

PROCURATOR FISCAL'S OFFICE
Cameronian House
3/5 Almada Street
HAMILTON
ML3 OHG

REF: 97700051/WAB/MN

DATE: 13 January 1997

FAX NUMBER 422 929

NOTE FOR Dr Campbell, Hartwood Hospital, Hartwood, Shotts as to ANDREW MARTIN SHAW COMMITTED TO HARTWOOD HOSPITAL FOR MENTAL EXAMINATION FROM THE SHERIFF COURT, HAMILTON.

REMAND UNTIL 15 January 1997

The above named accused appeared at Hamilton Sheriff Court on 7 January 1997 charged as per the enclosed copy Petition. No plea or declaration was made and the accused was committed for further examination in custody until 15 January 1997.

I enclose herewith copy police summary, copy previous convictions relative to this case and shall be obliged if you will examine the accused and let me have a report in the undernoted terms before 15 January 1997.

If the accused is suffering from mental disorder will you kindly give your opinion as to:

- (1) the form of mental disorder from which he/she is suffering;
- (2) whether he/she is sane and fit to plead or insane in bar of trial;
- (3) whether he/she is considered to be dangerous;
- (4) whether he/she is in need of treatment;
- (5) whether he/she can be suitably cared for in a hospital other than a State Hospital;
- (6) whether it is desirable that, instead of remanding him/her in custody, the Court should commit him/her to a hospital in terms of Section 52 of the Criminal Procedure (Scotland) Act 1995 and if a hospital committal is appropriate please state that a bed at a named hospital is available.

NOTE: Please FAX reply and confirm by post.

W. A. B. B. B.
Procurator Fiscal Depute

7 January 1997

UNTO THE HONOURABLE THE SHERIFF OF
SOUTH STRATHCLYDE, DUMFRIES & GALLOWAY AT HAMILTON

THE PETITION OF Frank R Crowe
PROCURATOR FISCAL OF COURT FOR THE PUBLIC INTEREST

HUMBLY SHEWETH

That from information received by the Petitioner, it appears, and he accordingly charges,

ANDREW MARTIN SHAW
52 KENILWORTH CRESCENT
UDSTON
HAMILTON

Date of Birth : 21.04.67

that

(001) the said ANDREW MARTIN SHAW being a person disqualified for holding or obtaining a licence to drive a motor vehicle did, while so disqualified, on 6 January 1997 on a road, namely at Farm Road, Hamilton, drive a motor vehicle, namely a motor vehicle registered number D40 NSU; CONTRARY to the Road Traffic Act 1988, Section 103(1)(b)

the said ANDREW MARTIN SHAW did commit this offence while on bail, having been granted bail on 17 October 1996 at Greenock Sheriff Court and on 5 November 1996 at Lanark Sheriff Court

(002) on 6 January 1997 on a road, namely at Farm Road, Hamilton, the said ANDREW MARTIN SHAW did use a motor vehicle, namely said motor vehicle registered number D40 NSU without there being in force in relation to the use of said motor vehicle by him such a policy of insurance or such a security in respect of third party risks as complied with the requirements of Part VI of the Road Traffic Act 1988; CONTRARY to the Road Traffic Act 1988, Section 143(1) and (2)

the said ANDREW MARTIN SHAW did commit this offence while on bail, having been granted bail on 17 October 1996 at Greenock Sheriff Court and on 5 November 1996 at Lanark Sheriff Court

(003) the said ANDREW MARTIN SHAW being a person disqualified for holding or obtaining a licence to drive a motor vehicle did, while so disqualified, on 6 January 1997 on a road, namely at Glasgow Road, Blantyre, drive a motor vehicle, namely said motor vehicle registered number D40 NSU; CONTRARY to the Road Traffic Act 1988, Section 103(1)(b)

the said ANDREW MARTIN SHAW did commit this offence while on bail, having been granted bail on 17 October 1996 at Greenock Sheriff Court and on 5 November 1996 at Lanark Sheriff Court

(004) on 6 January 1997 on a road, namely at Glasgow Road, Blantyre, the said **ANDREW MARTIN SHAW** did use a motor vehicle, namely said motor vehicle registered number D40 NSU without there being in force in relation to the use of said motor vehicle by him such a policy of insurance or such a security in respect of third party risks as complied with the requirements of Part VI of the Road Traffic Act 1988; CONTRARY to the Road Traffic Act 1988, Section 143(1) and (2)

the said **ANDREW MARTIN SHAW** did commit this offence while on bail, having been granted bail on 17 October 1996 at Greenock Sheriff Court and on 5 November 1996 at Lanark Sheriff Court

(005) the said **ANDREW MARTIN SHAW** being an accused person and having been granted bail on 3 July 1995 at Hamilton Sheriff Court in terms of the Criminal Procedure (Scotland) Act 1975 and the Bail Etc (Scotland) Act 1980 and being subject to the condition inter alia that he would not commit an offence while on bail, did on date and places libelled in charges (001) to (004) above fail without reasonable excuse to comply with said condition, in respect that he committed the offences libelled in charges (001) to (004) above;
CONTRARY to the Bail Etc (Scotland) Act 1980, Section 3(1)(b).

Procurator Fiscal Depute

In order, therefore, that the said Accused may be dealt with according to Law,

MAY it please your Lordship to grant Warrant to Officers of Law to search for and apprehend the said Accused **ANDREW MARTIN SHAW**

and meantime, if necessary, to detain him in a police station house or other convenient place and to bring him for examination in respect of the above charge(s); thereafter grant Warrant to imprison him within the Prison of Barlinnie, Glasgow, therein to be detained for further examination or until liberated in due course of Law: Further, to grant Warrant to search the person, repositories, and domicile of the said Accused, and the house or premises in which he may be found, and to secure, for the purpose of precognition and evidence, all writs, evidents, and articles found therein tending to establish guilt or participation in the crime(s) foresaid, and for that purpose to make patent all shut and lockfast places; and also to grant Warrant to cite Witnesses for precognition and to make production for the purposes foresaid of such writs, evidents, and articles pertinent to the case as are in their possession: Further, to recommend to the Judges of other Counties and Jurisdictions to grant the Warrant of Concurrence necessary for enforcing that of your Lordship within their respective territories; or to do further or otherwise as to your Lordship may seem meet.

According to Justice, &c.

Procurator Fiscal Depute

SECTION 4 SUMMARY

ANTECEDENTS

The now accused Shaw is single and resides at the stated address with his father. The now accused Shaw has been disqualified from driving for life both on 20 January 1987 at Hamilton Sheriff Court and on 6 May 1992 at Airdrie Sheriff Court. The now accused Shaw has also received disqualifications from driving until 21 February 2006 at Glasgow Sheriff Court on 22 February 1996 and also disqualified from driving until 27 October 2002 on 28 October 1992 at Ayr Sheriff Court. He is presently on Bail for disqualified driving from Greenock Sheriff Court on 17 October 1996. It is evident that the accused Shaw has no intention of acknowledging the disqualifications given by the Courts. Shaw is constantly coming to the adverse attention of police, particularly in the field of car crime, which he is renowned in his ability of the numerous theft of high class performance motor vehicles and in which he no doubt disregards the driving disqualifications he has.

The now accused Dyet is single and resides at the stated address with his parents. He has recently attempted to undertake a business as a self-employed Car Valet. No details of his income were disclosed.

DESCRIPTION OF LOCUS

The locus of Charges 1 and 2, is Farm Road, Hamilton. This roadway runs through the residential area of Udston in Hamilton. It also runs parallel to John Ogilvie Secondary School.

The locus of Charges 3 and 4 is Glasgow Road in Blantyre, near to the junction with the East Kilbride Expressway. This road running adjacent to the residential area of Springwells, Blantyre.

The locus in relation to QB30470197 is the Burnbank Centre in Hamilton. This road runs through the shopping-centre area of Burnbank.

DESCRIPTION OF EVENTS

About 1200 hours on Monday 6 January 1997, the police witnesses Detective Constable Cathro and Constable Cooper were in plain clothes and within an unmarked police vehicle, travelling on Farm Road in Hamilton. At this time they observed a male known to them as the now accused Shaw driving a Nissan Cherry motor vehicle, registration mark D40 NSU. They also observed at this time that the now accused Shaw was wearing a bright orange coloured top. Aware that the now accused Shaw is a disqualified driver, they made attempts to

follow the vehicle and request assistance to have the vehicle stopped by uniform personnel. However, due to traffic congestion the aforementioned vehicle was lost at the Raith interchange in Hamilton. Subsequently a lookout broadcast for the vehicle was made.

About 1500 hours on the same day, the police witnesses Detective Constable Cathro and Constable Cooper were in plain clothes and within an unmarked police vehicle, travelling on Glasgow Road in Blantyre, towards Hamilton, when they again observed the Nissan Cherry motor vehicle, registration mark D40 NSU travelling towards them. Again they observed that the now accused Shaw was driving the motor vehicle. Again they observed that he was still wearing the bright orange top. They also noticed that there were two other male persons on board. At this time the Nissan motor vehicle was being driven towards the East Kilbride Expressway. The police witnesses Detective Constable Cathro and

Constable Cooper followed the aforementioned motor vehicle and requested that assistance be given to stop the vehicle. The vehicle made its way onto the East Kilbride Expressway and thereafter took the next cut off which leads to High Blantyre Road. On the vehicle entering onto High Blantyre Road, the police witnesses Detective Constable Cathro and Constable Cooper observed that the Nissan Cherry motor vehicle being brought to a halt on High Blantyre Road adjacent to the Industrial Estate. Due to the distance from the vehicle, the police witnesses Detective Constable Cathro and Constable Cooper observed the now accused Shaw still wearing the bright coloured t-shirt leaving the drivers side of the vehicle and made his way round the vehicle and entered the front passenger side. A male emerged from the passenger side and entered into the drivers side of the vehicle. The vehicle then continued on High Blantyre Road towards Hamilton. Unfortunately the vehicle was then lost. A lookout broadcast for the vehicle was made with the instruction that should the vehicle be stopped that the now accused Shaw should be arrested for disqualified driving.

A few minutes later, the police witnesses Constables Thomson and Grainger advised Hamilton Control Room that they had stopped the aforementioned vehicle within the Burnbank Centre in Hamilton. On board were three males. The front passenger of the vehicle still wearing a bright orange top.

The driver of the vehicle identified himself as Thomas Dyet. The front seated passenger identified himself as Andrew Shaw and the rear seated passenger as Richard Gourley. A PNC check on all three occupants also indicated that the

driver, the now accused Dyet was also a disqualified driver. Both the now accused Shaw and Dyet were conveyed to Blantyre Police Office by marked police vehicle. On arrival at Blantyre, their particulars were noted and Forms 5:67:2 were completed in respect of both. The third occupant, Gourley voluntarily agreed to attend at Hamilton Police Office. The vehicle, the Nissan Cherry motor vehicle registration mark D40 NSU was also removed to Blantyre Police Office.

Further enquiries had to be made into the disqualification of the now accused Dyet. Contact with the DVLA, revealed that Dyet was no longer disqualified but was in fact the holder of a provisional licence. The PNC disqualification had been entered in error. About 1900 hours, Detective Constable Cathro in the presence of Constable Cooper cautioned and charged the now accused Dyet as libelled. He made no reply. He was informed a report would be forwarded to the Procurator Fiscal. He was thereafter released from custody.

DETAILS OF TAPED POLICE INTERVIEW/TEXT OF ADMISSIONS

About 1645 hours on same day, police witnesses Constables Kidd and Cunningham commenced a tape recorded interview with Richard Gourley within Tape Room No 2 of Hamilton Police Office. Master Tape QB97020004 refers. Gourley made no admissions of evidential value during interview.

About 1900 hours on the same day, police witnesses Constables Arrol and Simpson commenced a tape recorded interview within Room No 5 within Blantyre Police Office with the now accused Shaw. Master Tape No QB9705001 refers. He was then cautioned and charged as libelled in Charges 1 to 4. To Charge 1 he replied "NICE COINCIDENCE THAT, IN IT". He made no reply to the other charges. This tape was concluded at 1915 hours.

Richard Gourley was released after being interviewed on tape.

FURTHER ENQUIRY

On being released from police custody, Detective Constable Cathro and Constable Cooper conveyed the now accused Dyet to his home address where they examined his provisional licence noting the relevant details. All was found to be in order with regards to the provisional licence.

With relation to the motor vehicle, the Nissan Cherry, vehicle registration mark D40 NSU, it is believed that the present registered keeper is Thomas Gallagher, 20A Glasgow Road, Blantyre. However, on enquiries being made

at this address, Mr Gallagher was not at home. Enquiries will be made as soon as practicable and further charges may be libelled against both accused Shaw and Dyet.

REMARKS

The reporting officer respectfully requests that any requests for Bail made by the now accused Shaw be denied on the grounds that he habitually disregards his disqualifications and will only continue to offend if released.

SECTION 10

PREVIOUS CONVICTIONS

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RECORD S539430/84J SHAW/ANDREW/MARTIN DOB 21/04/67 (PAGE 1)

ALIAS SHAW/ANDREW/JAMES

ALIAS DATE OF BIRTH 19/04/67

ADDRESS (96-96) 52, KENILWORTH CRESCENT,
BURNBANK, HAMILTON, ML3 9LR

PENDING CASE DETAILS

DATE	CASE REF.NO.	CRIME/OFFENCE
17/05/95	SQB036705/95FP	01 THEFT OF MOTOR VEHICLE 02 ROAD TRAFFIC ACT 1988 SECTION 103(1)(B) 03 ROAD TRAFFIC ACT 1988 SECTION 143(1) & (2) 04 ROAD TRAFFIC ACT 1988 SECTION 2 05 BAIL ETC (SCOTLAND) ACT 1980 SECTION 3(1)(B) 06 PROCURATOR FISCALS REFERENCE NO 1 - 5 95706012 HAM SS

BAIL FROM 03/07/95
DECISION BODY HAMILTON SHERIFF COURT

HISTORICAL 10/10/95

ASSOC WITH ① 95707348
② 95706438

① = STS, Indictment/DEF 11/06/97
ON BAIL.

still on bail? Yes

DATE	CASE REF.NO.	CRIME/OFFENCE
20/05/95	SPC308505/95	01 ASSAULT

DATE	CASE REF.NO.	CRIME/OFFENCE
09/06/95	SPC009506/95	01 ROAD TRAFFIC ACT 1988 SECTION 103(1)(B)

DATE	CASE REF.NO.	CRIME/OFFENCE
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A update please

95707390

HISTORICAL: 31/7/95, ASSOC.

ASSOCIATED WITH 95707348

02/01/96 SQC002501/96 01 THEFT OF MOTOR VEHICLE
02 ROAD TRAFFIC ACT 1988 SECTION
103(1)(B) (3 CHGS)
03 BAIL ETC (SCOTLAND) ACT 1980
SECTION 3(1)(B) (3 CHGS)
07/01/97 0821 USER RQST - COURT FOR CONS J DOWLING

*update please?
on bail?*

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RECORD S539430/84J SHAW/ANDREW/MARTIN DOB 21/04/67 (PAGE 2)

PENDING CASE DETAILS

DATE	CASE REF.NO.	CRIME/OFFENCE
17/10/96	SXA012410/96	01 ROAD TRAFFIC ACT 1988 SECTION 103(1)(B) 02 ROAD TRAFFIC ACT 1988 SECTION 143(1) & (2) 03 BAIL ETC (SCOTLAND) ACT 1980 SECTION 3(1)(B) 04 PROCURATOR FISCALS REFERENCE NO 1 96604378 GREK SS

BAIL FROM 17/10/96
DECISION BODY GREENOCK SHERIFF COURT

DATE	CASE REF.NO.	CRIME/OFFENCE
05/11/96	SQC017210/96	01 THEFT OF MOTOR VEHICLE 02 BAIL ETC (SCOTLAND) ACT 1980 SECTION 3(1)(B)

BAIL FROM 05/11/96
DECISION BODY LANARK SHERIFF COURT

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RECORD S539430/84J SHAW/ANDREW/MARTIN DOB 21/04/67 (PAGE 3)

HISTORICAL BAIL DETAILS

DATE	CASE REF.NO.	BAIL DETAILS
02/08/95	SQA017106/95	CHARGES NOT LISTED HERE

BAIL FROM 06/12/95 TO 05/06/96
DECISION BODY HAMILTON SHERIFF COURT

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RECORD S539430/84J SHAW/ANDREW/MARTIN DOB 21/04/67 (PAGE 4)

on bail for what?

957073-18: See 1st Pending Case

ANTECEDENT INFO. DETAILS

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
28/06/79	HAMILTON CHILDRENS HEARING	01 ROAD TRAFFIC ACT 1972 SECTION 175 02 ROAD TRAFFIC ACT 1972 SECTION 4 03 ROAD TRAFFIC ACT 1972 SECTION 143(1)	CHG(S) 1-3 SUPERVISION REQUIREMENT S.44(1)(A) (NON-RESIDENT)	SQB030903/79

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
17/11/81	HAMILTON SHERIFF SUMMARY	01 THEFT	CHG(S) 1 SUPERVISION REQUIREMENT S.44(1)(A) (NON-RESIDENT)	

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
24/11/81	HAMILTON SHERIFF SUMMARY	01 CONTEMPT OF COURT	CHG(S) 1 ADMONISHED	SPA310511/81

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
16/06/82	HAMILTON SHERIFF SUMMARY	01 THEFT BY HOUSEBREAKING AND OPENING LOCKFAST PLACES 02 BAIL ETC (SCOTLAND) ACT 1980 SECTION 3(1)	CHG(S) 1-2 RESIDENTIAL TRAINING 2 YEARS	SQB025005/82

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
23/08/82	HAMILTON SHERIFF SUMMARY	01 TAKE AWAY MOTOR VEHICLE (2 CHGS) 02 THEFT 03 ATTEMPTED THEFT	CHG(S) 1 SENTENCE DEFERRED, TO 18/10/83, THEN, ADMONISHED, DISQUALIFIED 4 YEARS, EACH CHARGE CHG(S) 2-3 SENTENCE DEFERRED, TO 18/10/83, THEN, BORSTAL TRAINING	SQA002904/82

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
23/08/82	HAMILTON SHERIFF SUMMARY	01 TAKE AWAY MOTOR VEHICLE 02 THEFT	CHG(S) 1 SENTENCE DEFERRED, TO 18/10/83, THEN, BORSTAL TRAINING,	SQB105410/82

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FOR CONS J DOWLING

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RECORD S539430/84J

SHAW/ANDREW/MARTIN

DOB 21/04/67

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ANTECEDENT INFO. DETAILS

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
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DISQUALIFIED 4 YEARS
CHG(S) 2 SENTENCE
DEFERRED, TO 18/10/83,
THEN, BORSTAL TRAINING

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
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23/08/82	HAMILTON SHERIFF SUMMARY	01 TAKE AWAY MOTOR VEHICLE 02 ROAD TRAFFIC ACT 1972 SECTION 99(B) 03 ROAD TRAFFIC ACT 1972 SECTION 143(1) 04 TAKE AWAY MOTOR VEHICLE 05 ROAD TRAFFIC ACT 1972 SECTION 99(B) 06 ROAD TRAFFIC ACT 1972 SECTION 143(1) 07 THEFT BY HOUSEBREAKING (2 CHGS)	CHG(S) 1-3 SENTENCE DEFERRED, TO 18/10/83, THEN, BORSTAL TRAINING, LICENCE ENDORSED, DISQUALIFIED 4 YEARS, EACH CHARGE CHG(S) 4-6 SENTENCE DEFERRED, TO 18/10/83, THEN, BORSTAL TRAINING, LICENCE ENDORSED, DISQUALIFIED 4 YEARS, EACH CHARGE CHG(S) 7 SENTENCE DEFERRED, TO 18/10/83, THEN, BORSTAL TRAINING, EACH CHARGE	SQB016005/82
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DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
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10/11/82	KILMARNOCK SHERIFF SUMMARY	01 ATTEMPTED OPENING LOCKFAST PLACES WITH INTENT 02 ROAD TRAFFIC ACT 1972 SECTION 175	CHG(S) 1-2 ADMONISHED	SUA0263410/82
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DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
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12/08/83	KILMARNOCK SHER.INDICT.S.102	01 THEFT OF MOTOR VEHICLE	CHG(S) 1 ADMONISHED	
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DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
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21/01/85	GLASGOW SHERIFF AND JURY	01 ROAD TRAFFIC ACT 1972 SECTION 175 (2 CHGS) 02 ASSAULT	CHG(S) 1 SENTENCE DEFERRED, TO 27/02/85, THEN, DETENTION YOUNG	SFA024908/84 SFA028908/84
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OFFENDERS INSTITUTE 3
MONTHS, EACH CHARGE,
DISQUALIFIED 1 YEAR, EACH

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FOR CONS J DOWLING

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RECORD S539430/84J SHAW/ANDREW/MARTIN

DOB 21/04/67

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ANTECEDENT INFO. DETAILS

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
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CHARGE, LICENCE ENDORSED,
EACH CHARGE
CHG(S) 2 SENTENCE
DEFERRED, TO 27/02/85,
THEN, IMPRISONMENT 3
MONTHS

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
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26/04/85	HAMILTON SHERIFF SUMMARY	01 RESET 02 VEHICLES (EXCISE) ACT 1971 SECTION 26(1) 03 THEFT OF MOTOR VEHICLE	CHG(S) 1-2 SENTENCE DEFERRED, TO 02/05/85, THEN, ADMONISHED CHG(S) 3 SENTENCE DEFERRED, TO 02/05/85, THEN, ADMONISHED, LICENCE ENDORSED, DISQUALIFIED 3 YEARS	SQB040311/84
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DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
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02/05/85	HAMILTON SHERIFF SUMMARY	01 THEFT OF MOTOR VEHICLE (5 CHGS)	CHG(S) 1 ADMONISHED, DISQUALIFIED 3 YEARS, EACH CHARGE, LICENCE ENDORSED, EACH CHARGE	SQB028706/84
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DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
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02/05/85	HAMILTON SHERIFF SUMMARY	01 ROAD TRAFFIC ACT 1972 SECTION 99(B) 02 ROAD TRAFFIC ACT 1972 SECTION 143(1) 03 ROAD TRAFFIC ACT 1972 SECTION 175 (2 CHGS) 04 THEFT	CHG(S) 1-3 ADMONISHED, LICENCE ENDORSED, DISQUALIFIED 3 YEARS, EACH CHARGE CHG(S) 4 ADMONISHED	SQB010411/84
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DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
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02/05/85	HAMILTON	01 THEFT OF MOTOR VEHICLE	CHG(S) 1 DETENTION CENTRE	SQB013002/85
	SHER.INDICT.S.102	02 THEFT OF MOTOR VEHICLE	3 MONTHS, LICENCE	
		03 BAIL ETC (SCOTLAND) ACT 1980	ENDORSED, DISQUALIFIED 5	
		SECTION 3(1)	YEARS	
			CHG(S) 2 DETENTION CENTRE	
			6 MONTHS, LICENCE	

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RECORD S539430/84J		SHAW/ANDREW/MARTIN		DOB 21/04/67	(PAGE 7)

ANTECEDENT INFO. DETAILS

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.

			ENDORSED, DISQUALIFIED 5	
			YEARS	
			CHG(S) 3 DETENTION CENTRE	
			3 MONTHS	

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.

02/05/85	HAMILTON	01 THEFT OF MOTOR VEHICLE	CHG(S) 1 ADMONISHED,	SQB004809/84
	SHERIFF SUMMARY		DISQUALIFIED 3 YEARS,	
			LICENCE ENDORSED	

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.

26/06/86	HAMILTON	01 THEFT OF MOTOR VEHICLE (2 CHGS)	CHG(S) 1 SENTENCE	SQB020203/86
	SHERIFF AND JURY		DEFERRED, TO 30/06/86,	
			THEN, DETENTION YOUNG	
			OFFENDERS INSTITUTE 2	
			YEARS	

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.

27/04/88	PERTH	01 ROAD TRAFFIC ACT 1972 SECTION	CHG(S) 1 PLED GUILTY,	TW41339/88FP
	SHERIFF SUMMARY	175(1)(A)	FINE £200, DISQUALIFIED 5	
		02 BAIL ETC (SCOTLAND) ACT 1980	YEARS, LICENCE ENDORSED	
		SECTION 3(1)(B)	CHG(S) 2 PLED GUILTY,	
			FINE £50	

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.

11/01/89	HAMILTON	01 THEFT BY OPENING LOCKFAST PLACES	CHG(S) 1 IMPRISONMENT 6	SQB047208/88FP
	SHERIFF SUMMARY		MONTHS	

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
11/01/89	HAMILTON SHERIFF SUMMARY	01 ROAD TRAFFIC ACT 1972 SECTION 3 02 BAIL ETC (SCOTLAND) ACT 1980 SECTION 3(1)(B) 03 BAIL ETC (SCOTLAND) ACT 1980 SECTION 3(1)(B) 04 ROAD TRAFFIC ACT 1972 SECTION 99(B)	CHG(S) 1 FINE £150, DISQUALIFIED 3 MONTHS CHG(S) 2 IMPRISONMENT 3 MONTHS CHG(S) 3 IMPRISONMENT 3 MONTHS, CONCURRENT CHG(S) 4 IMPRISONMENT 3	SQB053812/88

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RECORD S539430/84J SHAW/ANDREW/MARTIN DOB 21/04/67 (PAGE 8)

ANTECEDENT INFO. DETAILS

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
		05 ROAD TRAFFIC ACT 1972 SECTION 143(1)	MONTHS, DISQUALIFIED 5 YEARS CHG(S) 5 FINE £100, DISQUALIFIED 1 YEAR	

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
11/01/89	HAMILTON SHERIFF SUMMARY	01 ROAD TRAFFIC ACT 1972 SECTION 175	CHG(S) 1 IMPRISONMENT 3 MONTHS, DISQUALIFIED 6 MONTHS	SQB011109/88

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
28/06/89	GLASGOW SHERIFF SUMMARY	01 THEFT OF MOTOR VEHICLE 02 VEHICLES (EXCISE) ACT 1971 SECTION 26(1)(C) (2 CHGS) 03 ROAD TRAFFIC ACT 1972 SECTION 143(1) & (2) 04 OPENING LOCKFAST PLACES WITH INTENT	CHG(S) 1 IMPRISONMENT 6 MONTHS, DISQUALIFIED 5 YEARS, LICENCE ENDORSED CHG(S) 2 ADMONISHED, EACH CHARGE CHG(S) 3 ADMONISHED, DISQUALIFIED 2 YEARS, LICENCE ENDORSED CHG(S) 4 IMPRISONMENT 6 MONTHS	SFB071106/89FP SFC019406/89

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
04/07/89	HAMILTON SHERIFF SUMMARY	01 THEFT OF MOTOR VEHICLE	CHG(S) 1 IMPRISONMENT 3 MONTHS	SQB104904/88F SQB108002/88F

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
14/02/90	HAMILTON SHERIFF AND JURY	01 RESET 02 THEFT OF MOTOR VEHICLE 03 ROAD TRAFFIC ACT 1988 SECTION 2 04 ROAD TRAFFIC ACT 1988 SECTION 103(1)(B) 05 ROAD TRAFFIC ACT 1988 SECTION 143(1) AND (2)	CHG(S) 1-5 PROBATION 18 MONTHS, CHG 2, LICENCE ENDORSED, CHG 3, DISQUALIFIED 4 YEARS, LICENCE ENDORSED, CHG 4, LICENCE ENDORSED, CHG 5, LICENCE ENDORSED	SQB209511/89

07/01/97 0821 USER RQST - COURT FOR CONS J DOWLING LIVE PAGE 9

RECORD S539430/84J SHAW/ANDREW/MARTIN DOB 21/04/67 (PAGE 9)

ANTECEDENT INFO. DETAILS

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
12/09/90	HAMILTON SHERIFF AND JURY	01 THEFT OF MOTOR VEHICLE (4 CHGS) 02 THEFT BY OPENING LOCKFAST PLACES (2 CHGS) 03 BAIL ETC (SCOTLAND) ACT 1980 SECTION 3(1)(B)	CHG(S) 1-3 SENTENCE DEFERRED, TO 17/09/90, THEN, IMPRISONMENT 18 MONTHS, TO DATE FROM 15/05/90 CHG(S) 1 DISQUALIFIED 2 YEARS	SDC014805/90FP SQA019005/90FP SQB016803/90 SQB047403/90 SQB041403/90 SQB020405/90 SPB029404/90 SDC207305/90 SPC018903/90

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
23/10/90	HAMILTON SHERIFF AND JURY	01 BREACH OF PROBATION - CONVICTED OF ORIGINAL OFFENCE	CHG(S) 1 IMPRISONMENT 6 MONTHS CHG(S) 2,4 IMPRISONMENT 12 MONTHS, EACH CHARGE, CONCURRENT, CONSECUTIVE TO CURRENT, APPEAL LODGED ON 06/11/90 CHG(S) 2,4 APPEAL DISMISSED ON 01/02/91 CHG(S) 3,5 ADMONISHED, EACH CHARGE	SQB209511/89

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
02/10/91	AYR SHERIFF AND JURY	01 THEFT OF MOTOR VEHICLE 02 ROAD TRAFFIC ACT 1988 SECTION 103(1)(B) 03 ROAD TRAFFIC ACT 1988 SECTION 143(1) & (2)	CHG(S) 1-4 SENTENCE DEFERRED, TO 28/10/92, THEN CHG(S) 1-2 IMPRISONMENT 1 YEAR, EACH CHARGE,	SRA043608/91FP

04 ATTEMPT TO PERVERT THE COURSE OF
JUSTICE

DISQUALIFIED 10 YEARS,
EACH CHARGE
CHG(S) 3 ADMONISHED,
LICENCE ENDORSED
CHG(S) 4 IMPRISONMENT 1
YEAR

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
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05/12/91	FORFAR SHER.INDICT.S.102	01 ATTEMPT TO PERVERT THE COURSE OF JUSTICE	CHG(S) 1 PLED GUILTY, SENTENCE DEFERRED, TO 12/12/91, THEN CHG(S) 1 IMPRISONMENT 3 MONTHS, CONSECUTIVE TO	TE71338/91
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07/01/97	0821 USER RQST - COURT	FOR CONS J DOWLING	LIVE	PAGE 10
RECORD S539430/84J	SHAW/ANDREW/MARTIN	DOB 21/04/67	(PAGE 10)	

ANTECEDENT INFO. DETAILS

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
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CURRENT

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
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06/05/92	AIRDRIE SHER.INDICT.S.102	01 ROAD TRAFFIC ACT 1988 SECTION 103(1)(B) 02 ATTEMPT TO PERVERT THE COURSE OF JUSTICE 03 ROAD TRAFFIC ACT 1988 SECTION 143(1) & (2)	CHG(S) 1 IMPRISONMENT 15 MONTHS, DISQUALIFIED LIFE, LICENCE ENDORSED CHG(S) 2 IMPRISONMENT 3 MONTHS, CONSECUTIVE, TO DATE FROM 15/04/92 CHG(S) 3 ADMONISHED, LICENCE ENDORSED CHG(S) 1 APPEAL LODGED ON 20/07/92, THEN, ON 10/11/92, SENTENCE VARIED ON APPEAL TO, IMPRISONMENT 12 MONTHS	SNA026104/92FP
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DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
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03/08/92	HAMILTON SHERIFF AND JURY	01 THEFT OF MOTOR VEHICLE (4 CHGS) 02 RESET	CHG(S) 1 IMPRISONMENT 3 YEARS CHG(S) 2 IMPRISONMENT 12 MONTHS, CONCURRENT CHG(S) 1-2 TO DATE FROM 30/04/92 CHG(S) 1-2 APPEAL LODGED	SQB071203/92FP SKB044803/92 SQB025504/92 SQA008804/92 SQB102804/92
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ON 14/08/92, THEN, APPEAL
DISMISSED ON 10/11/92

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
19/06/95	LANARK SHERIFF SUMMARY	01 THEFT OF MOTOR VEHICLE 02 BAIL ETC (SCOTLAND) ACT 1980 SECTION 3(1)(B)	CHG(S) 1-2 SENTENCE DEFERRED TO 11/07/95, THEN, COMMUNITY SERVICE ORDER 100 HOURS, EACH CHARGE	SQC021002/95FP

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
13/11/95	PAISLEY SHERIFF SUMMARY	01 RESET 02 BAIL ETC (SCOTLAND) ACT 1980 SECTION 3(1)(A)	CHG(S) 1 FINE £1500 CHG(S) 2 ADMONISHED	SKB027107/94

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RECORD S539430/84J SHAW/ANDREW/MARTIN DOB 21/04/67 (PAGE 11)

ANTECEDENT INFO. DETAILS

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
13/11/95	PAISLEY SHERIFF SUMMARY	01 RESET 02 BAIL ETC (SCOTLAND) ACT 1980 SECTION 3(1)(B)	CHG(S) 1 FINE £1500 CHG(S) 2 ADMONISHED	SKB017705/95FP

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
06/12/95	HAMILTON SHERIFF AND JURY	01 THEFT OF MOTOR VEHICLE 02 ROAD TRAFFIC ACT 1988 SECTION 103(1)(B) 03 ROAD TRAFFIC ACT 1988 SECTION 143(1) & (2)	CHG(S) 1 PROBATION 2 YEARS, CONDITION OF PROBATION 2 YEARS TO ATTEND FOR TREATMENT AS ADVISED CHG(S) 2-3 SENTENCE DEFERRED TO 04/12/96	SQA017106/95FP

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
16/01/96	GLASGOW SHERIFF AND JURY	01 ROAD TRAFFIC ACT 1988 SECTION 103(1)(B) 02 BAIL ETC (SCOTLAND) ACT 1980 SECTION 3(1)(B) 03 BAIL ETC (SCOTLAND) ACT 1980 SECTION 3(1)(B) (2 CHGS) 04 ROAD TRAFFIC ACT 1988 SECTION	CHG(S) 1-4 SENTENCE DEFERRED TO 22/02/96, THEN CHG(S) 1 IMPRISONMENT 12 MONTHS, DISQUALIFIED 10 YEARS, LICENCE ENDORSED CHG(S) 2 IMPRISONMENT 2	SFB704207/95

143(1) AND (2)

MONTHS

CHG(S) 3 IMPRISONMENT 1
MONTH, EACH CHARGE,
CONCURRENT
CHG(S) 1-3 CONSECUTIVE
CHG(S) 4 ADMONISHED,
DISQUALIFIED 10 YEARS,
LICENCE ENDORSED

DATE	COURT - PLACE & TYPE	CRIME/OFFENCE	DISPOSAL	CASE REF.NO.
15/02/96	HAMILTON SHERIFF SUMMARY	01 THEFT BY HOUSEBREAKING 02 BAIL ETC (SCOTLAND) ACT 1980 SECTION 3(1)(B) (3 CHGS)	CHG(S) 1 IMPRISONMENT 4 MONTHS CHG(S) 2 IMPRISONMENT 1 MONTH, CUMULO, TO DATE FROM 10/01/96 CHG(S) 1-2 APPEAL LODGED ON 22/02/96	SQB020401/96
07/01/97	0821 USER RQST- COURT	FOR CONS J DOWLING	LIVE	PAGE 12
RECORD S539430/84J	SHAW/ANDREW/MARTIN		DOB 21/04/67	(PAGE 12)

RELEASE DETAILS

RELEASED ON SUP. FROM, 180784

RELEASED ON SUP. TO, 170785

RELEASED ON PAROLE FROM H.M. PRISON, NORANSIDE.

FROM 02.08.91.

TILL 04.08.91.

DESTINATION: 52 KENNELWORTH CRESCENT, HAMILTON.

RELEASED ON LICENCE FROM H.M. PRISON, SHOTTS

ON: 29.11.93

LICENCE EXPIRES: 29.04.94

ADDRESS: 52 KENILWORTH CRESCENT, BURNBANK, HAMILTON

SUPERVISING OFFICER: MISS S FLEMING, BLANTYRE AREA OFFICE, VICTORIA STREET,
BLANTYRE.

SHOULD THE LICENCE HOLDER BE INVOLVED IN FURTHER POLICE PROCEEDINGS DURING HIS
PERIOD OF LICENCE PRISON H.Q. SHOULD BE NOTIFIED FORTHWITH AT THE FOLLOWING
ADDRESS.

SCOTTISH HOME AND HEALTH DEPARTMENT, PRISONS DIVISION, PAROLE UNIT, CALTON
HOUSE, 5 REDHEUGHS RIGG, EDINBURGH. TEL. 031 244 8530

RELEASED ON HOME LEAVE FROM H.M. PRISON, CASTLE HUNTLY.

FROM 26.07.96.

TILL 02.08.96.

DESTINATION: 52 KENNELWORTH CRESCENT, BURNBANK, HAMILTON.

RELEASED ON HOME LEAVE FROM H.M. PRISON, CASTLE HUNTLY

FROM 19.8.96

TILL 25.8.96

DESTINATION: 52 KENNILWORTH CRESCENT, HAMILTON

=====

CONVICTED ON 22.02.96 AT GLASGOW SHERIFF & JURY COURT: RELEASED ON 13.09.96

FROM HMP CASTLE HUNTLY: EXPIRY OF SENTENCE 21.05.97.

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END OF RECORD

IC/MMcI/049996

Dr. Campbell

19 November 1996.

*Ms Maureen Paterson,
Social Worker,
Blantyre Social Work Dept.,
Blantyre.*

Dear Ms Paterson,

Re: Andrew Martin Shaw, 52 Kenilworth Cresc., Burnbank. D.O.B. 21.04.67

Andrew once again failed to attend his outpatient appointment for 15th November 1996. I will try to contact directly to update what is happening with him.

Kind regards,

Yours sincerely,

*Dr. Isobel Campbell,
Consultant Psychiatrist.*

IC/MMCI/049996

Dr. Campbell

21 October 1996.

*Ms Maureen Paterson,
Social Worker,
Blantyre Social Work Dept.,
Blantyre.*

Dear Ms Paterson,

Re: Andrew Shaw, 52 Kenilworth Cresc., Burnbank. D.O.B. 21.04.67

Andrew failed to attend his outpatient appointment on the 18th October 1996. I will send him a further appointment.

Yours sincerely,

*Dr. Isobel Campbell,
Consultant Psychiatrist.*

ADDRESS AND ASSESS

ANDREW M SHAW

TO: Maureen Patterson

FROM: Andrew Shaw

Reference: Project Car Thief

Date: 18th May

Dear Maureen

Enclosed is the first short draft of the idea I have and indeed have explained to you what I want to do and would do if given the financial assistance.

I think that you did tell me that if I put my ideas down and worked out a plan of action then the funding would be available from both Apex and the Social Work Department.

The teacher here at Castle Del Huntly has been helping me to word my ideas correctly and has helped me set out the first phase of my idea.

Obviously I would like your opinion on it to see if I am making any sense and if the wording is set out in terms that people will know what I am trying to say.

I hope that things go alright and we manage to get this project off the ground. As you know it has been on my mind to start something like this for some time now and if Apex is willing to fund it I know that things will go as to plan and not only will the ' federation of the polis committee ' be shocked at its success but a few others will as well.

I hope to hear from you soon and will complete the rest of my idea's and put them onto paper and send the finished article to you for your advise.

Hope to hear from you soon

Andy Shaw

SOUTH LANARKSHIRE COUNCIL
SOCIAL SERVICES
BLANKYF
Shaw
28 MAY 1986
FOR ACTION
SSW
HOC
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STAG
WMS

ASSESSING AND ADDRESSING

The following are the issues I believe would require to be considered

Reasons for offences / motives

Considering all the points and reasoning for offending, this would obviously take a great deal of time and individual characteristics have to be assessed also.

For example every individual car offender has his / her own reasons for why they want or indeed need to commit the offences

Certain aspects at present are not discussed or indeed passed over, the problem does not simply go away the problem is still there when the period of punishment has elapsed.

To assess the needs of the offender firstly the assessor has to find and highlight the reason for the offence and no written documentation can explain what to do, every individual has to be assessed and then the best steps available for the rehabilitation put forward.

Discussion should play a vital part and also elimination of all barriers. A strong and open minded approach must be attributed if any success is to be noted.

Buzz / Risk taking / Compulsion

A car thief gets a buzz from stealing cars, driving cars, driving fast or indeed several hundred other reasons which they attribute to offending.

Compulsion is a word which I would not use loosely in describing what car offenders have in common, it may be triggered by something which happened to the offender in the past.

Some people resort to alcohol so as to enable them to get over certain mishaps and others resort to drugs or solvent abuse.

Car thieves on the whole have resorted to car offending to get the buzz and enjoyment previously not available in any other activity.

Control and Power

Control plays a great part in car stealing also. Maybe the offender has had a certain situation which have hurt them both physically and mentally and driving helps them escape from the unhappy feelings they have.

For instance in a car the person who is driving is in control over that car. They tell the car to go left and the car goes left, tell it to do 70 mph and it will do the speed you want it to do.

WORKING OUT ALTERNATIVES

We would be highlighting the motive tackling the motive and rediversifying the anger or pain into some other activities which is more in line with the legal requirements.

PRESENT METHODS OF TACKLING THE OFFENCE SOMETIMES INVOLVE

Incentives ; these are basically an easy option . To bring out the reasoning however group and session work would be far more beneficial.

So many offences could be prevented if the offender was encouraged to channel energy into other activities instead of car offending.

THE WHY NOT THE HOW

Problem solving would be the main criteria. If the problem is identified and tackled and solved then the rest of the rehabilitation fits snugly.

A young person committing car offences will not be able to relate to some one who either does not understand the rush they get or indeed some one who cannot grasp the fact that cars are a main priority to young car offenders.

A group of young offenders or indeed car offenders will not identify their problem unless it is pointed out to them . For instance some car offenders steal certain types of cars and then we have the opportunist car offender who steals any car on the road, be it old or new.

Therefore the why and not the how is the question we should be looking into.

Group work is all well and good but the basis for the problem still remains and does not simply disappear. We should look at the following;

- A) What family life was like
- B) When first offended
- C) When first attracted to driving
- D) What interests other than cars
- E) Driving skills and ability

CRITERIA FOR SELECTION

A group must be compatible with the offenders interests and not solely what the leaders think it should be therefore while there should be a structure there should also be flexibility

The ability to understand each and every individuals needs would not be possible , however to rectify the belief that all offenders are compatible with the group and its aims we firstly need to operate on the basis of merit.

Obviously certain offenders will not be suitable and could in fact prevent the offenders who are suitable from achieving anything.

An active part and commitment would be essential if any programme was to be successful.

Rehabilitation.

First of all remove all doubts about support and understanding. The offender needs support and needs to be understood.

A strong percentage of rehabilitation is based squarely on the shoulders of the offender and also the person who has been given the task of rehabilitating the offender and the offending behaviour.

Emphasis must be placed on the line, no second chances and no sob story's. A greater deal of respect would be obtained if the (helping hand) would place more squarely the emphasis on why rather than how the offences are committed.

Deliberate attempts to get out of the group should be treated with the contempt it deserves and no excuses should be accepted.

Confrontation

Confronting a problem is often more trouble than diagnosing it. Certain characteristics must be eliminated before the person will identify the problem and indeed admit that there is a problem in the first place.

What must be achieved is total confidence and total trust. To achieve this it will take considerable effort and determination on the part of the (helper).

Confrontation is in a way a challenge. What we must never forget is that the offender is not a stupid person who just steals cars for the sake of stealing them although some offenders might make this point to the people who confront them with the problem.

Stealing cars has been a major problem for years and years and nobody wanted to accept the fact that it is not and I must stress the point that it is not just a thing that takes part in the offenders daily routine in fact it is more of a task for them.

To help offenders with problems within the motor field we must firstly accept that it is what it is and that is an obsession.

Discussion Groups

To discuss various topics involving charges and the events that led to the charges. Also to discuss the affliction with the need to steal and drive.

The discussions will also help to eliminate barriers put up from offenders.

Business opportunities to be addressed and goals set and targets put onto paper.

Usually the offender has had more discussions than anything else and the last thing they want is more talks on why they should stop stealing cars and why they should know that it is not nice to do it.

The basis for the discussion groups should be set on what the offenders thoughts on cars are and indeed what the offenders thoughts are on the group and how it should be run.

It is all well and good telling someone not to this or that and then forgetting that this is the person who the group has been set up to help. We must never forget the fact that car offences are not an easily dealt with offence. We must stabilise the offenders thoughts and then diversify those thoughts into something more in line with the legal requirements.

Age Group

The age group should be set either for the 16 to 21 age group and another course for the older group and this will allow the groups to go ahead without any misrepresentation regarding the criteria on age.

Things to be contained in the group.

- A, Why commit the offence
- B, Individual meetings with each person
- C, Highlighting the motive behind the offence
- D, What kind of buzz felt
- E, What is the collective motive
- F, Written test on what makes cars so important

Assessment

Different views will be obvious whilst discussing events relating to R.T.A.offences and indeed car crime in general.

A criteria should be enforced which would enable each and every members of the groups needs to be assessed and addressed and a tailored structure drawn up to suit the individual needs.

Achievements should be rewarded in such a way that the offender reaching these achievements and making the effort will realise that if they commit themselves to the project and continue to do well then there efforts will not go unnoticed and indeed not go un-rewarded.

The (helper) should also realise that to the offender cars are not peices of metal, cars are special and very much admired and praised.

Recognising this and putting it to the forefront would enhance the work set out and would help the offender in more ways than one.

Various courses would be beneficial such as;

- A,** Car maintenance and general repair
- B,** Rally races and stock car set up
- C,** Road awareness
- D, Legal requirements**
- E,** Driving lessons and written and discusion tests

Re-Development

Wondering how to develop a new hobby is often rather hard. Many options are available and many different things are also available .

What we must do is clarify the things that the offender finds best suits their tempriments, by that I mean that we must think what other hobby apart from cars will catch their attention.

Once we find that we find the best possible solution available. How ever we cannot totaly cut them of from cars otherwise they will go out and steal yet again to satisfy the craving they have to drive.

To assess the best methord is essential and also very worth while in order to help channel thoughts on different activities.

Cars do not and should not be eliminated altogether and a strong basis involving cars should be maintained and gradually lessened as time goes on.

Objective

My main objective would be to help the offender to realise they have a problem other than telling them they have to stop what they are doing or they will go to jail.

To understand what goes on in the mind of the offender you must have the same sort of compulsion and admiration for cars as the offenders have. Being in the same sort of position as the offender I know what it is like to look at cars and feel good and I know what it is like to see a certain car sitting waiting for you to drive it away.

To eliminate the idea that cars are not the best hobbie would be virtually impossible, mainly because the cars have served as a barrier or indeed a phallic symbol in some cases.

Understanding the thoughts and the motives constitutes in my own personnell opinion half the battle and to do this you must have either been in the same position or you are one very good mind reader.

A constuctive setting and an approach that does not build any more barriers is needed and then the proress of highlighting and rediversifying the need would be far easier than if you went in with the approach that I have so often seen and been part of.

Human beings are what the phrase say's they are human beings. Car offenders are people who commit offences relating to cars, be it theft or R.T.A. .

To understand the thoughts that go through a car offenders mind you must either have been in the same sort of position or indeed have had the same sort of problem.

So many course are set up with very good intentions and these courses are beneficial in as much as water is in making cups of tea. Without the water their is no tea. And without the understanding of the offenders thoughts their is no rehabilitation.

My explination is that if you put a painter and decorator into a space shuttle and tell him to fly it he will not only look at you as if you are from the planet you wanted hiom to fly to but he will also look at you as if it is you who needs help. The same applies with car offenders. You cannot expect someone to go in and say okay people lets get this problem sorted out, We need to look at who is best suited in braking down the barriers and getting the sort of group sessions that would benifit the offender the most.

A strong conection to cars must be maintained and slowly dropped untill the idea has been re-diverted and then the offences will drop also.

A group such as the one I have explained would be more beneficial to some car offenders than spending so much time and money trying to help when the help being offered is the wrong sort of help.

All that is left for me to say is that I have the experience needed and the insight needed to make the group a success.

Thank you for your time in reading this documentation.

Andrew M Shaw
Author

IC/JP/049996

Dr Isobel Campbell

*Maureen Patterson
Social Worker
Blantyre Social Work Dept*

Dear Ms Patterson

*Re : Andrew Martin Shaw DOB 21.04.67
52 Kenilworth Crescent Burnbank HAMILTON ML3 9LR*

Andrew did not attend the outpatients appointment which he was sent for 14 March 1996.

I am aware that he was due to attend court on the 1 February 1996 and I have had no information regarding what the disposal was for this case.

Could you confirm for me if he is at liberty to attend at the present time.

Yours sincerely

*Dr Isobel Campbell
Consultant Psychiatrist*

IC/BB/049996

Dr Isobel Campbell

31 January 1996

Maureen Paterson
Social Worker
Blantyre Social Work Department
BLANTYRE

Dear Ms Paterson

RE: ANDREW MARTIN SHAW, 52 KENILWORTH CRESCENT, BURNBANK, HAMILTON. D.O.B.
21.04.67

Mr Shaw failed to attend his out-patient clinic on 18.01.96. He will be sent a further appointment.

Yours sincerely

Dr Isobel Campbell
Consultant Forensic Psychiatrist

IC/SW/049996.

9600004580.

Dr. Isobel Campbell.

30th January 1996.

Sheriff Clerk's Office
P.O. Box 23,
1, Carlton Place,
GLASGOW,
G5 9DA.

Dear Sir/Madam,

Andrew Martin Shaw: 21/04/1967.

Case Ref No: 9600004580.

I herewith enclose a Psychiatric Report on the above named patient in regard to the case being held on the 1st February 1996.

Yours faithfully,

Dr. Isobel Campbell,
Consultant Forensic Psychiatrist.

enc...

30th January 1996.

SUPPLEMENTARY PSYCHIATRIC REPORT

Re: Andrew Martin Shaw.
21/04/1967.

Case Ref. No: 9600004580.

At the request of the Sheriff Clerk Depute, Glasgow Sheriff Court, I Doctor Isobel Campbell, Consultant Forensic Psychiatrist from Hartwood Hospital examined Andrew Shaw at H.M.P. Barlinnie on the 26th January 1996. I am recognised in terms of Section 20 of the Mental Health (Scotland) Act 1984 as having special experience in the diagnosis and treatment of mental disorder. I have previous knowledge of Andrew Shaw having previously examined at H.M.P. Barlinnie on the 4th December 1995 for the purpose of preparing a Psychiatric Report. I had a copy of the Charge to which the defendant has pled guilty and a copy of his previous convictions.

The Charges: Andrew Shaw is convicted of driving a car without insurance, without tax and driving while banned. He states that the circumstance were that he had bought the car at auction and was taking it home to refurbish it and sell it. Although he had taken someone else with him to drive it he had yielded to the temptation to drive it himself.

Past Psychiatric History: He was seen for 5 months during his last sentence by Mr Gerry Rooney, Clinical Psychologist at H.M.P. Shotts. He found that helpful and he recognises some of the triggers to his offending behaviour. He was able to use his supervising officer while on parole in an appropriate way and thus managed to keep his offending behaviour at bay for some time. However latterly he found the pressure was too much and he ended up driving illegally again.

Cont/...

Supplementary Report dated 30/1/96.
Andrew Martin Shaw.

Past Medical History: He has had a Peptic Ulcer which perforated in 1993. He continues to require treatment with Ranitidine for this. There is no history of head injury, no history of Epilepsy or blackouts and he has had no major illnesses.

Family History: He is the youngest of 4 siblings, all boys. There was a large age gap between him and the next youngest of 14-15 years. His mother died of congenital heart disease when he was only 8 years of age. His father is now 70 years of age. He is a retired Steel Worker and Mr Shaw is presently living with his father.

Personal History: As previously indicated the family background is very tragic, his mother having died suddenly when he was aged 8 years. His father failed to cope with the situation and began to drink heavily. There was no one available for him at either an emotional or practical level and he described how he would come home at night and there would be no sign of his father and would get up in the morning with no one there. He would attempt to feed himself and get himself dressed for school. He was both emotionally and physically neglected. He had no one to support him in his own bereavement and grieving for his mother. Not surprisingly he frequently truanted from school and gradually became involved in offending behaviour.

He first stole a car at that age of 11 years. He describes his love for cars and his obsession with them, for example when he owns a car he is meticulous about maintaining it, will not allow other people to smoke in it and will notice immediately if there is anything altered in the mechanical aspects of its performance. He recognises that the car represents safety for him, predictability and something over which he has control in contrast to his unhappy early experiences with people who were unreliable, abandoned him, rejected him and were not there when he needed them. One of the most poignant things which he describes is how he would curl up and sleep in cars because he felt safe there. Because of the profound difficulties in his early relationships it is not surprising that he has had difficulty maintaining relationships in his adult life. Although he easily attracts women and can form superficial relationships he cannot make any commitment and cannot trust sufficiently to allow them close. He did have a relationship which lasted from February 1994 until April 1995. Significantly this woman was much older than he and had an 18 year old son. He found it difficult to cope in the relationship and it finally broke down in April 1995. Both his recent offences were committed after that date.

Drug and Alcohol History: He is a non-drinker. He has no history of use of illicit substances. He is a non-smoker and he takes prescribed medication only.

Cont/...

Supplementary Report dated 30/1/96.
Andrew Martin Shaw.

Social History: He has little form of relaxation. He does weight training while in prison. He does not describe close relationships with family or close friends. He appears to have little social network.

Mental State Examination: He presents as a young man who looks sad beneath a fairly controlled veneer.

Eye Contact: Eye contact on this occasion was better than when I previously saw him and I found him more forthcoming in articulating his thoughts and feelings than when I first saw him.

Mood: His mood was low and he voiced frustration with his situation. Although he admits to thoughts of life not being worth living he has no history of self injury.

Thought Content: He described how he recognises that with people having failed him he has taken refuge in mechanical things to provide for him a source of comfort and also a release of tension. He described how when he was in Children's Home he was allowed to drive cars when he felt upset and obviously this has reinforced his initial offending behaviour in that he learned that this was a way of dispelling uncomfortable feelings such as sadness and irritation.

Cognitive Function: He has no impairment of cognitive function. His memory and concentration are good. His general knowledge is limited in keeping with his poor educational achievements.

Insight: This is a young man who is now aged 28 years and who has a 17 year history of car offending. He does recognise that he needs to find other ways of dealing with his emotions and recognising the need to comply with the law regarding his driving behaviour.

Conclusions and Recommendations: This young man had a grossly emotionally deprived background. His mother suddenly died and his father subsequently was unavailable to him because of his alcohol abuse. Unsupported and vulnerable he stole cars as a means of having something which was under his control and as a means of relieving uncomfortable feelings of sadness and unhappiness. His behaviour was inadvertently reinforced by those caring for him in Children's Home who used to allow him to drive when he felt upset. He continues to have difficulty relating to others because of his childhood but has managed to establish at least one fairly long standing

Cont/...

Supplementary Report dated 30/1/96.
Andrew Martin Shaw.

relationship. This suggests that he has the capacity to relate to others all be it he finds it difficult to do so. He is keen to try to find other ways of dealing with tension, unhappiness and anger.

I have spoken to his Social Worker, Maureen Patterson who indicates that he has responded positively to supervision in the past and I understand that she is recommending Probation. I am willing to offer him psychiatric treatment on an Out Patient basis as a condition of Probation.

I declare on Soul and Conscience that this Report is a true Report. I am not related to the defendant nor do I have any pecuniary interests in his disposal.

Dr. Isobel Campbell,
Consultant Forensic Psychiatrist.

GLASGOW SHERIFF CLERK'S OFFICE, PO BOX 23 1 CARLTON PLACE GLASGOW
G5 9DA Tel: 0141-429-8888

Hartwood Hospital
Hartwood
Shotts ML7 4LA

Low Ref: Dr. I. Campbell

DATE: 16-JAN-96

ACCUSED: ANDREW MARTIN SHAW
DATE OF BIRTH: 21-APR-67

ADDRESS: 52 KENNILWORTH CRESCENT
BURNBANK
HAMILTON

DEAR SIR / MADAM

The Sheriff has directed that enquiry be made into the mental condition of the above named, the case being adjourned for that purpose. I shall be grateful if you would arrange to examine this person on the Court's behalf and to furnish me with 3 copies of your ^{supplementary} report before 01-FEB-96 at 10:00 a.m.
~~The Court's reasons for seeking the report and other relevant information are given in the Appendix to this letter or in the enclosures listed there.~~
If you require further information, then please let me know.

Yours faithfully

The attached report was produced to the Court by the Solicitor for the Accused

The Sheriff has requested a supplementary psychiatric report

The Accused has been remanded in
Barrowrie Prison

cont/...

M. Markie
Sheriff Clerk Depute

FB 7042 07 95

GLASGOW: 15 January 1996

ANDREW MARTIN SHAW, born 21.4.67, Prisoner in HM Prison, Barlinnie,
Glasgow

you are Indicted at the instance of Donald Sage Mackay, Esquire,
Her Majesty's Advocate and the charges against you are that

(1) you being a person disqualified for holding or obtaining a licence
to drive a motor vehicle did on 29 July 1995 in Aylmer Road, Glasgow near
Newlands Road (while so disqualified) drive a motor vehicle, namely,
motor vehicle registered number C548 FHS;

CONTRARY to the Road Traffic Act 1988, Section 103(1)(b);

(2) on 29 July 1995 in Aylmer Road, Glasgow near Newlands Road you did
use a motor vehicle, namely, said motor vehicle registered number
C548 FHS without there being in force in relation to the use of said
motor vehicle by you such a policy of insurance or such a security in
respect of third party risks as complied with the requirements of Part VI
of the Road Traffic Act 1988;

CONTRARY to the Road Traffic Act 1988, Section 143(1) and (2);

(3)/


PROCURATOR FISCAL DEPUTE

