

Subject: Access to closed court records (SC58/50/30 and SC58/52/15).

FOI reference: 202000019814

Date received: 9 March 2020

Date responded: 16 March 2020

Information requested:

Access to the record of a trial at Paisley Sheriff Court for January 1943 with reference numbers: SC58/50 and SC58/52.

NRS Response:

National Records of Scotland holds the following Paisley Sheriff court records related to this trial:

SC58/50/30 – Record of criminal trials, 22 May 1912-13 Sep 1946

SC58/52/15 – Criminal and quasi-criminal roll books, 13 Jan 1942-19 Jul 1943

A search was carried using the information provided and no entry was found in the Record of criminal trials (SC58/50/30) for this individual.

However, an entry for Patrick Alphonsus Sheehan was found within the criminal and quasi-criminal roll book (SC58/52/15).

A sensitivity review has been undertaken on the SC58/52/15 by the Scottish Court and Tribunals Service (SCTS). As a result of this review, SCTS decided to release the information requested, in full as a transcription below. The reason for providing this information in the form of transcription is that it appears in roll book which contains, sensitive data of other individuals who are presumed to still be living.

An exemption under section 38(1)(b) of FOISA (personal information) applies to the information of these other individuals as disclosing it would contravene the data protection principles in Article 5(1) of the General Data Protection Regulation and in section 34(1) of the Data Protection Act 2018. This exemption is not subject to the 'public interest test', so we are not required to consider if the public interest in disclosing the information outweighs the public interest in applying the exemption.

The following is an accurate transcription from the criminal and quasi criminal roll book for Paisley Sheriff Court for the dates 13 Jan 1942-19 July 1943 (SC58/52/15):

Number - 2 [of 1943]

Summary or Jury – Summary

Date of First Warrant - January 6 1943

Name of Accused - Patrick Alphonsus Sheehan

Crime, Contravention of Offence - Children & Young Persons (Scot) Act 1937
Section 12

Date of Declaration or First Calling – Jan 12 1943

Plea – G[ilty]

Date of Sentence – Jan 12

Term of Imprisonment – 6 weeks