

From:
Sent: 22 July 2022 08:45
To:
Cc:
Subject: RE: Update

Good Morning

Thanks for your email

I have not yet received your legal response I look forward to receiving this in due course

I wish to note that we have been in touch with the Care Inspectorate and my understanding is that they are not supportive of your position

Taking into consideration your comments below about excluding all children we would like to highlight that the contract between the Council and Pear Tree for the service is in place until 31 July 2022. Excluding the children before this date would be a breach of this contract. Of course, the Council will honour its obligation and pay on a pro rata basis the amount due until the termination date, upon receiving the information in the payment schedule.

We are happy to have a meeting with you but in the meantime, we will internally consider the next steps and whether to extend the contract after 31 July 2022, taking into account your current position. We will be in touch sometime next week about this.

Kind regards

Education Service Manager - Inclusion & Wellbeing
Principal Educational Psychologist
East Lothian Council, John Muir House, Haddington, EH41 1HA

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From:
Sent: 20 July 2022 15:29
To:
Cc:
Subject: RE: Update
Importance: High

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Good afternoon

In relation to your email today, a full response from our legal team will be sent tomorrow in response to your allegations of breaches to of the National Care standards for ELCC (criteria 6), the Additional Support for Learning Act (2014), the Equality Act (2010) and our contract with you.

In the meantime, we will commence our plans to exclude all children in our Pear Tree settings for the funded hours they take with us from Monday 25 July, the only response available to us following your email.

Please be aware that the Care Inspectorate is fully supportive of our decision taken in the case of [redacted] our learning and care environment is not at all suitable and is impacting on the wellbeing of [redacted] as we has all the other children we care for every day. This was an informed decision we made and I informed the parents of yesterday.

I would like to suggest that perhaps given your key staff members holidays, that all actions from both yourself and ourselves are paused until 1 August 2022, where we can have a detailed discussion and try and find a satisfactory way forward. We cannot and will not jeopardise the health and wellbeing of any child in our care however in coming to an agreement.

ICP Education

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Registered Office: 1 Pride Point Drive, Derby DE24 8BX. Company No: 10047960

From:
Sent: 20 July 2022 10:33
To:
Subject: FW: Update

Dear

I have picked this email up in my capacity as Service Manager for Inclusion and Wellbeing within East Lothian Council.

I have left a voice message for you outlining the content of this email.

We are very disappointed in this decision and wish to note that this is in breach of the National Care standards for ELCC (Criteria 6) the Additional Support for Learning Act (2014) the Equality Act (2010) and our contract with you.

As a result of these breaches we will not be issuing the partnership funding as planned to the Pear Tree group on the 25th July nor renewing our contract until we can resolve this situation.

In the absence of (Head of Education) and (QI) Early Years) who are both on annual leave we are unable to have any further discussion regarding this position until week beginning 1st August.

Regards

Education Service Manager - Inclusion & Wellbeing
Principal Educational Psychologist

East Lothian Council, John Muir House, Haddington EH41 1HA

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From:
Sent: 19 July 2022 17:08
To:
Cc:
Subject: Update

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Hi

I hope you had a lovely holiday and are enjoying the sunshine in the UK!

I'm emailing you to inform you that today our Managing Director served notice to terminate and the We reached this decision as the team are unable to support and therefore we have been and are failing them.

As we've spoken in the past unfortunately the team do not have the skill set to support and therefore we have been and are failing them.

We have had to consider the safety of all our staff and children in the building and unfortunately due to no specialist care for we have been comprising this.

Happy to discuss this in more detail should you wish too.

Kind regards

Company Strategic Safeguarding Lead
ICP Nurseries Limited

Office Address: 1 Pride Point Drive, Derby DE24 8BX

If you have a safeguarding concern please confidentially contact nofifications@icpnurseries.com
If you have a wellbeing concern please confidentially contact listening@icpnurseries.com

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NHS Coronavirus Information



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