

From: [REDACTED]

Sent: 07 September 2021 14:27

To: [REDACTED]

Cc: [REDACTED]

Subject: FW: FOI - EJ - TRIAGE - How many times local authorities have notified SG of the death of a looked after child or a care leaver - 202100236654

Hi [REDACTED]

In [REDACTED] absence, can you please add this FOI to the system and allocate it to [REDACTED] please? I will support [REDACTED] on this while you're on leave.

Thanks, [REDACTED]

From: [REDACTED]

Sent: 06 September 2021 17:02

To: [REDACTED]

Cc: [REDACTED]

Subject: FW: FOI - EJ - TRIAGE - How many times local authorities have notified SG of the death of a looked after child or a care leaver - 202100236654

Hi [REDACTED],

Please see the FOI request below which I believe best sits with your area. I'd be grateful if you can confirm who this should be assigned to?

Triage advice below.

The information request below has been assessed by the FOI Unit in line with [Criteria for Decision-making](#) agreed with the Scottish Information Commissioner. We consider this is a valid request for information and should be treated as such under FOI(S)A.

Under FOISA we have a statutory obligation to respond promptly to all requests. Following the Scottish Information Commissioner's intervention into the Scottish Government's FOI performance and practice, we have committed to meeting the Commissioner's target of responding to at least 95% of requests within the statutory deadline. It is therefore imperative that the response to this case should issue within the statutory deadline which is **4 October 2021**.

For detailed information regarding possible exemptions I would recommend the Scottish Information Commissioner's [website](#).

We have a duty to advise and assist requesters throughout this process and remember there is always a presumption in favour of disclosure.

If the information requested is held and is already reasonably obtainable by the applicant – for example it may be published on the Scottish Government website – it falls within the scope of the exemption at **section 25(1) of FOISA** as 'otherwise accessible'. This means you should refuse the request, citing that exemption and explaining to the applicant where to access the information. However, in some instances, it might be more practical to simply provide the information, e.g. if it is just a few short documents that are not costly or time consuming to print out. To meet our duty to provide advice and assistance to the applicant, if

the information has been published on the internet, you should offer to provide paper copies if the applicant does not have internet access.

If we do not hold any information then it is preferable to issue that response as promptly as possible in the form of a refusal notice under **section 17(1) of FOISA**. It may be helpful to include an explanation of why we do not hold the information to place our response in context. Additionally we need to evidence that adequate and proportionate searches have been carried out. These searches should be recorded on the FOI Searches template saved to the casefile. If another authority may hold the information then preferably having confirmed they do hold the requested information, their contact details should be included in your response.

Actions

- Please now 'assign to self' through the 'Case Actions' tab on MiCase: [MiCase - View Case 236654](#)
- Send the requester an **FOI specific acknowledgement letter**, following the standard template ([FOISA Request Templates](#), page 5). The acknowledgement issued by MiCase is not FOI specific and we are required to do this.
- **Please confirm when you have completed the above 2 actions.**
- Please complete all relevant paperwork as your case progresses, including the mandatory [Statement of Compliance](#) The Statement of Compliance list details of all items of information identified as being potentially within scope of the request and provide a summary of the decisions you have made as case handler. The [Searches Template](#) should also be used to record details of searches carried out.
- Please use the **Response Wizard** contained in MiCase for ALL letters to the requester, including acknowledgement, holding response (if required) and the final response

Sensitivity

In FOISA terms we would assess this case as **routine**. As such it should not require a Ministerial decision in terms of disclosure. Please ensure that decisions on disclosure are taken by officials of appropriate seniority (normally C Band or above). You may find our Submissions Templates useful here:

<https://erdm.scotland.gov.uk:8443/documents/qA962816>. If necessary please sight your Comms team if you consider that parallel media handling is required. This assessment of sensitivity can change once full searches have been completed. *If this case becomes more sensitive and you consider that it requires a Ministerial decision and it is to be sent to SpAds prior to that, then please engage with the FOI Unit to help us reassess the case.*

Resources

- An overview of the FOI Handling process is provided by our [Checklist Guidance](#) document. There is also high level [Saltire Guidance](#) regarding FOI requests and the role of this Unit
- A more detailed set of guidance documents, including letter templates and information about standard approaches is available here [Freedom of Information \(FOI\): SharePoint: 2020-2025](#)
- [SharePoint Collection](#) contains our previously available FOI SharePoint guidance
- Yammer! Search @ FOI – Community for hints and tips
- Redacting guidance is here: <http://saltire/my-workplace/it-and-information-management/data-protection/Pages/redaction-of-information.aspx>

- The Scottish Information Commissioner's [Briefings and Guidance](#) for Scottish Public Authorities is a useful resource for any officer handling an FOI request. This includes detailed guidance on the various exemptions which may apply under FOISA. We would strongly advise that you familiarise yourself with the relevant Briefing from the Commissioner before applying any of the exemptions available under the legislation
- There is also an introductory e-learning module on the SG learning portal: <https://scotgov.learningnexus.co.uk/login/index.php>

Many thanks,

[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: 06 September 2021 14:40

To: [REDACTED]

Cc: [REDACTED]

Subject: FOI - EJ - TRIAGE - how many times local authorities have notified the Scottish Government of the death of - 202100236654

From: [REDACTED]

Sent: 06 September 2021 13:00

To: [REDACTED]

Subject: Request for Information

Dear Sir/Madam,

I would be grateful if you could tell me, for the years of 2014-2021 inclusive, how many times local authorities have notified the Scottish Government of the death of:

-A looked after child

-A care leaver

[REDACTED]

From: [REDACTED]
Sent: 15 September 2021 15:33
To: [REDACTED]
Subject: RE: FOI

Hi,

Attached is copy of draft with some FOI lines I got from a completed FOI I found on MiCase by [REDACTED]. I was going to save to eRDM but was unsure which file to save in?

I've also emailed care inspectorate so hopefully get a response soon.

Thanks,
[REDACTED]

[REDACTED]

From: [REDACTED]
Sent: 15 September 2021 09:47
To: [REDACTED]
Subject: FOI

Hi [REDACTED]

Just checking but can you make sure you email the girl at the care inspectorate this week requesting the death figures by Wednesday next week please? I would like to see a draft response by close Wednesday as I need to share with our stats colleagues for advice.

Please copy me into the emails on FOI.

Thanks,

[REDACTED]



Dear [REDACTED],

Thank you for your request dated 6 September under the Freedom of Information (Scotland) Act 2002 (FOISA).

You asked:

1. For the years of 2014-2021 inclusive, how many times local authorities have notified the Scottish Government of the death of:

- A looked after child
- A care leaver

As per Regulation 6 of [The Looked After Children \(Scotland\) Regulations 2009 \(legislation.gov.uk\)](http://www.legislation.gov.uk) guidance, notifications are sent from Local Authorities to the Care Inspectorate. The Care Inspectorate then notify the Scottish Government.

However, figures we have received from the Care Inspectorate state that between the years of 2014-2021 inclusive - INSERT DATA FROM CARE INSPECTORATE

Your right to request a review

If you are unhappy with this response to your FOI request, you may ask us to carry out an internal review of the response, by writing to our Director of Children and Families, 2A (S) Victoria Quay, Edinburgh EH6 6QQ or e-mail him at DirectorforChildrenandFamilies@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 appeal rights is available on the Commissioner's website at: <http://www.itspublicknowledge.info/YourRights/Unhappywiththeresponse>

I hope this is helpful.

Yours sincerely,
[REDACTED]

From: [REDACTED]
Sent: 15 September 2021 15:25
To: [REDACTED]
Cc: [REDACTED]
Subject: FOI Information Request

Hi [REDACTED],

Hope you are well!

We have recently received an FOI requesting 'the years of 2014-2021 inclusive, how many times local authorities have notified the Scottish Government of the death of:

-A looked after child
-A care leaver'

As Local Authorities notify the Care Inspectorate who in turn notify us I was hoping you would be able to send over the information as requested above to myself before COP Thursday 16th if possible?

Please let me know if there is someone else I should go to for this information.

Thanks,
[REDACTED]

[REDACTED]

From: [REDACTED]
Sent: 15 September 2021 16:42
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: 2014-2021 DLAC figures

OFFICIAL

You're welcome - I will pass your thanks to my colleague [REDACTED] who did the work pulling it together

[REDACTED]

OFFICIAL

From: [REDACTED]
Sent: 15 September 2021 16:37
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: 2014-2021 DLAC figures

[REDACTED],

Thanks for sending that over so promptly that's a great help.

Hope you have a good rest of week 😊!

Thanks,
[REDACTED]

[REDACTED]

From: [REDACTED]
Sent: 15 September 2021 16:35
To: [REDACTED]
Cc: [REDACTED]
Subject: FW: 2014-2021 DLAC figures

OFFICIAL

[REDACTED]

As requested please find a note of our records which should correlate with the information you have, plus we have added recent notifications for this year. As you will be aware we need to be cautious about the earlier figures of deaths in aftercare & continuing care – in terms of accuracy of notifications being made at this time. Aftercare deaths are only in relation to cases where the local authority still has some kind of contact with the young person and is therefore aware of the death.

Kind regards

[REDACTED]



OFFICIAL

From: [REDACTED]
Sent: 15 September 2021 16:30
To: [REDACTED]
Subject: 2014-2021 DLAC figures

OFFICIAL

[REDACTED]



OFFICIAL

COVID-19: We continue to put people at the heart of all we do – now more than ever – and this means everything we do is aimed at keeping people safe and services supported. The health and wellbeing of our people, and all those we come into contact with comes first. We are working remotely - away from our local offices - and using technology to connect in with people. You can contact us via email at enquiries@careinspectorate.gov.scot or you can find all information related to COVID-19 on our website. Offices are also closed to members of the public until further notice.



**FACE
COVERINGS**



**AVOID
CROWDS**



**CLEAN
HANDS**



**TWO
METRES**



**SELF-
ISOLATE**

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**Total deaths reported to Care Inspectorate by category - Full year
2016/2017/2018/2019/2020**

Type of Notification	2014 Jan-Dec	2015 Jan-Dec	2016 Jan-Dec	2017 Jan-Dec	2018 Jan-Dec	2019 Jan-Dec	2020 Jan-Dec	2021 Jan-Sept	Grand Total
Deaths of looked after children	8	3	5	8	9	6	7	4	50
Deaths in continuing care	0	0	0	0	1	3	2	2	8
Deaths in throughcare and aftercare	0	1	6	7	4	12	15	8	53
TOTAL	8	4	11	15	14	21	24	14	111

OFFICIAL

From: [REDACTED]
Sent: 15 September 2021 16:37
To: [REDACTED]
Subject: FW: 2014-2021 DLAC figures

Hi,

Numbers from the Care Inspectorate. Can speak about tomorrow but I think just inserting that table in may be the best option?

Thanks,
[REDACTED]

[REDACTED]

From: [REDACTED]
Sent: 15 September 2021 16:35
To: [REDACTED]
Cc: [REDACTED]
Subject: FW: 2014-2021 DLAC figures

OFFICIAL

[REDACTED]

As requested please find a note of our records which should correlate with the information you have, plus we have added recent notifications for this year. As you will be aware we need to be cautious about the earlier figures of deaths in aftercare & continuing care – in terms of accuracy of notifications being made at this time. Aftercare deaths are only in relation to cases where the local authority still has some kind of contact with the young person and is therefore aware of the death.

Kind regards

[REDACTED]



OFFICIAL

From: [REDACTED]
Sent: 15 September 2021 16:30
To: [REDACTED]
Subject: 2014-2021 DLAC figures

OFFICIAL

[REDACTED]



OFFICIAL

COVID-19: We continue to put people at the heart of all we do – now more than ever – and this means everything we do is aimed at keeping people safe and services supported. The health and wellbeing of our people, and all those we come into contact with comes first. We are working remotely - away from our local offices - and using technology to connect in with people. You can contact us via email at enquiries@careinspectorate.gov.scot or you can find all information related to COVID-19 on our website. Offices are also closed to members of the public until further notice.



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From: [REDACTED]

Sent: 07 September 2021 14:34

To: [REDACTED]

Subject: FOI

When: 09 September 2021 09:30-10:00 (UTC+00:00) Dublin, Edinburgh, Lisbon, London.

Where: Microsoft Teams Meeting

Hi [REDACTED]

It would be helpful to have a quick catch up on the FOI before you go on leave David.

Thanks, [REDACTED]

Microsoft Teams meeting

Join on your computer or mobile app

[Click here to join the meeting](#)

Or call in (audio only)

[REDACTED]

[Find a local number](#) | [Reset PIN](#)

SCOTS Connect

[Learn More](#) | [Help](#) | [Meeting options](#)

From: [REDACTED]
Sent: 23 September 2021 14:56
To: [REDACTED]
Subject: RE: FOI

Email attached and Link - [MiCase - View Case 236654](#)

[REDACTED]

From: [REDACTED]
Sent: 23 September 2021 14:49
To: [REDACTED]
Subject: RE: FOI

This is fab, can you send me a link to the MiCase please? Of a copy of the email would be even better – just so I can share it with others. [REDACTED]

From: [REDACTED]
Sent: 23 September 2021 13:19
To: [REDACTED]
Subject: FOI

Hi,

Please see FOI draft attached.

Thanks,
[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: 06 September 2021 13:00

To: [REDACTED]

Subject: Request for Information

Dear Sir/Madam,

I would be grateful if you could tell me, for the years of 2014-2021 inclusive, how many times local authorities have notified the Scottish Government of the death of:

-A looked after child

-A care leaver

[REDACTED]

From: [REDACTED]
Sent: 28 September 2021 16:44
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Thanks [REDACTED], these figures were given to us from the CI last week so all good. [REDACTED]

From: [REDACTED]
Sent: 28 September 2021 16:41
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Thanks [REDACTED]. Wording looks fine to me. I can't check the all the figures, but those I can check match the CI data I've seen.

[REDACTED]

From: [REDACTED]
Sent: 28 September 2021 16:37
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

[REDACTED]

I've made some small changes to the draft. Grateful for final sign off on this before [REDACTED] send to [REDACTED] for clearance tomorrow.

[REDACTED]—let me know if you have anything to add?

[REDACTED]

From: [REDACTED]
Sent: 28 September 2021 15:56
To: [REDACTED]
Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Hi [REDACTED], happy with that.

[REDACTED]

[REDACTED]

From: [REDACTED]
Sent: 28 September 2021 15:54
To: [REDACTED]
Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Thanks [REDACTED]. We say in the letter ... as per regulation 6 local authorities have a duty to inform the care inspectorate... but that's not what the regs actually say, have a dut to inform 'Scottish Ministers'. Should we change the wording to something like:

The regulations state that Scottish Ministers should be informed of any death of a young person who is looked after or in receipt of CC or AF. Local authorities however notify the care inspectorate who in turn provide information to Scottish Ministers...

[REDACTED]

From: [REDACTED]

Sent: 28 September 2021 13:09

To: [REDACTED]

Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Hi [REDACTED]

I've made a tweak to the language. The relevant legislation is across a couple of sections of the 1995 Act as amended by the 2014 Act.

[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: 28 September 2021 12:42

To: [REDACTED]

Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Hi [REDACTED],

If you could send me that over that would be great as I can only find these lines from regulation 6 which don't mention CC or AC.

Death of a looked after child

6.—(1) If a child who is being looked after by a local authority dies the authority must immediately—

(a) notify the Scottish Ministers; and

(b) so far as is reasonably practicable notify the parents of the child and every person who has any parental responsibilities or parental rights in relation to the child.

(2) The requirement to notify at paragraph (1)(b) does not apply in respect of any person with whom the child was residing at the time of their death.

Thanks,

[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: 28 September 2021 09:28

To: [REDACTED]

Cc: [REDACTED]

Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

[REDACTED], if you have any bother finding the right wording then give me a nudge and I'll see what I can find. The legislation is a bit piecemeal since the CC and AC sections were added after the 2014 act.

[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: 28 September 2021 09:13

To: [REDACTED]

Cc: [REDACTED]

Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Will do.

[REDACTED] – can you pull out the actual line from the regulations please and add it into the draft?

Thanks, [REDACTED]

From: [REDACTED]

Sent: 27 September 2021 17:00

To: [REDACTED]

Cc: [REDACTED]

Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Hi [REDACTED]

Do we want to emphasise that the duty to notify for care leavers is only for a young person in receipt of a Continuing Care or Aftercare service? I can't remember if we discussed that previously.

[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: 23 September 2021 15:44

To: [REDACTED]

Cc: [REDACTED]

Subject: FOI - Deaths of Looked After Children and Care Leavers

Colleagues,

With thanks to [REDACTED] for her work on this, please see the draft FOI response for your consideration? Grateful for any views on this by close Tuesday ahead of the deadline on Thursday. We will aim to have this cleared by the unit head on Wednesday.

Just to note, [REDACTED] is checking with the FOI unit if there is a more up to date template to be used but for the purposes of sharing this sooner rather than later we have used an older version for now.

[REDACTED]

Email attached and Link - [MiCase - View Case 236654](#)

From: [REDACTED]
Sent: 28 September 2021 16:52
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Hi [REDACTED]

I'll liaise with [REDACTED] on any update we can provide on the data mapping and make sure that we've got some lines we can use.

[REDACTED]

[REDACTED]

From: [REDACTED]
Sent: 28 September 2021 16:49
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

[REDACTED]– many thanks to you and [REDACTED]– I am content with the draft response.

[REDACTED]– one of the things I was hoping to speak to you about at TLs today was about follow up to this FOI – anticipate lines of questioning from WC?S in terms of our action to prevent early deaths of care leavers – is this something your team is able to lead on? We'll need to consider what we can say in terms of some of the data mapping stuff that [REDACTED] is also supporting. It may also come up at the Who Cares event at the end of Oct to mark Care Week.

[REDACTED]

[REDACTED]

From: [REDACTED]
Sent: 28 September 2021 16:37
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

[REDACTED]

I've made some small changes to the draft. Grateful for final sign off on this before [REDACTED] send to [REDACTED] for clearance tomorrow.

[REDACTED]– let me know if you have anything to add?

[REDACTED]

From: [REDACTED]>
Sent: 28 September 2021 15:56
To: [REDACTED]
Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Hi [REDACTED], happy with that.

[REDACTED]

[REDACTED]

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To: [REDACTED]
Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Thanks [REDACTED]. We say in the letter ... as per regulation 6 local authorities have a duty to inform the care inspectorate... but that's not what the regs actually say, have a dut to inform 'Scottish Ministers'. Should we change the wording to something like:

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[REDACTED]

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Sent: 28 September 2021 13:09
To: [REDACTED]
Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

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[REDACTED]

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(2) The requirement to notify at paragraph (1)(b) does not apply in respect of any person with whom the child was residing at the time of their death.

Thanks,

[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: 28 September 2021 09:28

To: [REDACTED]

Cc: [REDACTED]

Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

[REDACTED], if you have any bother finding the right wording then give me a nudge and I'll see what I can find. The legislation is a bit piecemeal since the CC and AC sections were added after the 2014 act.

[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: 28 September 2021 09:13

To: [REDACTED]

Cc: [REDACTED]

Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Will do.

[REDACTED] – can you pull out the actual line from the regulations please and add it into the draft?

Thanks, [REDACTED]

From: [REDACTED]

Sent: 27 September 2021 17:00

To: [REDACTED]

Cc: [REDACTED]

Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Hi [REDACTED]

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[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: 23 September 2021 15:44

To: [REDACTED]

Cc: [REDACTED]

Subject: FOI - Deaths of Looked After Children and Care Leavers

Colleagues,

With thanks to [REDACTED] for her work on this, please see the draft FOI response for your consideration? Grateful for any views on this by close Tuesday ahead of the deadline on Thursday. We will aim to have this cleared by the unit head on Wednesday.

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[REDACTED]

Email attached and Link - [MiCase - View Case 236654](#)

From: [REDACTED]
Sent: 28 September 2021 17:39
To: [REDACTED]
Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Thanks [REDACTED].

[REDACTED] – can you send a clean draft to [REDACTED] for sign off and alert her to the fact the response deadline is Monday, therefore clearance by close Thursday would be ideal.

Cheers, [REDACTED]

From: [REDACTED]
Sent: 28 September 2021 16:49
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

[REDACTED]– many thanks to you and [REDACTED]– I am content with the draft response.

[REDACTED]– one of the things I was hoping to speak to you about at TLs today was about follow up to this Fol – anticipate lines of questioning from WC?S in terms of our action to prevent early deaths of care leavers – is this something your team is able to lead on? We'll need to consider what we can say in terms of some of the data mapping stuff that [REDACTED] is also supporting. It may also come up at the Who Cares event at the end of Oct to mark Care Week.

[REDACTED]

[REDACTED]

From: [REDACTED]
Sent: 28 September 2021 16:37
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

[REDACTED]

I've made some small changes to the draft. Grateful for final sign off on this before [REDACTED] send to [REDACTED] for clearance tomorrow.

[REDACTED]– let me know if you have anything to add?

[REDACTED]

From: [REDACTED]>
Sent: 28 September 2021 15:56

To: [REDACTED]

Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Hi [REDACTED], happy with that.

[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: 28 September 2021 15:54

To: [REDACTED]

Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Thanks [REDACTED]. We say in the letter ... as per regulation 6 local authorities have a duty to inform the care inspectorate...but that's not what the regs actually say, have a dut to inform 'Scottish Ministers'. Should we change the wording to something like:

The regulations state that Scottish Ministers should be informed of any death of a young person who is looked after or in receipt of CC or AF. Local authorities however notify the care inspectorate who in turn provide information to Scottish Ministers...

[REDACTED]

From: [REDACTED]

Sent: 28 September 2021 13:09

To: [REDACTED]

Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Hi [REDACTED]

I've made a tweak to the language. The relevant legislation is across a couple of sections of the 1995 Act as amended by the 2014 Act.

[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: 28 September 2021 12:42

To: [REDACTED]

Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Hi [REDACTED],

If you could send me that over that would be great as I can only find these lines from regulation 6 which don't mention CC or AC.

Death of a looked after child

6.—(1) If a child who is being looked after by a local authority dies the authority must immediately—

(a) notify the Scottish Ministers; and

(b) so far as is reasonably practicable notify the parents of the child and every person who has any parental responsibilities or parental rights in relation to the child.

(2) The requirement to notify at paragraph (1)(b) does not apply in respect of any person with whom the child was residing at the time of their death.

Thanks,

[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: 28 September 2021 09:28

To: [REDACTED]

Cc: [REDACTED]

Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

[REDACTED], if you have any bother finding the right wording then give me a nudge and I'll see what I can find. The legislation is a bit piecemeal since the CC and AC sections were added after the 2014 act.

[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: 28 September 2021 09:13

To: [REDACTED]

Cc: [REDACTED]

Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Will do.

[REDACTED]— can you pull out the actual line from the regulations please and add it into the draft?

Thanks, [REDACTED]

From: [REDACTED]

Sent: 27 September 2021 17:00

To: [REDACTED]

Cc: [REDACTED]

Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Hi [REDACTED]

Do we want to emphasise that the duty to notify for care leavers is only for a young person in receipt of a Continuing Care or Aftercare service? I can't remember if we discussed that previously.

[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: 23 September 2021 15:44

To: [REDACTED]

Cc: [REDACTED]

Subject: FOI - Deaths of Looked After Children and Care Leavers

Colleagues,

With thanks to [REDACTED] for her work on this, please see the draft FOI response for your consideration? Grateful for any views on this by close Tuesday ahead of the deadline on Thursday. We will aim to have this cleared by the unit head on Wednesday.

Just to note, [REDACTED] is checking with the FOI unit if there is a more up to date template to be used but for the purposes of sharing this sooner rather than later we have used an older version for now.

[REDACTED]

Email attached and Link - [MiCase - View Case 236654](#)

Dear [REDACTED],

Thank you for your request dated 6 September under the Freedom of Information (Scotland) Act 2002 (FOISA).

You asked:

1. For the years of 2014-2021 inclusive, how many times local authorities have notified the Scottish Government of the death of:

- A looked after child
- A care leaver

As per Regulation 6 of [The Looked After Children \(Scotland\) Regulations 2009 \(legislation.gov.uk\)](http://www.legislation.gov.uk) guidance, notifications are sent from Local Authorities to the Care Inspectorate. The Care Inspectorate then notify the Scottish Government.

However, figures we have received from the Care Inspectorate state that between the years of 2014-2021 inclusive -

Type of Notification	2014 Jan- Dec	2015 Jan- Dec	2016 Jan- Dec	2017 Jan- Dec	2018 Jan- Dec	2019 Jan- Dec	2020 Jan- Dec	2021 Jan- Sept	Grand Total
Deaths of looked after children	8	3	5	8	9	6	7	4	50
Deaths in continuing care	0	0	0	0	1	3	2	2	8
Deaths in throughcare and aftercare	0	1	6	7	4	12	15	8	53
TOTAL	8	4	11	15	14	21	24	14	111

Your right to request a review

If you are unhappy with this response to your FOI request, you may ask us to carry out an internal review of the response, by writing to our Director of Children and Families, 2A (S) Victoria Quay, Edinburgh EH6 6QQ or e-mail him at DirectorforChildrenandFamilies@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 appeal rights is available on the Commissioner's website at: <http://www.itspublicknowledge.info/YourRights/Unhappywiththeresponse>

I hope this is helpful.

Yours sincerely,

[REDACTED]

Dear [REDACTED],

Thank you for your request dated 6 September under the Freedom of Information (Scotland) Act 2002 (FOISA).

You asked:

1. For the years of 2014-2021 inclusive, how many times local authorities have notified the Scottish Government of the death of:

- A looked after child
- A care leaver

As per Regulation 6 of [The Looked After Children \(Scotland\) Regulations 2009 \(legislation.gov.uk\)](https://www.legislation.gov.uk) guidance, notifications are sent from Local Authorities to the Care Inspectorate. The Care Inspectorate then notify the Scottish Government.

In addition, the Children and Young People (Scotland) Act 2014 inserted a statutory duty in the Children (Scotland) 1995 Act requiring local authorities to notify Scottish Ministers and the Care Inspectorate of the death of a care leaver in receipt of a Continuing Care or Aftercare service.

However, figures we have received from the Care Inspectorate state that between the years of 2014-2021 inclusive -

Type of Notification	2014 Jan- Dec	2015 Jan- Dec	2016 Jan- Dec	2017 Jan- Dec	2018 Jan- Dec	2019 Jan- Dec	2020 Jan- Dec	2021 Jan- Sept	Grand Total
Deaths of looked after children	8	3	5	8	9	6	7	4	50
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<http://www.itspublicknowledge.info/YourRights/Unhappywiththeresponse>

I hope this is helpful.

Yours sincerely,
[REDACTED]

From: [REDACTED]
Sent: 29 September 2021 09:14
To: [REDACTED]
Subject: FW: FOI - Deaths of Looked After Children and Care Leavers

Morning, can you please save [REDACTED] email below and the final letter to the deaths of LAC file please?

Thanks, [REDACTED]

From: [REDACTED]
Sent: 28 September 2021 18:10
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: FOI - Deaths of Looked After Children and Care Leavers

Hi all,

Content with this response – thanks for drafting.

[REDACTED]

[REDACTED]



we will
#KeepThePromise

From: [REDACTED]
Sent: 28 September 2021 17:55
To: [REDACTED]
Cc: [REDACTED]
Subject: FOI - Deaths of Looked After Children and Care Leavers

Hi [REDACTED],

Hope you are good and feeling better!

Please see attached final draft for the following FOI – [MiCase - View Case 236654](#)

You may recall that this query is about the deaths of Looked After Children and Care Leavers. We have received numbers from the Care Inspectorate which [REDACTED] as reviewed and approved and both [REDACTED] and [REDACTED] have also agreed with the content. I am sending over to you know for final clearance before we send it away. The deadline is Monday the 4th of September so it would be great if I could have your approval or any comments by COP Thursday.

Thanks in advance,
[REDACTED]

[REDACTED]

Dear [REDACTED],

Thank you for your request dated 6 September under the Freedom of Information (Scotland) Act 2002 (FOISA).

You asked:

1. For the years of 2014-2021 inclusive, how many times local authorities have notified the Scottish Government of the death of:

- A looked after child
- A care leaver

Regulation 6 of [The Looked After Children \(Scotland\) Regulations 2009 \(legislation.gov.uk\)](#) states that Scottish Ministers should be informed of the death of a young person who is looked after. In addition, the Children and Young People (Scotland) Act 2014 inserted a statutory duty in the Children (Scotland) 1995 Act requiring local authorities to notify Scottish Ministers and the Care Inspectorate of the death of a care leaver in receipt of a Continuing Care or Aftercare service.

Procedures in place mean that Local Authorities notify the Care Inspectorate who in turn provide information to Scottish Ministers.

Figures we have received from the Care Inspectorate state that between the years of 2014-2021 inclusive -

Type of Notification	2014 Jan- Dec	2015 Jan- Dec	2016 Jan- Dec	2017 Jan- Dec	2018 Jan- Dec	2019 Jan- Dec	2020 Jan- Dec	2021 Jan- Sept	Grand Total
Deaths of looked after children	8	3	5	8	9	6	7	4	50
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Deaths in throughcare and aftercare	0	1	6	7	4	12	15	8	53
TOTAL	8	4	11	15	14	21	24	14	111

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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.

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<http://www.itspublicknowledge.info/YourRights/Unhappywiththeresponse>

I hope this is helpful.

Yours sincerely,
[REDACTED]

From: [REDACTED]
Sent: 23 September 2021 15:06
To: [REDACTED]
Subject: FW: FOI Template

FOI good to go as is 😊!

[REDACTED]

From: [REDACTED]
Sent: 23 September 2021 15:05
To: [REDACTED]
Subject: RE: FOI Template

[REDACTED]

Yes, looks ok to me.

[REDACTED]

From: [REDACTED]
Sent: 23 September 2021 11:17
To: [REDACTED]
Subject: RE: FOI Template

Hi [REDACTED],

That's helpful to know, thank you!

Does the attached reply (all our info is yet to be added) look okay to send away in terms of asking for a review etc. is anything missing or outdated?

Thanks,
[REDACTED]

[REDACTED]

From: [REDACTED]
Sent: 23 September 2021 09:19
To: [REDACTED]
Subject: RE: FOI Template

[REDACTED]

If you use the response wizard in MiCase, you are able to select the text to populate your reply.

We never really created templates for full release, as essentially all you are saying is something like "the information you requested is..." or "I attach the information you requested at..."

[REDACTED]

From: [REDACTED]

Sent: 22 September 2021 13:33

To: [REDACTED]

Subject: FOI Template

Hi,

I am completing an FOI for my team and I wondered if you could send over the most recent FOI template so I can ensure I have the most up to date lines. For reference, we have the information and are sharing it with person who requested it. On eRDM I could only find templates for responses which the information was not being shared/was not available.

Thanks,

[REDACTED]

[REDACTED]

Dear [REDACTED],

Thank you for your request dated 6 September under the Freedom of Information (Scotland) Act 2002 (FOISA).

You asked:

1. For the years of 2014-2021 inclusive, how many times local authorities have notified the Scottish Government of the death of:

- A looked after child
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As per Regulation 6 of [The Looked After Children \(Scotland\) Regulations 2009 \(legislation.gov.uk\)](http://www.legislation.gov.uk) guidance, notifications are sent from Local Authorities to the Care Inspectorate. The Care Inspectorate then notify the Scottish Government.

However, figures we have received from the Care Inspectorate state that between the years of 2014-2021 inclusive - INSERT DATA FROM CARE INSPECTORATE

Your right to request a review

If you are unhappy with this response to your FOI request, you may ask us to carry out an internal review of the response, by writing to our Director of Children and Families, 2A (S) Victoria Quay, Edinburgh EH6 6QQ or e-mail him at DirectorforChildrenandFamilies@gov.scot.

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I hope this is helpful.

Yours sincerely,
[REDACTED]