

DETAILS	
Local Authority area	Scottish Borders
Primary Courts of relevance	Jedburgh and Selkirk
All information provided by	Scottish Borders Community Justice Partnership

INFORMATION ACCURATE AS AT 01/11/2022

OVERVIEW
<p>The information contained within this document is provided to assist in judicial awareness of local area disposal options.</p> <p>Please note: All information contained within this document has been provided to Community Justice Scotland (CJS) by the relevant Community Justice Partnership, or similar; this information has not been generated by CJS. However, any feedback or queries should be directed to CJS using the following email address: info@communityjustice.scot where all enquiries will be dealt with in collaboration with the relevant Community Justice Partnership, or similar.</p>

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BAIL SUPERVISION

Interventions suitable for	Based upon assessed risk and need.
Programme Title and Provider	Bail Supervision and Electronic Monitoring : Justice Social Work
Details of all Specific national or local scheme/intervention(s) available	Statutory Requirement
Possible Outcomes	The focus of bail supervision includes monitoring and ‘signposting’ of relevant support services. The content of supervision will conform to the case management plan (CMP) as outlined in the bail supervision assessment. This should include an agreement for the frequency of contact and home visits and be reviewed as necessary. The CMP should be written up as a formal document by the CJO and signed by the accused and allocated worker at the earliest opportunity possible. As this is altered it should again be amended and signed by both parties.
Process for Assessment and / or inclusion in scheme / intervention	<p style="text-align: center;">Identifying where Bail is to be opposed</p> <p>The Procurator Fiscals Office will send an email advising of all cases where bail is to be opposed. It’s anticipated that this request will be received between 11am – 2:30pm. If the request is later and cannot be completed within the working day, it’s reasonable to request for a 24 hour deferment so an assessment can be complete the following day.</p> <p>Assessment</p> <p>An assessment for bail supervision will take account of the following:</p> <p>Nature of the charges and any outstanding charges, including breaches of bail:</p> <ul style="list-style-type: none"> • Public safety; • Witness safety; • Previous failure to appear/absconding; • Previous offending; • Previous response to supervision; • Suitability of accommodation; • Problem areas in the individuals life that may require support during the bail period; • Any drug or alcohol issues; • Employment and commitments for child care or dependants; • Willingness to agree to the conditions of the scheme; • Risk assessment with regard to the safety of any supervising staff, especially with regard to undertaking home visits. <p style="text-align: center;">Compliance: Given the seriousness of breaching bail conditions all non-compliance will be considered as serious and immediate action taken.</p>

	<p>The following vouched reasons may be considered as acceptable for non-compliance with a requirement:</p> <ul style="list-style-type: none"> • an explanation provided in advance by the accused and agreed with the supervisor; • ill-health (the accused must obtain a medical certificate); • unforeseen requirements placed on the accused by an employer (evidence must be provided); • Any unforeseen crisis arising from other responsibilities or circumstances deemed suitable. <p>There is no legislative provision for or any entitlement to warnings. Sheriff Patterson has been consulted about the expectation of compliance and it has been agreed that there will be a zero tolerance to non-compliance. As such, any non-compliance, no matter how small, which is not covered by the above should be considered serious and acted on immediately.</p> <p>A breach application should be sent to the relevant Procurator Fiscals Office and Sheriff Court who for the PF to action the matter. The service user will be arrested and appear before the court on the next lawful day.</p>
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COMMUNITY PAYBACK ORDER: UNPAID WORK

Interventions suitable for	Assessed risk and need.
Programme Title and Provider	Unpaid Work Justice Social Work
Details of all Specific national or local scheme/intervention(s) available	Statutory requirement.
Possible Outcomes	<p>Will vary depending on assessed risk and need, in addition to the facilitation of combined or standalone orders. Delivery may include the utilisation of statutory social work, health, addictions and third sector agencies. Reparation to local community,</p> <p>The use of Other Activity, is aimed at assisting people address welfare and social issues that impact on their decision making and life choices, e.g. employment, education, lack of social supports, confidence building.</p>
Process for Assessment and / or inclusion in scheme/intervention	<p>As per Court Report recommendation.</p> <p>Sheriff and / or JP disposal.</p> <p>Service user agreement is required.</p> <p>As per national Standards</p>

COMMUNITY PAYBACK ORDER: SUPERVISION

Interventions suitable for Programme Title and Provider	Assessed risk and need.
	Supervision: Justice Social Work
Details of all Specific national or local scheme/intervention(s) available	Statutory requirement.
Possible Outcomes	Will vary depending on assessed risk and need. Aimed at addressing assessed criminogenic and social welfare need.
Process for Assessment and/or inclusion in scheme/intervention	As per Justice Social Work Court Report recommendation. Court disposal. Service user agreement is required.

COMMUNITY PAYBACK ORDER: PROGRAMME

Interventions suitable for Programme Title and Provider	Men who commit sexual offences or offences with a sexual element. Moving Forward, Making Changes: CISSO Edinburgh
Details of all Specific national or local scheme/intervention(s) available	Behavioural programme designed to provide treatment for men who commit sexual offences or offences with a sexual element.
Possible Outcomes	Statutory requirement intended to reduce reoffending, increase self-confidence and self-esteem, improve relationships, identify positive goals and the steps to achieve them.
Process for Assessment and/or inclusion in scheme/intervention	As per Licence Conditions and or Order Requirements, informed by the level of risk and pattern of offending behaviour.

Interventions suitable for Programme Title and Provider	Men convicted of domestic abuse offences.
	Caledonian System: Justice Social Work
Details of all Specific national or local scheme/intervention(s) available	Works with men convicted of domestic abuse offences to help them recognise their abusive behaviour, take responsibility and reduce their reoffending. Also offers safety planning and support services to victims, (or, other domestic abuse programme).
Possible Outcomes	Statutory requirement intended to help the perpetrator recognise abuse. Take responsibility for themselves and relationships while aiming to improve the lives of women and children.
Process for Assessment and/or inclusion in scheme/intervention	As per Order Requirements informed by the level of risk and pattern of offending behaviour.

COMMUNITY PAYBACK ORDER: TREATMENT: MENTAL HEALTH

Interventions suitable for Programme Title and Provider	Assessed risk and need.
	Treatment: mental health Justice Social Work
Details of all Specific national or local scheme/intervention(s) available	Can be a Licence or order intervention, delivered locally by Borders, Community Mental Health Teams. (Statutory Health and Social Care Integration).
Possible Outcomes	Statutory requirement involving a participation in treatment including care and support to improve their mental health that contributed to the offending behaviour. Life chances, personal resilience and self-management should improve.
Process for Assessment and / or inclusion in scheme / intervention	Identified need via assessment: Criminal Justice Court Report, GP and or other medical service. Service user self-reporting. Court request.
Where no specific scheme / intervention is available, is there capacity to provide a bespoke service based on judicial request? Please provide details	No. General referral to GP. Forensic mental health services are not readily available for Justice Social Work to refer into in the Borders. Any bespoke service would require to be discussed with NHS Borders on a case by case basis, and possibly with external health authorities and providers.

COMMUNITY PAYBACK ORDER: TREATMENT: DRUGS

Interventions suitable for Programme Title and Provider	Assessed risk and need. Treatment: drugs : Justice Social Work
Details of all Specific national or local scheme/intervention(s) available	Can be a Licence or order intervention, delivered locally by Borders Addiction Service (NHS) Third sector voluntary support includes N.A and Wearewithyou (third sector).
Possible Outcomes	Statutory requirement intended to enable life chances, personal resilience and self-management to improve. Focus is on substance use.
Process for Assessment and/or inclusion in scheme/intervention	Identified need via assessment: Criminal Justice Court Report, GP and or other medical service. Service user self-reporting. Court Request.

Where no specific scheme/intervention is available, is there capacity to provide a bespoke service based on judicial request? Please provide details	Screening and low level advice and guidance offered by Social Work via assessment process and offence focused work
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COMMUNITY PAYBACK ORDER: TREATMENT: ALCOHOL

Interventions suitable for	Assessed risk and need.
Programme Title and Provider	Treatment: alcohol: Justice Social Work
Details of all Specific national or local scheme/intervention(s) available	Can be a Licence or order intervention, delivered locally by Borders Addiction Service (NHS). Third sector voluntary support includes AA and Wearewithyou (third sector).
Possible Outcomes	Statutory requirement intended to improve life chances, personal resilience and self-management. Focus is on alcohol use.
Process for Assessment and/or inclusion in scheme/intervention	Identified need via assessment: Criminal Justice Court Report, GP and or other medical service. Service user self-reporting. Court Request.
Where no specific scheme/intervention is available, is there capacity to provide a bespoke service based on judicial request? Please provide details	Alcohol Brief Screening and low level advice and guidance offered by Social Work.

DRUG TREATMENT AND TESTING ORDER (DTTO)

Interventions suitable for	Assessed risk and need.
Programme Title and Provider	Drug Treatment and Testing Order (DTTO). Justice Social Work.
Details of all Specific national or local scheme/intervention(s) available	Report is provided to court, as requested by Sheriff or identified for considered by the court report writer and offered to the court via CJSWR. Suitability for a Drug Treatment and Testing Order includes: If individual has appeared in Court several times for offences related to drug misuse, if individual has a drug dependency, if individual wants to address their substance issues in order to avoid further offending and make better life forming decisions.

<p>Possible Outcomes</p>	<p>Intended to reduce or eliminate a convicted persons propensity to misuse drugs and achieve a positive change in the scale and frequency of drug relating offending: to improve life chances, personal resilience and self-management.</p>
<p>Process for Assessment and/or inclusion in scheme/intervention</p>	<p>As above. An assessment is undertaken by Justice Social Work at the point of CJSWR request.</p> <p>Individuals being assessed as requiring or subject to DTTO will be referred to NHS Borders Addiction Service, for intervention as per national MAT Standards. This service will deliver any medical intervention required.</p> <p>Non –opiate users considered suitable for DTTO light or II, will be referred to 3rd sector service Wearewithyou.</p>
<p>Where no specific scheme/intervention is available, is there capacity to provide a bespoke service based on judicial request? Please provide details</p>	<p>N/A</p>

STRUCTURED DEFERRED SENTENCE

<p>Interventions suitable for Programme Title and Provider</p>	<p>Assessed risk and need. Structured Deferred Sentence: Justice Social Work</p>
<p>Details of all Specific national or local scheme/intervention(s) available</p>	<p>Low Tariff: The period of deferment would normally be either three or six months duration. Full sentencing options are retained at the end of this period when a supplementary Criminal Justice Social Work Report (CJSWR) is submitted. A further period of SDS is available at the end of the first period of SDS if assessed suitable. Assessment will take place at the CJSWR stage.</p> <p>If the assessment combines all of the following factors then consider a LTSDS: Low risk of custody, No behaviour change programme identified, One or more areas of identified need/ focus for intervention. If a person is at risk of custody or there is a need for social work intervention/programmed work than statutory interventions should be considered.</p> <p>All LTSDS cases must have a focus of intervention identified and this should be outlined in the CJSWR. Contact will be set at a level suitable to the service user's needs; however a minimum of weekly contact will be maintained initially. Higher levels of contact will be provided and maintained as necessary.</p> <p>High Tariff: If the assessment suggests custody is very likely consider High Tariff Structured Deferred Sentence (HTSDS). The CJSWR must clearly detail the level of contact which will be maintained and the intended focus of intervention during the period of deferment. The period of deferment should be used to obtain a more informed assessment of the offender's motivation to cooperate with supervision with a view to the possibility of a community based disposal being imposed following the deferment period.</p> <p>This will involve:</p> <ul style="list-style-type: none"> • Offence focused work, • Support in addressing areas of criminogenic need. <p>A minimum of one contact per week will be maintained between the service user and the social worker throughout the period of deferment. Additional support from a named CJO will be made available on the basis of assessed need. This will be agreed at the outset and reviewed on the basis of progress made. The CJO will be available to assist with monitoring, assessment and support. Appointments with other services will be additional to this contact and as far as possible should be detailed within the CJSWR.</p>

Possible Outcomes	Social Work may make a preference for a deferred sentence because a care plan/support package is already in place, as part of another order. Focus will vary depending on assessed risk and need as outlined in the CJSWR.
Process for Assessment and/or inclusion in scheme/intervention	As above.

THIRD SECTOR PROGRAMMES

Interventions suitable for	Assessed need.
Programme Title and Provider	Addiction Support
Details of all Specific national or local scheme/intervention(s) available	Drug and Alcohol support is provided by NHS: Borders Addiction Services and third sector Wearewithyou.
Possible Outcomes	Manage, reduce or stop drug or alcohol use, engender positive lifestyle choices and individual responsibility.
Process for Assessment and/or inclusion in scheme/intervention	Identified through assessment for Court Report or following implementation of the CPO.
Relevant information re. funding for the programme	Funding would appear to be on a short term rolling budget for 3 rd sector organisations. This provides a lack of long term development of service provision and security to staff and service users.

Interventions suitable for	Assessed need.
Programme Title and Provider	Shine: SACRO
Details of all Specific national or local scheme/intervention(s) available	Shine Service offers Throughcare to Women in the Borders. In addition to Voluntary through care offered and provided by Criminal Justice Social Work.
Possible Outcomes	Aim to meet the distinct needs of women in the justice system through mentoring. Through the development of a jointly agreed plan work towards achieving goals and ambitions. Support is provided on a range of factors that can influence a desistance in offending behaviour.
Process for Assessment and/or inclusion in scheme/intervention	Identified through assessment for Court Report or following implementation of the CPO.
Relevant information re. funding for the programme	Funding would appear to be on a short term rolling budget for 3 rd sector organisations. This provides a lack of long term development of service provision and security to staff and service users.

ANY OTHER RELEVANT INFORMATION

Interventions suitable for	Assessed need.
Programme Title and Provider	Reconnect Women’s Service: Justice Social Work
Details of all Specific national or local scheme/intervention(s) available	No other information specified.
Possible Outcomes	A 12 week rolling group work programme for women who are at risk of offending and/or who have a number of complex social, emotional and psychological needs. The service aims to provide a safe and secure environment were women can build their confidence and self-esteem, and make positive steps towards improving their overall wellbeing, improve decision making processes. Outcomes are designed to reduce offending behaviours.
Process for Assessment and/or inclusion in scheme/intervention	Through Justice Court report assessment. Referral via Local Arrest Referral Scheme by Police Scotland. NHS and Self-referral.
Where no specific scheme / intervention is available, is there capacity to provide a bespoke service based on judicial request? Please provide details	The purpose of Reconnect is to support women at risk of offending or re offending. The service involves group participation and establishing links with other services that provide support.