

**From:** [Foi Enquiries](#)  
**To:** [REDACTED]  
**Subject:** FOI-17-1254 - Financial Penalties  
**Date:** 15 September 2017 09:49:12  
**Attachments:** [Further Information - Right to Review & Appeal.pdf](#)

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Dear [REDACTED]

Thank you for your information request of 28 August 2017. Aberdeen City Council (ACC) has completed the necessary search for the information requested.

**Please can you send me the following information in regards to financial penalties imposed by Aberdeen City Council to companies under public private partnership (PPP) agreements since 2005.**

**Please include:**

**The name of the company and a short explanation of the terms of the PPP i.e. what it was for.**

NYOP Education (Aberdeen) Ltd - 3Rs Project for the design, construction, refurbishment, financing and operation of 10 schools in Aberdeen.

**The amount of financial penalty imposed in each case.**

2009/10	£60,889
2010/11	£220,530
2011/12	£340,455
2012/13	£173,355
2013/14	£108,352
2014/15	£ 49,821
2015/16	£49,187
2016/17	£ 55,838

No penalties prior to 2009 as the contract only started in 2009.

**The reason for the financial penalty.**

The above figures are Availability and Performance Deductions made in accordance with the Project Agreement.

**The date the penalty was imposed.**

These deductions are made on a monthly basis and are deducted from the monthly Unitary Charge.

**The date the penalty was paid.**

Invoices for Unitary Charge and deductions are submitted and paid on a monthly basis.

We hope this helps with your request.

Yours sincerely,

Information Compliance Team

## **INFORMATION ABOUT THE HANDLING OF YOUR REQUEST**

ACC handled your request for information in accordance with the provisions of the Freedom of Information (Scotland) Act 2002. Please refer to the attached PDF for more information about your rights under FOISA.

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