

LEGAL AND ENFORCEMENT ISSUES

1. SCSWIS – v – Hannah Chibanga

The evidential hearing in this case concluded at Glasgow Sheriff Court on 29 July 2014. The sheriff's judgement has now been issued. The sheriff accepted the evidence of the Care Inspectorate staff who gave evidence in its entirety, and made an order cancelling the registration of the childminder concerned.

2. Fatal Accident Inquiry – Death of Dawn McKenzie

The Care Inspectorate has withdrawn as a party to this in this Inquiry, in light of clarification of the other parties' positions following receipt of the expert report by a fostering placement consultant, instructed by the Procurator Fiscal.

3. Alt-Na-Craig Limited –v- Care Inspectorate - Judicial Review

This provider has raised proceedings for Judicial Review, which, challenging the decision to issue an Inspection Report, where the evaluation of the service was in part based on a number of upheld complaints. The provider contends that the investigation of these complaints was unfair and that their conclusions should be set aside. Based on that it is contended that the report, the conclusions of which were in part informed by the complaint outcomes, should also be set aside. This case will first call before the Court of Session on 27 February 2015. It is hoped that the court will deal with this case on that date, although a further hearing may simply be fixed for a later date.