

Subject: Access to closed Sheriff court records between 1931 and 1944 held under reference numbers SC45/38/6,7,9,10 and 12.

FOI reference: FOI/19/01569

Date received: 02 July 2019

Date responded: 07 August 2019

Information requested:

Access to closed Dundee Sheriff Court records between 1931 and 1944 held under reference numbers SC45/38/6,7,9,10 and 12.

NRS Response:

A sensitivity review has been undertaken on these records by the Scottish Courts and Tribunals Service (SCTS). As a result of this review we are able to provide the information contained in the court roll books in full in the form of extracts.

Extracts have been produced from the court roll books, as the information requested is contained in registers which contain, on the same page, many other people's sensitive data.

The following is an accurate transcription from the Criminal and Quasi Criminal Roll book for Dundee Sheriff Court for the dates 30 Jul 1927-6 Aug 1931 in relation to Penuel Payne or Henderson (NRS ref. SC45/38/6):

No.: 194

Summary S. or Jury J.: S

Date of first warrant: May 15, 1931

To Apprehend or Cite: Apphd.

Prosecutor or Complainer: Pror. Fiscal

Name of Accused or Respondent: Penuel Payne or Henderson

Crime, Contravention or Offence: Theft by HB

Previous Convictions: One

Date of Declaration or First Calling: May 15 1931

Plea: Guilty

Date assigned for further procedure: 1931 July 6

Date of Sentence: 1931 May 15

Sheriff: Rbill

Sentence of Fine or Imprisonment - Fine: 2 pounds 0 shillings 0 pence

Expenses: [left blank]

Term of Imprisonment: 20 days

Sentence of Caution for good behaviour, admonition or otherwise: [struck through]

Fines, Expenses, and Penalties recovered on behalf of Exchequer-

By Sheriff Clerk: 2 pounds 0 shillings 0 pence

By Procurator Fiscal: 24/6/31

Remarks: [left blank]

The following is an accurate transcription from the Criminal and Quasi Criminal Roll book for Dundee Sheriff Court for the dates 7 Aug 1931-31 Dec 1936 in relation to Penuel Payne or Henderson (NRS ref. SC45/38/7):

No.: 131

Summary S. or Jury J.: S

Date of first warrant: March 14, 1932

To Apprehend or Cite: Apphd.

Prosecutor or Complainer: Pror. Fiscal

Name of Accused or Respondent: Penuel Payne or Henderson

Crime, Contravention or Offence: Theft

Previous Convictions: Two

Date of Declaration or First Calling: March 14 1932

Plea: Guilty

Date assigned for further procedure: [struck through]

Date of Sentence: 1932 March 14

Sheriff: Rbill

Sentence of Fine or Imprisonment - Fine: [struck through]

Expenses: [struck through]

Term of Imprisonment: 8 months

Sentence of Caution for good behaviour, admonition or otherwise: [struck through]

Fines, Expenses, and Penalties recovered on behalf of Exchequer-

By Sheriff Clerk: [left blank]

By Procurator Fiscal: [left blank]

Remarks: 31

The following is an accurate transcription from the Criminal and Quasi Criminal Roll book for Dundee Sheriff Court for the dates 2 Jan 1940-31 Mar 1941 in relation to Penuel Payne or Henderson (NRS ref. SC45/38/9):

No.: 3144

Summary S. or Jury J.: S

Date of first warrant: Decr. 27 1940

To Apprehend or Cite: Appre.

Prosecutor or Complainer: P.F.

Name of Accused or Respondent: Penuel Payne or Henderson

Crime, Contravention or Offence: Theft from the person

Previous Convictions: three

Date of Declaration or First Calling: Dec. 28 1940

Plea: Guilty

Date assigned for further procedure: [left blank]
Date of Sentence: Dec. 28
Sheriff: RCM
Sentence of Fine or Imprisonment - Fine: [struck through]
Expenses: [struck through]
Term of Imprisonment: one month
Sentence of Caution for good behaviour, admonition or otherwise: [left blank]
Time allowed for payment: [left blank]
Non-Exchequer Fines Recovered: [left blank]
Fines, &c., recovered on behalf of the Exchequer: [left blank]
Other fines: [left blank]
Date of Extract: [left blank]
Remarks: [left blank]

The following is an accurate transcription from the Criminal and Quasi Criminal Roll book for Dundee Sheriff Court for the dates 3 Apr 1941-11 Jun 1942 in relation to Penuel Payne or Henderson (NRS ref. SC45/38/10):

No.: 1713
Summary S. or Jury J.: S
Date of first warrant: June 8 1942
To Apprehend or Cite: Apphd.
Prosecutor or Complainer: Pror Fiscal
Name of Accused or Respondent: Gilbert Anderson
Crime, Contravention or Offence: Assault
Previous Convictions: none
Date of Declaration or First Calling: June 8 1942
Plea: Guilty
Date assigned for further procedure: [left blank]
Date of Sentence: June 8
Sheriff: RCM
Sentence of Fine or Imprisonment - Fine: [struck through]
Expenses: [struck through]
Term of Imprisonment: 2 months
Sentence of Caution for good behaviour, admonition or otherwise: [struck through]
Time allowed for payment: [struck through]
Non-Exchequer Fines Recovered: [left blank]
Fines, &c., recovered on behalf of the Exchequer: [left blank]
Other fines: [left blank]
Date of Extract: [left blank]
Remarks: [left blank]

The following is an accurate transcription from the Criminal and Quasi Criminal Roll book for Dundee Sheriff Court for the dates 19 May 1944-5 Apr in relation to Penuel Payne or Henderson (NRS ref. SC45/38/12):

No.: 1392

Summary S. or Jury J.: S

Date of first warrant: Sept. 18 1944

To Apprehend or Cite: Apphd.

Prosecutor or Complainer: Pror. Fiscal

Name of Accused or Respondent: Penuel Payne or Henderson

Crime, Contravention or Offence: Theft by HB

Previous Convictions: four

Date of Declaration or First Calling: Sept. 18 1944

Plea: Guilty

Date assigned for further procedure: Sept. 18

Date of Sentence: 1932 March 14

Sheriff: JRS

Sentence of Fine or Imprisonment - Fine: [struck through]

Expenses: [struck through]

Term of Imprisonment: 60 days

Sentence of Caution for good behaviour, admonition or otherwise: [struck through]

Time allowed for payment: [struck through]

Non-Exchequer Fines Recovered: [left blank]

Fines, &c., recovered on behalf of the Exchequer: [left blank]

Other fines: [left blank]

Date of Extract: [left blank]

Remarks: [left blank]

Also requested was information from Criminal Indictments (reference numbers SC45/39/117&119). However, these are not kept by the courts for Summary Trials (trial without a jury). Therefore, we are unable to supply information from this series of records as it does not exist.

This is a formal notice under section 17(1) of FOISA that National Records of Scotland does not have the information requested.