

Chief Executive's Office

Head of Regulatory Services:

County Buildings, Wellington Square, Ayr KA7 1DR



Tel: [REDACTED]

Email: foi@south-ayrshire.gov.uk

Our Ref : [REDACTED] Your Ref: [REDACTED]

Date: 5th April 2018

If phoning or calling ask for [REDACTED]



Sent by Email

Dear [REDACTED]

FREEDOM OF INFORMATION (SCOTLAND) ACT 2002 – REQUEST FOR INFORMATION FOI/2018/8132

Thank you for your information enquiry, relating to Council Nursing Homes received on 16th February. Due to the nature of your request, it has been dealt with under the Freedom of Information (Scotland) Act 2002.

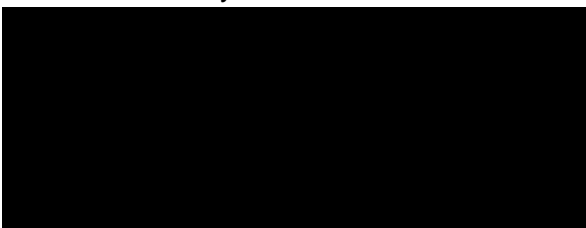
I would take the opportunity to apologise for the delay in providing the information requested to you, which has been due to the requirement for the Council to search historic records held by several Council departments over an extensive time period.

I now attach the Council's response which I trust will be of assistance to you. Unfortunately the information requested in Question 3 is still being collated, and this will be issued to you in the course of the next few days. However, I felt it may be beneficial for your client to receive the information available thus far which I hope is of some assistance. Should you require anything further please do not hesitate to contact me.

If you are dissatisfied with the handling of your request you can ask for a review. A request for a review must be submitted within 40 working days and should be put in writing to [REDACTED] Information and Governance Team Leader, South Ayrshire Council, Resources, Governance and Organisation, County Buildings, Wellington Square, Ayr KA7 1DR, Tel: [REDACTED], Email: foi@south-ayrshire.gov.uk. If you remain dissatisfied after a review, you have the right to apply to the Scottish Information Commissioner for a decision. This must be submitted within 6 months after the review and should be put in writing to the Scottish Information Commissioner. The preferred method of appeal is to submit your application online to the Scottish Information Commissioner Website: www.itspublicknowledge.info/Appeal. If you do not wish to submit your application online you can also send your appeal in writing to the Scottish Information Commissioner at Kinburn Castle, Doubledykes Road, St. Andrews, Fife KY16 9DS, Tel: 01334 464610 or by email at: enquiries@itspublicknowledge.info.

Further information on your right to ask for a review and to apply to the Scottish Information Commissioner is given in the enclosed Information Sheet.

Yours sincerely



FREEDOM OF INFORMATION (SCOTLAND) ACT 2002
FOI/2018/8132

1. The Council owns two care homes in Scotland.
2. (a) and (b) – Name and full postal address of these two care homes is as follows:

 South Lodge Care Home, 29 Racecourse Road, Ayr, KA7 2TF
 Hillcrest Care Home, 29 McConnell Square, Girvan, KA26 9HR

 (c) Both are operated by South Ayrshire Council

 (d) Total period of ownership is as follows:

 South Lodge – 43 years (Opened 30th April 1975) and Hillcrest – 39 years (opened 30th June 1978)
3. This information is currently being collated by the Council and will be issued to you under separate cover in early course. I apologise for the delay in providing this information to you.
4. N/A – there is no borrowing.
5. None – no plans to dispose of ownership.
6. None – no leases or other tenancy rights.
7. N/A
8. N/A
9. N/A
10. N/A – no leases or other tenancy rights.
11. Two.
12. Please refer to question 1 response – both care homes are owned and operated by South Ayrshire Council
13. N/A
14. N/A – there is no borrowing.
15. None – zero.
- 16.

	<u>South Lodge</u>	<u>Hillcrest</u>
<i>Total Weekly costs and expenses per resident (Gross)</i>	£734.14	£1378.44
<i>Total Weekly Costs and expenses per resident (Net)</i>	£528.88	£1115.99

17. Manager (i.e. Unit Team Leader) - £[REDACTED] per annum. Council pension contributions in addition to salary [REDACTED] per annum. Average sick pay [REDACTED] per annum. Average annual leave entitlement [REDACTED] per annum, including public holidays.

The Council does not employ Assistant Managers or an equivalent.

Depute Manager (i.e. Depute Unit Team Leader) - £[REDACTED] per annum. Council pension contributions in addition to salary £[REDACTED] per annum. Average sick pay £[REDACTED] per annum. Average annual leave entitlement [REDACTED] per annum, including public holidays.

The above relates to the posts in both care homes.

18. None. No plans to buy.

**SOUTH AYRSHIRE COUNCIL INFORMATION SHEET
THE FREEDOM OF INFORMATION (SCOTLAND) ACT 2002
YOUR RIGHTS TO REQUIRE A REVIEW AND
APPLY TO THE SCOTTISH INFORMATION COMMISSIONER**

REQUIRING A REVIEW

When can you require a review?

South Ayrshire Council hopes that you are satisfied with the outcome of your information request. In the event, however, that you are dissatisfied with the way in which your request has been handled, you have the right to require the Council to review its actions and decisions in relation to your request (this is called a "requirement for review").

How to submit a requirement for review

A requirement for review must:

-) Be submitted in writing (which includes an e- mail if received in a legible form) or in another permanent form (such as, for example, a recording made on audio or video tape);
-) State your name and an address for correspondence;
-) Give details of:
 - (a) the request for information that you wish to be reviewed; and
 - (b) the reason(s) why you are dissatisfied with the Council's actions and decisions in relation to your request.

A requirement for review must be received by the Council no later than 40 working days after either:

-) The expiry of the time- limit imposed on the Council for complying with your request for information; or
-) Where the Council provides information, or issues a fees notice, or a refusal notice, or a notice that information is not held, but does so after the time- limit has expired, the date on which you receive the information or the notice.

If appropriate, the Council may comply with a requirement for review made after expiry of the time- limits.

For the purposes of calculating the time- limits, "working day" means any day other than a Saturday, a Sunday, Christmas Day or a day which, under the Banking and Financial Dealings Act 1971, is a bank holiday in Scotland.

The Council does not have to comply with a requirement for a review if the requirement is vexatious or it relates to a repeated request made by the same person which is identical or substantially similar to a previous request that has been dealt with, unless a reasonable period of time has elapsed between the making of the original request and the making of the repeated request.

The Council's Decision on Review

The Council must comply promptly with a requirement for review.

At the review, the Council may:

-) Confirm its original decision, with or without modification;
-) Substitute a different decision; or
-) Reach a decision, where the complaint is that no decision has been reached.

You will receive written notice of the Council's decision and a statement of its reasons for the decision, no later than 20 working days after the Council receives the requirement for a review. You may withdraw your requirement for review at any time before the Council makes its decision.

Where to send your requirement for a review:

If you wish to submit a requirement for review, please send this to: **FOI Team, South Ayrshire Council, Resources, Governance and Organisation, County Buildings, Wellington Square, Ayr KA7 1DR, Email: FOI@south-ayrshire.gov.uk.**

APPLYING TO THE SCOTTISH INFORMATION COMMISSIONER FOR A DECISION

When can you apply for a decision by the Commissioner?

If, having asked the Council to review its actions and decisions in relation to your request for information, you are either dissatisfied with the outcome of the review as notified to you by the Council, or if the Council has failed to notify you of the outcome of a review, you may apply to the Scottish Information Commissioner ("the Commissioner") for a decision as to whether the Council has dealt with your request for information in accordance with Part 1 of the Freedom of Information (Scotland) Act 2002.

How to submit an application to the Commissioner

Any application to the Commissioner must:

-) Be submitted in writing (which includes an e- mail if received in a legible form) or in another permanent form (such as, for example, a recording made on audio or video tape);
-) State your name and an address for correspondence;
-) Give details of:
 - (a) the request for information to which the requirement for review relates;
 - (b) the reason(s) why you are dissatisfied with the Council's actions and decisions in relation to your request; and
 - (c) the reason(s) why you are dissatisfied with the outcome of your requirement for a review or with a failure to notify you of the outcome of a review.

Any application to the Commissioner must be made no later than 6 months after either:

-) you receive notice from the Council of the outcome of the review, or
-) the expiry of the time- limit imposed on the Council for complying with a requirement for a review.

If appropriate, the Commissioner may consider an application made after the expiry of these time-limits.

The Commissioner's Decision

The Commissioner will contact the Council and invite its comments on your application. Thereafter (if no settlement has meantime been reached), the Commissioner must reach a decision within 4 months of receiving your application, or within such other period as is reasonable. You will receive written notice of the outcome of the Commissioner's decision.

You have a right of appeal to the Court of Session against the Commissioner's decision, on a point of law only.

Where to send your application to the Commissioner

An application to the Commissioner can be submitted online at www.itspublicknowledge.info/Appeal. If you do not wish to submit your application online you can also send your appeal in writing to the Scottish Information Commissioner at Kinburn Castle, Doubledykes Road, St. Andrews, Fife KY16 9DS, Tel: 01334 464610 or by email at: enquiries@itspublicknowledge.info.