

A&B FOSTER CARE – SECTION 21 NOTICE – PART D RESPONSE

PART D 5.1 Nature

Past	1930-75	1975-96	1996>
a) What was the nature of abuse and/or alleged abuse of children in foster care, for example, sexual abuse, physical abuse, emotional abuse?	A review of available Children's Committee Minutes and reports to it has not identified any information or records of this information. No relevant records have been identified prior to 1950	We have not received any information from the Glasgow City Archive to suggest that there was systematic abuse. Records of specific allegation or complaints will be in individual client records and specific information will enable a search of relevant records	We have identified a number of allegations and complaints of abuse which are detailed in D 5.8 and D 5.9. These do not indicate a particular pattern or specific nature of abuse

PART D 5.2 Extent

Past		1930-75	1975-96	1996>
a)	What is the local authority's assessment of scale and extent of abuse of children in foster care?	We have not identified references to abuse of children in foster care in minutes of and reports to the Children's Committee from 1950 onwards. We have not identified any relevant records prior to 1950	We have not received any information to suggest that there was systematic abuse. Records of specific allegation or complaints will be in individual client records and specific information will enable a search of relevant records	We have identified a number of complaints and allegations which are detailed in D 5.8 and D 5.9, these appear isolated incidents and do not indicate that there has been any extensive or widespread abuse of children in foster care
b)	What is the basis of that assessment?	Review of available minutes of and reports to Children's Committee from 1950	Information provided by Glasgow City Archive	We have identified a small number of incidents from retained carers records and minutes of Approval and Matching Panels from 1999 onwards these allegation and complaints are detailed in D 5.8 and D 5.9
c)	How many complaints have been made in relation to alleged abuse of children in foster care?	See 5.2 a	Unable to identify from information provided by Glasgow City Archive	We have not centrally record all complaint and allegations through this period
d)	Against how many foster carers have the complaints referred to at (c) above been made?	See 5.2 a	See 5.2 b	See 5.2 a
e)	How many foster carers have been convicted of, or admitted to, abuse of children?	See 5.2 a	See 5.2 b	See 5.2 a
f)	How many foster carers have been found by the local authority to have abused children?	See 5.2 a	See 5.2 b	See 5.2 a
g)	Against how many family members of foster cares	See 5.2 a	See 5.2 b	See 5.2 a

	have complaints been made in relation to alleged abuse of children?			
h)	How many family members of foster carers have been convicted of, or admitted to abuse of children?	See 5.2 a	See 5.2 b	See 5.2 a
i)	How many family members of foster carers have been found by the local authority to have abused children?	See 5.2 a	See 5.2 b	See 5.2 a
j)	Against how many other children placed in foster care in the same placement have complaints been made in relation to the alleged abuse of children?	See 5.2 a	See 5.2 b	See 5.2 a
k)	How many other children placed in foster care in the same placement have been convicted of, or admitted to abuse of children?	See 5.2 a	See 5.2 b	We have not identified any instances of children in foster care having been convicted of abusing another foster child
l)	How many other children placed in foster care in the same placement have been found by the local authority to have abused children?	5.2 a	See 5.2 b	See 5.2 a

PART D 5.3 TIMING OF DISCLOSURE/COMPLAINT

Past		1930-75	1975-96	1996>
a)	When were disclosures and complaint of abuse and/or alleged abuse of children in foster care made to the local authority?	We have not identified references to abuse of children in foster care	We have not received any information to suggest that there was systematic abuse. Records of specific allegation or complaints will be in individual client records and specific information would enable a search of relevant records	Identified allegations have been detailed in section D 5.9. There is no central record to enable all complaints and allegations to be identified, individual complaints and allegations may be in individual case records which could be accessed on receipt of further information
b)	To what extent were complaints and disclosures made while the abuse or alleged abuse was on-going or recent?	See 5.3 a	See 5.3 a	See 5.3 a
c)	To what extent were/are complaints made many years after the alleged abuse i.e. about non-recent abuse?	See 5.3 a	See 5.3 a	See 5.3 a
d)	Are there any patterns of note in terms of the timing/disclosure of abuse and/or alleged abuse?	See 5.3 a	See 5.3 a	No pattern identified in reported allegations

PART D 5.4 EXTERNAL INSPECTIONS

Past		1930-75	1975-96	1996>
a)	What external inspections have been conducted relating to children in foster care which considered issues relating to abuse and/or alleged abuse of children?	none identified	We have not received any information from Glasgow City Archive to suggest there was external inspection relating to abuse of children in foster care from the current Argyll and Bute Area	None
b)	Who conducted the inspection?	Not applicable	Not applicable	Not applicable
c)	Why was the inspection conducted?	Not applicable	Not applicable	Not applicable
d)	When was the inspection conducted?	Not applicable	Not applicable	Not applicable
e)	What was the outcome of the inspection in respect of any issues relating to abuse or alleged abuse of children in foster care?	Not applicable	Not applicable	Not applicable
f)	What was the local authority's response to the inspection and its outcome?	Not applicable	Not applicable	Not applicable
g)	Were recommendations made following the inspection?	Not applicable	Not applicable	Not applicable
h)	If so, what were the recommendations and were they implemented?	Not applicable	Not applicable	Not applicable
i)	If recommendations were not implemented, why not?	Not applicable	Not applicable	Not applicable

PART D 5.5 EXTERNAL INVESTIGATIONS

Past		1930-75	1975-96	1996>
a)	What external investigations have been conducted relating to children in foster care which have considered issues relating to abuse and/or alleged abuse of children?	none identified	We have not received any information from Glasgow City Archive to suggest there was external inspection relating to abuse of children in foster care from the current Argyll and Bute Area	None
b)	Who conducted the investigation?	Not applicable	Not applicable	Not applicable
c)	Why was the investigation conducted?	Not applicable	Not applicable	Not applicable
d)	When was the investigation conducted?	Not applicable	Not applicable	Not applicable
e)	What was the outcome of the investigation in respect of any issues relating to abuse or alleged abuse of children in foster care?	Not applicable	Not applicable	Not applicable
f)	What was the local authority's response to the investigation and its outcome?	Not applicable	Not applicable	Not applicable
g)	Were recommendations made following the investigation?	Not applicable	Not applicable	Not applicable
h)	If so, what were the recommendations and were they implemented?	Not applicable	Not applicable	Not applicable
i)	If recommendations were not implemented, why not?	Not applicable	Not applicable	Not applicable

PART D 5.6 RESPONSE EXTERNAL INSPECTIONS/INVESTIGATIONS

Past		1930-75	1975-96	1996>
a)	What was the local authority's procedure/process for dealing with external inspections and/or investigations relating to abuse and/or alleged abuse of children in foster care?	None identified	We have not received any information from Glasgow City Archive to suggest there was external inspection relating to abuse of children in foster care from the current Argyll and Bute Area	There was no formal policy; any need for external investigation would have been considered by the Chief Officers Group - Public Protection - on a case by case basis and consistent with national guidance on conduct of significant case reviews - there was no indication of a need to conduct one
b)	What was the local authority's procedure/process for responding to the outcomes of such external inspections and/or investigations?	Not applicable	Not applicable	There were no external inspections or investigations
c)	What was the local authority's procedure/process for implementing recommendations which followed from such external inspections and/or investigations?	Not applicable	Not applicable	There were no external inspections or investigations
d)	Where does the local authority's knowledge/assessment of that impact come from?	Not applicable	Not applicable	Not applicable

PART D 5.7 IMPACT

Past		1930-75	1975-96	1996>
a)	What is known about the impact of abuse on those children in foster care who are abused, or alleged to have abused?	There is a wide range of international evidence of the significant adverse impacts on children of abuse	There is a wide range of international evidence of the significant adverse impacts on children of abuse	There is a wide range of international evidence of the significant adverse impacts on children of abuse
b)	Where does the local authority's knowledge/assessment of that impact come from?	From published findings that are in the public domain, following investigations and inspections within the fostering community and beyond.	From published findings that are in the public domain, following investigations and inspections within the fostering community and beyond.	From published findings that are in the public domain, following investigations and inspections within the fostering community and beyond. where there are instances of abuse it is not possible to identify the particular impact of any abuse/ alleged abuse by the carer from wider issues in the child's life and personal history
c)	What is known about the impact of abuse on the families of those children in foster care who were abused, or alleged to have been abused?	There is an extensive international research base on the harmful impact of abuse on children	There is an extensive international research base on the harmful impact of abuse on children	There is an extensive international research base on the harmful impact of abuse on children
d)	Where does the local authority's knowledge/assessment of that impact come from?	There is an extensive international research base on the harmful impact of abuse on children	There is an extensive international research base on the harmful impact of abuse on children	There is an extensive international research base on the harmful impact of abuse on children

PART D 5.8 KNOWN/ALLEGED ABUSER

Past		1930-75	1975-96			1996 -								
a)	How many specific complaints of abuse of children in foster care have been made to the local authority	we have not identified any records of reports of abuse of children in foster care, records - particularly pre 1950, are limited and it may be that there are allegations within individual children's records	We have not received information from the Glasgow City Archive to identify allegations during this period - There may be specific allegations within individual child records which could be accessed on receipt of identifying information	Search of archive records identified that Argyll and Bute lead investigation of abuse which occurred while perpetrator was carer for SRC	Search of archive records identified that Argyll and Bute lead investigation of abuse which occurred while perpetrator was carer for SRC	Argyll and Bute have no central record of abuse allegations, a review of carer and approval and matching Panel records have produced a number of incidents - there may be further incidents recorded in individual children's records which may be accessible on receipt of identifying information								
b)	Who made the complaint?	See 5.9 a	See 5.9 a	Complaint was made by [REDACTED]	Investigation identified complaints and allegations from 4 women who had been in care as children	[REDACTED]	Child's mother	Complaint was made by LAAC, [REDACTED]	Child [REDACTED]	[REDACTED] (father of LAAC, [REDACTED])	[REDACTED] (Child)	Children's Father - [REDACTED]	Children's Mother [REDACTED]	Neighbour of foster carer [REDACTED]
c)	When was the complaint made?	See 5.9 a	See 5.9 a	10/03/1997	initial complaint made in April 1993	14/09/1988	Late 1998	13/06/2011	06/12/2011	10/10/2014	01/09/2012	11/08/2014	18/05/2016	01/07/2015
d)	Against whom was the complaint made?	See 5.9 a	See 5.9 a	David Macintosh Strathclyde Foster Carer	Stephen McNally	EIY [REDACTED]	Foster Carer Mr EIZ [REDACTED]	[REDACTED] foster carers, EJB-EJA	Foster carers, EJB-E [REDACTED]	Foster carers, EJC-EJD [REDACTED]	Ms EJE [REDACTED]	Ms EJE [REDACTED]	EJF [REDACTED] foster carer	Mr EJE [REDACTED]
e)	What was the nature of the complaint?	See 5.9 a	See 5.9 a	Sexual Abuse	Sexual Abuse	sexual assault - touched her breasts and vagina, rape	Physical Abuse	He said that EJB-EJA shouted at him and he talked about his carers coming	Carer had sworn at her, pushed her and stated - "we have the impression someone is making you	Mr [REDACTED] alleged that the health needs of his youngest son, [REDACTED] were not followed up by the foster carers.	Alleged carer had hit/slapped her	Allegation carer had left young children [REDACTED] and [REDACTED] unattended in car in	Lengthy and extensive concerns that Children [REDACTED] experiencing abuse and neglect whilst	Historic concerns about care of children and alleged cruel treatment of children. No

							right up to his face which he described as frightening. He also said that he had been grabbed by his clothing. He talked about his younger brother (also in placement) being favoured over him	do sexual things"	He also alleged that his daughter, [REDACTED] had told him that [REDACTED] was "force fed" by the foster carers		supermarket car park	being looked after by foster carers. Including the children are not being given nutritional and balanced meals. The foster carers were dismissive of a toy that could not be found which was a present from mum, the emotional impact on the children was not recognised. The foster carers do not send the children to nursery regularly and reasons for absences are not appropriate, mum is not consulted. There is concern that both children are still in nappies and this is not age appropriate	names identified	
f)	When/over what period was the abuse alleged to have taken place?	See 5.9 a	See 5.9 a	7 years	1. On various occasions between 30/08/1984 and 07/11/1986, towards [REDACTED] 2. Between 01/08/1985 and 07/11/1986, towards [REDACTED] 3. Between 01/01/1991 and 30/04/1991 towards [REDACTED] 4. On various occasions between 15/04/1988	Late summer 1988 no specific date	Dates unclear	[REDACTED] was not specific about time period he had been with the foster carers for 2 years	Between 28/10/2011 and 25/11/2011	The children were placed in the care of the [REDACTED] [REDACTED] 13 The complaint was unspecific about time	on or about 05/09/2012	11/08/2014	Between April 2014 and May 2016	date or dates unspecified

				and 15/06/1992 towards [REDACTED]										
				5. On various occasions between 16/06/1992 and 15/04/1993 [REDACTED]										
g)	What was the local authority's process and approach in dealing with the complaint?	See 5.9 a	See 5.9 a	Child Protection investigation jointly with Police child removed	Joint investigation with Police children in placement removed and interviewed	Child protection investigation - Multi Agency CP case Discussion - police and social work investigation	detailed record of the investigation not located	[REDACTED] interviewed. Following consultation with local police agreed a single agency interview to establish whether child protection	Investigated under complaints procedure	Investigated under complaints procedure	Multi agency Child protection case discussion convened and determined not a child protection concern investigated as a complaint	Progressed under child protection procedures	In light of numerous and extensive complaints and allegations by Ms [REDACTED] against a wide range of professionals and services over a number of years and in light of the extensive list of concerns raised by her against the carer agreed that these would be investigated on a multi-agency basis under child protection procedures	Multi agency Child Protection IRD held police to interview neighbour and all placements suspended
h)	What was the local authority's process and approach for investigating the complaint?	See 5.9 a	See 5.9 a	Child Protection procedures followed including joint police interview and consideration of other children placed with the family	Joint investigation with police All 27 children who had been placed with the foster carers were investigated and when appropriate due to age were interviewed and no other allegations or disclosures were made.	Child interviewed by Police and Social work	detailed record of the investigation not located	[REDACTED] did not substantiate allegations on interview	Initial action was initiated under child protection procedures but did not proceed to a CP investigation complaint not confirmed by [REDACTED]	The matter was dealt with through Council's complaints procedure and was investigated by designated manager. Review involving Health and Social Work professionals concluded there was no evidence of Child Protection concerns and stated that the evidence showed that the foster carers provided the children with a good level of	Investigated as complaint carer and child interviewed	Child Protection investigation	full CP investigation, This assessment has included interviews of complainants, carers and other staff involved with the children extensive medical reports, information from nursery and observation of the children with the foster carers - children too young to be interviewed which was been sufficient to reach a conclusion and recommendation about the child protection concerns	CP investigation - unable to conclude as carer resigned

									day to day care and that they were appropriate in seeking medical attention for the children. In the context of the acknowledged health needs of the child and the evidence that carers had sought advice and guidance appropriately. The complaint about "force feeding" was based on [redacted] sister, (who was 7 years of age at that time) telling her father that the carers were forcing [redacted] to eat. One of the issues highlighted by the carers was that the child had difficulty swallowing and would frequently choke, therefore great care was taken in feeding [redacted]					
i)	What was the outcome of the complaint following that investigation?	See 5.9 a	See 5.9 a	David McIntosh was convicted and received custodial sentence he pled guilty to two charges of Lewd, Indecent and Libidinous practices against [redacted] (83) and [redacted] (86) and was sentenced to 30 month	On 07/10/1994 Stephen McNally was found guilty of the (as detailed above) of the first five counts of Lewd, Indecent and Libidinous practices and behaviour and unlawful sexual intercourse against four	Allegation subsequently retracted by child	No further action carer subsequently de registered in April 1999	[redacted] did not substantiate allegations on interview subsequent multi agency meeting convened to review and change [redacted] long term care plan	Carers given additional advice and support	No further action with carers	Child moved. Recommended no further placement until additional training undertaken, registration reviewed and criteria amended	Child protection investigation joint with police including Joint investigative interview of children. Children removed from carer and not returned, special circumstances review by Approval and Matching panel all	There is no evidence from the information gathered that the children were being exposed to as risk of harm or that this is a likely future occurrence as a result of the care provided by Mr and Mrs [redacted] EJP-SPO	CP investigation - unable to conclude as carer resigned

				imprisonment, a Supervised Release Order and placed on the Sex Offenders Register. Registration as carer terminated	females. He was originally also charged with raping the 12-year-old girl. As there was no medical evidence produced in court, the Crown dropped these two charges. Stephen McNally was given the maximum sentence of three years imprisonment and deregistered as a carer							foster placement stopped carer to continue with additional support for some shared care		
j)	Did the local authority provide a specific response to the complaint?	See 5.9 a	See 5.9 a	Children were aware of outcome and supported to claim Criminal Injuries compensation	All involved aware of outcome	Not required		Not required and family consulted over changes to care plan	Yes	Yes		Response provided to parents	Response provided to mother	No response provided
k)	If so, what was the form of response e.g. apology, redress, pastoral response or any other type of response?	See 5.9 a	See 5.9 a			Not required	Allegation not substantiated	Not required	Allegation not substantiated	Allegation not substantiated	Response under complaints procedure	Apology	complaint not upheld	Unable to substantiate
l)	If there was no response, why not?	See 5.9 a	See 5.9 a			No response required	Record not explicit	Yes	Record not explicit	Response given				No response required
m)	Was the information/content of the complaint passed to police?	See 5.9 a	See 5.9 a	Yes	Yes	Police party to investigation	Record not explicit	Unable to confirm	No	Police were made aware of the nature of the complaint but because there was no evidence of criminality or child protection concerns the matter was investigated through the Councils complaint procedures	Police made aware and invited to CP case discussion	Police actively involved in investigation	Yes	Police active party to investigation

n)	if not, why not?	See 5.9 a	See 5.9 a				None identified there may be further incidents recorded in individual children's records							
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PART D 5.9 SPECIFIC COMPLAINTS

Past	1930-75	1975-96			1996 -								
a) How many specific complaints of abuse of children in foster care have been made to the local authority?	we have not identified any records of reports of abuse of children in foster care, records - particularly pre 1950 , are limited and it may be that there are allegations within individual children's records	We have not received information from the Glasgow City Archive to identify allegations during this period - There may be specific allegations within individual child records which could be accessed on receipt of identifying information.	Search of archive records identified that Argyll and Bute lead investigation of abuse which occurred while perpetrator was carer for SRC	Search of archive records identified that Argyll and Bute lead investigation of abuse which occurred while perpetrator was carer for SRC	Argyll and Bute have no central record of abuse allegations, a review of carer and approval and matching Panel records have produced a number of incidents - there may be further incidents recorded in individual children's records which may be accessible on receipt of identifying information								
b) Who made the complaint?	See 5.9 a	See 5.9 a	Complaint was made by [REDACTED]	Investigation identified complaints and allegations from 4 women who had been in care as children	[REDACTED]	Child's mother	Complaint was made by LAAC, [REDACTED]	Child [REDACTED]	(father of LAAC, [REDACTED] (child)	(child)	Children's Father - [REDACTED]	Children's Mother [REDACTED]	Neighbour of foster carer [REDACTED]
c) When was the complaint made?	See 5.9 a	See 5.9 a	10/03/1997	initial complaint made in April 1993	14/09/1988	Late 1998	13/06/2011	06/12/2011	10/10/2014	01/09/2012	11/08/2014	18/05/2016	01/07/2015
d) Against whom was the complaint made?	See 5.9 a	See 5.9 a	David Macintosh Strathclyde Foster Carer	Stephen McNally	Mr EIJ [REDACTED]	Foster Carer Mr EIZ [REDACTED]	[REDACTED] foster carer, EJB-EJA [REDACTED]	Foster carers, EJB-E [REDACTED]	Foster carers, EJC-EJD [REDACTED]	Ms EJE [REDACTED]	Ms EJE [REDACTED]	EJF [REDACTED] foster carer	Ms EJE [REDACTED]
e) What was the nature of the complaint?	See 5.9 a	See 5.9 a	Sexual abuse	Sexual abuse	sexual assault - touched her breasts and vagina, rape	Physical Abuse	He said that EJB-EJF shouted at him and he talked about his carers coming	Carer had sworn at her, pushed her and stated - "we have the impression someone is making you	Mr [REDACTED] alleged that the health needs of his youngest son, [REDACTED] were not followed up by the foster carers.	Alleged carer had hit/slapped her	Allegation carer had left young children and [REDACTED] unattended in car in	Lengthy and extensive concerns that Children [REDACTED] experiencing abuse and neglect whilst	Historic concerns about care of children and alleged cruel treatment of children. No

							right up to his face which he described as frightening. He also said that he had been grabbed by his clothing. He talked about his younger brother (also in placement) being favoured over him	do sexual things"	He also alleged that his daughter, [REDACTED] had told him that [REDACTED] was "force fed" by the foster carers		supermarket car park	being looked after by foster carers. Including the children are not being given nutritional and balanced meals. The foster carers were dismissive of a toy that could not be found which was a present from mum, the emotional impact on the children was not recognised. The foster carers do not send the children to nursery regularly and reasons for absences are not appropriate, mum is not consulted. There is concern that both children are still in nappies and this is not age appropriate	names identified	
f)	When/over what period was the abuse alleged to have taken place?	See 5.9 a	See 5.9 a	7 years	1. On various occasions between 30/08/1984 and 07/11/1986, towards [REDACTED] 2. Between 01/08/1985 and 07/11/1986, towards [REDACTED] 3. Between 01/01/1991 and 30/04/1991 towards [REDACTED] 4. On various occasions between	Late summer 1988 no specific date	Dates unclear	[REDACTED] was not specific about time period he had been with the foster carers for 2 years	Between 28/10/2011 and 25/11/2011	The children were placed in the care of the [REDACTED] 13. The complaint was unspecific about time.	on or about 05/09/2012	11/08/2014	Between April 2014 and May 2016	date or dates unspecified

				15/04/1988 and 15/06/1992 towards [REDACTED] 5. On various occasions between 15/06/1992 and 15/04/1993 [REDACTED]										
g)	What was the local authority's process and approach in dealing with the complaint?	See 5.9 a	See 5.9 a	Child Protection investigation jointly with Police child removed	Joint investigation with Police children in placement removed and interviewed	Child protection investigation - Multi Agency CP case Discussion - police and social work investigation	Detailed record of the investigation not located	[REDACTED] interviewed. Following consultation with local police agreed a single agency interview to establish whether child protection	Investigated under complaints procedure	Investigated under complaints procedure	Multi agency Child protection case discussion convened and determined not a child protection concern investigated as a complaint	Progressed under child protection procedures	In light of numerous and extensive complaints and allegations by Ms [REDACTED] against a wide range of professionals and services over a number of years and in light of the extensive list of concerns raised by her against the carer agreed that these would be investigated on a multiagency basis under child protection procedures	CP investigation - unable to conclude as carer resigned
h)	What was the local authority's process and approach for investigating the complaint?	See 5.9 a	See 5.9 a	Child Protection procedures followed including joint police interview and consideration of other children placed with the family	Joint investigation with police All 27 children who had been placed with the foster carers were investigated and when appropriate due to age were interviewed and no other allegations or disclosures were made	Child interviewed by Police and Social work	Detailed record of the investigation not located	[REDACTED] did not substantiate allegations on interview	Initial action was initiated under child protection procedures but did not proceed to a CP investigation complaint not confirmed by [REDACTED]	The matter was dealt with through Council's complaints procedure and was investigated by designated manager. Review involving Health and Social Work professionals concluded there was no evidence of Child Protection concerns and stated that the evidence showed that the foster carers provided the children with a	Investigated as complaint carer and child interviewed	Child Protection investigation	Full CP investigation. This assessment has included interviews of complainants, carers and other staff involved with the children extensive medical reports, information from nursery and observation of the children with the foster carers - children too young to be interviewed which was sufficient to reach a conclusion and recommendation about the child protection concerns.	CP investigation - unable to conclude as carer resigned

									good level of day to day care and that they were appropriate in seeking medical attention for the children. In the context of the acknowledged health needs of the child and the evidence that carers had sought advice and guidance appropriately. The complaint about "force feeding" was based on [redacted] sister, (who was 7 years of age at that time) telling her father that the carers were forcing [redacted] to eat. One of the issues highlighted by the carers was that the child had difficulty swallowing and would frequently choke, therefore great care was taken in feeding [redacted]					
i)	What was the outcome of the complaint following that investigation?	See 5.9 a	See 5.9 a	David McIntosh was convicted and received custodial sentence he pled guilty to two charges of Lewd, Indecent and Libidinous practices against [redacted] (83) and [redacted] (86) and was [redacted]	On 07/10/1994 Stephen McNally was found guilty of the (as detailed above) of the first five counts of Lewd, Indecent and Libidinous practices and behaviour and unlawful sexual intercourse	Allegation subsequently retracted by child	No further action carer subsequently de registered in April 1999	[redacted] did not substantiate allegations on interview subsequent multi agency meeting convened to review and change [redacted] long term care plan	Carers given additional advice and support	No further action with carers	Child moved. Recommended no further placement until additional training undertaken, registration reviewed and criteria amended	Child protection investigation joint with police including Joint Investigative Interview of children. Children removed from carer and not returned, special circumstances review by Approval and Matching	There is no evidence from the information gathered that the children were being exposed to as risk of harm or that this is a likely future occurrence as a result of the care provided by Mr and Mrs [redacted] EJP-SPO	CP investigation - unable to conclude as carer resigned

				sentenced to 30 month imprisonment, a Supervised Release Order and placed on the Sex Offenders Register. Registration as carer terminated	against four females. He was originally also charged with raping the 12 year-old girl. As there was no medical evidence produced in court, the Crown dropped these two charges. Stephen McNally was given the maximum sentence of three years imprisonment an deregistered as a carer							panel all foster placement stopped carer to continue with additional support for some shared care		
j)	Did the local authority provide a specific response to the complaint?	See 5.9 a	See 5.9 a	Children were aware of outcome and supported to claim Criminal Injuries compensation	All involved aware of outcome	Not required		not required and family consulted over changes to care plan	Yes	Yes		response provided to parents	Response provided to mother	no response provided
k)	If so, what was the form of response e.g. apology, redress, pastoral response or any other type of response?	See 5.9 a	See 5.9 a			Not required	Allegation not substantiated	Not required	Allegation not substantiated	allegation not substantiated	Response under complaints procedure	Apology	Complaint not upheld	Unable to substantiate
l)	If there was no response, why not?	See 5.9 a	See 5.9 a			No response required	Record not explicit	Yes	Record not explicit	Response given				No response required
m)	Was the information/content of the complaint passed to police?	See 5.9 a	See 5.9 a	Yes	Yes	Police party to investigation	Record not explicit	Unable to confirm	No	Police were made aware of the nature of the complaint but because there was no evidence of criminality or child protection concerns the matter was investigated through the Council's complaint procedures.	Police made aware and invited to CP case discussion	Police actively involved in investigation	Yes	Police active party to investigation

n)	If not, why not?	See 5.9 a	See 5.9 a				None identified there may be further incidents recorded in individual children's records							
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PART D 5.10 CIVIL ACTIONS

Past		1930-75	1975-96	1996>
a)	How many civil actions have been brought against local authority relating to abuse, or alleged abuse, of children in foster care?	We have identified no records of civil actions	We have identified no records of civil actions	We have identified no records of civil actions. We have received one initial intimation of a possible claim from Thompsons, Solicitors in respect of someone previously in foster care in Argyll. The Claimant states that she was emotionally, physically and sexually abused by foster carer(s) in the Argyll and Bute area. The carers were Mr and Mrs ^{FNV-FNW} of [REDACTED]. The abuse is alleged to have taken place at that address on numerous occasions between 1964 and 1972
b)	Who brought the action?	See 5.9 a	See 5.9 a	See 5.9 a
c)	When was the action brought?	See 5.9 a	See 5.9 a	See 5.9 a
d)	Against whom was the action brought?	See 5.9 a	See 5.9 a	See 5.9 a
e)	What was the nature of the abuse, or alleged abuse, to which the action related?	See 5.9 a	See 5.9 a	See 5.9 a
f)	What were the names of the persons said to have, or alleged to have, committed abuse?	See 5.9 a	See 5.9 a	See 5.9 a
g)	When/over what period was the abuse said, or	See 5.9 a	See 5.9 a	See 5.9 a

	alleged, to have taken place?			
h)	How did the action progress?	See 5.9 a	See 5.9 a	See 5.9 a
i)	What was the outcome?	See 5.9 a	See 5.9 a	See 5.9 a
j)	Was the action settled on a conditional basis of confidentiality?	See 5.9 a	See 5.9 a	See 5.9 a
k)	Who was/were the local authority's legal representative(s) in relation to the civil action?	See 5.9 a	See 5.9 a	See 5.9 a
l)	Did the local authority carry insurance for meeting civil claims at the time the action was live?	See 5.9 a	See 5.9 a	See 5.9 a
m)	How/where can copies of the court papers relating to the civil action be made available to the Inquiry?	See 5.9 a	See 5.9 a	See 5.9 a

PART D 5.11 CRIMINAL INJURIES COMPENSATION AWARDS

Past		1930-75	1975-96	1996>
a)	Has any criminal injuries compensation been awarded in respect of abuse, or alleged abuse, of children cared for in foster care?	We have identified no records of criminal injuries compensation	No incidents of CIC have been identified for us by Glasgow City Archive during this period	It is unclear whether the victims of David McIntosh and Stephen McAnally - identified in D5.9 received CIC
b)	If so, please provide details if known			

PART D 5.12 POLICE

Past		1930-75	1975-96	1996>
a)	How many complaints of abuse of children in foster care have been made to police?	We have identified no records of complaints of abuse of children in foster care being made to the Police	Glasgow City Archive has not identified any cases where alleged abuse of children in foster care has been referred directly to the police, records of these discussions would usually be retained in the child's record	We have not identified any cases where alleged abuse of children in foster care has been referred directly to the police, over at least the past 20 years it has been normal practice to discuss all allegations of abuse received by the service with the police. Records of these discussions would usually be retained in the child's record See 5.9 for allegations passed to the police
b)	Who was the alleged abused or abuser?	see 5.12.a	see 5.12.a	see 5.12.a
c)	Did the police conduct an investigation in relation to the complaint?	see 5.12.a	see 5.12.a	see 5.12.a
d)	If so, who conducted the investigation and when?	see 5.12.a	see 5.12.a	see 5.12.a
e)	What was the outcome of the police investigation?	see 5.12.a	see 5.12.a	see 5.12.a
f)	What was the organisation/establishment's response?	see 5.12.a	see 5.12.a	see 5.12.a

PART D 5.13 CROWN

Past		1930-75	1975-96	1996>
a)	To what extent has the Crown raised proceedings in respect of allegations of abuse of children in foster care?	none known	Aware of two instances	none known
b)	What is the name of the person(s) against whom the proceedings were raised?	none known	Stephen McNally and David McIntosh	none known
c)	What was the nature of the changes?	none known	On 07/10/1994 Stephen McNally was found guilty of the (as detailed above) of the first five counts of Lewd, Indecent and Libidinous practices and behaviour and unlawful sexual intercourse against four females. He was originally also charged with raping the 12-year old girl. As there was no medical evidence produced in court, the Crown dropped these two charges. Stephen McNally was given the maximum sentence of three years imprisonment and deregistered as a carer. David McIntosh was convicted and received custodial sentence he pled guilty to two charges of Lewd, Indecent and Libidinous practices against 2 foster children and was sentenced to 30 month imprisonment, a Supervised	

			Release Order and placed on the Sex Offenders Register. Registration as carer terminated	
d)	What was the outcome of the proceedings, including disposal/sentence if there was a conviction?	none known	see above	
e)	What was the local authority's response to the proceedings and outcome?	none known	Argyll and Bute were fully involved in the investigation of the allegations	