

[redacted]

From: [redacted]
Sent: 05 May 2016 08:31
To: PS/Education Scotland
Subject: FW: Freedom of Information Request - In confidence
Attachments: FOI re. HMleodt.odt



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From: [redacted]
Sent: 04 May 2016 21:05
To: Customer Services
Subject: Freedom of Information Request - In confidence

Good evening

Please find attached a request under the *Freedom of Information (Scotland) Act 2002*. Please forward this to the appropriate department.

[redacted]

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This email has been received from an external party and
has been swept for the presence of computer viruses.

Education Scotland
Denholm House
Almondvale Business Park
Almondvale Way
Livingston
EH54 6GA

[redacted]
Tel: [redacted]

Email:[redacted]

Email: enquiries @educationscotland.gov.uk

4th May 2016

Dear Sirs

I am writing to make an open government request for all the information to which I am entitled under the *Freedom of Information (Scotland) Act 2002* (FOISA). In order to assist you with this request, I am outlining my query as specifically as possible. As you will understand, this may not be a definitive list of relevant information.

The information that I require relates to **The Hamilton School and The Hamilton School Nursery, 55/57 Queens Road, Aberdeen, AB15 4YP**. In particular I require all information that is held by your organisation in relation to aforementioned school during the years of 2012 to the present time. The Hamilton School/The Hamilton School Nursery was the subject of investigation during 2013/2014.

In particular, I require information which details:

1. Complaints received by yourselves from service users or their carers.
2. Complaints received by yourselves from members of the public.
3. Copies of complaints made by staff of The Hamilton School/The Hamilton School Nursery.
4. Copies of correspondence with any such persons in 1, 2 & 3.
5. Copies of, for example, and not exclusively: Minutes of meetings; correspondence; files; documents; web downloads; inter-agency correspondence, records; emails; press notices and releases; directions to staff; ministerial correspondence; internal/external investigations; reports and recommendations made and actions taken as a result of investigations, all on the subject of The Hamilton School/The Hamilton School Nursery.
6. Details of any disciplinary actions taken against the staff of your organisation in relation to or as a result of actions, investigations etc against The Hamilton School.
7. Copies of FOI requests made by members of the public.
8. Transcripts of meetings, interviews, telephone calls etc on the subject of The Hamilton School or The Hamilton School Nursery.

I would be interested in any information within your organisation regarding my request. I understand that I do not have to specify any particular files or documents and that it is your responsibility to provide the information I require.

I understand that under the Act, I should be entitled to a response within 20 working days. I would be grateful if you could confirm in writing that you have received this request. I look forward to hearing from you in the near future.

Please do not use this information for any purpose other than to respond to this request.

Yours faithfully

[redacted]

Our ref: FOI/16/00692

[redacted]

By email: [redacted]

June 2016

Dear [redacted]

Freedom of Information request

Thank you for your requests to Education Scotland and The Scottish Government both dated 4 May 2016 under the *Freedom of Information (Scotland) Act 2002* (FOISA). Education Scotland is an agency of the Scottish Government, so both are the same Scottish public authority for the purposes of FOISA. Therefore, this response answers both of your requests.

Your request

You asked for all information held by Education Scotland and The Scottish Government during the years of 2012 to the present time, which relates to The Hamilton School and The Hamilton School Nursery.

In particular, you asked for “information which details:

1. Complaints received by yourselves from service users or their carers.
2. Complaints received by yourselves from members of the public.
3. Copies of complaints made by staff of The Hamilton School/The Hamilton School Nursery.
4. Copies of correspondence with any such persons in 1, 2 & 3.
5. Copies of, for example, and not exclusively: Minutes of meetings; correspondence; files; documents; web downloads; inter-agency correspondence, records; emails; press notices and releases; directions to staff; ministerial correspondence; internal/external investigations; reports and recommendations made and actions taken as a result of investigations, all on the subject of The Hamilton School/The Hamilton School Nursery.
6. Details of any disciplinary actions taken against the staff of your organisation in relation to or as a result of actions, investigations etc against The Hamilton School.
7. Copies of FOI requests made by members of the public.

8. Transcripts of meetings, interviews, telephone calls etc on the subject of The Hamilton School or The Hamilton School Nursery.”.

Response to your request

I enclose some of the information you have requested.

However, while our aim is to provide information whenever possible, in this instance we are unable to provide some of the information requested because exemptions under sections 30(b)(i) and 30(b)(ii) (free and frank advice and exchange of views); section 36(1) (legal advice) and section 38(1)(b) (personal information) of FOISA applies to some of the information requested.

The reasons why these exemptions apply are explained in the Annex to this letter as well as the enclosed schedule.

Education Scotland and the Scottish Government does not hold the information you have requested for question six in relation to details of any disciplinary actions taken against staff in relation to or as a result of actions, investigations against The Hamilton School. The reasons why we do not have the information are explained in the Annex to this letter.

Your right to request a review

If you are unhappy with this response to your Freedom of Information request, you may ask us to carry out an internal review of the response by writing to our Chief Executive, Bill Maxwell, at ps/educationscotland@educationscotland.gsi.gov.uk. Your review request should explain why you are dissatisfied with this response, and should be made within 40 working days from the date when you received this letter. We will complete the review and tell you the result, within 20 working days from the date when we receive your review request.

If you are not satisfied with the result of the review, you then have the right to appeal to the Scottish Information Commissioner. More detailed information on your rights is available on the Commissioner’s website at: www.itspublicknowledge.info.

Yours sincerely

[redacted]
Corporate Business Manager
Official Correspondence Unit

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REASONS FOR NOT PROVIDING INFORMATION

The Scottish Government does not have the information you have requested for question six because there have been no disciplinary actions taken against staff in either Education Scotland or the Scottish Government in relation to The Hamilton School.

This is a formal notice under section 17(1) of FOISA that the Scottish Government does not have this part of the information you have requested.

Sections 30(b)(i) and 30(b)(ii) – free and frank advice and exchange of views

Exemptions under sections 30(b)(i) and 30(b)(ii) of FOISA (free and frank advice and exchange of views) apply to some of the information requested. These exemptions apply because disclosure would, or would be likely to, inhibit substantially the free and frank provision of advice and exchange of views for the purposes of deliberation. The exemptions recognise the need for Ministers and officials to have a private space within which to discuss sensitive issues arising from a special inspection of a school, particularly when the removal of registration is a possibility, before reaching a settled public position. Disclosing the content of the free and frank discussions on the special inspection of The Hamilton School will be likely to substantially inhibit such discussions in the future, particularly because these discussions involved sensitive issues.

These exemptions are subject to the 'public interest test'. Therefore, taking account of all the circumstances of this case, we have considered if the public interest in disclosing the information outweighs the public interest in applying the exemptions. We have found that, on balance, the public interest lies in favour of upholding the exemptions. We recognise that there is a public interest in disclosing information as part of open, transparent and accountable government, and to inform public debate. However, there is a greater public interest in allowing Ministers and officials a private space within which to explore and refine the Government's position on appropriate action following a special school inspection, like that of The Hamilton School, until the Government can reach a sound decision. This private thinking space is essential to enable all options to be properly considered, so that good decisions can be taken. Premature disclosure is likely to undermine the full and frank discussion of issues between Ministers and officials, which in turn will undermine the quality of decision making process, which would not be in the public interest.

Section 36(1) – legal advice

An exemption under section 36(1) of FOISA (confidentiality in legal proceedings) applies to some of the information requested because it is legal advice and disclosure would breach legal professional privilege.

This exemption is subject to the 'public interest test'. Therefore, taking account of all the circumstances of this case, we have considered if the public interest in disclosing the information outweighs the public interest in applying the exemption. We have found that, on balance, the public interest lies in favour of upholding the exemption. We recognise that there is some public interest in release as part of open and transparent government, and to inform public debate.

However, this is outweighed by the strong public interest in maintaining the right to confidentiality of communications between legal advisers and clients, to ensure that Ministers and officials are able to receive legal advice in confidence, like any other public or private organisation

Section 38(1)(b) – personal information

An exemption under section 38(1)(b) of FOISA (personal information) applies to some information which has been redacted from some of the enclosed documents. This exemption applies because the information is personal data of a third party and disclosing it would contravene the data protection principles in Schedule 1 to the Data Protection Act 1998.

This is because releasing this information could lead to the identification of pupils, staff members and members of the public in relation to the closure of The Hamilton School.

This exemption is not subject to the 'public interest test', so we are not required to consider if the public interest in disclosing the information outweighs the public interest in applying the exemption.

Schedule of Information/Documents for release

FOI Case Number: 16/00692

Doc. No	Date	Brief description	Release - wholly or in part	Exemption(s)/ Exception(s) applied	Outcome of public interest test
1	06.02.14	Letter from Scottish Government	Wholly	N/A	N/A
2a	06.02.14	Emails from Care Inspectorate	In Part	38(1)(b)	Not subject to the 'public interest test'
2b	06.02.14	Letter to The Hamilton School	In Part	38(1)(b)	Not subject to the 'public interest test'
3a	06.02.14	Email re The Hamilton School – Letter from the Scottish Government	Wholly	N/A	N/A
3b	06.02.14	Letter to The Hamilton School from the Scottish Government	In Part	38(1)(b)	Not subject to the 'public interest test'
4	07.02.14	Email re Hamilton School Parent	In Part	38(1)(b)	Not subject to the 'public interest test'
5a	07.02.14	Email re Fw: Confidential – Hamilton School Aberdeen – S66 Request for Inspection	In Part	38(1)(b)	Not subject to the 'public interest test'
5b	07.02.14	Letter re Registration of Independent School – The Hamilton School, Aberdeen	Wholly	N/A	N/A
6	13.02.14	Email re Call	In Part	38(1)(b)	Not subject to the 'public interest test'
7	20.02.14	Email re Hamilton School Aberdeen	In Part	38(1)(b)	Not subject to the 'public interest test'

Schedule of Information/Documents for release

FOI Case Number: 16/00692

Doc. No	Date	Brief description	Release - wholly or in part	Exemption(s)/ Exception(s) applied	Outcome of public interest test
8	21.02.14	Letter to Parent/Carer from Education Scotland Inspectors re The Hamilton School	Wholly	N/A	N/A
9	21.02.14	RESTRICTED - Report on The Hamilton School – Advice to Ministers	In Part	38(1)(b)	Not subject to the ‘public interest test’
10a	21.02.14	Email re ACC Draft Letter	Wholly	N/A	N/A
10b	21.02.14	Email re Urgent: Removal of Hamilton School from the Register of Independent Schools	In Part	38(1)(b)	Not subject to the ‘public interest test’
10c	21.02.14	Letter from Scottish Government to Hamilton School Parents	In Part	38(1)(b)	Not subject to the ‘public interest test’
10d	21.02.14	Letter from Aberdeen City Council to Hamilton School Parents re Closure – Primary Provision within Hamilton School	Wholly	N/A	N/A
11	21.02.14	Letter from Scottish Government to Proprietor re The Hamilton School, Aberdeen – Removal of the School from the Register of Independent Schools	Wholly	N/A	N/A

Schedule of Information/Documents for release

FOI Case Number: 16/00692

Doc. No	Date	Brief description	Release - wholly or in part	Exemption(s)/ Exception(s) applied	Outcome of public interest test
12	24.02.14	Email – Hamilton School closure	In Part	38(1)(b)	Not subject to the ‘public interest test’
13	24.02.14	Email – Hamilton School closure	In Part	38(1)(b)	Not subject to the ‘public interest test’
14a	24.02.14	Emails re Urgent: Tomorrow and rest of week	In Part	38(1)(b)	Not subject to the ‘public interest test’
14b	24.02.14	Email re Urgent: Tomorrow and rest of week	Wholly	N/A	N/A
14c	24.02.14	Bulletin – Information for Parents and Carers affected by the closure of the Hamilton School and Nursery	Wholly	N/A	N/A
14d	24.02.14	Emails re Urgent parents bulletin	In Part	38(1)(b)	Not subject to the ‘public interest test’
15	25.02.14	Email re The Hamilton School Closure	In Part	38(1)(b)	Not subject to the ‘public interest test’
16	26.02.14	Email – Closure of the Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’
17	26.02.14	Email – Closure of the Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’
18a	26.02.14	Emails re Hamilton School – Correspondence with parents	In Part	38(1)(b)	Not subject to the ‘public interest test’

Schedule of Information/Documents for release

FOI Case Number: 16/00692

Doc. No	Date	Brief description	Release - wholly or in part	Exemption(s)/ Exception(s) applied	Outcome of public interest test
18b	26.02.14	Bulletin – Information for Parents and Carers affected by the closure of the Hamilton School and Nursery	Wholly	N/A	N/A
19a	03.03.14	Email – Complaint - The Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’
19b	03.03.14	Letter - Complaint Response – The Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’
20a	03.03.14	Email – Complaint - The Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’
20b	03.03.14	Letter - Complaint Response – The Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’
21a	07.03.14	Email – Complaint - The Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’
21b	07.03.14	Letter - Complaint – The Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’
21c	26.03.14	Letter – Interim Reply – The Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’
21d	04.04.14	Letter - Complaint Response – The Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’
22a	07.03.14	Letter - Complaint – The Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’

Schedule of Information/Documents for release

FOI Case Number: 16/00692

Doc. No	Date	Brief description	Release - wholly or in part	Exemption(s)/ Exception(s) applied	Outcome of public interest test
22b	06.03.14	Email – Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’
22c	26.03.14	Letter - Complaint Response – The Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’
23a	07.03.14	Letter - Complaint – The Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’
23b	26.03.14	Letter - Complaint Response – The Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’
24	12.03.14	Email - Complaint – The Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’
25	12.03.14	Letter re The Hamilton School Aberdeen	In Part	38(1)(b)	Not subject to the ‘public interest test’
26a	18.03.14	Email re The Hamilton School – School Records	In Part	38(1)(b)	Not subject to the ‘public interest test’
26b	18.03.14	Letter from Aberdeen City Council to Scottish Government re The Hamilton School, Aberdeen. School Records	Wholly	N/A	N/A
26c	19.03.14	Email re The Hamilton School – School Records	In Part	38(1)(b)	Not subject to the ‘public interest test’

Schedule of Information/Documents for release

FOI Case Number: 16/00692

Doc. No	Date	Brief description	Release - wholly or in part	Exemption(s)/ Exception(s) applied	Outcome of public interest test
26d	19.03.14	Letter from Scottish Government to Aberdeen City Council re The Hamilton School, Aberdeen. School Records	Wholly	N/A	N/A
27a	N/A	Letter – Complaint – The Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’
27b	25.03.14	Letter – Complaint Response – The Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’
28a	01.05.14	Letter to Education Scotland re Hamilton School and Nursery, Aberdeen	Wholly	N/A	N/A
28b	29.05.14	Letter from Education Scotland re Hamilton School and Nursery, Aberdeen	Wholly	N/A	N/A
29	16.05.14	The Hamilton School RIF	In Part	38(1)(b)	Not subject to the ‘public interest test’
30	N/A	Parent Questionnaire Summary	Wholly	N/A	N/A
31	05.06.14	Emails re BBC – Hamilton School Closure costs	In Part	38(1)(b)	Not subject to the ‘public interest test’
32a	02.07.14	Email – Complaint – Parent Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’
32b	03.07.14	Email – Complaint – Parent Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’

Schedule of Information/Documents for release

FOI Case Number: 16/00692

Doc. No	Date	Brief description	Release - wholly or in part	Exemption(s)/ Exception(s) applied	Outcome of public interest test
32c	07.07.14	Letter – Complaint Response – Aberdeen City Council	In Part	38(1)(b)	Not subject to the ‘public interest test’
33	N/A	Lessons Learned from Hamilton	Wholly	N/A	N/A
34	25.01.16	Email - FOI Request – The Hamilton School	In Part	38(1)(b)	Not subject to the ‘public interest test’
A1	20.02.14	Email re The Hamilton School	WITHHELD	36 (1) 38(1)(b)	Subject to the ‘public interest test’ Not subject to the ‘public interest test’
B1	20.02.14	Email re The Hamilton School	WITHHELD	36 (1) 38(1)(b)	Subject to the ‘public interest test’ Not subject to the ‘public interest test’
C1	20.02.14	Email and Letter re The Hamilton School submission	WITHHELD	30(b)(i) & 30(b)(ii) 38(1)(b)	Subject to the ‘public interest test’ Not subject to the ‘public interest test’

Schedule of Information/Documents for release

FOI Case Number: 16/00692

Doc. No	Date	Brief description	Release - wholly or in part	Exemption(s)/ Exception(s) applied	Outcome of public interest test
D1	21.02.14	Email – Draft order to remove school from register	WITHHELD	30(b)(i) & 30(b)(ii) 38(1)(b)	Subject to the ‘public interest test’ Not subject to the ‘public interest test’
E1	22.02.14	Email – Hamilton School – Immediate Issues	WITHHELD	30(b)(i) & 30(b)(ii) 38(1)(b)	Subject to the ‘public interest test’ Not subject to the ‘public interest test’
F1	19.01.15	Email – The Hamilton School	WITHHELD	36 (1) 38(1)(b)	Subject to the ‘public interest test’ Not subject to the ‘public interest test’
G1	16.02.15	Lessons Learned Update – The Hamilton School	WITHHELD		

Our ref: FOI/16/01060

[redacted]
By email: [redacted]

August 2016

Dear [redacted]

Freedom of Information Request

Thank you for your request dated 13 July 2016 under the *Freedom of Information (Scotland) Act 2002* (FOISA).

Your request

You asked for Education Scotland to provide you with the following information within the context of the 2015 Counter-Terrorism and Security Act and the national 'Prevent' strategy:

- Electronic copies of any documents (including, but not limited to, emails and inspection reports sent or created by Education Scotland staff between 1 July 2015 and 13 July 2016) relating to compliance (or non-compliance) of the 'Prevent' duty in schools. For context, this UK government document refers to Education Scotland's duty in this regard:
https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/445978/3799_Revised_Prevent_Duty_Guidance_Scotland_V2.pdf
- Electronic copies of any documents (including, but not limited to, emails/minutes/reports sent to/by, or created by, Education Scotland staff between 1 July 2015 and 13 July 2016) regarding issues or cases related to Prevent (i.e. suspected extremism) that have been referred to Education Scotland by school or council staff.

Response to your request

I have enclosed some of the information you have requested.

While our aim is to provide information whenever possible, in this instance we are unable to provide some of the information requested.

Under point one, exemption under section 38(1)(b) (personal information) of FOISA applies to some of the information requested.

Under point two, exemption under section 17(1) (information not held of FOISA applies. Education Scotland have had no correspondence from schools or council staff about particular issues or cases related to Prevent (ie suspected extremism.

The reasons why the above mentioned exemptions apply are explained in the Annex to this letter as well as in the enclosed schedule.

Your right to request a review

If you are unhappy with this response to your Freedom of Information request, you may ask us to carry out an internal review of the response by writing to our Chief Executive, Bill Maxwell, at ps/educationscotland@gov.scot. Your review request should explain why you are dissatisfied with this response, and should be made within 40 working days from the date when you received this letter. We will complete the review and tell you the result, within 20 working days from the date when we receive your review request.

If you are not satisfied with the result of the review, you then have the right to appeal to the Scottish Information Commissioner. More detailed information on your rights is available on the Commissioner's website at: www.itspublicknowledge.info.

Yours sincerely

[redacted]
Corporate Business Manager
Official Correspondence Unit

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REASONS FOR NOT PROVIDING INFORMATION

Section 17(1) – information not held

This is a formal notice under section 17(1) of FOISA that the Scottish Government does not have this part of the information you have requested.

Education Scotland do not have the information you have requested because we have had no correspondence from schools or council staff about particular issues or cases related to Prevent (ie suspected extremism).

Section 38(1)(b) - personal information

An exemption under section 38(1)(b) of FOISA (personal information) applies to some of the information requested because it is personal data of a third party. The name's and/or contact details have been redacted from some of the enclosed documents as disclosing it would contravene the data protection principles in Schedule 1 to the *Data Protection Act 1998*.

This exemption is not subject to the 'public interest test', so we are not required to consider if the public interest in disclosing the information outweighs the public interest in applying the exemption.

Our ref: FOI/16/02029

[redacted]
Litigation Department
Peterkins
100 Union Street
Aberdeen
AB10 1QR

January 2017

Dear [redacted]

Freedom of Information request

Thank you for your request to Education Scotland dated 2 December 2016, under the *Freedom of Information (Scotland) Act 2002* (FOISA).

Your request

You asked for all information held by Education Scotland which relates to the closure of The Hamilton School. You are requesting all documents, reports and correspondence relating to Education Scotland's involvement in closing the school as well as correspondence to the Care Inspectorate instructing them to investigate the school.

Response to your request

I enclose some of the information you have requested.

However, while our aim is to provide information whenever possible, in this instance we are unable to provide some of the information requested because an exemption under section 38(1)(b) (personal information) of FOISA applies to some of the information requested.

The reason why this exemption applies is explained in the Annex to this letter as well as in the enclosed schedule.

To assist you further with your request, you may find it helpful to contact both The Registrar of Independent Schools and the Care Inspectorate who may be able to provide you with further details.

They can be contacted as follows:

The Registrar of Independent Schools

Email: Independentschools@educationscotland.gsi.gov.uk

Tel No: 0131 244 4898

Care Inspectorate

Email: enquiries@careinspectorate.com

Tel No: 0345 600 9527

Your right to request a review

If you are unhappy with this response to your Freedom of Information request, you may ask us to carry out an internal review of the response by writing to our Chief Executive, Bill Maxwell, at ps/educationscotland@gov.scot.

Your review request should explain why you are dissatisfied with this response, and should be made within 40 working days from the date when you received this letter. We will complete the review and tell you the result, within 20 working days from the date when we receive your review request.

If you are not satisfied with the result of the review, you then have the right to appeal to the Scottish Information Commissioner. More detailed information on your rights is available on the Commissioner's website at: www.itspublicknowledge.info.

Yours sincerely

[redacted]

Corporate Business Manager
Official Correspondence Unit

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REASONS FOR NOT PROVIDING INFORMATION

Section 38(1)(b) - personal information

An exemption under section 38(1)(b) of FOISA (personal information) applies to some information which has been redacted from some of the enclosed documents. This exemption applies because the information is personal data of a third party and disclosing it would contravene the data protection principles in Schedule 1 to the *Data Protection Act 1998*.

This is because releasing this information could lead to the identification of pupils, staff members and members of the public in relation to the closure of The Hamilton School.

This exemption is not subject to the 'public interest test', so we are not required to consider if the public interest in disclosing the information outweighs the public interest in applying the exemption.

Schedule of Information/Documents for release

FOI Case Number: 16/01060

Emails

Doc. No	Date	Brief description	Release - wholly or in part	Exemption(s)/ Exception(s) applied	Outcome of public interest test
1	14.09.15	Email re Prevent and Corporate Parenting	In Part	38(1)(b)	Not subject to the 'public interest test'
2	15.09.15	Email re Prevent and Corporate Parenting	In Part	38(1)(b)	Not subject to the 'public interest test'
3	20.09.15	Email re Prevent and Corporate Parenting	In Part	38(1)(b)	Not subject to the 'public interest test'
4	25.09.15	Email re Prevent and Corporate Parenting	In Part	38(1)(b)	Not subject to the 'public interest test'
5	17.11.15	Email re Prevent content – Ready for emergencies website	In Part	38(1)(b)	Not subject to the 'public interest test'
6	06.12.15	Email re Sign Off – Invitation to the Cabinet Secretary to open the Prevent conference	In Part	38(1)(b)	Not subject to the 'public interest test'
7	06.12.15	Email re Prevent conference Invitation for Sign Off	In Part	38(1)(b)	Not subject to the 'public interest test'
8	18.01.16	Email re Prevent	In Part	38(1)(b)	Not subject to the 'public interest test'
9	12.02.16	Email re Prevent national conference – press release v1	In Part	38(1)(b)	Not subject to the 'public interest test'
10	17.02.16	Email re Prevent briefing and speech	In Part	38(1)(b)	Not subject to the 'public interest test'
11	19.02.16	Email re Safeguarding and Prevent	In Part	38(1)(b)	Not subject to the 'public interest test'
12	23.02.16	Email re Prevent conference press release	In Part	38(1)(b)	Not subject to the 'public interest test'
13	29.02.16	Email re Prevent	In Part	38(1)(b)	Not subject to the 'public interest test'

Schedule of Information/Documents for release

FOI Case Number: 16/01060

14	21.03.16	Email re Prevent	In Part	38(1)(b)	Not subject to the 'public interest test'
15	03.06.16	Email re Prevent enquiry	In Part	38(1)(b)	Not subject to the 'public interest test'
16	16.06.16	Email re Meeting to discuss Prevent	In Part	38(1)(b)	Not subject to the 'public interest test'
17	27.06.16	Email re Discussions on Prevent	In Part	38(1)(b)	Not subject to the 'public interest test'
18	07.07.16	Email re Phone calls/meetings to talk through Prevent strategy	In Part	38(1)(b)	Not subject to the 'public interest test'
19	29.07.16	Email re Prevent regional events update	In Part	38(1)(b)	Not subject to the 'public interest test'

Documents

Doc. No	Date	Brief description	Release - wholly or in part	Exemption(s)/ Exception(s) applied	Outcome of public interest test
01	N/A	Document: ADES Newsletter - Contribution	Wholly	N/A	N/A
02	N/A	Document: Prevent National Conference - press release v5	Wholly	N/A	N/A
03	N/A	Document: Prevent National Conference - press release v8	Wholly	N/A	N/A
04	N/A	Document: Radicalisation and extremism v2	Wholly	N/A	N/A
05	N/A	Document: Round table discussions pro-forma - collated	Wholly	N/A	N/A
06	N/A	Document: WRAP	Wholly	N/A	N/A
07	08.15	Document: Inspection CP-Safeguarding Guidance	Wholly	N/A	N/A

Schedule of Information/Documents for release

FOI Case Number: 16/01060

08	29.01.16	Document: Albyn School Final CE3 ROV 290116	In Part	38(1)(b)	Not subject to the 'public interest test'
09	02.16	Document: DG note on PREVENT	In Part	38(1)(b)	Not subject to the 'public interest test'
10	02.16	Document: Safeguarding Inspector training Feb 2016	Wholly	N/A	N/A
11	23.02.16	Document: Ministerial briefing Dr Allan - PREVENT conference FEB 2016	Wholly	N/A	N/A
12	24.02.16	Document: Collated Evaluation Forms PREVENT	Wholly	N/A	N/A
13	24.02.16	Document: Prevent ministerial briefing ab feb 2016	In Part	38(1)(b)	Not subject to the 'public interest test'
14	24.02.16	Document: Pupil briefing note	Wholly	N/A	N/A
15	24.03.16	Document: Clifton Hall QUIPE ROV FINAL 240316	In Part	38(1)(b)	Not subject to the 'public interest test'
16	24.03.16	Document: PREVENT 24 Feb 2016	Wholly	N/A	N/A
17	13.05.16	Document: West Calder High School 5502330 FINAL RIF 130516	In Part	38(1)(b)	Not subject to the 'public interest test'
18	19.05.16	Document: Meeting 5-4-16	Wholly	N/A	N/A
19	29.06.16	Document: Prevent 260616 NASUWT Note of Meeting	In Part	38(1)(b)	Not subject to the 'public interest test'
20	07.07.16	Document: Prevent meeting N Lanarkshire	In Part	38(1)(b)	Not subject to the 'public interest test'
21	11.07.16	Document: Meeting with Shetland EA	In Part	38(1)(b)	Not subject to the 'public interest test'
22	13.07.16	Document: Prevent meeting with West Dunbartonshire	In Part	38(1)(b)	Not subject to the 'public interest test'

Schedule of Information/Documents for release

FOI Case Number: 16/01060

23	08.16	Document: Draft Safeguarding Policy Procedures and Guidance	Wholly	N/A	N/A
24	20.08.16	Document: Safeguarding - Staff Conference 20 08 15	Wholly	N/A	N/A
25	N/A	Document: Prevent – Note of Meeting – LA Reps	In Part	38(1)(b)	Not subject to the 'public interest test'

TWIG WORLD FOI REQUEST

Purpose

1. To seek approval for the release of information pertaining to fees paid to Twig World Ltd over the past five years together with the name of associated projects, and their start and end date. This follows a Freedom of Information (Fol) request from [redacted].

Priority

2. Routine – the deadline for this Fol response is **19 August 2016**.

Background

3. Twig World Ltd provide online resources through high-quality real life videos and accompanying learning materials for sciences, mathematics and social studies.

4. Since 2009, Twig World Ltd supplied resources have been accessible to all state schools via Glow, Scotland's national learning platform, at no cost to the end user. In Scotland, these resources are aligned to Curriculum for Excellence and our experiences and outcomes.

5. The nationally paid for provision was due to end in June 2015, at the natural contract expiry date. This was in line with our move away from a model of nationally procured content to enable schools and establishments to decide locally which resources to use to support learning and teaching. However, following a demand from teachers and due to the importance given to STEM within the Programme for Government a competitive procurement exercise was undertaken. Twig World Ltd were successful and licences were re-procured as a national resource in July 2015 for one year, with an optional one year extension that has since been approved. These resources will continue to be freely available to state schools until 31 July 2017.

6. At the end of the current contract extension it is anticipated that it should be possible for local authorities to purchase digital content, such as those provided by Twig World Ltd, via a framework agreement. To reach that point the Digital Learning and Teaching Programme team are engaging with Scotland Excel, who plan to include Education Digital Resources as an additional lot within their re-tender of the Education Materials framework with a start date of 1 April 2017.

Funding

7. Since 2009, the fees paid to Twig World Ltd totalled **£1,863,200** inclusive of VAT (as at 28 July 2016). The annual breakdown of this figure is as follows:

FY09/10	£151,520
FY10/11	£216,480
FY11/12	£210,000
FY12/13	£306,000
FY13/14	£414,000
FY14/15	£192,060
FY15/16	£308,340

FY16/17 £64,800 (as at 28 July 2016) Note that the total value of this one year extension is £453,600.

8. In FYs 09/10 and 10/11, Learning and Teaching Scotland (LTS), the predecessor organisation to Education Scotland, paid Twig World Ltd a Research and Development grant to develop science related video clips from the BBC digital archive which were tagged to CfE and branded GlowScience. For that investment LTS received the Twig licence for all Scottish state schools at a reduced fee of £90,000 per annum.

9. In addition to the grant from LTS, Twig World Ltd received financial support of £1.7m Regional Selective Assistance (RSA) grant, £205K training grant and Scottish Enterprise Venture Fund investment. It was anticipated that Twig World's investment in Scotland's digital media sector, would create new jobs in Glasgow and provide a major new online resource providing a context for science teaching in Scotland.

10. Recent years payments for the national licenses have been made by Education Scotland from its core budget contribution to the Digital Learning and Teaching Programme.

FOI Response

11. The requester has sought information on the fees paid to Twig World Ltd over the previous 5 years including FY 16/17 so we have based this on a start point of 1 April 2011. As such, the fees paid to Twig World Ltd over this period are **£1,495,200** inclusive of VAT.

12. These fees relate to two separate contracts as detailed below:

Contract Name	Twig World Limited Licences
Start Date	01 January 2012
End Date	30 June 2015
Scope	Twig licence, Tigtag licence added from 01 Jan 2014

Contract Name	Online Science and Maths resource
Start Date	01 August 2015
End Date	31 July 2017
Scope	Twig, Tigtag and Tigtag Junior licences

13. A copy of the proposed response is enclosed at **Annex A**.

Scholar

14. The requester, [redacted] of The SCHOLAR Forum. The SCHOLAR forum was established in 2000 and is a not-for-profit partnership between Heriot-Watt University and The Association of Directors of Education in Scotland (ADES). The SCHOLAR forum was established with a remit to transform educational practice, manage a professional development programme in e-learning for teachers and deliver large scale e-courseware at low unit cost

15. The SCHOLAR forum received grant funding from Education Scotland totalling **£1,289,000** over 3 financial years from FY13/14 to FY15/16. This funding was to update their resources and material in line with new Curriculum for Excellence national

qualifications. As a result of completing this activity, there was no requirement to continue the grant funding beyond 2015/16.

16. SCHOLAR can be accessed directly over the internet and can be accessed via Glow.

17. Local authorities pay an annual subscription to be members of the SCHOLAR Forum.

Related Fol Requests

18. In recent weeks, there have been two other Fols relating to digital learning and teaching. These have sought information regarding costs and usage level associated with Glow. One was made by the Scottish Conservatives MSP Group and a response was issued on **2 August 2016**, while another issued on **23 June 2016** has since been made publically available at www.whatdotheyknow.com

Conclusion

19. You are invited to:

- note the above information; and
- approve release of the Fol response at **Annex A**.

[redacted]

Digital Learning and Teaching, Education Scotland

Ext: [redacted]

August 2016

Copy List:	For Action	For Comments	For Information		
			Portfolio Interest	Constit Interest	General Awareness
Minister for Childcare and Early Years			X		X
Minister for Further Education, Higher Education and Science			X		X
DG Learning and Justice Fiona Robertson Bill Maxwell PS/Education Scotland [redacted] [redacted] Alan Armstrong [redacted] [redacted] [redacted] [redacted] [redacted] [redacted] [redacted] [redacted] [redacted] [redacted] [redacted] Colin McAllister Communications DFM and Education EdS Communications [redacted], Head of Communications [redacted], Comms and Media Manager					

Schedule of Information/Documents for release

FOI Case Number: 16/02029

Doc. No	Date	Brief description	Release - wholly or in part	Exemption(s)/ Exception(s) applied	Outcome of public interest test
1	07.02.14	Email re Hamilton School Parent	In Part	38(1)(b)	Not subject to the 'public interest test'
2	13.02.14	Email re Call	In Part	38(1)(b)	Not subject to the 'public interest test'
3	21.02.14	Letter to Parent/Carer from Education Scotland Inspectors re The Hamilton School	Wholly	N/A	N/A
4	21.02.14	RESTRICTED - Report on The Hamilton School - Advice to Ministers	In Part	38(1)(b)	Not subject to the 'public interest test'
5a	01.05.14	Letter to Education Scotland re Hamilton School and Nursery, Aberdeen	Wholly	N/A	N/A
5b	29.05.14	Letter from Education Scotland re Hamilton School and Nursery, Aberdeen	Wholly	N/A	N/A
6	16.05.14	The Hamilton School RIF	In Part	38(1)(b)	Not subject to the 'public interest test'
7	N/A	Parent Questionnaire Summary	Wholly	N/A	N/A
8	N/A	Lessons Learned from Hamilton	Wholly	N/A	N/A

1.
Our ref: FOI/16/01113

[redacted]
Heriot Watt University By
email: [\[redacted\]](#)

XX August 2016

Dear [redacted]

Freedom of Information Request

Thank you for your request dated 21 July 2016, under the *Freedom of Information (Scotland) Act 2002* (FOISA).

Your request

You asked for details of fees paid to TwigWorld (brand name of Twig by the Scottish Government or any of their agencies for the provision of learning materials to Scottish schools over the past five years including FY 2016/17 together with the name of the project their start and end date.

Response to your request

1. The fees paid to TwigWorld over the past five years, including the fees paid so far in FY 16/17 is £1,495,200 inclusive of VAT. This breaks down as follows:

FY11/12	£210,000
FY12/13	£306,000
FY13/14	£414,000
FY14/15	£192,060
FY15/16	£308,340
FY16/17	£64,800 (as at 28 July 2016)

2. These fees relate to two separate contracts as detailed below:

Contract Name	Twig World Limited Licences
Start Date	01 January 2012
End Date	30 June 2015
Scope	Twig licence, Tigtag licence added from 01 Jan 2014

Contract Name	Online Science and Maths resource
Start Date	01 August 2015
End Date	31 July 2017
Scope	Twig, Tigtag and Tigtag Junior licences

Your right to request a review

If you are unhappy with this response to your Freedom of Information request, you may ask us to carry out an internal review of the response by writing to our Chief Executive, Bill Maxwell, at ps/educationscotland@educationscotland.gsi.gov.uk. Your review request should explain why you are dissatisfied with this response, and should be made within 40 working days from the date when you received this letter. We will complete the review and tell you the result, within 20 working days from the date when we receive your review request.

If you are not satisfied with the result of the review, you then have the right to appeal to the Scottish Information Commissioner. More detailed information on your rights is available on the Commissioner's website at:

www.itspublicknowledge.info.

Yours sincerely

[redacted]
Corporate Business Manager
Official Correspondence Unit

[redacted]

From: Customer Services <CustomerServices@educationscotland.gov.uk>
Sent: 13 July 2016 11:20
To: PS/Education Scotland
Subject: FW: 'Prevent' strategy



Simply click here to access the one-stop-shop for CfE allowing you to navigate easily to a bank of guidance, support and resources.

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From: [redacted]
Sent: 13 July 2016 11:19
To: Customer Services
Subject: FOI: 'Prevent' strategy

Hi,

Within the context of the 2015 Counter-Terrorism and Security Act and the national 'Prevent' strategy, please provide responses to the following:

- Electronic copies of any documents (including, but not limited to, emails and inspection reports sent or created by Education Scotland staff between 1 July 2015 and 13 July 2016) relating to compliance (or non-compliance) of the 'Prevent' duty in schools. For context, this UK government document refers to Education Scotland's duty in this regard: https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/445978/3799_Revised_Prevent_Duty_Guidance_Scotland_V2.pdf
- Electronic copies of any documents (including, but not limited to, emails/minutes/reports sent to/by, or created by, Education Scotland staff between 1 July 2015 and 13 July 2016) regarding issues or cases related to Prevent (i.e. suspected extremism) that have been referred to Education Scotland by school or council staff.

May I remind you of your duty to advise and assist under FOISA – as such please do not hesitate to contact me ASAP should you require any clarification or narrowing of scope.

Thanks,

[redacted]

[redacted]
Senior Data Journalist
BBC Scotland News
4.14
BBC Scotland
G51 1DA
E: [redacted]
T: [redacted]

<http://www.bbc.co.uk>

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has been swept for the presence of computer viruses.

Our ref: FOI/16/01060

[redacted]

By email: [redacted]

August 2016

Dear [redacted]

Freedom of Information Request

Thank you for your request dated 13 July 2016 under the *Freedom of Information (Scotland) Act 2002* (FOISA).

Your request

You asked for Education Scotland to provide you with the following information within the context of the 2015 Counter-Terrorism and Security Act and the national 'Prevent' strategy:

- Electronic copies of any documents (including, but not limited to, emails and inspection reports sent or created by Education Scotland staff between 1 July 2015 and 13 July 2016) relating to compliance (or non-compliance) of the 'Prevent' duty in schools. For context, this UK government document refers to Education Scotland's duty in this regard:
https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/445978/3799_Revised_Prevent_Duty_Guidance_Scotland_V2.pdf
- Electronic copies of any documents (including, but not limited to, emails/minutes/reports sent to/by, or created by, Education Scotland staff between 1 July 2015 and 13 July 2016) regarding issues or cases related to Prevent (i.e. suspected extremism) that have been referred to Education Scotland by school or council staff.

Response to your request

I have enclosed some of the information you have requested.

While our aim is to provide information whenever possible, in this instance we are unable to provide some of the information requested.

Under point one, exemption under section 38(1)(b) (personal information) of FOISA applies to some of the information requested.

Under point two, exemption under section 17(1) (information not held) of FOISA applies. Education Scotland have had no correspondence from schools or council staff about particular issues or cases related to Prevent (ie suspected extremism).

The reasons why the above mentioned exemptions apply are explained in the Annex to this letter as well as in the enclosed schedule.

Your right to request a review

If you are unhappy with this response to your Freedom of Information request, you may ask us to carry out an internal review of the response by writing to our Chief Executive, Bill Maxwell, at ps/educationscotland@gov.scot. Your review request should explain why you are dissatisfied with this response, and should be made within 40 working days from the date when you received this letter. We will complete the review and tell you the result, within 20 working days from the date when we receive your review request.

If you are not satisfied with the result of the review, you then have the right to appeal to the Scottish Information Commissioner. More detailed information on your rights is available on the Commissioner's website at: www.itspublicknowledge.info.

Yours sincerely

[redacted]
Corporate Business Manager
Official Correspondence Unit

(Enc)

REASONS FOR NOT PROVIDING INFORMATION

Section 17(1) – information not held

This is a formal notice under section 17(1) of FOISA that the Scottish Government does not have this part of the information you have requested.

Education Scotland do not have the information you have requested because we have had no correspondence from schools or council staff about particular issues or cases related to Prevent (ie suspected extremism).

Section 38(1)(b) - personal information

An exemption under section 38(1)(b) of FOISA (personal information) applies to some of the information requested because it is personal data of a third party. The name's and/or contact details have been redacted from some of the enclosed documents as disclosing it would contravene the data protection principles in Schedule 1 to the *Data Protection Act 1998*.

This exemption is not subject to the 'public interest test', so we are not required to consider if the public interest in disclosing the information outweighs the public interest in applying the exemption.

Schedule of Information/Documents for release

FOI Case Number: 16/01060

Emails

Doc. No	Date	Brief description	Release - wholly or in part	Exemption(s)/ Exception(s) applied	Outcome of public interest test
01	17.11.15	Email re Prevent content – Ready for emergencies website	In Part	38(1)(b)	Not subject to the 'public interest test'
02	18.01.16	Email re Prevent	In Part	38(1)(b)	Not subject to the 'public interest test'
03	16.06.16	Email re Meeting to discuss Prevent	In Part	38(1)(b)	Not subject to the 'public interest test'
04	27.06.16	Email re Discussions on Prevent	In Part	38(1)(b)	Not subject to the 'public interest test'
05	07.07.16	Email re Phone calls/meetings to talk through Prevent strategy	In Part	38(1)(b)	Not subject to the 'public interest test'
06	29.07.16	Email re Prevent regional events update	In Part	38(1)(b)	Not subject to the 'public interest test'

Documents

Doc. No	Date	Brief description	Release - wholly or in part	Exemption(s)/ Exception(s) applied	Outcome of public interest test
01	N/A	Document: Radicalisation and extremism v2	Wholly	N/A	N/A
02	N/A	Document: Round table discussions pro-forma - collated	Wholly	N/A	N/A
03	N/A	Document: Prevent – Note of Meeting – LA Reps	In Part	38(1)(b)	Not subject to the 'public interest test'
04	29.01.16	Document: Albyn School Final CE3 ROV 290116	In Part	38(1)(b)	Not subject to the 'public interest test'

Schedule of Information/Documents for release

FOI Case Number: 16/01060

05	24.02.16	Document: Collated Evaluation Forms PREVENT	Wholly	N/A	N/A
06	24.03.16	Document: Clifton Hall QUIPE ROV FINAL 240316	In Part	38(1)(b)	Not subject to the 'public interest test'
07	24.03.16	Document: PREVENT 24 Feb 2016	Wholly	N/A	N/A
08	13.05.16	Document: West Calder High School 5502330 FINAL RIF 130516	In Part	38(1)(b)	Not subject to the 'public interest test'
09	19.05.16	Document: Meeting 5-4-16	Wholly	N/A	N/A
10	29.06.16	Document: Prevent 260616 NASUWT Note of Meeting	In Part	38(1)(b)	Not subject to the 'public interest test'
11	07.07.16	Document: Prevent meeting N Lanarkshire	In Part	38(1)(b)	Not subject to the 'public interest test'
12	11.07.16	Document: Meeting with Shetland EA	In Part	38(1)(b)	Not subject to the 'public interest test'
13	13.07.16	Document: Prevent meeting with West Dunbartonshire	In Part	38(1)(b)	Not subject to the 'public interest test'

Our ref: FOI/16/01518

[redacted]

By email: [redacted]

November 2016

Dear [redacted]

Freedom of Information request

Thank you for your request dated 12 October 2016 and your clarifications dated 18 October and 1 November 2016 under the *Freedom of Information (Scotland) Act 2002* (FOISA).

Your request

You asked for details about the contract for the TWIG learning resource.

- 1a. How many clicks there have been on the Twig website?
- 1b. How many times Twig has been accessed via the Twig tile on Glow?
2. The contents of any communications sent between Education Scotland and [redacted], the head of online services at Twig related to the recent renewal of the contract for Twig and previous bid for work/contracts.
3. The value of the contract that has recently/or is soon to come to an end and to know the value of the renewed contract – monetary value and lengths of all contracts.
4. The contents of any communications between [redacted], the head of online services at Twig held by Education Scotland that relate to the contractual arrangement, including the process for renewal during the two years from 1 September 2014 onwards.

Response to your request

In our response we have provided all communications that we hold that are to or from [redacted] that relate to the Online Science and Mathematics Resource Contract we have with Twig World Limited (Twig). In reference to question 4, we define communications that relate to the contractual arrangement to include communication on the procurement and formation of the contract, the mechanisms of the contract and the exit from the contract. The contract with Twig includes four services: Twig, Tigtag, Tigtag Junior and Reachout CPD.

- 1a. We do not have information on clicks, however the web analytics reported by Twig includes details on page views. A page view is an instance of a page being loaded (or reloaded) in a browser. Please note, this information has been taken from Google Analytics reports which use sampling. Sampling in Google Analytics refers to the practice of selecting a subset of data from the site's traffic and reporting on the trends detected in that sample set.

The table below provides information on page views for each service from August 2015 until October 2016 inclusive. We do not hold figures prior to this period.

Twig	1,896,529
Tigtag	1,527,564
Tigtag Junior (service began Jan 2016)	121,216
Reachout CPD	91,514

- 1b. The table below provides information on users accessing the Twig services from Glow. It provides a breakdown of the number of tile clicks for each service from the Glow Launchpad from August 2015 until October 2016 inclusive. We do not hold figures prior to this period.

Twig	177,055
Tigtag	143,814
Tigtag Junior (service began Jan 2016)	19,217
Reachout CPD	2,452

2. You will find the response to this in annex B. Please note that some exemptions have been applied and they have been noted in Annex A to this letter as well as in the enclosed schedule.
3. The Online Science and Maths Resource contract is a 12 month contract from 1 August 2015 to 31 July 2016 with an optional extension period of 12 months. This optional extension period was applied so the contract end date is now 31 July 2017.

Contract Year 1: £352,500.00 ex VAT

Contract Year 2: £370,125.00 ex VAT

Total Contract Value: £722,625 ex VAT

4. You will find the response to this in annex B. Please note that some exemptions have been applied and they have been noted in Annex A to this letter as well as in the enclosed schedule.

While our aim is to provide information whenever possible, in this instance we are unable to provide some of the information requested because exemptions under sections section 33(1)(b) (commercial interests) and section 38(1)(b) (personal information) of FOISA applies to some of the information requested.

The reasons why these exemptions apply are explained in Annex A to this letter as well as in the enclosed schedule.

Your right to request a review

If you are unhappy with this response to your Freedom of Information request, you may ask us to carry out an internal review of the response by writing to our Chief Executive, Bill Maxwell, at ps/educationscotland@educationscotland.gsi.gov.uk. Your review request should explain why you are dissatisfied with this response, and should be made within 40 working days from the date when you received this letter. We will complete the review and tell you the result, within 20 working days from the date when we receive your review request.

If you are not satisfied with the result of the review, you then have the right to appeal to the Scottish Information Commissioner. More detailed information on your rights is available on the Commissioner's website at: www.itspublicknowledge.info.

Yours sincerely

[redacted]
Corporate Business Manager
Official Correspondence Unit

REASONS FOR NOT PROVIDING INFORMATION

Section 33(1)(b) – commercial interests

An exemption under section 33(1)(b) of FOISA (commercial interests) applies to some of the information requested. This exemption applies because disclosure of this particular information would, or would be likely to, prejudice substantially the commercial interests of Twig World Limited as disclosing this information would be likely to give their competitors an advantage in future similar tendering exercises, which would substantially prejudice Twig World Limited's ability to submit competitive tenders and so could significantly harm their commercial business

This exemption is subject to the 'public interest test'. Therefore, taking account of all the circumstances of this case, we have considered if the public interest in disclosing the information outweighs the public interest in applying the exemption. We have found that, on balance, the public interest lies in favour of upholding the exemption. We recognise that there is a public interest in disclosing information as part of open and transparent government, and to help account for the expenditure of public money. However, there is a greater public interest in protecting the commercial interests of companies which tender for, or enter into, Scottish Government contracts, to ensure that we are always able to obtain the best value for public money.

Section 38(1)(b) - personal information

An exemption under section 38(1)(b) of FOISA (personal information) applies to some information which has been redacted from some of the enclosed documents. This exemption applies because the information is personal data of a third party and disclosing it would contravene the data protection principles in Schedule 1 to the *Data Protection Act 1998*.

This is because releasing this information could lead to the identification of staff members of Twig.

This exemption is not subject to the 'public interest test', so we are not required to consider if the public interest in disclosing the information outweighs the public interest in applying the exemption.

Schedule of Information/Documents for release

Annex B

FOI Case Number: 16/01518

Doc. No	Date	Brief description	Release - wholly or in part	Exemption(s)/ Exception(s) applied	Outcome of public interest test
01.	2012	Twig Rights Limited 2012 - Directors report and accounts 2012	WHOLLY	N/A	N/A
02.	2013	Directors report and group accounts for the year ended 31 December 2013	WHOLLY	N/A	N/A
03.	2014	Directors report and group financial statements for the year ended 31 December 2014 - Draft	WHOLLY	N/A	N/A
04.	21 December 2010	Letter - Unum Policy Schedule	WHOLLY	N/A	N/A
05.	21 May 2015	Appendix D - Twig organisation chart	WHOLLY	N/A	N/A
06.	N/A	Appendix E -Tigtag Junior Film List	WHOLLY	N/A	N/A
07.	N/A	Post box details - 234840	WHOLLY	N/A	N/A
08.	N/A	Schedule 3 - Pricing Schedule	In Part	33(1)(b) Commercial interest Redacted price breakdown, provided bottom line price.	Subject to the 'public interest test'

Schedule of Information/Documents for release

Annex B

FOI Case Number: 16/01518

Doc. No	Date	Brief description	Release - wholly or in part	Exemption(s)/ Exception(s) applied	Outcome of public interest test
09.	N/A	Schedule 5 - ITT Qualification Questionnaire	WHOLLY	N/A	N/A
10.	N/A	Schedule 6 - Technical proposal	WHOLLY	N/A	N/A
11.	2015	Schedule 7 - Form of Tender	WHOLLY	N/A	N/A
12.	9 June 2015	Tender Proposal Summary	WHOLLY	N/A	N/A
13a.	2 July 2015	Email titled Clarification response 2/7/2015	WHOLLY	N/A	N/A
13b.	June 2015	Twig World Limited - Clarification Letter Response - June 2015	WHOLLY	N/A	N/A
13c.	N/A	Tigtag Junior CfE Early level numeracy coverage	WHOLLY	N/A	N/A
13d.	18 May 2015 – 17 May 2016	E&O Insurance	WHOLLY	N/A	N/A
14.	26 June 2015	Letter - Clarification - Request - Twig - June 2015	WHOLLY	N/A	N/A
15.	16 July 2015	EDUC64 Award - Twig World Ltd - 16 July 2015	WHOLLY	N/A	N/A
16.	23 February 2016	Extension EDUC - 064 Twig - Extension letter Sign1 23 February 2016	WHOLLY	N/A	N/A
17.	17 May 2016	Email: Scotland Excel	WHOLLY	N/A	N/A

Schedule of Information/Documents for release

Annex B

FOI Case Number: 16/01518

Doc. No	Date	Brief description	Release - wholly or in part	Exemption(s)/ Exception(s) applied	Outcome of public interest test
18.	25 February 2016	Email: Twig Tigtag Extension	WHOLLY	N/A	N/A
19.	10 August 2016	Email: Twig Contract Review Meeting - Notes for approval	WHOLLY	N/A	N/A
20.	23 March 2016	Email: Kirsty - procurement questions	WHOLLY	N/A	N/A
21.	17 March 2015	Email: Message on Twig and Tigtag websites	WHOLLY	N/A	N/A
22.	17 March 2015	Email: Text for message box on Twig On Glow and for Glow logins on Tigtag	WHOLLY	N/A	N/A
23.	17 March 2015	Email: Text for message box on Twig On Glow and for Glow logins on Tigtag	WHOLLY	N/A	N/A
24.	5 January 2015	Email: Independent schools (access to Twig and Tigtag)	WHOLLY	N/A	N/A
25.	14 January 2015	Email: Comms to LAs re procured content	WHOLLY	N/A	N/A
26.	14 October 2015	Email: Twig Assignments and Twig Player : Follow up from ES/Twig Management Meeting 9 October	WHOLLY	N/A	N/A
27.	9 August 2016	Twig contract review meeting	WHOLLY	N/A	N/A

Schedule of Information/Documents for release

Annex B

FOI Case Number: 16/01518

Doc. No	Date	Brief description	Release - wholly or in part	Exemption(s)/ Exception(s) applied	Outcome of public interest test
28a.	17 June 2016	Email: Twig World Ltd - letter year 1 - 17 June 2016	WHOLLY	N/A	N/A
28b.	17 June 2016	Letter: Twig World Ltd - letter year 1 - 17 June 2016	WHOLLY	N/A	N/A
28c.	22 June 2016	Email: Twig World Ltd - letter year 1 - 17 June 2016	WHOLLY	N/A	N/A
29a.	2015	Commercial Combined Insurance 2015	WHOLLY	N/A	N/A
29b.	2015	Commercial Combined Insurance 2015 Certificate	WHOLLY	N/A	N/A
30.	2011	Canada Life Group life Assurance	WHOLLY	N/A	N/A
N/A	N/A	CVs relating to staff members with Twig	WITHHELD	38(1)(b)	Not subject to the 'public interest test'

From: [redacted]
Sent: 21 November 2016 15:43
To: PS/Education Scotland <ps/educationscotland@educationscotland.gsi.gov.uk>
Subject: FW: Freedom of Information Request

Hi team

FOI below.

Many thanks
[redacted]

[redacted] | Customer Services Officer | Education Scotland | Foghlam Alba

Tel: [redacted]
Address: 7 Tom Johnston Road, Dundee. DD4 8XD

Web: www.educationscotland.gov.uk

From: [redacted]
Sent: 21 November 2016 15:30
To: Customer Services <CustomerServices@educationscotland.gov.uk>
Subject: Freedom of Information Request

Dear sir, madam,
This is a Freedom of Information request for the following:

Could you release copies of all correspondence between Bill Maxwell and/or [redacted] and representatives of the following organisations between Sept 2015 and today:

- Google
- Microsoft
- Apple

I would be grateful if you could acknowledge this request.
Yours

[redacted]
[redacted]

This email has been scanned by the Symantec Email Security.cloud service.
For more information please visit <http://www.symanteccloud.com>

This email has been received from an external party and

has been swept for the presence of computer viruses.

Our ref: FOI/16/01802

[redacted]
By email:[redacted]

December 2016

Dear [redacted]

Freedom of Information request

Thank you for your request dated 21 November 2016 under the *Freedom of Information (Scotland) Act 2002* (FOISA).

Your request

You asked Education Scotland to release copies of all correspondence between Bill Maxwell and/or [redacted] and representatives of the following organisations between Sept 2015 and today:

- Google
- Microsoft
- Apple

Response to your request

The information you have requested is in the attached emails.

While our aim is to provide information whenever possible, in this instance Education Scotland does not hold all the information you have requested as there has been no communication with Bill Maxwell and representatives from Google or Microsoft or with [redacted] and representatives from Apple or Microsoft.

This is a formal notice under section 17(1) of FOISA that we do not hold the information you have requested.

The reasons why the above mentioned exemption applies are explained in the Annex to this letter.

Your right to request a review

If you are unhappy with this response to your Freedom of Information request, you may ask us to carry out an internal review of the response by writing to our Chief Executive, Bill Maxwell, at ps/educationscotland@educationscotland.gsi.gov.uk. Your review request should explain why you are dissatisfied with this response, and should be made within 40 working days from the date when you received this letter. We will complete the review and tell you the result, within 20 working days from the date when we receive your review request.

If you are not satisfied with the result of the review, you then have the right to appeal to the Scottish Information Commissioner. More detailed information on your rights is available on the Commissioner's website at: www.itspubliknowledge.info.

Yours sincerely

[redacted]
Corporate Business Manager
Official Correspondence Unit

REASONS FOR NOT PROVIDING INFORMATION

Section 17(1) - information not held

This is a formal notice under section 17(1) of FOISA that the Scottish Government does not have this part of the information you have requested.

Education Scotland does not have the information you have requested because there has been no correspondence between Bill Maxwell and representatives from Google or Microsoft or with [redacted] and representatives from Apple or Microsoft.

RE: Google Product teams at BETT
Mon 11/01/2016 07:49

Good Morning [REDACTED]

I will not be attending BETT this year, but Louise Foreman from the team is attending on behalf of Education Scotland.

I have copied Louise in to see if she is available to meet.

Thanks
Jim

From: [REDACTED]
Sent: 08 January 2016 16:25
To: [REDACTED]
Subject: Google Product teams at BETT

Dear [REDACTED]

Happy New Year and I hope this finds you both well. Bit of a speculative invitation for you - a number of colleagues from the Google product teams from Mountain View will be joining us at BETT.

[REDACTED] I know you are attending, and speaking at the Google Teaching Theatre about the work you and the team are doing with Classroom. There is growing interest from a number of local authorities around the possibilities of Classroom; and the gap it seems to fill. South Lanarkshire Council, for example, are just about to launch a secondary school pilot with Chromebooks and Classroom.

[REDACTED] are you attending BETT?

At the moment it looks like we only have meeting space available on Saturday. If you are both there, would you be interested in meeting with the senior Google Classroom product team? A lot of 'ifs', I know, but I'd like to make something constructive work for you if we can.

Alternatively, senior members of the Google for Education Management team and Technology/Deployment Specialists are also in attendance and would welcome the opportunity to meet and understand directly from you more about the vision that is developing in Scotland to change and progress the culture in the use of digital technologies.

If you have a specific need or idea to address please do let me know and I'll do my best to book some time for you with the relevant colleague(s).

I look forward to hearing from you.
Best,
[REDACTED]

Google for Education

Regional Manager Scotland, Northern England and Northern Ireland

Learn more about [Google for Education](#)

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Check out [Chromebooks for Education](#)



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From: [REDACTED]
Sent: 05 August 2016 16:00
To: [REDACTED]
Subject: A meeting with Apple?

Dear [REDACTED]

Apologies for the email out of the blue - I look after government affairs for Apple in the UK and Ireland. I wondered if we might be able to grab some of your time to talk about Apple's experience in education and the ways we might work together. As a business we invest a lot in our relationships with educators as well as developing our products to help students learn. It would be extremely helpful to us to hear from you the ways in which you expect Scottish education will develop and how we might be able to help

I'd be happy to discuss this further with you any time, but a perfect opportunity might be on 20 September when I and some of my colleagues from the education team will be in Scotland for meetings.

Are you in Glasgow? We are due in Edinburgh in the afternoon so a meeting in the morning of 20 Sept would be ideal. Does this work for your diary?

Please let me know if you would like any further details.

Sam

Sam Sharps
Government Affairs, UK & Ireland

[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
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Received 7-12-16

Education Scotland
Denholm House
Almondvale Business Park
Almondvale Way
Livingston
EH54 6GA

Our ref GWMLIS/ Email [redacted]
Your ref Date 2 Dec 2016
Direct tel [redacted] Direct fax 01224 626123

Dear Sirs

Hamilton Schools -Aberdeen

We refer to the above and confirm that we act for [redacted] who is a parent of two children who attended The Hamilton Schools in Aberdeen.

Our client is currently involved in litigation with the liquidators of the school. We accordingly seek to obtain evidence surrounding the circumstances of the school's closure. In this regard, we would ask that you disclose to us all documents, reports and correspondence relating to your involvement in dosing the school. Essentially we are looking to obtain any evidence that the school was of such poor quality that it required to be closed down. Specifically, we understand Education Scotland instructed HM Care Inspectorate to investigate the school and we would be looking for documents instructing them as well their report.

We would ask that you make contact with us confirming whether you are prepared to supply us with this information by 30th December 2016. Should you wish to discuss this, please make contact with [redacted] in our Litigation Department.

Yours faithfully

[redacted]

[redacted]