

Tel: [REDACTED]
Our Ref: IG180222
Contact: [REDACTED]
E-mail: foi@renfrewshire.gov.uk
Date: 03/04/2018



[REDACTED]
[REDACTED]

Dear [REDACTED]

Freedom of Information (Scotland) Act 2002 Request

Renfrewshire Council received your request for information and can respond to your request within the confines of FOI legislation. Please find our responses to your questions below:

Question 1

The total number of care homes in Scotland currently owned by the Council at today's date (15 February).

Response

There are 4 care homes owned by Renfrewshire Council that are operational.

Question 2

Please provide a note of the following details in relation to each care home in Scotland currently owned by the Council

- a. Name of each care home (if applicable);
- b. Full postal address of each care home;
- c. Confirmation as to whether the Council operates each care home or whether any care homes are operated by a third party for and on behalf of the Council, and if the latter, the full name and postal address of any such third party(ies);and
- d. The total period of ownership by the Council of each care home, such period of time to be specified in years and months.

Response

- A. Hunterhill Care Home, Renfrew Care Home & Montrose Care Home, Weavers Linn Respite Unit
- B. Hunterhill Care Home, Blackford Road, Paisley, PA2 7EN
Renfrew Care Home, 70/72 Cockles Loan, Renfrew, PA4 0PF
Montrose Care Home, Heriot Avenue, Paisley, PA2 0DN
Weavers Linn Respite Unit, 65 Glenburn Road, Paisley, PA2 8TA
- C. Renfrewshire council operates each care home
- D. Hunterhill Care Home has been owned since 14 January 2008
Renfrew Care Home has been opened since 12 March 2007
Montrose Care Home has been opened since 13 August 2009
Weavers Linn Respite Unit has been opened since 23 February 2007

Question 3

The total costs incurred by, and for and on behalf of, the Council (such costs to be calculated from the beginning of ownership by the Council of each care home to today's date (15 February), associated with the following (such total costs to be broken-down and provided to us on a per care home basis):

- a. Purchasing each of the care homes identified in numbers 1 and 2 above;
- b. Constructing and/or building (if applicable each of the care homes identified in numbers 1 and 2 above;
- c. Redeveloping or otherwise renovating (this include any small-scale redevelopment or renovation projects) each of the care homes identified in numbers 1 and 2 above; and
- d. Purchasing land or assumed value of land owned by the Council and on which each care home identified in numbers 1 and 2 above is situated.

Response

All costs below relate to redeveloping or otherwise renovating the care homes identified in numbers 1 and 2. The Council is only required to hold detailed financial records of this nature for a period of 7 years. However, detailed records have been held to 2003-04 and the information below covers 2003-04 to 2017-18. The information held prior to 2003-04 is not stored electronically.

The total spend over the 4 homes is presented and it has not been detailed separately. This is because some of the spend includes external contracts awarded via a tender process to private contractors therefore I confirm that the Council holds the information requested but is refusing your request, as set out under Section 16 of the Freedom of Information (Scotland) Act 2002. The reason for this refusal is under Section 33 (Commercial Interest in the Economy) of the Freedom of Information (Scotland) Act 2002. Disclosure of the requested information would be likely to prejudice substantially the commercial interests of the supplier and the Council. It has also been considered whether it would be in the public interest to disclose this information at this stage. In all the circumstances, given the likely prejudice, the public interest in maintaining the exemption outweighs the public interest in disclosing the information at this stage. It is worth noting that whilst the 2002 Act does not define the term "public interest", the public interest does not mean what is of interest to the public, but what is in the interest of the public.

Year	2003-04	2004-05	2005-06	2006-07	2007-08	2008-09	2009-10
	54,067	452,436	189,150	3,097,417	1,239,382	5,055,251	1,158,527

* 2017-18 expenditure is up to and including 15 February 2018.

							2017-
2010-11	2011-12	2012-13	2013-14	2014-15	2015-16	2016-17	18*
48,373	0	0	16,443	0	600	0	0

3(d) All sites where owned by the Council at the time of development and did not involve the acquisition of any ground. We do not hold valuations for assumed values therefore as the council does not hold recorded information falling within the scope of your request, I am providing notice under Section 17 of the Freedom of Information (Scotland) Act 2002 that the Council does not hold the information requested and so, is unable to comply with this aspect of your request.

Question 4

The total amount(s) borrowed by the Council under any loan(s) and/or other financial borrowing(s) in connection with any costs specified in number 3 above (such total amount(s) to be broken-down and provided to us on a per care home basis), including details of the any outstanding amount (s) borrowed (such total amount(s) to be broken-down and provided to us on a per care home basis).

Response

The Council is only allowed to borrow for capital expenditure and Council Policy is to do this following the CIPFA Prudential Code and CIPFA Treasury Management Code. This dictates that the Capital Financing Requirement calculated for the Council as a whole each year and any borrowing undertaken should remain at or below this figure. Borrowing decisions are taken for the Council as a whole and not against individual projects and therefore, the Council does not calculate external borrowing costs/repayment terms against specific assets or projects.

Question 5

The total number of care homes in Scotland currently owned by the Council in relation to which the Council intends to, and/or has plans to, dispose ownership in the upcoming financial year (from 1 April 2018). For each of the aforesaid care homes please provide a note of the following details:

- a. Name of each care home (if applicable);
- b. Full postal address of each care home; and
- c. The full name and address of the person and/or entity intending to purchase or otherwise gain ownership and/or title of each care home.

Response

There are no plans to dispose ownership in 2018.

Question 6

The total number of care homes in Scotland currently held under lease and/or other tenancy right by the Council at today's date (15 February).

Response

None.

Question 7

Please provide a note of the following details in relation to each care home in Scotland currently held under lease and/or other tenancy right by the council:

- a. Name of each care home (if applicable)
- b. Full postal address of each care home;
- c. Confirmation as to whether the Council operates each care home or whether any care homes are operated by a third party for and on behalf of the Council, and if the latter, the full name and postal address of any such third party(ies); and
- d. The landlord of each care home, and where the Council is a sub-tenant, any head-tenant(s) of each care home.

Response

None.

Question 8

The total costs incurred by, and for and on behalf of, the Council (such costs to be calculated from the beginning of the lease and/or other tenancy by the Council of each care home to today's date (15 February)), associated with the following (such total costs to be broken-down and provided to us on a per care home basis):

- a. Constructing and/or building (if applicable) each of the care homes identified in numbers 6 and 7 above;
- b. Redeveloping or otherwise renovating (this include any small-scale redevelopment or renovation projects) each of the care homes identified in numbers 6 and 7 above;
- c. Purchasing land or assumed value of land owned by the Council (if applicable) and on which each care home identified in numbers 6 and 7 above is situated.

Response

None.

Question 9

The total amount(s) borrowed by the Council under any loan(s) and/or other financial borrowing(s) in connection with any costs specified in number 8 above (such total amount(s) to be broken-down and provided to us on a per care home basis), including details of the any outstanding amount(s) borrowed (such total amounts(s) to be broken-down and provided on a per care home basis).

Response

As stated above in point 4, the council can only borrow for capital expenditure. Therefore there are no borrowing costs associated with leased property expenses are charged to capital.

Question 10

The total number of care homes in Scotland currently held under lease and/or other tenancy right by the Council which the Council intends to, and/or has plans to, cease (whether by natural expiry or early termination for lease and/or other tenancy right, in the upcoming financial year (from 1 April 2018). For each of the aforesaid care homes please provide a note of the following details:

- a. Name of each care home (if applicable); and
- b. Full postal address of each care home.

Response

None.

Question 11

The total number of care homes in Scotland currently operated by the Council at today's date (15 February).

Response

Four care homes as per question 1.

Question 12

Please provide a note of the following details in relation to each care home in Scotland currently operated by the Council:

- a. Name of each care home (if applicable);
- b. Full postal address of each care home; and
- c. The total period of operation by the Council for each care home, such period of time to be specified in years and months.

Response

See 2(d).

Question 13

The total costs incurred by, and, for and on behalf of, the council (such costs to be calculated from the beginning of operation by the council of each care home to today's date (15 February)), associated with the following (such total costs to be broken-down and provided to us on a per care home basis):

- a. Constructing and/or building (if applicable) each of the care homes identified in numbers 11 and 12 above;
- b. Redeveloping or otherwise renovating (this include any small-scale redevelopment or renovation projects) each of the care homes identified in numbers 11 and 12 above; and
- c. Purchasing land or assumed value of land owned by the Council (if applicable) and on which each care home identified in numbers 11 and 12 above is situated.

Response

See 3 (d).

Question 14

The total amount(s) borrowed by the Council under any loan(s) and/or other financial borrowing(s) in connection with any costs specified in number 12 above (such total amount to be broken-down and provided to us on a per care home basis), including details of the any outstanding amount(s) borrowed (such total amount to be broken-down and provided to us on a per care home basis).

Response

See point 9.

Question 15

The total number of care homes in Scotland currently operated by the Council at today's date (15 February) which the Council intends to, and/or has plans to, transfer or cease operation in the upcoming financial year (from 1 April 2018). For each of the aforesaid care homes please provide a note of the following details:

- a. Name of each care home (if applicable);
- b. Full postal address of each care home; and
- c. Where applicable, the full name and address of the person and/or entity intending to assume operation each care home.

Response

None.

Question 16

The total weekly costs and expenses per resident for each care home identified in numbers 1, 2, 6, 7, 11, and 12 above (such total costs to be broken-down and provided to us on a per care home basis), as incurred by and for and on behalf of the Council, associated with maintaining and operating each care home identified in numbers 1, 2, 6, 7, 11, and 12 above, including but not limited to:

- a. Any central administration costs;
- b. Any building, property and land maintenance costs.

Response

I confirm that the Council holds the information requested but is refusing your request, as set out under Section 16 of the Freedom of Information (Scotland) Act 2002. The reason for this

refusal is under Section 33 (Commercial Interest in the Economy) of the Freedom of Information (Scotland) Act 2002. Disclosure of the requested information would be likely to prejudice substantially the commercial interests of the supply and the Council. It has also been considered whether it would be in the public interest to disclose this information at this stage. In all circumstances, given the likely prejudice, the public interest in maintaining the exemption outweighs the public interest in disclosing the information at this stage. It is worth noting that while the 2002 Act does not define the term “public interest”, the public interest does not mean what is of interest to the public, but what is in the interest of the public.

Question 17

The average yearly salary (prior to deduction of any tax contributions, national insurance contributions, student loan repayment, or any other payroll deductions_ and average yearly pension contribution, average yearly sick pay, and average yearly annual leave entitlement for:

- Each manager at each care home identified in numbers 1, 2, 6, 7, 11, and 12 above (if there is more than one manager please provide these details);
- Each assistant manager at each care home identified in numbers 1, 2, 6, 7, 11, and 12 above (if there is more than one assistant manager please provide these details); and
- Each deputy manager at each care home identified in numbers 1, 2, 6, 7, 11 and 12 above (if there is more than one deputy manager please provide these details).

If the care homes differentiate at a managerial level between clinical and non-clinical then please provide such details.

Response

- Managers annual 35 hours £36,354.00 - £39,748.50 + National Insurance 10% + Pension 19.3% = 29.3%
Managers annual 37 hours £38,431.37 - £42,019.84 + National Insurance 10% + Pension 19.3% = 29.3%

Annual leave entitlements

Less than 5 years service = 20 days

5 years but less than 10 years service = 25 days

Between 10 and 15 years service = 28 days

Between 15 and 20 years service = 29 days

20 years service and over = 30 days

Sick pay entitlement

Continuous Service at commencement of absence from duty	Full Allowance – For up to	Half Allowance – For up to
Less than 26 weeks	Nil	Nil
26 weeks or more but less than 1 year	5 weeks	5 weeks
1 year but less than 2 years	9 weeks	9 weeks
2 years but less than 3 years	18 weeks	18 weeks
3 years but less than 5 years	22 weeks	22 weeks
5 years and over	26 weeks	26 weeks

- b. Not applicable
- c. Not applicable

Question 18

Please provide details of any care homes in Scotland that the Council currently has plans to buy and/or develop/build in the future, including:

- a. The location of each of the aforesaid care home; and
- b. The total expected budgeted costs for the Council of each of the aforesaid care homes (such total costs to be broken-down and provided to us on a per care home basis).

Response

None.

I trust that this information meets with the details of your request however if you are unhappy with the way in which the Council has dealt with your request, you are entitled to require the Council to review its decision. A copy of the Council's review procedures is attached in Appendix 1.

Freedom of Information enquiries should be directed to foi@renfrewshire.gov.uk

Yours sincerely


Assistant Planning & Policy Development Officer
Renfrewshire Health and Social Care Partnership

THE FREEDOM OF INFORMATION (SCOTLAND) ACT 2002

REVIEW PROCEDURES

Introduction

The Freedom of Information (Scotland) Act 2002 ("the 2002 Act") provides a statutory right of access to information held by Scottish public authorities. Renfrewshire Council is committed to freedom of information compliance. The 2002 Act entitles an applicant who is dissatisfied with the way in which the Council has dealt with a freedom of information request to require the Council to review its actions and decisions in relation to that request. This procedure is referred to in the Act as a "requirement for review".

The Review Process

Should you wish a review to take place you must:-

Lodge a requirement for review within 40 working days after:

- the date of the Notice refusing your request;
- on receipt by you of a Fees Notice; or
- the expiry of the 20 working day time limit in which the Council is obliged to comply with your original request

The requirement for review must be in writing or in another permanent form. This means that it should be in a format which is capable of being used for subsequent reference e.g. a recording made on an audio or video tape.

The requirement for review must include your address for correspondence, a description of your original request and the reasons why you are dissatisfied. This should be addressed to the Managing Solicitor (Information Governance):

██████████
Managing Solicitor (Information Governance)
Department of Finance & Resources
Renfrewshire House, Floor 1, Cotton Street, Paisley PA1 1TT
Email: ██████████@renfrewshire.gcsx.gov.uk

The review will be fair and impartial and will be decided by the Managing Solicitor (Information Governance). In the absence of the Managing Solicitor (Information Governance), the review will be decided by the Head of Corporate Governance or the Legal and Democratic Services Manager.

The Council will explain how it has reviewed the original decision and will provide a Statement of Reasons for its findings.

The Council may:

- Confirm the decision complained of, with or without such modifications as it thinks appropriate;
- Substitute the original decision with a different decision; or
- Reach a decision, where the complaint is that no decision on a freedom of information request was reached.

The Council is not obliged to comply with a request for review if:

- The requirement for review is vexatious; or
- The original request to which the requirement relates was vexatious or repeated.

You may withdraw your requirement for review at any time before the decision is made by written notice to the Managing Solicitor (Information Governance).

Right of Appeal

If you are unhappy with the outcome of the review, you have the right to appeal the Council's decision to:

The Scottish Information Commissioner
Kinburn Castle, Doubledykes Road, St Andrews, Fife KY16 9DS
Tel. No. 01334 464610
Fax No: 01334 464611
Email: enquiries@itspublicknowledge.info