

Subject: Access to criminal indictments for the period 16/12/1949 to 31/03/1950.

FOI reference: FOI/19/00210

Date received: 19 January 2019

Date responded: 21 February 2019

Information requested:

Access to any criminal indictments for the period 16/12/1949 to 31/03/1950.

NRS Response:

While our aim is to provide information whenever possible, in this instance National Records of Scotland (NRS) does not have the information requested. The high volume of Summary Trials which are put before a sheriff (compared to a lengthy Jury Trial, in which the jury decides the fate of the accused) in each sheriff court is vast. Not all information can be preserved. It was decided by the Scottish Courts and Tribunals Service in conjunction with NRS to keep, as a record of Summary Trials, the Criminal Roll book only. It was concluded that as this book records the name of the accused, the nature of the charge, plea and outcome of the hearing and any punishment that this was a sufficient record of the court hearing.

Therefore, we cannot provide any criminal indictments relating to Charles Anthony Carr for the period 16/12/1949 to 31/03/1950, as the records have not been preserved.

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

We do hold, as highlighted above, the Criminal and Quasi Criminal Roll book for Edinburgh Sheriff Court for the dates 29 Jan 1949-8 to May 1950. The entry relating to Charles Anthony Carr is held under reference number SC39/68/23, entry number 131.

A sensitivity review has been undertaken on this record by the Scottish Courts and Tribunals Service.

The following is an accurate transcription from the Criminal and Quasi Criminal Roll book for Edinburgh Sheriff Court for the dates 29 Jan 1949-8 May 1950 (NRS ref. SC39/68/23):

No.: 131

Summary S. or Jury J.: S

Date of first warrant: 1950 Jan 20

To Apprehend or Cite: C

Prosecutor or Complainer: PF.

Name of Accused or Respondent: Charles A. Carr
Crime, Contravention or Offence: Assault to Severe Injury
Previous Convictions: [left blank]
Date of Declaration or First Calling: Jan 20
Plea: NG
Date assigned for further procedure: Mar 3
Date of Sentence: Mar 3
Sheriff: Garrett
Sentence of Fine or Imprisonment - Fine: 8
Expenses: [left blank]
Term of Imprisonment: 40 days
Sentence of Caution for good behaviour, admonition or otherwise: [left blank]
Time allowed for payment: 1 month
Date of Payment: Mar 31
Non-Exchequer Fines Recovered:
Fines &c. recovered on behalf of the Exchequer: Other Fines and Forfeitures: 8 -
Date of Extract: [left blank]
Remarks: [left blank]