued to offend.

No evidence of an imminent change of attitude therefore only option is to breach.

### Disciplinary or other action required:

- None at this time ☐
- Formal Warning to be issued ☐
- Final Warning to be issued ☐
- Breach Report to be submitted ☒
- Request for early termination ☐
- Completion forms and report ☐

Level of Contact agreed in period till next review N/A

No of Home Visits to be made N/A

Date of next Review: N/A

Action Plan decided upon during Review: N/A

### SIGNATURES

Senior Social Worker:



Social Worker:



Subject of Review:

Date:

Lotus/prorevmcfa

**Date of Review:** 14.1.98

**Length of Order:** 1 year + C.A.U. 2 years

**Date of Order:** 20.10.97 28.10.97

**OFFENCE:** Con Civic Govt Act Sec 57 + Reset Criminal Procedures Act

*At which stage is review being held:* Three months

**Probationer:** Stewart McFadyen

**Senior Social Worker:** Yvonne McLachlan

**Social Worker:** Dorothy Hawthorn

**Any Other Agency:** Maria Mareno C.A.U.

*Since the last review/order was made, the following face-to-face interviews have taken place*

|        | Prison | Home | Office | Other |
|--------|--------|------|--------|-------|
| Client | 2      |      |        | 1     |
| Family |        |      |        |       |
| Other  |        |      |        |       |

**1. What were the objectives identified at the outset/last review:**

30.10.97 Action plan agreed:—

- 1) Attend CAU programme
- 2) Attend planning meeting for objectives to be identified
- 3) I need to consider my drinking and use of cannabis

**2. Detail below the progress that has been made to date (relate progress to the objectives identified above):**

Little progress as the above represents the only meeting held with Stewart. Subsequent contact has been while he has been on remand in relation to further charges for SER's. First written warning 18.11.97. Final written warning 18.12.97

**3. Have the clients circumstances changed in any way since start of order/last review? (details changes of accommodation, employment, health, income etc):**

Stewart has moved in with his sister since his release from custody on 9.1.98 Jillian McFadyen and Kenneth Horn, 104 Seedhill Road. He also suggested that he may take up employment with his father at his garage in Linwood.

Stewart is now subject to two deferred sentences from Paisley Sheriff Court 6.3.98 and 12.5.98

Probation Review

Summary of Discussion

Stewart McFadyen

Yvonne McLachlan explained the purpose of the Review and Dorothy Hawthorn outlined the circumstances since the beginning of the first Order in October 1997.

The situation has been very unsettled and unsatisfactory - poor compliance and two further offences. He has recently been released on a deferred sentence - with the intent of offering Stewart the opportunity to make some progress.

We now have to start as if at the beginning of probation with weekly contact. As regards C.A.U. Maria has not seen Stewart as he has only attended once.

Positive the Court has given him another opportunity Stewart states that he is keen to make the most of this chance and avoid further offending, realising that otherwise custody will be certain.

Objectives

- 1) To avoid offending
- 2) To successfully complete Probation Orders & C.A.U.

Tasks

- 1) Look more clearly at factors related to offending
  - a) Associates
  - b) Influence of environment
  - c) Alcohol
  - d) ~~Condom~~ <sup>Smoking</sup> use
  - e) New employment opportunity
  - f) Family Support
- 2) Weekly contact with social worker and C.A.U.

Date of Review: April 1998

mm4/offen/rep/prevmcfad  
21.1.98

*SMFadgen*

*Dorothy Hawthorn*

30.10.97

Stewart McRae

# ACTION PLAN

PSC 21.10.97 - 12 months + CAV  
GSC 28.10.97 - 2 years.

- 1 I agree to be of good behaviour.
- 2 I agree to inform the supervising officer immediately if I change my address or place of employment.
- 3 I agree to follow the directions of my supervising officer.
- 4 I understand that I have to attend interviews with my supervising officer. These will take place both at home and in the office. The minimum level of contact will be at least weekly for the first month and fortnightly until the first review.
- 5 I understand that Probation Reviews will be held at regular intervals and that I will be required to attend.
- 6 I agree to give serious consideration to my offending behaviour and take all reasonable steps to avoid further offending.
- 7 I agree to work upon any problems which are believed to contribute to my offending behaviour. Other agencies will be involved if needed.
- 8 I agree to attend CAV programme as directed.
- 9 I will attend a planning meeting with Daurthy and Marie to set objectives for the first part of my order.
- 10 I need to consider my drinking and use of cannabis.

Probationer

Stewart McRae

Supervising Officer

Daurthy Yonathan

This Action Plan explains what is expected of you and lists the issues that you and your Social Worker will be looking at.

Over the next few weeks you will be talking about these issues. You will try to agree about what needs to be changed and how you are going to go about this in order to avoid further offending.

**CRIME-PICS II**

CLIENT NAME (or identifier) Stewart

CLIENT CODE .....

DATE 1 / 2 / 1998 This CRIME-PICS II 1st 2nd 3rd .....

CLIENT DETAILS :

Age ..... Sex M / F Offence .....

Offence tariff ..... Length of non-custodial sentence ..... months

Team code ..... Client area code ..... Officer code .....

Client Origin : .....

Number of previous convictions ..... Number of custodial sentences .....

Other indices: ① ..... ② ..... ③ .....

Current employment status F-T emp. / P-T emp. / Training / Unemployed

## CRIME-PICS II QUESTIONNAIRE ITEMS

SA Strongly agree   A Agree   N Neither agree nor disagree  
D Disagree   SD Strongly disagree

- |                                                                                             |    |                                    |                                    |                                    |                                     |
|---------------------------------------------------------------------------------------------|----|------------------------------------|------------------------------------|------------------------------------|-------------------------------------|
| 1. In the end, crime does pay .....                                                         | SA | A                                  | N                                  | D                                  | <input checked="" type="radio"/> SD |
| 2. I have never hurt anyone by what I've done .....                                         | SA | A                                  | N                                  | D                                  | <input checked="" type="radio"/> SD |
| 3. I will always get into trouble .....                                                     | SA | A                                  | N                                  | D                                  | <input checked="" type="radio"/> SD |
| 4. Crime has now become a way of life for me .....                                          | SA | A                                  | N                                  | <input checked="" type="radio"/> D | SD                                  |
| 5. Crime can be a useful way of getting what you want .....                                 | SA | A                                  | <input checked="" type="radio"/> N | D                                  | SD                                  |
| 6. I believe in living for now; the future will take care of itself .....                   | SA | <input checked="" type="radio"/> A | N                                  | D                                  | SD                                  |
| 7. Most people would commit offences if they knew that<br>they could get away with it ..... | SA | <input checked="" type="radio"/> A | N                                  | D                                  | SD                                  |
| 8. I definitely won't get into trouble with the police in the next<br>six months .....      | SA | A                                  | <input checked="" type="radio"/> N | D                                  | SD                                  |
| 9. I don't see myself as a real 'criminal' .....                                            | SA | A                                  | N                                  | <input checked="" type="radio"/> D | SD                                  |
| 10. Committing crime is quite exciting .....                                                | SA | A                                  | N                                  | D                                  | <input checked="" type="radio"/> SD |
| 11. I find it hard to resist an opportunity to commit a crime .....                         | SA | <input checked="" type="radio"/> A | N                                  | D                                  | SD                                  |
| 12. Many so-called crimes are not really wrong .....                                        | SA | A                                  | N                                  | <input checked="" type="radio"/> D | SD                                  |
| 13. My crimes have never harmed anyone .....                                                | SA | A                                  | N                                  | D                                  | <input checked="" type="radio"/> SD |
| 14. If things go wrong for me, I might offend again .....                                   | SA | A                                  | N                                  | <input checked="" type="radio"/> D | SD                                  |
| 15. I am not really a criminal .....                                                        | SA | A                                  | N                                  | <input checked="" type="radio"/> D | SD                                  |
| 16. I always seem to give in to temptation .....                                            | SA | A                                  | N                                  | <input checked="" type="radio"/> D | SD                                  |
| 17. When people have no money, they can't be blamed for stealing .....                      | SA | A                                  | N                                  | <input checked="" type="radio"/> D | SD                                  |
| 18. There was no victim of my offence(s) .....                                              | SA | A                                  | N                                  | D                                  | <input checked="" type="radio"/> SD |
| 19. I wouldn't commit the offence again .....                                               | SA | A                                  | <input checked="" type="radio"/> N | D                                  | SD                                  |
| 20. Once a criminal, always a criminal .....                                                | SA | A                                  | N                                  | D                                  | <input checked="" type="radio"/> SD |

RAW SCORES:   G 43   A 15   V 3   E 12



## ***PROBLEM INVENTORY***

BP Big problem    P Problem    SP Small problem    NO No problem at all



|                                       |    |   |    |    |                                 |
|---------------------------------------|----|---|----|----|---------------------------------|
| Problems with money                   | BP | P | SP | NO |                                 |
| Problems with relationships           | BP | P | SP | NO | (girlfriends)                   |
| Problems with employment / prospects  | BP | P | SP | NO |                                 |
| Controlling temper                    | BP | P | SP | NO | (let to upset)<br>lost 6 months |
| Need for extra excitement in life     | BP | P | SP | NO |                                 |
| Family problems                       | BP | P | SP | NO |                                 |
| Problems of health and fitness        | BP | P | SP | NO |                                 |
| Tendency to get bored                 | BP | P | SP | NO |                                 |
| Problems with housing                 | BP | P | SP | NO |                                 |
| Problems with drink / drugs           | BP | P | SP | NO | not in love                     |
| Problems with gambling                | BP | P | SP | NO |                                 |
| Depressed                             | BP | P | SP | NO |                                 |
| Problems with feeling good about self | BP | P | SP | NO |                                 |
| Problems with lack of confidence      | BP | P | SP | NO |                                 |
| Lots of worries                       | BP | P | SP | NO |                                 |



RAW SCORE (P): 31

# CRIME-PICS II

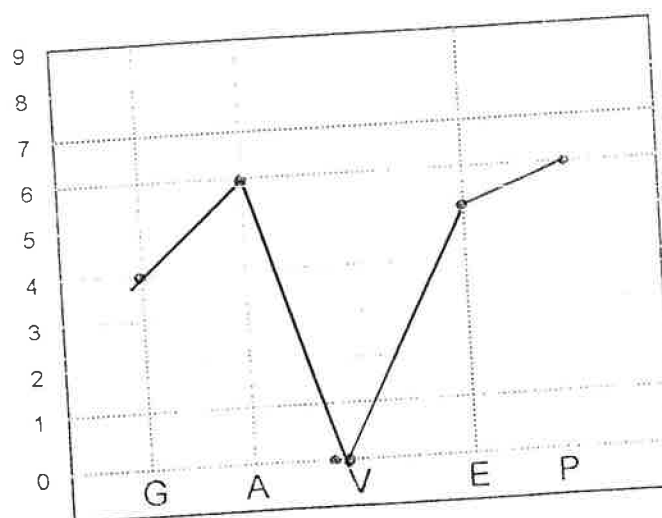
CLIENT NAME (or identifier) .....

DATE ..... / ..... / 199... This CRIME-PICS II (circle) 1st 2nd 3rd .....

Team code ..... Client area code ..... Officer code .....

|   | RAW | SCALED | PREVIOUS | CHANGE +/- |
|---|-----|--------|----------|------------|
| G | 43  | 4      | .....    | .....      |
| A | 15  | 6      | .....    | .....      |
| V | 3   | 0      | .....    | .....      |
| E | 12  | 5      | .....    | .....      |
| P | 31  | 6      | .....    | .....      |

**PROFILE OF SCALED SCORES**



# RECONVICTION PREDICTOR

NAME: Stewart

DATE: Nov 9A

| Age at date of Offence | POINTS    |
|------------------------|-----------|
| 18 or less             | <u>+3</u> |
| 19 to 21               | +1        |
| 22 to 25               | 0         |
| 26 and over            | -2        |

| Main offence leading to probation service involvement               | POINTS    |
|---------------------------------------------------------------------|-----------|
| Burglary                                                            | +2        |
| Theft, Receiving                                                    | <u>-1</u> |
| Fraud, Forgery, Deception                                           | -1        |
| Assault, Public Order, Threats                                      | -1        |
| Take and Drive Away ((joyriding)                                    | +5        |
| Drink/drug offences (including alcohol or drugs offences caused by) | +5        |
| Sexual Offences                                                     | -1        |
| Other                                                               | -1        |

| Employment status at date of offence            | POINTS |
|-------------------------------------------------|--------|
| Employed (including student and unfit for work) | -3     |

| Number of previous sentences of any kind | POINTS    |
|------------------------------------------|-----------|
| 0                                        | -2        |
| 1                                        | -3        |
| 2                                        | -2        |
| 3                                        | +1        |
| 4-5                                      | <u>+2</u> |
| 6+                                       | +1        |

| Number of previous custodial sentences | POINTS |
|----------------------------------------|--------|
| 0                                      | -1     |
| 2+                                     | +3     |

| Number of previous community service orders | POINTS |
|---------------------------------------------|--------|
| 0                                           | -1     |
| 1+                                          | +4     |

| Number of previous probation/supervision orders | POINTS |
|-------------------------------------------------|--------|
| 1-2                                             | +1     |
| 3+                                              | +2     |

|                      |                       |
|----------------------|-----------------------|
| RISK BAND <u>4TH</u> | TOTAL POINTS <u>4</u> |
|----------------------|-----------------------|

| Risk Band  | Points Score     | Percentage chance of reconviction |               |               |
|------------|------------------|-----------------------------------|---------------|---------------|
|            |                  | After 1 year                      | After 2 years | After 3 years |
| Lowest     | Lowest to -5 = 1 | 18.2                              | 28.0          | 35.2          |
| 2nd        | -4 to -2 = 2     | 31.8                              | 42.4          | 52.6          |
| 3rd        | -1 to 2 = 3      | 41.9                              | 51.4          | 61.7          |
| <u>4th</u> | 3 to 5 = 4       | 50.5                              | 66.4          | 75.7          |
| Highest    | 6 to highest = 5 | 63.0                              | 80.7          | 92.2          |



THE SCOTTISH OFFICE  
Social Work Services Group

SWSP

PROBATION TERMINATION RETURN

FOR USE OF SOCIAL WORK DEPARTMENT

Q.1a REFERENCE NUMBER (see notes)

182797

Q.1b DISTRICT CODE (see code list A)

Q.2 DATE OF COURT OUTCOME (DISPOSAL) (see notes)  
Day, Month, Year)

211097

Q.3 LENGTH OF PROBATION ORDER (in months)

12

Q.4 EMPLOYMENT STATUS ON DATE ORDER WAS TERMINATED  
(code 1 = full-time education, code 2 = employed or self employed,  
code 3 = on Government training scheme, code 4 = unemployed,  
code 5 = not seeking employment) (see notes)

4

Q.5 TYPE OF ACCOMMODATION ON DATE ORDER WAS TERMINATED  
(see notes and code list D)

OS

Q.6 a. SPECIFIC SERVICES MADE AVAILABLE DURING THE COURSE  
OF THE ORDER (enter '1' where appropriate)

Supported  
Accommodation

☐

Other  
Accommodation

☐

Alcohol  
Resources/programmes

☐

Drugs  
Resources/programmes

☐

Tackling  
Offending Courses

☒

Medical/Psychiatric  
treatment

☐

Help with  
employment

☐

Help with  
education

☐

Financial Advice

☐

Help with relationship/  
personal problems

☐

Acquisition of  
social skills

☐

Help with use of  
leisure

☐

Other Services/  
Agencies

☐

PLEASE STATE .....

Q.6 b. WERE ANY OF THESE SERVICES PROVIDED AS PART OF AN INTENSIVE PROBATION PROGRAMME  
(code 1 = yes, code 2 = no)

1

Q.7 a. DID THE SUPERVISING OFFICER HAVE AN ACTION PLAN AT OUTSET  
(code 1 = yes, code 2 = no)

1

b. WAS THE ACTION PLAN AGREED WITH THE OFFENDER  
(code 1 = yes, code 2 = no)

1

c. WAS IT RECORDED ON CASE FILE  
(code 1 = yes, code 2 = no)

1

Q.8 a. DATE OF OFFENDERS 1st SCHEDULED FACE TO FACE INTERVIEW WITH  
HIS/HER SUPERVISING OFFICER AFTER THE ORDER WAS MADE

301097

b. DATE OF OFFENDERS ACTUAL 1st INTERVIEW WITH HIS/HER SUPERVISING  
OFFICER AFTER THE ORDER WAS MADE

301097

c. WHERE THE OFFENDER OR SUPERVISING OFFICER WAS UNABLE TO  
ATTEND THE FIRST INTERVIEW ON THE DATE REQUIRED AND THE  
INTERVIEW WAS HELD AT A LATER DATE, PLEASE STATE REASON  
BY ENTERING '1' AS APPROPRIATE (see notes)

Offender in custody

Offender ill

Offender undertaking paid employment

Other acceptable reason PLEASE STATE .....

Other unacceptable reason PLEASE STATE .....

Supervising social worker not available

Other reason not included above PLEASE STATE .....

|  |
|--|
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|  |

Q.9 a. NUMBER AND LOCATION OF ALL FACE TO FACE INTERVIEWS  
IN THE FIRST 3 MONTHS. Enter the details of up to the first  
13 (initial phase) (see notes)  
The date of each interview should be filled in (dd, mm, yy)

DATE OF INTERVIEWS

Interview  
with

LOCATION (code 1 = home, code 2 = office, code 3 = other)

FACE TO FACE INTERVIEW WITH (code 1 = probationer alone,  
code 2 = probationer's family only, code 3 = probationer/family  
jointly, code 4 = specialist agency, code 5 = others)

| Day | Month | Year | Location | Interview<br>with |
|-----|-------|------|----------|-------------------|
| 30  | 10    | 97   | 2        | 1                 |
| 07  | 11    | 97   | 2        | 1                 |
| 02  | 12    | 97   | 3        | 1                 |
| 06  | 01    | 98   | 3        | 1                 |
| 14  | 01    | 98   | 2        | 1                 |
|     |       |      |          |                   |
|     |       |      |          |                   |
|     |       |      |          |                   |
|     |       |      |          |                   |
|     |       |      |          |                   |
|     |       |      |          |                   |
|     |       |      |          |                   |
|     |       |      |          |                   |
|     |       |      |          |                   |

COMMENTS BOX (Optional)

Please explain any unusual circumstances.

Probationer in custody at time  
order imposed  
Subsequently unacceptable failures  
to comply and period of  
remand.

b. SUMMARY OF ALL FACE TO FACE INTERVIEWS HELD WITH OFFENDER  
(including 9a) enter three digits in box provided, ie 004 for four face to face  
interviews (see notes)

|   |   |   |
|---|---|---|
| 0 | 0 | 4 |
|   |   |   |
|   |   |   |
|   |   |   |

First 3 months

During rest of 1st year

2nd year of probation order (where applicable)

3rd year of probation order (where applicable)

Q.10 NUMBER OF FORMAL REVIEWS HELD

The date each review was completed should be filled in (dd, mm, yy)

OUTCOME OF THE REVIEW (code 1 = no change to action plan,  
code 2 = change to action plan, code 3 = application to court for  
variation/discharge of probation order)

|    | DATE OF REVIEWS |       |      |   |   |   |
|----|-----------------|-------|------|---|---|---|
|    | Day             | Month | Year |   |   |   |
| 1  | 1               | 4     | 0    | 1 | 9 | 8 |
| 2  |                 |       |      |   |   |   |
| 3  |                 |       |      |   |   |   |
| 4  |                 |       |      |   |   |   |
| 5  |                 |       |      |   |   |   |
| 6  |                 |       |      |   |   |   |
| 7  |                 |       |      |   |   |   |
| 8  |                 |       |      |   |   |   |
| 9  |                 |       |      |   |   |   |
| 10 |                 |       |      |   |   |   |

Outcome  
of  
Review

|   |
|---|
| 1 |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |

Q.11 NUMBER OF FORMAL WRITTEN WARNINGS ISSUED FOR FAILURE TO COMPLY  
(code 0 = 0, code 1 = 1, code 2 = 2, code 3 = 3, code 4 = >3)

Q.12 a. NUMBER OF APPLICATIONS TO AMEND REQUIREMENTS OF ORDER  
(code 0 = 0, code 1 = 1, code 2 = 2, code 3 = >2)

b. COURT OUTCOME FOR EACH APPLICATION (code 0 = not applicable,  
code 1 = successful, code 2 = unsuccessful) see notes

|     |
|-----|
| 1st |
|     |

|     |
|-----|
| 2nd |
|     |

|     |
|-----|
| 3rd |
|     |

Q.13 a. NUMBER OF APPLICATIONS FOR EARLY DISCHARGE (code 0 = 0,  
code 1 = 1, code 2 = 2, code 3 = >2)

b. COURT OUTCOME OF EACH APPLICATION FOR EARLY DISCHARGE  
(code 0 = not applicable, code 1 = granted, code 2 = not granted)

|     |
|-----|
| 1st |
|     |

|     |
|-----|
| 2nd |
|     |

Q.14 NUMBER OF DIFFERENT SUPERVISING OFFICERS DURING PROBATION  
ORDER AS NOTIFIED TO THE COURT (code 1 = 1, code 2 = 2, code 3 = 3,  
code 4 = 4, code 5 = >4) see notes

**BREACH**

Q.15 GROUNDS OF BREACH APPLICATION ENTER '1' AS APPROPRIATE

Further offence

Failure to comply with special or additional requirements

Failure to report as instructed

Failure to notify change of address

Other

| 1st                      | 2nd                      | 3rd                      |
|--------------------------|--------------------------|--------------------------|
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Q.16 RECOMMENDATION IN BREACH REPORT (see notes and code list F)

1st  
☐2☐7

2nd  
☐2☐7

3rd  
☐2☐5  
☐2☐0

Q.17 OUTCOME OF BREACH APPLICATION (see notes and code list F)

**TERMINATION**

Q.18 TRANSFER - If the case was transferred to another scheme enter that District Code - see code list A

☐☐

Q.19 REASON FOR TERMINATION ENTER '1' AS APPROPRIATE

Satisfactory Completion (at full-term)

Early Discharge

Breach

Transfer

Death

Other PLEASE STATE .....

☐  
☐  
☐  
☐  
☐  
☐

Q.20 DATE OF TERMINATION

☐0☐9☐0☐6☐9☐8

Q.21 WAS TERMINATION REPORT SENT TO COURT  
(code 1 = yes, code 2 = no)

☐

Q.22 DATE COMPLETION REPORT SUBMITTED TO THE COURT

☐☐☐☐☐☐☐

BREACH CASE NO. 9800022815

DH

PAISLEY SHERIFF CLERK'S OFFICE, St. JAMES STREET PAISLEY PA3 2HW  
Tel: 0141 887 5291

+ 9800022831 1month  
9800022826 4month  
9800022804 3month  
980002792 1month

SOCIAL WORK DEPT

DATE: 09-JUN-98

ACCUSED: STEWART ALEXANDER MCFADYEN  
DATE OF BIRTH: 09-NOV-80

ADDRESS: C/O MITCHELL  
3 FULLERTON STREET  
SHORTROODS  
PAISLEY

DEAR SIR / MADAM

BREACH CASE AGAINST: STEWART ALEXANDER MCFADYEN

The above accused was dealt with as follows:

THE COURT sentenced the accused to 4 MONTHS DETENTION IN A  
DETENTION CENTRE in view of the breach of probation  
Said period(s) to commence from this date

Yours faithfully



Sheriff Clerk Depute



BREACH CASE NO. 9800022837

PAISLEY SHERIFF CLERK'S OFFICE, St. JAMES STREET PAISLEY PA3 2HW  
Tel: 0141 887 5291

SOCIAL WORK DEPT

DATE: 09-JUN-98

ACCUSED: STEWART MCFADYEN  
DATE OF BIRTH: 09-NOV-80

ADDRESS: 3 FULLERTON STREET  
SHORTROODS  
PAISLEY

DEAR SIR / MADAM

BREACH CASE AGAINST: STEWART MCFADYEN

The above accused was dealt with as follows:

THE COURT sentenced the accused to 1 MONTH DETENTION IN A  
DETENTION CENTRE in view of the breach of probation  
Said period(s) to commence from this date

Yours faithfully



Sheriff Clerk Depute

BREACH CASE NO. 9800022826

PAISLEY SHERIFF CLERK'S OFFICE, St. JAMES STREET PAISLEY PA3 2HW  
Tel: 0141 887 5291

SOCIAL WORK DEPT

DATE: 09-JUN-98

ACCUSED: STEWART MCFADYEN  
DATE OF BIRTH: 09-NOV-80

ADDRESS: 3 FULLERTON STREET  
SHORTROODS  
PAISLEY

DEAR SIR / MADAM

BREACH CASE AGAINST: STEWART MCFADYEN

The above accused was dealt with as follows:

THE COURT sentenced the accused to 4 MONTHS DETENTION IN A  
DETENTION CENTRE in view of the breach of probation  
Said period(s) to commence from this date

Yours faithfully



Sheriff Clerk Depute

PAISLEY SHERIFF CLERK'S OFFICE, St. JAMES STREET PAISLEY PA3 2HW  
Tel: 0141 887 5291

SOCIAL WORK DEPT

DATE: 09-JUN-98

ACCUSED: STUART ALEXANDER MCFADYEN  
DATE OF BIRTH: 09-NOV-80

ADDRESS: 3 FULLARTON STREET  
SHORTROODS  
PAISLEY

PA3 2PT

DEAR SIR / MADAM

BREACH CASE AGAINST: STUART ALEXANDER MCFADYEN

The above accused was dealt with as follows:

THE COURT sentenced the accused to 3 MONTHS DETENTION IN A  
DETENTION CENTRE in view of the breach of probation  
Said period(s) to commence from this date

Yours faithfully



Sheriff Clerk Depute

PAISLEY SHERIFF CLERK'S OFFICE, St. JAMES STREET PAISLEY PA3 2HW  
Tel: 0141 887 5291

SOCIAL WORK DEPT

DATE: 09-JUN-98

ACCUSED: STUART ALEXANDER MCFADYEN  
DATE OF BIRTH: 09-NOV-80

ADDRESS: 3 FULLSRTON STREET  
SHORTROODS  
PAISLEY

PA3 2PT

DEAR SIR / MADAM

BREACH CASE AGAINST: STUART ALEXANDER MCFADYEN

The above accused was dealt with as follows:

THE COURT sentenced the accused to 1 MONTH DETENTION IN A  
DETENTION CENTRE in view of the breach of probation  
Said period(s) to commence from this date

Yours faithfully



Sheriff Clerk Depute



**THE COMMUNITY ALTERNATIVES UNIT**  
RESOURCE CENTRE  
QUEEN STREET  
PAISLEY  
PA1 2TU

AN  
ALTERNATIVE  
TO  
CUSTODY

SOCIAL WORK

TEL: 0141 887 5470

FAX: 0141 842 1078

## PROGRESS REPORT

NAME: STEWART McFADYEN

DATE OF BIRTH: 9 November 1980

ADDRESS: 3 Fullerton Street  
Shortroods  
Paisley

COURT: Paisley Sheriff Court

DATE OF PROBATION ORDER: 21 October 1997

PERIOD: 1 year

ADDITIONAL REQUIREMENTS: To Attend The Community Alternative Unit

---

### BASIS OF REPORT

This Report has been prepared because Mr McFadyen has failed to comply with the Probation Order and should be read in conjunction with his supervising Social Worker's Breach of Probation.

### ATTENDANCE

Mr McFadyen was initially required to attend the Unit once a week in preparation for the Unit Programme scheduled for December 1997. He kept his first appointment on 30 October 1997 but then failed to attend as directed on 10 November 1997 and 18 November 1997, and was issued with a first written warning. He then experienced two periods of being remanded in custody and as a result he was not able to start the Programme in December 1997 as planned.

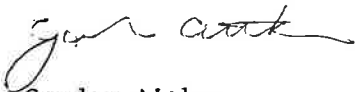
Following Mr McFadyen's release from custody in January 1998 he was again required to attend the Unit on a weekly basis. Starting on 23 January 1998 he then attended on three consecutive weeks and impressed as more committed to complying with the Probation Order. He had a further acceptable absence on 11 February 1998 due to illness but was then remanded in custody on further offences. He was subsequently sentenced to three months detention.

It was planned that following Mr McFadyen's release from custody on 3 April 1998 that he would attend the Unit Programme beginning 14 April 1998. In preparation for this he was instructed to attend on 8 April 1998 but failed to do so. He was thereafter remanded in custody on 14 April 1998 and was not in a position to begin the Programme. When interviewed in custody his explanation for the

absence on 8 April 1998 was not acceptable and he was advised that it incurred a final warning.

#### CONCLUSION

Since the Probation Order was made on 21 October 1997 Mr McFadyen has been unable to sustain any regular pattern of attendance at the Unit. The incidence of further offending suggests that the argument for Intensive Probation remains valid but he has not yet the commitment to changing his actions. Intensive Probation normally has greatest impact in the early stages of an Order, but both attempts to start Mr McFadyen on the Programme have proved unsuccessful. Now that six months of the Probation Order have elapsed there cannot be a strong case made to make further attempts to enforce attendance at the Unit.



Gordon Aitken  
Senior Social Worker

GA/GH  
12 May 1998

**BREACH OF PROBATION/C.S. - TRACKING SHEET**

**BREACH RECEIVED COURT SOCIAL WORK UNIT**

.../.../199

**SUBMITTED TO SHERIFF CLERK, PAISLEY**

.../.../199

**COMPLAINT No.:** 9700014820  
9700048930

**NAME:** STUART McFADYEN

**D.O.B.:** .../.../19

**AREA TEAM:** PAISLEY

**SUPERVISING OFFICER:** D. Hawthorn

**TYPE OF BREACH**

|                                     |
|-------------------------------------|
| <input checked="" type="checkbox"/> |
| <input type="checkbox"/>            |
| <input type="checkbox"/>            |
| <input type="checkbox"/>            |

PROBATION - FAILURE TO COMPLY  
PROBATION - FURTHER OFFENCE  
COMMUNITY SERVICE  
OTHER - PLEASE SPECIFY:

**TO BE COMPLETED BY SHERIFF CLERK:-**

**DECISION OF SHERIFF**

|                          |
|--------------------------|
| <input type="checkbox"/> |
| <input type="checkbox"/> |
| <input type="checkbox"/> |
| <input type="checkbox"/> |
| <input type="checkbox"/> |

TO PROCEED BY WARRANT TO CITE  
TO PROCEED BY WARRANT TO APREHEND  
NOT TO PROCEED  
CITED DATE 09.06/1998 (Both)  
OTHER - PLEASE SPECIFY:

**BREACH ACCEPTED**

☐

**COURT DECISION:** \_\_\_\_\_

**N.B. BREACH REFERENCE No.:** \_\_\_\_\_

**BREACH DENIED**

☐

**PROOF DATE** .../.../199..

**OUTCOME OF PROOF ON** .../.../199.. : \_\_\_\_\_

**OUTCOME OF PROOF ON** .../.../199.. : \_\_\_\_\_

**OUTCOME OF CONTINUED 1st CITE** .../.../199.. : \_\_\_\_\_

**OUTCOME OF CONTINUED 2nd CITE** .../.../199.. : \_\_\_\_\_

**OUTCOME OF CONTINUED 3rd CITE** .../.../199.. : \_\_\_\_\_

**COMMENTS:** \_\_\_\_\_

**FINAL DECISION:** \_\_\_\_\_

**PLEASE RETURN TO:** SOCIAL WORK UNIT, SHERIFF COURT, PAISLEY

PROB 1

RENFREWSHIRE COUNCIL  
SOCIAL WORK DEPARTMENT

Area Office: Paisley Area Office  
Kelvin House  
River Cart Walk  
Paisley

Tel. No: 0141 842 5151

BREACH OF PROBATION - COMMISSION OF FURTHER OFFENCE  
DURING PERIOD OF PROBATION ORDER

Report to Court in terms of the Criminal Procedure (Scot) Act 1975 S.187 (for indictment) and S.388 (for Summary).

Court...Glasgow Sheriff..... Justice/Sheriff/Lord ..Kenneth Nisbet Mure....

Probationer ...Stewart Alexander McFadyen.... Date of Birth ...9/11/80.....

Residing at ...c/o Mitchell, 3 Fullerton Street, Shortroods, Paisley.....

Released on Probation Order on ...28 October 1997..... For ...24... Months

having been charged with ...Reset.....

.....  
have to report that the above named was on .....24 March 1998.....found  
guilty/convicted by ...Paisley Sheriff..... Court of a charge of

Road Traffic Act 1988 Sec 87(1), Sec 143(1) & (2), Theft Motor Vehicle,.....  
Attempted Opening Lockfast Motor Vehicle with intent; Theft by Opening  
Lockfast Motor Vehicle

Committed during the Probation period, and was dealt with as follows:

3 months imprisonment

The Court is respectfully invited not to proceed on the above breach of probation.

Date ..6/4/98.....

Social Worker

*Dorothy Hawthorn*  
.....  
Dorothy Hawthorn.....

Note: Progress Report attached

Court Ref No .182 797.....



RENFREWSHIRE COUNCIL  
SOCIAL WORK DEPARTMENT

Area Office: Paisley Area Office  
Kelvin House  
River Cart Walk  
Paisley

Tel. No: 0141 842 5151

BREACH OF PROBATION - COMMISSION OF FURTHER OFFENCE  
DURING PERIOD OF PROBATION ORDER

Report to Court in terms of the Criminal Procedure (Scot) Act 1975 S.187 (for indictment) and S.388 (for Summary).

Court...Paisley Sheriff..... Justice/Sheriff/Lord ..Kevin L Breslin.....

Probationer ...Stewart Alexander McFadyen.... Date of Birth ...9/11/80.....

Residing at ...c/o Mitchell, 3 Fullerton Street, Shortroods, Paisley.....

Released on Probation Order on ...21 October 1997..... For ...12... Months

having been charged with ...Con Civic Govt Act 1982 Sec 57(1), Sec 58(1)&(4)..  
Con Criminal Procedures Act 1995 Sec 27(1)(B) Sec 27(1)(A).....

have to report that the above named was on .....24 March 1998.....found  
guilty/convicted by ...Paisley Sheriff..... Court of a charge of

Road Traffic Act 1988 Sec 87(1), Sec 143(1) & (2), Theft Motor Vehicle,.....  
Attempted Opening Lockfast Motor Vehicle with intent; Theft by Opening  
Lockfast Motor Vehicle

Committed during the Probation period, and was dealt with as follows:

3 months imprisonment

The Court is respectfully invited not to proceed on the above breach of probation.

Date ..6/4/98.....

Social Worker

*Dorothy Hawthorn*  
Dorothy Hawthorn.....

Note: Progress Report attached

Court Ref No .182 797.....

## Probation Progress Report

Stewart McFadyen (DOB 9/11/80)  
c/o Mitchell, 3 Fullerton Street, Paisley

Stewart McFadyen is currently subject to two probation orders, one imposed by Paisley Sheriff Court on 21/10/97 for twelve months and the second by Glasgow Sheriff Court on 28/10/97 for a period of two years. The first order has a condition to attend the Community Alternatives Unit.

From the outset his level of compliance has been a considerable concern and as such a First Written Warning was issued on 18/11/97 with a Final Written Warning being given on 18/12/97. In that 2 month period he kept one appointment with the writer and the Community Alternatives Unit. The only other contact that the writer managed to establish was when he was in custody on two occasions in relation to further offences. On both occasions he was given deferred sentences by Paisley Sheriff Court with dates to reappear on 6/3/98 and 2/5/98.

When he was released from custody on 9/1/98 he went to live with his sister and her family in the Seedhill area of Paisley in an effort to distance himself from peers who have been a significant factor in his offending behaviour.

An initial probation review was held on 14/1/98 where the issues of:

- (1) his failure to attend for interview and
- (2) his continued involvement in offending were discussed at length

Stewart gave a commitment to comply with the terms and conditions of the orders. It was agreed that Stewart would attend weekly appointments with the writer and also with his keyworker at the Community Alternatives Unit, until the new programme was available for him to attend.

During this period Stewart demonstrated a commitment to keeping appointments and advising workers of his circumstances. Work began on considering the influence of his peer associates, his use of alcohol and drugs and more constructive use of his time.

Stewart was remanded once more on 17/2/98 in relation to yet a further offence.

Although Stewart has stated that he wishes to change his pattern of offending behaviour because he does not want to go to prison, custody itself is having no impact on his offending behaviour.

Stewart has stated a commitment to addressing issues related to his offending and there has been some indication of an improved response.

It is the writer's view that Stewart McFadyen needs to seriously consider a number of issues in his life if the risk of re-offending is to be reduced. These include:

- 1) his attitude towards offending behaviour
- 2) the influence of his peer group on his behaviour
- 3) his use of his time
- 4) fully accepting responsibility for his behaviour

The Community Alternatives Unit programme is due to commence on 14/4/98. This will offer the opportunity to work intensively with Stewart.

As such the writer would hope that the court will allow the order to continue.

The writer also notes that Stewart McFadyen is due to reappear at Paisley Sheriff Court on 12/5/98, for a deferred sentence when his progress will be reviewed again.

Dorothy Hawthorn

Dorothy Hawthorn  
Social Worker

PAISLEY SHERIFF COURT  
SOCIAL WORK DEPARTMENT

SWIS

DISPOSAL FOLLOWING SUBMISSION OF REPORT

Disposal Notified by:-

Social Work Department,  
Paisley Sheriff Court,  
ST. JAMES STREET, PAISLEY,  
PA3 2HW  
Tel: 0141-889-0617

1. S.E.R. No: 185994      2. Reference No: 182797
3. Complaint/Indictment Nos:  
9700055585
4. Court Name: PAISLEY (SUMMARY)
5. Date report first received in Social Work Unit: 08/01/98 am.
6. Office sent to : (LCA) PAISLEY EAST AREA  
KELVIN HOUSE  
RIVER CART WALK  
PAISLEY
7. Social Worker: DOROTHY HAUTHAWN
8. Date of court: 09/01/98      9. Date of court outcome: 15/05/98
10. Name of accused: STEWART ALEXANDER MCFADYEN      11. D.O.B: 09/11/80
12. Address: 3 FULLERTON STREET  
SHORTROODS  
PAISLEY (MIDDLE LEFT)
13. Result of Court appearance:  
Custodial sentence  
  
0 years 3 months 0 days  
Start date: 24/04/98

50x 1 Jan

Signed :



Social Worker

Date : 15/05/98

Details of disposal

---

980016182B 2 MONTHS DETENTION  
9700055585 3 MONTHS DETENTION (CH 1)  
ADMONISHED (CH2)  
ADMONISHED (CH3)  
CONSECUTIVE FROM 24.4.98

PAISLEY SHERIFF COURT  
SOCIAL WORK DEPARTMENT

DISPOSAL FOLLOWING SUBMISSION OF REPORT

Disposal Notified by:- Social Work Department,  
Paisley Sheriff Court,  
ST. JAMES STREET, PAISLEY,  
PA3 2HW  
Tel: 0141-889-0617

1. S.E.R. No: 186476      2. Reference No: 182797

3. Complaint/Indictment Nos:  
980016182B

4. Court Name: PAISLEY (SUMMARY)

5. Date report first received in Social Work Unit: 14/05/98 am.

6. Office sent to : (LCA) PAISLEY EAST AREA  
KELVIN HOUSE  
RIVER CART WALK  
PAISLEY

7. Social Worker: D HAWTHORN

8. Date of court: 15/05/98

9. Date of court outcome: 15/05/98

10. Name of accused: STEWART ALEXANDER MCFADYEN

11. D.O.B: 09/11/80

12. Address: 3 FULLERTON STREET  
SHORTROODS  
PAISLEY (MIDDLE LEFT)

13. Result of Court appearance:  
Custodial sentence

0 years 2 months 0 days

Start date: 24/04/98

Signed : Ellie Duggall ~~Social Worker~~

Date : 15/05/98

Details of disposal

---

980016182B 2 MONTHS DETENTION  
9700055585 3 MONTHS DETENTION (CH 1)  
ADMONISHED (CH2)  
ADMONISHED (CH3)  
CONSECUTIVE FROM 24.4.98

SOCIAL WORK DEPARTMENT

24-APR-98

DEAR SIR/MADAM

STEWART MCFADYEN

I am writing to request a (Supplementary) Social Enquiry / Community Service Report for the above named accused. The details of the case and continuation are as follows :

Case Details

Case No. : 9800016182

Accused Name : STEWART MCFADYEN

Date of Birth : 09-NOV-80

Address : F2/1 3 FULLARTON STREET SHORTROODS PAISLEY

The accused was Remanded in BARLINNIE GLASGOW until 15-MAY-98  
Bail having been refused

Reports requested: Social Enquiry and Community Service

I would be obliged if you could supply the Court with the Report(s) at least 24 hrs before the next hearing.

Yours Faithfully

  
Sheriff Clerk Depute

Enc.  
Copy Complaint  
Previous Convictions



Names of Accused

Date of Disposal

Sentence (if any)

98602750/KA03900498/AO'H

Under the Criminal Procedure (Scotland) Act, 1995

IN THE SHERIFF COURT OF NORTH STRATHCLYDE AT PAISLEY

The COMPLAINT of the PROCURATOR FISCAL against

① CHARLES MCGOFF  
11B MOSSVALE SQUARE  
SHORTROODS  
PAISLEY

Date of Birth : 07.09.78

② STEWART MCFADYEN  
F2/1, 3 FULLARTON STREET  
SHORTROODS  
PAISLEY

Date of Birth : 09.11.80

The charge against you is that

(001) on 13 April 1998 you CHARLES MCGOFF and you STEWART MCFADYEN were found in the curtilage of John W Grant & Son Builders Merchants, 66 Love Street, Paisley without lawful authority to be there so that, in all the circumstances, it may be reasonably inferred that you intended to commit theft there;  
CONTRARY to the Civic Government (Scotland) Act 1982 Section 57(1)

14/14/98 PP/Manson  
PP/Chambers  
Both NG,  
T 18/5/98  
ID 5/5/98 10am

① Bcm  
②. custodian BR

24/4/98 (5 MIN)  
M'FADYEN  
PP/Chambers  
Now G  
D/A 15/5/98  
SM/CSA  
CUST BR  
(622)

uBock

Procurator Fiscal Depute

NOTICE OF PREVIOUS CONVICTIONS APPLYING TO

STEWART MCFADYEN

In the event of your being convicted of the charge(s) in the Complaint it is intended to place before the Court the following previous conviction(s) applying to you.

| DATE     | COURT - PLACE & TYPE       | CRIME/OFFENCE                                                 | DISPOSAL                                                                                           | CASE REF.NO.   |
|----------|----------------------------|---------------------------------------------------------------|----------------------------------------------------------------------------------------------------|----------------|
| 16/10/96 | PAISLEY<br>SHERIFF SUMMARY | 01 CRIMINAL PROCEDURE (SCOTLAND) ACT<br>1995 SECTION 27(1)(B) | CHG(S) 1 ADMONISHED,<br>AGGRAVATION BY COMMITTING<br>OFFENCE WHILE ON BAIL. NO<br>SEPARATE PENALTY | SKB008810/96 ✓ |

| DATE     | COURT - PLACE & TYPE       | CRIME/OFFENCE | DISPOSAL                                                                                                                                             | CASE REF.NO.   |
|----------|----------------------------|---------------|------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|
| 24/12/96 | GLASGOW<br>SHERIFF SUMMARY | 01 RESET      | CHG(S) 1 SENTENCE<br>DEFERRED TO 28/10/97.<br>THEN. PROBATION 2 YEARS.<br>AGGRAVATION BY COMMITTING<br>OFFENCE WHILE ON BAIL. NO<br>SEPARATE PENALTY | SGA006111/96 ✓ |

| DATE     | COURT - PLACE & TYPE       | CRIME/OFFENCE                                                                                                             | DISPOSAL                                                                                                                                                                                                                                                                       | CASE REF.NO.   |
|----------|----------------------------|---------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|
| 27/03/97 | PAISLEY<br>SHERIFF SUMMARY | 01 CIVIC GOVERNMENT (SCOTLAND) ACT<br>1982 SECTION 58(1)<br>02 CRIMINAL PROCEDURE (SCOTLAND) ACT<br>1995 SECTION 27(1)(B) | CHG(S) 1-2 SENTENCE<br>DEFERRED TO 21/10/97.<br>THEN. PROBATION 1 YEAR.<br>CONDITION OF PROBATION 1<br>YEAR TO ATTEND COMMUNITY<br>ALTERNATIVE UNIT AS<br>DIRECTED. AGGRAVATION BY<br>COMMITTING OFFENCE WHILE<br>ON BAIL. EACH CHARGE. NO<br>SEPARATE PENALTY. EACH<br>CHARGE | SKA046201/97 ✓ |

| DATE     | COURT - PLACE & TYPE       | CRIME/OFFENCE                                                                                                             | DISPOSAL                                                                                                                                                           | CASE REF.NO. |
|----------|----------------------------|---------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|
| 27/03/97 | PAISLEY<br>SHERIFF SUMMARY | 01 CIVIC GOVERNMENT (SCOTLAND) ACT<br>1982 SECTION 57(1)<br>02 CRIMINAL PROCEDURE (SCOTLAND) ACT<br>1995 SECTION 27(1)(A) | CHG(S) 1-2 SENTENCE<br>DEFERRED TO 21/10/97.<br>THEN. PROBATION 1 YEAR.<br>CONDITION OF PROBATION 1<br>YEAR TO ATTEND COMMUNITY<br>ALTERNATIVE UNIT AS<br>DIRECTED | SKA317401/97 |

DATE

PREVIOUS CONVICTIONS APPLYING TO

PART MCFADYEN

In the event of your being convicted of the charge(s) in the Complaint it is intended to place before the Court the following previous conviction(s) applying to you.

| DATE     | COURT - PLACE & TYPE       | CRIME/OFFENCE                                            | DISPOSAL                                                                                                                                                         | Case Ref.No. |
|----------|----------------------------|----------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|
| 22/04/97 | PAISLEY<br>SHERIFF SUMMARY | 01 CIVIC GOVERNMENT (SCOTLAND) ACT<br>1982 SECTION 57(1) | CHG(S) 1 DETENTION YOUNG<br>OFFENDERS INSTITUTE 4<br>MONTHS. PROPORTION FOR<br>BAIL AGGRAVATION BEING 1<br>MONTH. TO DATE FROM<br>27/03/97, FORFEIT<br>IMPLEMENT | SKA089203/97 |

| DATE     | COURT - PLACE & TYPE       | CRIME/OFFENCE                       | DISPOSAL                                                                                                                                                                             | Case Ref.No. |
|----------|----------------------------|-------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|
| 21/08/97 | PAISLEY<br>SHERIFF SUMMARY | 01 THEFT BY OPENING LOCKFAST PLACES | CHG(S) 1 SENTENCE<br>DEFERRED TO 07/10/97.<br>THEN. DETENTION YOUNG<br>OFFENDERS INSTITUTE 30<br>DAYS. AGGRAVATION BY<br>COMMITTING OFFENCE WHILE<br>ON BAIL. NO SEPARATE<br>PENALTY | SKA016601/97 |

| DATE     | COURT - PLACE & TYPE       | CRIME/OFFENCE                                                              | DISPOSAL                                                                                                                                                       | Case Ref.No.                 |
|----------|----------------------------|----------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------|
| 07/10/97 | PAISLEY<br>SHERIFF SUMMARY | 01 THEFT BY OPENING LOCKFAST PLACES<br>02 THEFT BY OPENING LOCKFAST PLACES | CHG(S) 1-2 DETENTION<br>YOUNG OFFENDERS INSTITUTE<br>30 DAYS. CUMULO<br>CHG(S) 2 AGGRAVATION BY<br>COMMITTING OFFENCE WHILE<br>ON BAIL. NO SEPARATE<br>PENALTY | SKA051003/97<br>SKA051203/97 |

PREVIOUS CONVICTIONS APPLYING TO  
MCFADYEN

event of your being convicted of the charge(s) in the Complaint it is intended  
place before the Court the following previous conviction(s) applying to you.

PREVIOUS CONVICTIONS APPLYING TO

| DATE | COURT - PLACE & TYPE | CRIME/OFFENCE | DISPOSAL | CASE REF.NO. |
|------|----------------------|---------------|----------|--------------|
|------|----------------------|---------------|----------|--------------|

|          |                            |                                           |                                                            |               |
|----------|----------------------------|-------------------------------------------|------------------------------------------------------------|---------------|
| 07/10/97 | PAISLEY<br>SHERIFF SUMMARY | 01 OPENING LOCKFAST PLACES WITH<br>INTENT | CHG(S) 1 DETENTION YOUNG<br>OFFENDERS INSTITUTE 30<br>DAYS | SKA089003/97F |
|----------|----------------------------|-------------------------------------------|------------------------------------------------------------|---------------|

| DATE | COURT - PLACE & TYPE | CRIME/OFFENCE | DISPOSAL | CASE REF.NO. |
|------|----------------------|---------------|----------|--------------|
|------|----------------------|---------------|----------|--------------|

|          |                             |                           |                                                                                       |                |
|----------|-----------------------------|---------------------------|---------------------------------------------------------------------------------------|----------------|
| 07/10/97 | PAISLEY<br>SHERIFF AND JURY | 01 THEFT BY HOUSEBREAKING | CHG(S) 1 DETENTION YOUNG<br>OFFENDERS INSTITUTE 7<br>MONTHS. TO DATE FROM<br>09/06/97 | SKA010006/97FP |
|----------|-----------------------------|---------------------------|---------------------------------------------------------------------------------------|----------------|

| DATE | COURT - PLACE & TYPE | CRIME/OFFENCE | DISPOSAL | CASE REF.NO. |
|------|----------------------|---------------|----------|--------------|
|------|----------------------|---------------|----------|--------------|

|          |                            |                                     |                                           |                |
|----------|----------------------------|-------------------------------------|-------------------------------------------|----------------|
| 09/12/97 | PAISLEY<br>SHERIFF SUMMARY | 01 THEFT BY OPENING LOCKFAST PLACES | CHG(S) 1 SENTENCE<br>DEFERRED TO 06/03/98 | SKA033011/97FP |
|----------|----------------------------|-------------------------------------|-------------------------------------------|----------------|

| DATE | COURT - PLACE & TYPE | CRIME/OFFENCE | DISPOSAL | CASE REF.NO. |
|------|----------------------|---------------|----------|--------------|
|------|----------------------|---------------|----------|--------------|

|          |                            |                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                |
|----------|----------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|
| 24/03/98 | PAISLEY<br>SHERIFF SUMMARY | 01 THEFT OF MOTOR VEHICLE<br>02 OPENING LOCKFAST PLACES WITH<br>INTENT<br>03 ROAD TRAFFIC ACT 1988 SECTION<br>143(1) & (2)<br>04 ROAD TRAFFIC ACT 1988 SECTION<br>87(1) | CHG(S) 1-2 DETENTION<br>YOUNG OFFENDERS INSTITUTE<br>3 MONTHS. EACH CHARGE. TO<br>DATE FROM 18/02/98.<br>AGGRAVATION BY COMMITTING<br>OFFENCE WHILE ON BAIL.<br>EACH CHARGE. NO SEPARATE<br>PENALTY. EACH CHARGE<br>CHG(S) 1 DISQUALIFIED 2<br>YEARS<br>CHG(S) 3 ADMONISHED.<br>DISQUALIFIED 1 YEAR.<br>LICENCE ENDORSED.<br>AGGRAVATION BY COMMITTING<br>OFFENCE WHILE ON BAIL. NO<br>SEPARATE PENALTY<br>CHG(S) 4 ADMONISHED.<br>LICENCE ENDORSED.<br>AGGRAVATION BY COMMITTING<br>OFFENCE WHILE ON BAIL. NO<br>SEPARATE PENALTY | SKA046702/98FP |
|----------|----------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|

PREVIOUS CONVICTIONS APPLYING TO

MC FADYEN

In the event of your being convicted of the charge(s) in the Complaint it is intended  
place before the Court the following previous conviction(s) applying to you.

RELEASE DETAILS

CONVICTED ON 22.04.97 AT PAISLEY SHERIFF COURT. RELEASED ON 23.05.97 FROM  
HMV01 POLMONT. EXPIRY OF SENTENCE 26.07.97

=====

CONVICTED ON 24.03.98 AT PAISLEY SHERIFF COURT: RELEASED FROM HMV01 POLMONT ON  
03.04.98: EXPIRY OF SENTENCE 17.05.98.

=====

END OF RECORD

|  |  |  |  |
|--|--|--|--|
|  |  |  |  |
|--|--|--|--|

Renfrewshire Council  
Social Work Department

Area Office: Kelvin House, River Cart Walk, Paisley

PROBATION: PROGRESS REPORT FOR COURT

Name: Stewart Alexander McFadyen Age: 17 Date of Birth: 9/11/80

Residing at: 104 Seedhill Road, Paisley

Appearing before: Paisley Sheriff Court on 6/3/98

Charged with Theft by opening lockfast motor vehicle

The above named is currently on a Probation Order imposed by Paisley Sheriff Court (Glasgow Sheriff Court) on 21/10/97 (28/10/97)

for offence(s) of Con Civic Govt Act Sec 57(1), Sec 58(1) and (4). Con Criminal Procedures Act S27(1)(a) and (b)

Length of Order 1 year with condition to attend CAU.

**Progress Report:** (Include level of contact, Response to Supervision, Etc).

Stewart McFadyen is currently subject to two probation orders, one imposed by Paisley Sheriff Court on 21/10/97 and the second by Glasgow Sheriff Court on 28/10/97 for a period of two years.

Stewart has failed to make any progress in relation to these orders.

From the outset his level of compliance has been a considerable concern and as such a first written warning was issued on 18/11/97 with a final written warning being given on 18/12/97. In that 2 month period he kept one appointment with the writer and the Community Alternatives Unit. The only other contact that the writer managed to establish was when he was in custody on two occasions in relation to further offences. On both occasions he was given deferred sentences by Paisley Sheriff Court with dates to re-appear on 6/3/98 and 12/5/98.

He was last released from custody on 9/1/98 and since then he has lived with his sister, Jillian McFadyen, her boyfriend Kenneth Horn and the couple's young child at 104 Seedhill Road, Paisley.

An initial probation review was held on 14/1/98 where the issues of

- (1) his failure to attend for interview and
- (2) his continued involvement in offending were addressed.

Stewart gave a commitment to complying with the terms and conditions of the order. It was agreed that Stewart would attend weekly appointments with the writer and also weekly at the Community Alternatives Unit until a new programme was available for him to attend.

Initially there were signs that Stewart may respond more positively keeping appointments with both workers and considering issues identified at the Probation Review including his peer associates, his use of alcohol/drugs and more constructive use of his time.

However this progress was short-lived as detailed her:

21/1/98 - CAU - failed to attend  
22/1/98 - Home visit - D Hawthorn  
28/1/98 - CAU - attended  
29/1/98 - Failed office appointment  
4/2/98 - reported to CAU and area office

The following week he had relatives phone regarding his appointments saying he was unwell. He has however failed to provide a medical certificate as requested.

Since then he has failed to attend office and CAU appointments or to make himself available for arranged home visits.

The writer now has no alternative but to breach both Probation Orders.

Dorothy Hawthorn

Date: 5/3/98

Social Worker: Dorothy Hawthorn

dh/amcl/rep/off/mcfadyen  
5/3/98

File Copy

# Renfrewshire Council

Social Work Department

Director: Sheena M Duncan

Kelvin House

River Cart Walk, Paisley PA1 1YS

Tel: (0141) 842 5151 Fax: (0141) 842 4136

Our Ref: PAT/DH/AMCL/GEN/LETS/MCFADYEA

Your Ref:

If phoning or calling ask for: Dorothy Hawthorn

Date: 05.03.1998

Clerk of Court  
Paisley Sheriff Court  
St James Street  
Paisley  
PA3 2HW

Dear Sir/Madam

Re: Stewart Alexander McFadyen (DOB 9/11/80), 3 Fullerton Street, Paisley

The above named is due to appear at Court on 6/3/98 in relation to which a Supplementary Social Enquiry Report was requested.

I regret to advise the Court that the requested report cannot be submitted at this stage. The writer has however attached a Probation Progress Report.

Letters were sent arranging appointments for Mr McFadyen to attend for interview on 25/2/98 and a home visit was arranged for 3/3/98. However he failed to respond.

As a result the writer has been unable to carry out the interview necessary for compiling the requested report.

Yours faithfully



Dorothy Hawthorn  
Social Worker



# SER MONITORING/SCREENING GROUP REFERRAL

PAISLEY AREA OFFICE CRIMINAL JUSTICE SECTION

*Lotus*

Social Worker:

Donna Hawthorn

Dates

Name:

Stewart Alexander McTear

Requested: 9/12

Address:

(Mid Left) 3 Fullerton St.  
Shortwood, Paisley

Received: 10/12

Date of Birth:

09 NOV 1980

Allocated: 10/12

Date Report Due:

05 MAR 1998

Court Offence:

Theft by OCMV

Due: 5/3

Relevant Issues:

On two probation  
Order, including CAO

Working Days: Nearly  
3 months!

Assessment of Disposal:

Failure to respond.

SI-R Completed? YES / NO

Score

Dunscore:

Gravity Rating

2

High Court

\_\_\_\_\_

Solem Procedure

\_\_\_\_\_

Remanded in Custody

\_\_\_\_\_

In Custody (other offence)

\_\_\_\_\_

Previous Custody

2

Previous Probation in past year

2

Community Service in past year

\_\_\_\_\_

TOTAL

6

Request Screening Group Discussion on: \_\_\_\_\_

PAISLEY SHERIFF COURT  
SOCIAL WORK DEPARTMENT  
NOTICE OF REQUEST FOR REPORT

Address report to be returned: Social Work Department,  
Paisley Sheriff Court,  
ST. JAMES STREET, PAISLEY,  
PA3 2HW  
Tel: 0141-889-0617

\*\*\*\* Request for a Supplementary Report \*\*\*\*

1. S.E.R. No: 185952      Attached

2. Complaint/Indictment Nos:  
9700051031

3. Office sent to : (LCA) PAISLEY EAST AREA  
KELVIN HOUSE  
RIVER CART WALK  
PAISLEY

4. Court Name: PAISLEY (SUMMARY)

5. Reference No: 182797

6. Name of Accused: STEWART ALEXANDER MCFADYEN

7. Sex: Male

8. Address: 3 FULLERTON STREET  
SHORTROODS  
PAISLEY (MIDDLE LEFT)

9. D.O.B: 09/11/80

10. Date Report Requested  
09/12/97

11. Date Report Required  
05/03/98

12. Date of Court  
06/03/98

13. Coded crimes (Any additional details overleaf):  
Theft by Opening Lockfast Motor Vehicle

14. Status: Pled guilty

15. Other reports requested:

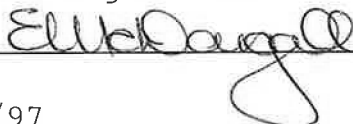
16. Form of continuation: Bailed

17. Number of previous disposals:      4      Attached

18. Was client interviewed by Court Social Worker?      No

19. Was client issued with a guidance leaflet?      No

Signed :



Social Worker

Date : 10/12/97

SOCIAL WORK DEPARTMENT

09-DEC-97

DEAR SIR/MADAM

STEWART MCFADYEN

I am writing to request a (Supplementary) Social Enquiry / Community Service Report for the above named accused. The details of the case and continuation are as follows :

Case Details

Case No. : 9700051031

Accused Name : STEWART ALEXANDER MCFADYEN

Date of Birth : 09-NOV-80

Address : MIDDLE LEFT 3 FULLARTON STREET SHORTROODS PAISLEY

The accused was released on Bail and the case has been continued until 06-MAR-98

Reports requested: Supplementary Social Enquiry

I would be obliged if you could supply the Court with the Report(s) at least 24 hrs before the next hearing.

Yours Faithfully

  
Sheriff Clerk Depute

Enc.  
Copy Complaint  
Previous Convictions

97/51031

F.1

| <u>Names of Accused</u> | <u>Date of Disposal</u> | <u>Sentence (if any)</u> |
|-------------------------|-------------------------|--------------------------|
|                         |                         |                          |
|                         |                         |                          |
|                         |                         |                          |

97608938/MD  
KA 0330 11 97

Under the Criminal Procedure (Scotland) Act, 1995

IN THE SHERIFF COURT OF NORTH STRATHCLYDE AT PAISLEY

The COMPLAINT of the PROCURATOR FISCAL against

STEWART ALEXANDER MCFADYEN  
MIDDLE LEFT  
3 FULLARTON STREET  
SHORTROODS  
PAISLEY

Date of Birth : 09.11.80

The charge against you is that

(001) on 10 November 1997 at Caledonia Street, Paisley, you STEWART ALEXANDER MCFADYEN did, whilst acting together with another person at present unknown, force open lockfas motor vehicle registered number P514 JSP and there steal a radio cassette.

*Stewart MCFADYEN*  
Procurator Fiscal Deput

Apprehension  
and Search

19 .-The Court grants Warrant to apprehend the said Accused and grants warrant to search the person, dwellinghouse, and repositories of said Accused and any place where they may be found and to take possession of the property mentioned or referred to in the Complaint and all articles and documents likely to afford evidence of guilt or of guilty participation.

Sheriff

Diet

19 .-The Court Assigns  
19 , at .m., within the SHERIFF Court-House,  
as a Diet in this case.

Clerk of Court.

17/11/97  
P/KER  
NG  
12/12/97 @ 10am  
2/12/97 @ 10am  
(custody)

18/11/97  
PP/ Chambers  
gas lbs  
J/A 9/12/97 @ 10am  
for SCL / CSR  
bail refused - custody

9/12/97  
P/CIMMAN  
S/D 6/3/98  
GG/SSR  
BAIL

OF PREVIOUS CONVICTIONS APPLYING TO  
 LEWART ALEXANDER MCFADYEN

In the event of your being convicted of the charge(s) in the Complaint it is intended to place before the Court the following previous conviction(s) applying to you.

| DATE     | COURT - PLACE & TYPE       | CRIME/OFFENCE                                                 | DISPOSAL                                                                                           | CASE REF.NO. |
|----------|----------------------------|---------------------------------------------------------------|----------------------------------------------------------------------------------------------------|--------------|
| 16/10/96 | PAISLEY<br>SHERIFF SUMMARY | 01 CRIMINAL PROCEDURE (SCOTLAND) ACT<br>1995 SECTION 27(1)(B) | CHG(S) 1 ADMONISHED,<br>AGGRAVATION BY COMMITTING<br>OFFENCE WHILE ON BAIL, NO<br>SEPARATE PENALTY | SKB008810/96 |

| DATE     | COURT - PLACE & TYPE       | CRIME/OFFENCE             | DISPOSAL                                                            | CASE REF.NO. |
|----------|----------------------------|---------------------------|---------------------------------------------------------------------|--------------|
| 24/12/96 | GLASGOW<br>SHERIFF SUMMARY | 01 THEFT OF MOTOR VEHICLE | CHG(S) 1 SENTENCE<br>DEFERRED TO 05/08/97<br>THEN PROBATION 2 YEARS | SGA006111/96 |

| DATE     | COURT - PLACE & TYPE       | CRIME/OFFENCE                                                                                                             | DISPOSAL                                                                                                      | CASE REF.NO. |
|----------|----------------------------|---------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------|--------------|
| 27/03/97 | PAISLEY<br>SHERIFF SUMMARY | 01 CIVIC GOVERNMENT (SCOTLAND) ACT<br>1982 SECTION 58(1)<br>02 CRIMINAL PROCEDURE (SCOTLAND) ACT<br>1995 SECTION 27(1)(B) | CHG(S) 1-2 SENTENCE<br>DEFERRED TO 21/10/97<br>THEN<br>CHG(S) 1 PROBATION 1 YEAR<br>CHG(S) 1 PROBATION 1 YEAR | SKA046201/97 |

| DATE     | COURT - PLACE & TYPE       | CRIME/OFFENCE                                                                                                             | DISPOSAL                                                                                                                                   | CASE REF.NO. |
|----------|----------------------------|---------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------|--------------|
| 27/03/97 | PAISLEY<br>SHERIFF SUMMARY | 01 CIVIC GOVERNMENT (SCOTLAND) ACT<br>1982 SECTION 57(1)<br>02 CRIMINAL PROCEDURE (SCOTLAND) ACT<br>1995 SECTION 27(1)(A) | CHG(S) 1-2 SENTENCE<br>DEFERRED TO 21/10/97<br>THEN<br>CHG(S) 1 PROBATION 1 YEAR<br>CHG(S) 2 PROBATION 1 YEAR<br>AND ATTEND COMMUNITY UNIT | SKA317401/97 |

| DATE     | COURT - PLACE & TYPE       | CRIME/OFFENCE                                            | DISPOSAL                                                                                                                                                         | CASE REF.NO. |
|----------|----------------------------|----------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|
| 22/04/97 | PAISLEY<br>SHERIFF SUMMARY | 01 CIVIC GOVERNMENT (SCOTLAND) ACT<br>1982 SECTION 57(1) | CHG(S) 1 DETENTION YOUNG<br>OFFENDERS INSTITUTE 4<br>MONTHS, PROPORTION FOR<br>BAIL AGGRAVATION BEING 1<br>MONTH, TO DATE FROM<br>27/03/97, FORFEIT<br>IMPLEMENT | SKA089203/97 |

RELEASE DETAILS

CONVICTED ON 22.04.97 AT PAISLEY SHERIFF COURT, RELEASED ON 23.05.97 FROM  
 HMYOI POLMONT, EXPIRY OF SENTENCE 26.07.97

END OF RECORD

ON SPOTS/LOTUS  
PAISLEY SHERIFF COURT  
SOCIAL WORK DEPARTMENT

DISPOSAL FOLLOWING SUBMISSION OF REPORT

Disposal Notified by:-

Social Work Department,  
Paisley Sheriff Court,  
ST. JAMES STREET, PAISLEY,  
PA3 2HW  
Tel: 0141-889-0617

1. S.E.R. No: 185869

2. Reference No: 182797

3. Complaint/Indictment Nos:  
9700051031

4. Court Name: PAISLEY (SUMMARY)

5. Date report first received in Social Work Unit: 08/12/97 am.

6. Office sent to : (LCA) PAISLEY EAST AREA  
KELVIN HOUSE  
RIVER CART WALK  
PAISLEY

7. Social Worker: DOROTHY HAUTAWN ✓

8. Date of court: 09/12/97

9. Date of court outcome: 09/12/97

10. Name of accused: STEWART ALEXANDER MCFADYEN

11. D.O.B: 09/11/80

12. Address: 3 FULLERTON STREET  
SHORTROODS  
PAISLEY

13. Result of Court appearance:  
Deferred sentence

till 06/03/98

Reason 1-Supplementary S.E.R.

Reason 2-Good behaviour

Reason 3-

Signed : \_\_\_\_\_



Social Worker

Date : 09/12/97

## SOCIAL ENQUIRY REPORT

Name: Stewart Alexander McFadyen

Court: Paisley Sheriff

Address: C/O Mitchell  
3 Fullerton Street, Paisley

Date of Court: 09.12.97

Report Compiled By: Dorothy Hawthorn  
Social Worker, Paisley Area Team  
Kelvin House, River Cart Walk, Paisley

Offence: Theft by Opening Lockfast Motor Vehicle

### FAMILY DETAILS

| Name                                                                                                                                                                           | Age       | Relationship                                    | Income and Source |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|-------------------------------------------------|-------------------|
| Janice Mitchell                                                                                                                                                                |           | Mother                                          | State Benefit     |
| Ross McFadyen                                                                                                                                                                  | 17        | Brother                                         | State Benefit     |
| Stewart McFadyen                                                                                                                                                               | 16        | Subject of Report                               |                   |
| Lesley McFadyen                                                                                                                                                                | 14        | Sister                                          | School            |
| Alexander McFadyen                                                                                                                                                             |           | Father: Lives outwith family home/self employed |                   |
| Jillian McFadyen                                                                                                                                                               | 20        | Sister: Lives outwith family home               |                   |
| GENERAL FINANCIAL SITUATION:<br><br>No significant problems reported or evident.                                                                                               |           |                                                 |                   |
| OFFENDER - FINANCIAL SITUATION                                                                                                                                                 |           |                                                 |                   |
| INCOME PER WEEK: £29.80                                                                                                                                                        |           | SOURCE: Job Seekers' Allowance                  |                   |
| EXPENSES:                                                                                                                                                                      | PER MONTH | ARREARS:                                        |                   |
| ACCOMMODATION:                                                                                                                                                                 | 10.00     |                                                 |                   |
| DEBT:                                                                                                                                                                          |           |                                                 |                   |
| FINES:                                                                                                                                                                         |           |                                                 |                   |
| OTHERS (STATE):                                                                                                                                                                |           |                                                 |                   |
| DISPOSABLE AVAILABLE INCOME (PER WEEK):                                                                                                                                        |           |                                                 |                   |
| GENERAL COMMENTS: (GIVE <del>ANY</del> CAPITAL RESOURCES EG REDUNDANCY LUMP SUMS)<br><br>On release from custody Stewart will be entitled to apply for Job Seekers' Allowance. |           |                                                 |                   |

### Basis of Report

This report is based on:

- 1 One interview with Stewart McFadyen within HMP Gateside where he is currently on remand.
- 2 Consultation with this Department's Community Alternatives' Unit.
- 3 Reference to Departmental records.

### Current Circumstances

Stewart has spent the majority of this year within a custodial environment, either whilst remanded in custody or serving a custodial sentence. He was released from custody on 28.10.97 by which time he was subject to 2 probation orders. On 21.10.97 Paisley Sheriff court imposed a 12-month order with a condition to attend the Community Alternatives' Unit. On 25.10.97 Glasgow Sheriff Court released him on probation for a period of 2 years.

### Home Circumstances

Stewart lives with his mother and 2 of her children in a 4-apartment local authority flat situated in the Shortroods area of Paisley. The family have lived in the Shortroods area for around 12 years, having previously lived in Barrhead. There are no particular problems with regards to relationships within the house. Whilst Stewart's mother cares about her children and attempts to indicate her disapproval at both Stewart's and his older brothers' offending behaviour, it is apparent that she has little actual influence on their behaviour.

Stewart McFadyen and his family originate from the Barrhead area and the family moved to Paisley when Stewart was around 5-years of age. His mother and father separated when he was around 10 years old as a result of long-standing marital problems and Mr McFadyen senior subsequently left the family home.

Mr McFadyen senior is the owner of a local garage business. He has maintained contact with his children since leaving the family home but he has also had little evident influence over 3 of his children including Stewart, who has been involved in offending.

The family have been involved with the Social Work Department for a number of years. Initial contact revolved around Stewart's older sister, Jillian, when she was made subject of compulsory measure of care as a result of concerns relating to school based difficulties and offending behaviour.

### Previous Social Work Involvement

Stewart began exhibiting similar behaviour in his primary school years and by 1992 he was subject to a supervision requirement via the children's hearing system.



Departmental records indicate that his behaviour continued to deteriorate with the result that he was received into residential care. Between 1993 and 1996 Stewart spent periods within Newfield Assessment Centre and Balrossie Residential School. Efforts to address this young man's offending behaviour during this period of Social Work intervention failed. Stewart's supervision requirement was terminated at a children's hearing on 03.03.97.

### Education

Whilst Stewart is regarded as an intelligent individual the problems he presented both in attending school and his behaviour within school resulted in him not reaching his educational potential. He received much of his secondary education within Balrossie Residential School. Records indicate that Stewart responded well to the supports on offer within a residential setting and he reports to gaining Scotvec modules in English and Mathematics during his time at Balrossie.

### Employment

Stewart has never been in paid employment and has no particular plans or ambition with regards to work.

### Health

Stewart enjoys good general health. He reports to having never experienced any problems with regards to his physical or mental health.

### Alcohol and Drugs

It appears that Stewart's use of cannabis has played a significant part in his lifestyle for over a year. He reports that he was spending up to £50.00 per day on this substance. In the past Stewart has been able to acknowledge the link between his involvement in theft and financing his use of cannabis, however, he failed to see this as problematic. Stewart is now, however, more realistic about the impact his drug use has had on his behaviour. Similarly he now acknowledges that his use of alcohol has also contributed to his involvement in offending.

He reports that since his release from custody at the end of October his use of substances has been significantly reduced, however, he does admit that he was drinking before committing the offences currently under consideration. It is the writer's view that a fuller assessment of Stewart's use of substances needs to be undertaken.

## OFFENDING BEHAVIOUR

### Past

Stewart McFadyen has a history of involvement in offending behaviour, mainly relating to theft.

This, combined with his school based difficulties , resulted in the imposition of both home and residential supervision requirements for a large part of his life. Social Work intervention failed to make a significant impact upon his offending behaviour during his childhood years.

Stewart's offending has continued into adulthood resulting in the imposition of custodial sentences earlier this year and more recently 2 probation orders.

#### Present

In discussing the offence of theft from a car which is awaiting disposal Stewart admits that he had been drinking earlier and was motivated by monetary gain. There would appear, however, to be some shift in his attitudes previously expressed. Stewart acknowledges the influences of peers on his behaviour and the difficulty he has resisting such pressure. He is beginning to consider how to handle such situations more positively but is unable to fully think these through.

He has some awareness of the consequences of his offending behaviour both for himself and also the victims of his actions. This is an area where work requires to be undertaken with Stewart in an effort to reduce the risk of his re-offending.

Overall this young man is clearly entrenched in an offending lifestyle. His attitude about this and his future conduct is a concern. Other than stating a desire to avoid future periods of imprisonment he is uncertain about whether he will stop offending or not.

#### Matters Outstanding

As far as the writer is aware there are no further matters outstanding. The writer notes, however, that the current offence constitutes a breach of his probation orders and reports will have to be submitted as such.

#### Community Service Assessment

The terms and conditions of such an order have been explained in detail to Stewart. He has expressed a willingness and ability to comply with a period of unpaid work.

In consideration of his circumstances Stewart McFadyen would appear suitable to undertake a period of community service and a placement will be available at the Court's request.

#### Probation Progress

As previously noted Stewart McFadyen is currently subject to 2 probation orders. He was placed on probation by Paisley Sheriff Court on 21.10.97 for a period of 12 months with a condition to attend the Community Alternatives' Unit. On 28.10.97 he was made subject to a further order at Glasgow Sheriff Court for a period of 2 years. To date his level of compliance has been poor and a regular pattern of attendance at appointments not achieved.

The groupwork programme of the Community Alternatives' Unit commences on 15.12.97 and it is envisaged that this intensive model of work will begin to address the issues identified at the outset of the order.

- 1 Challenge Stewart's attitudes and values in relation to offending behaviour and reinforce what constitutes acceptable and unacceptable behaviour incorporating victim awareness work.
- 2 Undertake a fuller assessment of Stewart's use of substances and consider how this relates to his involvement in offending.
- 3 Explore Stewart's peer relationships and the influence this has on his involvement in offending and commitment to comply with the requirements of a probation order, it remains to be seen if he will be able to respond to external limits upon his behaviour.

#### OPTIONS FOR DISPOSAL

Stewart presents as an intelligent, astute and socially skilled young man. However it is evident he has not used these aspects of his personality in a positive manner and is clearly entrenched in an offending lifestyle.

The lack of structure in this young man's life the role cannabis and alcohol have played in his lifestyle and his attitude with regards to his involvement in offending behaviour leads the writer to conclude that Stewart presents a high risk of re-offending.

The writer offers the following comments for the Court's consideration.

#### Custody

Stewart McFadyen has served 2 custodial sentences and as a consequence spent much of this year in prison. In the writer's view it would seem unlikely that a further period of imprisonment would address the issues relating to this young man's offending lifestyle in the long-term. Given that he is currently subject to 2 newly imposed probation orders it is hoped that these will be allowed to continue.

#### Community Service

As noted above Stewart has been assessed as suitable to undertake a period of unpaid work.

If the Court would wish to consider this option the writer would suggest that a short period of deferment would allow the Court to gauge his progress and response to the other community based disposals already in place.

#### Probation

Stewart McFadyen has very recently been made subject to an intensive probation order and a more lengthy order. The groupwork component of the order is due to start on 15.12.97.

As yet the writer has not had any real opportunity to work with Stewart and clearly there is a need to intervene in this young man's life in order to attempt to tackle his offending lifestyle.

Fine

Stewart McFadyen has a limited income derived from state benefit. It is the writer's view that he would be unlikely to repay a monetary penalty.

Deferred Sentence

As highlighted above Stewart is already subject to probation orders. His level of commitment to making real changes to his lifestyle is unclear.

A period of deferment would allow his progress to be monitored before any further community based disposal be imposed. A future Court appearance may also serve as a positive incentive and motivation for Stewart to tackle the difficulties identified in his lifestyle.

Dorothy Hawthorn

Dorothy Hawthorn  
Social Worker

DH/JC

08.12.97

SER MONITORING/SCREENING GROUP REFERRAL

## PAISLEY AREA OFFICE CRIMINAL JUSTICE SECTION

Social Worker: current to DHawthorn ✓ Dates  
 Name: Stewart Alexander McFadyen Requested: 9/11  
 Address: 3 Fullerton Street Received: 2/11  
Paisley  
 Date of Birth: 09.11.1980 Allocated: 21/11  
 Date Report Due: 08.12.1997 Due: 8/12  
 Court Offence: Theft by OCMV  
 Relevant Issues: Subjed 2 day recent Working Days: (11)  
awes - are condition  
CHV. This offence  
breach of order.  
Poor response to date.  
 Assessment of Disposal: D/S - allow progress to  
be monitored.

LSI-R Completed ? YES / NO

Score

Dunscore:

Gravity Rating

High Court

Solem Procedure

Remanded in Custody

In Custody (other offence)

Previous Custody

Previous Probation in past year

Community Service in past year

TOTAL

\_\_\_\_\_

\_\_\_\_\_ 0 \_\_\_\_\_

\_\_\_\_\_ 3 \_\_\_\_\_

\_\_\_\_\_ 2 \_\_\_\_\_

\_\_\_\_\_ 2 \_\_\_\_\_

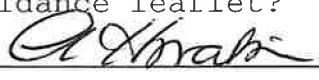
\_\_\_\_\_ 7. \_\_\_\_\_

Request Screening Group Discussion on: 3/12/97

PAISLEY SHERIFF COURT  
SOCIAL WORK DEPARTMENT  
NOTICE OF REQUEST FOR REPORT

Address report to be returned: Social Work Department,  
Paisley Sheriff Court,  
ST. JAMES STREET, PAISLEY,  
PA3 2HW  
Tel: 0141-889-0617

\*\* Request for an SER \*\*

1. S.E.R. No: 185869      Attached
  2. Complaint/Indictment Nos:  
9700051031
  3. Office sent to : (LCA) PAISLEY EAST AREA  
KELVIN HOUSE  
RIVER CART WALK  
PAISLEY
  4. Court Name: PAISLEY (SUMMARY)
  5. Reference No: 182797
  6. Name of Accused: STEWART ALEXANDER MCFADYEN
  7. Sex: Male
  8. Address: 3 FULLERTON STREET  
SHORTROODS  
PAISLEY
  9. D.O.B: 09/11/80
  10. Date Report Requested      11. Date Report Required      12. Date of Court  
19/11/97                              08/12/97                              09/12/97
  13. Coded crimes (Any additional details overleaf):  
Theft by Opening Lockfast Motor Vehicle
  14. Status: Pled guilty      15. Other reports requested:  
Community Service
  16. Form of continuation: Remanded in custody
  17. Number of previous disposals:      4                              Attached
  18. Was client interviewed by Court Social Worker?      No
  19. Was client issued with a guidance leaflet?      No
- Signed :  Social Worker
- Date : 19/11/97

SOCIAL WORK DEPARTMENT

18-NOV-97

DEAR SIR/MADAM

STEWART MCFADYEN

I am writing to request a (Supplementary) Social Enquiry / Community Service Report for the above named accused. The details of the case and continuation are as follows :

Case Details

Case No. : 9700051031

Accused Name : STEWART ALEXANDER MCFADYEN

Date of Birth : 09-NOV-80

Address : MIDDLE LEFT 3 FULLARTON STREET SHORTROODS PAISLEY

The accused was Remanded in BARLINNIE GLASGOW until 09-DEC-97  
Bail having been refused

Reports requested: Social Enquiry and Community Service

I would be obliged if you could supply the Court with the Report(s) at least 24 hrs before the next hearing.

Yours Faithfully



Sheriff Clerk Depute

Enc.

Copy Complaint X2  
Previous Convictions X2

97/51031

C

F.1

| <u>Names of Accused</u> | <u>Date of Disposal</u> | <u>Sentence (if any)</u> |
|-------------------------|-------------------------|--------------------------|
|                         |                         |                          |
|                         |                         |                          |
|                         |                         |                          |

97608938/MD  
KA 0330 11 97

Under the Criminal Procedure (Scotland) Act, 1995

IN THE SHERIFF COURT OF NORTH STRATHCLYDE AT PAISLEY

The COMPLAINT of the PROCURATOR FISCAL against

STEWART ALEXANDER MCFADYEN  
MIDDLE LEFT  
3 FULLARTON STREET  
SHORTROODS  
PAISLEY

Date of Birth : 09.11.80

The charge against you is that

(001) on 10 November 1997 at Caledonia Street, Paisley, you STEWART ALEXANDER MCFADYEN did, whilst acting together with another person at present unknown, force open lockfast motor vehicle registered number P514 JSP and there steal a radio cassette.

*Shirley Reid*  
Procurator Fiscal Depute

Apprehension  
and Search

19 .-The Court grants Warrant to apprehend the said Accused and grants warrant to search the person, dwellinghouse, and repositories of said Accused and any place where they may be found and to take possession of the property mentioned or referred to in the Complaint and all articles and documents likely to afford evidence of guilt or of guilty participation.

Sheriff

Diet

19 .-The Court Assigns  
, at .m., within the SHERIFF Court-House,  
as a Diet in this case.

Clerk of Court.

17/11/97  
P/KGR  
NG  
T=12/12/97 @ 10am  
ID=2/12/97 @ 10am  
BR. (custody)

18/11/97  
PP/ Chambers  
gas lbs  
J/A 9/12/97 @ 10am  
for SOL / CSR  
bail refused - custody



STATE OF PREVIOUS CONVICTIONS APPLYING TO  
STEWART ALEXANDER MCFADYEN

In the event of your being convicted of the charge(s) in the Complaint it is intended to place before the Court the following previous conviction(s) applying to you.

| DATE     | COURT - PLACE & TYPE       | CRIME/OFFENCE                                                 | DISPOSAL                                                                                           | CASE REF.NO. |
|----------|----------------------------|---------------------------------------------------------------|----------------------------------------------------------------------------------------------------|--------------|
| 16/10/96 | PAISLEY<br>SHERIFF SUMMARY | 01 CRIMINAL PROCEDURE (SCOTLAND) ACT<br>1995 SECTION 27(1)(B) | CHG(S) 1 ADMONISHED,<br>AGGRAVATION BY COMMITTING<br>OFFENCE WHILE ON BAIL, NO<br>SEPARATE PENALTY | SKB008810/96 |

| DATE     | COURT - PLACE & TYPE       | CRIME/OFFENCE             | DISPOSAL                                                            | CASE REF.NO. |
|----------|----------------------------|---------------------------|---------------------------------------------------------------------|--------------|
| 24/12/96 | GLASGOW<br>SHERIFF SUMMARY | 01 THEFT OF MOTOR VEHICLE | CHG(S) 1 SENTENCE<br>DEFERRED TO 05/08/97<br>THEN PROBATION 2 YEARS | SGA006111/96 |

| DATE     | COURT - PLACE & TYPE       | CRIME/OFFENCE                                                                                                             | DISPOSAL                                                                                                      | CASE REF.NO. |
|----------|----------------------------|---------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------|--------------|
| 27/03/97 | PAISLEY<br>SHERIFF SUMMARY | 01 CIVIC GOVERNMENT (SCOTLAND) ACT<br>1982 SECTION 58(1)<br>02 CRIMINAL PROCEDURE (SCOTLAND) ACT<br>1995 SECTION 27(1)(B) | CHG(S) 1-2 SENTENCE<br>DEFERRED TO 21/10/97<br>THEN<br>CHG(S) 1 PROBATION 1 YEAR<br>CHG(S) 1 PROBATION 1 YEAR | SKA046201/97 |

| DATE     | COURT - PLACE & TYPE       | CRIME/OFFENCE                                                                                                             | DISPOSAL                                                                                                                                   | CASE REF.NO. |
|----------|----------------------------|---------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------|--------------|
| 27/03/97 | PAISLEY<br>SHERIFF SUMMARY | 01 CIVIC GOVERNMENT (SCOTLAND) ACT<br>1982 SECTION 57(1)<br>02 CRIMINAL PROCEDURE (SCOTLAND) ACT<br>1995 SECTION 27(1)(A) | CHG(S) 1-2 SENTENCE<br>DEFERRED TO 21/10/97<br>THEN<br>CHG(S) 1 PROBATION 1 YEAR<br>CHG(S) 2 PROBATION 1 YEAR<br>AND ATTEND COMMUNITY UNIT | SKA317401/97 |

| DATE     | COURT - PLACE & TYPE       | CRIME/OFFENCE                                            | DISPOSAL                                                                                                                                                         | CASE REF.NO. |
|----------|----------------------------|----------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|
| 22/04/97 | PAISLEY<br>SHERIFF SUMMARY | 01 CIVIC GOVERNMENT (SCOTLAND) ACT<br>1982 SECTION 57(1) | CHG(S) 1 DETENTION YOUNG<br>OFFENDERS INSTITUTE 4<br>MONTHS, PROPORTION FOR<br>BAIL AGGRAVATION BEING 1<br>MONTH, TO DATE FROM<br>27/03/97, FORFEIT<br>IMPLEMENT | SKA089203/97 |

RELEASE DETAILS

CONVICTED ON 22.04.97 AT PAISLEY SHERIFF COURT, RELEASED ON 23.05.97 FROM  
BMYOI POLMONT, EXPIRY OF SENTENCE 26.07.97

END OF RECORD

Outcourt. deferred to 12/3/97  
then to 7/10/97  
then to 28/10/97 then

## **SUPPLEMENTARY**

### **SOCIAL ENQUIRY REPORT**

Name: Stewart A McFadyen  
Address: c/o Mitchell  
3 Fullerton Street, Paisley  
D.O.B: 9/11/1980  
Court: Glasgow & Strathkelvin  
Date of Court: 15/7/97

Prepared by:-  
Social Worker: William McNamara  
Address: Kelvin House  
River Cart Walk  
Paisley PA1 1YS  
Tel.No.: 0141-842-5151

Offence: Reset X 1

#### Basis of Report

This report is based on one interview with Mr McFadyen at Longriggend Remand Centre and reference to previous reports and social work case records. Contact was also made with the Procurator Fiscal's office at Paisley Sheriff Court.

#### Home and Social Circumstances

The subject, Stewart McFadyen, is still living with his mother in their 4 apartment council flat in the Shortroods area of Paisley. Relations with neighbours are reported as being good.

Shortroods is a relatively small urban scheme adjacent to Ferguslie Park. It has a high incidence of juvenile and substance abuse based crime. Relative poverty and social deprivation are also endemic to the area.

### Personal Profile Update

The subject is a young man who has displayed behavioural difficulties since primary school. The main issues identified at that time were non-attendance and offending in the community. Social Work resources were targeted and utilised in an attempt to address these difficulties however the situation deteriorated to a point that he was subsequently received into the care of the local authority.

From 1993 to 1996 the subject spent periods at an assessment centre and latterly residential schools. In between these times he returned to the family home. On his discharge from care he was made the subject of a Home Supervision Order and supports such as our Social Education Unit were employed in an attempt to further address issues in a community setting. Lack of co-operation and motivation on the subject's part led to a further residential care referral being made. Throughout this period it would appear that he continued to commit offences in the community usually in the company of his brother, Ross, and a group of friends with whom he had grown up.

Since June 1996, when the subject was placed at Newfield Assessment Centre on a Place of Safety Order, attempts made to address his offending behaviour has failed. He has repeatedly resisted efforts to modify his conduct and the child care social worker supervising his case at that time stated that in her view there was no marked change in behaviour or attitude.

### Offending Behaviour

The subject has displayed a pattern of offending which would suggest an entrenched pattern of behaviour. In the past attempts to address this have been unsuccessful, possibly as a result of the subject's immaturity and attitude. It would also appear from records and from information obtained during our conversation, that he was happy to follow this lifestyle as an alternative to established expectations. I see no indicators which would suggest that his attitude had changed and indeed the alleged offence of the 3/4 June would seem to confirm this supposition.

A major factor in the subject's offending, in my opinion, is self-image. Although financial gain is a major component it is, I believe, the street credibility and image/ego boost he believes he gains from offending, particularly, amongst his peer group which is a predominant influence.

A more direct approach which could challenge these held perceptions and beliefs may have a more direct impact on possible future offending behaviour.

I have spoken to the subject about some of these issues in our interview and I am of the opinion that he has the necessary skills to benefit from a programme of which would seek to directly these issues. Whether or not he is motivated to do so is another matter..

### Employment

Prior to his remand the subject was unemployed and to my knowledge was not seeking work or training. Given his current lifestyle this is an issue which merits further consideration.

Leisure

The subject's day is relatively unstructured and most of his time is spent hanging about with his friends. He states that he enjoys working with cars and helps his father out in his garage workshop.

Drugs/Alcohol

The subject informed the writer that he had experimented with some drugs when younger, however, it would appear that he has taken cannabis on a recreational basis over the last few years. The subject does not view its use as a problem although it should be noted that the use of cannabis, usually in conjunction with alcohol, coincides with offending.

Similarly the subject informed the writer that although he gets drunk on occasion he does not feel he has a problem.

RISK OF RE-OFFENDING ASSESSMENTPresent Offence

The subject stated that both he and his brother found the vehicle in question and admits culpability for his subsequent actions. The offence, on his account, would appear to be opportunistic in its nature and fits the previous pattern of offending in that the underlying motivation was primarily the danger/thrill and secondary was the financial aspect.

Outstanding Matters

The subject is currently on remand at Longriggend having been fully committed on the alleged offence of Housebreaking. The offence having taken place at the Sheriff Court premises in Paisley on 3/4 June this year.

The subject, Stewart McFadyen, is a young man who is relatively deeply entrenched in a pattern of offending behaviour which reflects an unstructured and unrestricted lifestyle where a lack of personal goals and self-fulfillment combined with an inability to set personal restrictions, provides impetus for deflected motivation which finds an outlet in offending.

The subject finds his identity here and the excitement he does not have in everyday life. In my opinion, unless these beliefs and perceptions are directly challenged and an alternative lifestyle is adopted by the subject then his offending will continue.

Custody does have a deterrent effect in the mind of the subject, however, unless his behaviour is challenged and modified it will be seen as an acceptable risk the price of carrying on in his present lifestyle.

Sentencing Options

These are obviously restricted at this time given the fact that the subject is fully committed at Longriggend Remand Centre on other matters. I have been informed by the Procurator Fiscal's office in Paisley that no date has yet been set for the first hearing.



William McNamara  
Social Worker

WMCN/JC

11.07.97