

email 2.7

## Fwd: Appeal to the Office of the Scottish Information Commissioner

From: **lormac1053@aol.com** This sender is in your [contact list](#).

Sent: 21 October 2013 10:46:47

To: **josephlumbasi@aol.com**; **barry.eggleson@sky.com**; **maxburnage@hotmail.com**

FYI

Laurie Matthew  
UK Manager  
Eighteen And Under  
[www.18u.org.uk](http://www.18u.org.uk)  
[www.violenceispreventable.org.uk](http://www.violenceispreventable.org.uk)

-----Original Message-----

From: Claire Stephen <cstephen@itspublicknowledge.info>

To: lormac1053 <lormac1053@aol.com>

Sent: Mon, 21 Oct 2013 11:18

Subject: RE: Appeal to the Office of the Scottish Information Commissioner

Ms Matthew,

Thank you for your email, in which you confirm the receipt of additional information from the Council, but also raise concerns about information you still considered to missing from the Council's response.

I will raise these concerns with the Council.

Regards,

**Claire Stephen**  
**Freedom of Information Officer**

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The Office of the Scottish Information Commissioner  
Kinburn Castle, Doubledykes Road,  
St Andrews, KY16 9DS

Tel: 01334 464610

Fax: 01334 464611

**From:** [lormac1053@aol.com](mailto:lormac1053@aol.com) [<mailto:lormac1053@aol.com>]

**Sent:** 17 October 2013 11:41

**To:** Claire Stephen

**Cc:** [josephlumbasi@aol.com](mailto:josephlumbasi@aol.com)

**Subject:** Re: Appeal to the Office of the Scottish Information Commissioner

Dear Claire,

We have now received a letter and several notes from DCC. In this most recent letter, they claim that the concerns they had about Eighteen And Under in December 2008 are answered in letters dated 13.01.11, 11.01.12 and 7.05.12. This is completely untrue and impossible as these letters are about an application for Approved Provider Status (not a complaint) and are dated years after the letters we received from them on 30th December 2008, 13th February 2009 and 26th March 2009. DCC is clearly confused, has lost the original information or is refusing to provide the information we are asking for. We would still like to find out what the complaint was and who is made it.

Once again, the letter we received dated 30th December 2008 mentions DCC receiving information outlining "concerns" about 18u and this same letter is marked as the final version. We would like to see this information that they say they received, which is referred to in the letter and find out what the concerns are. There must be information about this from 2008 as surely any complaints and concerns within Social Work Department about child protection (and charities working with young people) are recorded? This information would not be held by the Communities team but by the social work department as this is where the original allegations arose.

Another letter dated 13th February mentions DCC carrying out an investigation into the "complaint and concerns" and "a comprehensive review" of our charity "structure, policies and practice". We would like to see a copy of the outcome of this investigation and the review which they say they carried out. This could not have been done by telephone and is surely something that would have been recorded given the seriousness of it. Additionally, this letter mentions "the Social Work Departments view" of our organisation and that "due to the nature of concerns" DCC were "duty bound to share concerns" with a named list of partners. We would like to see a copy of the Social Work Department view and the e-mail which was sent round all the organisations they mention in the letter.

A further letter dated 26th March 2009 states, " following a complaint which had been made..." We would still like to see a copy of this complaint.

Regards

Laurie Matthew  
UK Manager  
Eighteen And Under  
[www.18u.org.uk](http://www.18u.org.uk)  
[www.violenceispreventable.org.uk](http://www.violenceispreventable.org.uk)

-----Original Message-----

From: Claire Stephen <[cstephen@itspublicknowledge.info](mailto:cstephen@itspublicknowledge.info)>  
To: lormac1053 <[lormac1053@aol.com](mailto:lormac1053@aol.com)>  
Sent: Thu, 26 Sep 2013 16:06  
Subject: RE: Appeal to the Office of the Scottish Information Commissioner  
Ms Matthew,

Thank you for your email and your prompt response. I note that you are still not satisfied that Eighteen and Under has been supplied with all the information falling within the scope of this request. I will now seek further submissions from the Council with regard to this information you consider to be missing from its response.

Regards,

**Claire Stephen**  
**Freedom of Information Officer**

-----  
The Office of the Scottish Information Commissioner  
Kinburn Castle, Doubledykes Road,  
St Andrews, KY16 9DS  
Tel: 01334 464610  
Fax: 01334 464611

**From:** [lormac1053@aol.com](mailto:lormac1053@aol.com) [<mailto:lormac1053@aol.com>]  
**Sent:** 26 September 2013 12:32  
**To:** Claire Stephen  
**Cc:** [josephlumbasi@aol.com](mailto:josephlumbasi@aol.com); [barry.eggleson@sky.com](mailto:barry.eggleson@sky.com)  
**Subject:** Re: Appeal to the Office of the Scottish Information Commissioner

Dear Claire

We did receive some additional information from Dundee City Council along with a letter stating that no minutes were kept of any meetings therefore no information was available. We do not accept this.

We know this cannot be true as the meeting I attended on 23rd January 2009 was minuted by Gordon Sharp and the minutes were copied to various within the council and us at the time. We have not received these minutes from DCC. I also find it difficult to believe, given the seriousness of the letters we received from DCC in December 2008, that all of this was only discussed over the phone. The e-mails we received from DCC talk about numerous meetings.

The letter we received dated 30th December 2008 mentions DCC receiving information outlining "concerns" about 18u and this same letter is marked as the final version. We would like to see this information that they say they received, which is referred to in the letter and find out what the concerns are. There must be information about this from 2008 as surely any complaints and concerns within Social Work Department about child protection (and charities working with young people) are recorded? This information would not be held by the Communities team but by the social work department as this is where the original allegations arose.

Another letter dated 13th February mentions DCC carrying out an investigation into the "complaint and concerns" and "a comprehensive review" of our charity "structure, policies and practice". We would like to see a copy of the outcome of this investigation and the review which they say they carried out. This could not have been done by telephone and is surely something that would have been recorded given the seriousness of it. Additionally, this letter mentions "the Social Work Departments view" of our organisation and that "due to the nature of concerns" DCC were "duty bound to share concerns" with a named list of partners. We would like to see a copy of the Social Work Department view and the e-mail which was sent round all the organisations they mention in the letter.

A further letter dated 26th March 2009 states, " following a complaint which had been made..." We would like to see a copy of this complaint.

All our problems with DCC and other agencies associated with DCC come from this alleged complaint or concern that keeps being referred to in all of the correspondence since December 2008 and it is surely the case that we are entitled to see this so that we can address it? If a complaint was made about us to anyone as DCC claim, surely this is recorded and surely we are entitled to be privy to this information?

Regards  
Laurie Matthew  
UK Manager  
Eighteen And Under  
[www.18u.org.uk](http://www.18u.org.uk)  
[www.violenceispreventable.org.uk](http://www.violenceispreventable.org.uk)

-----Original Message-----

From: Claire Stephen <[cstephen@itspublicknowledge.info](mailto:cstephen@itspublicknowledge.info)>  
To: lormac1053 <[lormac1053@aol.com](mailto:lormac1053@aol.com)>  
Sent: Tue, 24 Sep 2013 10:03  
Subject: Appeal to the Office of the Scottish Information Commissioner  
Ms Matthew,

**Application for Decision by the Scottish Information Commissioner**  
**Public Authority: Dundee City Council**  
**Our ref: 201301880**

I refer to the application detailed above. I have received submissions from the Council in respect of your application. In its submissions, the Council states that it has conducted further searches which identified further information falling within the scope of your request (relating to material held prior to May 2009). The Council has informed me that it has now supplied Eighteen and Under with the information it has identified. I would be grateful if you could confirm whether you have received this additional information from the Council.

I'd be grateful if you could get back to me as soon as possible on this, or by Friday 27 September 2013.

Regards,

**Claire Stephen**

**Freedom of Information Officer**

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St Andrews, KY16 9DS  
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