

**From:** [Foi Enquiries](#)  
**To:** [REDACTED]  
**Subject:** FOI-17-1906 - Sleepover Hours  
**Date:** 11 January 2018 12:37:23  
**Attachments:** [Further Information - Right to Review & Appeal.pdf](#)  
[FOI-17-1906 - Sleepover Hours.pdf](#)

---

Dear [REDACTED]

Thank you for your information request of 13 December 2017. Aberdeen City Council (ACC) has completed the necessary search for the information requested.

- **The estimated cost to the local authority of introducing the Living Wage for all sleepover hours;**

There is £10 million across Scotland in the draft budget, to allow for the payment of the Living Wage, however, there are currently no detailed estimates as to the cost to the Aberdeen City Health and Social Care Partnership, therefore, this information cannot be provided as it is not held by ACC.

ACC is unable to provide you with information on **the estimated cost to the local authority of introducing the Living Wage for all sleepover hours** as it is not held by ACC. In order to comply with its obligations under the terms of Section 17 of the FOISA, ACC hereby gives notice that this information is not held by it.

- **Any additional funding the local authority is set to receive from the Scottish Government to meet the cost of introducing the Living Wage for all sleepover hours;**

A letter was received from the Scottish Government and COSLA in October 2017 which stated that more work will be undertaken to look into additional funding that will be needed to allow for the implementation of this. Please refer to the attached letter, [FOI-17-1906 – Sleepover Hours](#). No further information has yet been received and therefore the requested information is not held by ACC.

ACC is unable to provide you with information on **any additional funding the local authority is set to receive from the Scottish Government to meet the cost of introducing the Living Wage for all sleepover hours** as it is not held by ACC. In order to comply with its obligations under the terms of Section 17 of the FOISA, ACC hereby gives notice that this information is not held by it.

- **The local authority's planned reaction to the introduction of the Living Wage for all sleepover hours including when the Living Wage will be rolled out and any planned reduction in the number of sleepover shifts utilised;**

No decisions have yet been made on this matter and work will be undertaken to fully examine all of the relevant considerations this year.

- **Any correspondence (e.g. emails, letters, minutes, agendas) between the local authority and the Scottish Government relating to introducing the Living Wage for all sleepover hours?**

Please refer to the attached copy of the letter referred to above, [FOI-17-1906 – Sleepover Hours](#). No further correspondence is held by ACC.

ACC is unable to provide you with **individuals' signatures in the attached letter** as it is exempt

from disclosure. In order to comply with its obligations under the terms of Section 16 of the FOISA, ACC hereby gives notice that we are refusing your request under the terms of Section 38(1)(b) in conjunction with Section 38(2)(a)(i) – Personal Information - of the FOISA.

In making this decision ACC considered the following points:

ACC is of the opinion that Section 38(1)(b) applies to the information specified above as the information in question is personal information relating to living individuals, of which the applicant is not the data subject.

ACC is of the opinion that Section 38(2)(a)(i) applies, as we consider that disclosure of this information would be a breach of the first Data Protection Principle (that personal information must be processed fairly and lawfully). These individuals have not consented to the disclosure of their information and ACC does not consider that they would expect ACC to release this information about them into the public domain under the FOISA.

We hope this helps with your request.

Yours sincerely,

Anna Buchan  
Information Compliance Officer

#### **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.

Information Compliance Team  
Customer Service  
Corporate Governance  
Aberdeen City Council  
3rd Floor North  
Business Hub 17  
Marischal College  
Broad Street  
ABERDEEN AB10 1AQ

[foienquiries@aberdeencity.gov.uk](mailto:foienquiries@aberdeencity.gov.uk)

Tel 03000 200 292

\*03000 numbers are free to call if you have 'free minutes' included in your mobile call plan.  
Calls from BT landlines will be charged at the local call rate of 10.24p per minute (the same as 01224s).

[www.aberdeencity.gov.uk](http://www.aberdeencity.gov.uk)

19 October 2017

Dear Chief Officer

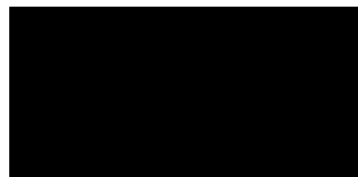
As part of the 2017/18 budget we said that we would undertake work to extend the Living Wage to sleepover hours. We have engaged with key stakeholders including health and social care partnerships, providers through CCPS and Scottish Care, and the workforce through Unison. We have identified the risks and challenges of extending the commitment to sleepovers, but believe these can be managed and addressed. **The Cabinet Secretary has decided that Living Wage will be extended to sleepovers during 2018/19.** This will provide time for commissioners and delivery partners to work together to ensure continuity of care to individuals and mitigate the risk of any adverse impact to the workforce.

Further discussion surrounding funding to support the implementation of this will continue and the detail of this will be confirmed as part of the 2018/19 Spending Review process.

Kind regards



**GEOFF HUGGINS**  
Scottish Government



**PAULA McLEAY**  
COSLA