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To: Duncan.Wilson@scottishhumanrights.com
CC: clare.mccafferty@strath.ac.uk; jennifer.davidson@strath.ac.uk
Subject: David Whelan, FBGA
Date: Mon, 18 Jan 2010 21:27

Dear Duncan and Jennifer,

I am writing to you to address a number of issues and have outlined these under headings for simplicity.

Research Process by SIRCC and CLA,

Invitation to Tender placed by the SHRC was and I quote: "research to inform the development of a human rights framework for the design and implementation of an Acknowledgement and Accountability Forum, **on historical abuse of children in Scotland.**"

We intend to outline fully our case and make a full formal complaint to the Chair, Dr Calvin Burns of the Ethics committee at Strathclyde University and also The Research Council responsible for ethics in Research

There is clearly a conflict of interest with regards the CLA and members of the Research team as individuals have a joint role in SIRCC and CLA which is clearly unethical, biased not impartial or wholly independent of the target group being asked to participate in the Research. We are required to address the issues of Research methodology, ethics, which was biased not impartial nor was it wholly independent.

FBGA and I personally cannot accept the findings or the process of such seriously flawed Research as carried out by SIRCC and CLA in relation to the tender application to SHRC. We request the Scottish Human Rights Commission to take immediate action to address these serious issues. The current Research process should be declared null and void.

If the process is to continue or be re-evaluated, then a prominent statistician independent of all the parties should be engaged independently, to ensure that the sample method selected across the board is genuinely representative of the True Victim-survivors of historical abuse of Scotland first and foremost.

On a personal level I still await a copy of my unedited transcript despite raising the issue directly with the Researcher who gave assurances that it has been sent to me.

Care Leavers Association, its Executive and the JCLA,

What constitutes as an active and current CLA member is clearly being manipulated and over inflated by the CLA Executives based on the information we have been provided. These CLA membership claims have to be independently audited to verify the accuracy and the truthfulness of such claims made by the CLA, Executive.

The CLA are using a social networking website to give the impression of having a 5000 database. we believe there are data protection issues in relation to email accounts being used for purposes which are not clearly set out nor publicly stated on the CLA website.

JCLA

FBGA and I have been provided with fact and evidence which is supported by independent written testimonies that the individual Eireann Le Poidevin who is claiming to be the current JCLA Chair, and is featured and highlighted on the SIRCC Speaker information in relation to the Conference to be held 03/02/2010 is involved in deception and fraudulent practice by making such false claims. As in fact she is not the current legitimate Chair of the JCLA.

In fact a Carrie Modral is the legitimate current Chair but is being prevented from taking up that position and role by the CLA Executive and is being ostracised by The CLA Executive, Ms Modral has written to Jim Goddard at the CLA outlining the true facts with regards the ballot that took place at the AGM on the 02/12/2009. The will and Rights of the majority JCLA members is simply being ignored by Jim Goddard and the CLA Executive. We have additional written testimony from others including a Simon Bellwood a former social worker to support these facts as he attended the said AGM.

We also understand that a majority no confidence motion in the CLA by members of the JCLA was not permitted to be heard under the pretext that procedure had not been followed. Yet the CLA Executive is preventing the JCLA membership from exercising it full democratic rights in that the majority in that organisation apparently wish self determination, independence representation and to be disassociated from the CLA completely, so as to manage there own affairs independently.

There are additional allegations of vote and ballot rigging by the CLA Executive so as to enable the CLA Executive to impose there candidates on the membership. The legitimate Chair Carrie Mondral, and others are apparently being denied access to financial accounts concerning the JCLA and CLA management.

FBGA and I have also been provided with further information by former Executive members of the CLA, including a by a Michael Shelton and others in relation to the current and past CLA and its Executive. These documents address past and current practices with regards the CLA and its claim of purporting to support Jersey historical abuse survivors and the CLA Executives involvement with officials of the jersey States and a pattern is clearly emerging concerning the CLA and its Executives true intentions. We intend publishing Michael Shelton's document on our website.

We would request also that the CLA Executive, forthwith uphold and respect fully the Rights of all those victim-survivors of such abuse wherever they are who wish self determination and the right to represent there own interests and issues in this debate and processes, nationwide including in jersey

The SIRCC conference,

FBGA and I are extremely concerned that a number of individuals who were abused in the past Scottish care system are being denied access to this conference and have requested to attend. The imposition of a surcharge in the form of a conference fee for Scottish Historical abuse survivors is immoral and an affront to a civilised society purport and claiming to have understanding and sympathy with those abused in Scottish care homes, as many are on low incomes and disadvantaged. The only reason we can deduce from such a stance is to prevent open and transparent debate on the historical abuse issues.

FBGA and I would kindly request that places be made available for Quarriers victim survivors and family members who wish to attend this SIRCC conference in Glasgow on the 3rd February 2010. As such we request 4 more places for the FBGA group to be made available. Given that SIRCC see it fit to fund individuals who were not in the past Scottish care system, this request is not unreasonable under any circumstances.

The Advisor process,

In simple terms a vetting and selection process which was open and transparent to all was not followed or initiated in the appointment of the Advisory Board. Clearly selective, partial and not independent and available for full public scrutiny.

Including the appointment to the Advisor Board of an individual who was directly connected and associated to a group of former care leavers (Former Boys and Girls Association of Quarriers Homes) who were involved in a campaign and the intimidation of witnesses which had to be reported to Greenock Police in 2002-2003. These witnesses had been through the Court process and had their claims of abuse upheld concerning Quarriers.

The issues concerning SIRCC, the JCLA and CLA affect and impact on all True Victim-survivors including those from Quarriers Homes, were many have been through a Court process. We have upheld our honesty and integrity for over 8 years since the Court cases involving Quarriers Homes.

The JCLA and CLA issues cannot be viewed as just internal issues by disgruntled individuals.

Given the overarching claims that the CLA and others are making publicly in relation to the historical abuse issues in Jersey and now in Scotland. When True victim survivors in FBGA are contacted and requested to support and intervene by others to uphold the honesty and integrity of the processes that we are all engaged in. Then we have to duty to act accordingly, including through the House of Commons who are ultimately responsible for devolved government in Scotland. FBGA and I simply will not remain silent given the dossier and information provided to us by others.

I want to make it clear that FBGA and I are not making any allegations or claims concerning the CLA or JCLA, we were contacted independently and believe that such individuals are telling the truth, who's testimonies are supported by others independently. The issues brought to our attention concerning the JCLA, CLA and its Executive and the fraudulent claims by the individual claiming to be the current legitimate Chair of the JCLA, Eireann Le Poidevin, are serious and cannot simply be ignored and are required to be addressed in a robust manner.

Fraudulent practices and deception have no place in this arena. FBGA and I will consider all our options to protect fully the genuine true victim survivors of Quarriers Homes, to uphold our honesty and integrity from those who claim to and purport to represent our issues concerning historical abuse survivors nationwide in public while engaging in such deception and malpractice's which will tarnish and taint all of us if not addressed

Yours sincerely
David Whelan