27 September 2018

FREEDOM OF INFORMATION REQUEST – 1231/18

Dear Sir/Madam

Your request for information has now been considered and the information requested is provided below.

Request / Response:

1. Does your council currently make it a contractual condition that your externally commissioned homecare providers must pay their homecare workers for their travel time?

   Answer: Our contracts states that the Provider shall comply with the provisions of the National Minimum Wage Act 1998 (as amended) in relation to the payment of its Staff. The Council may request that the Provider produces an audit demonstrating that the National Minimum Wage has been paid and taking into account training under Regulation 19 and travel time under Regulation 20 of the National Minimum Wage Regulations 2015.

2. Please list the steps that your council has taken to ensure that your externally commissioned homecare providers are paying their home care workers at least the National Living Wage.

   Answer: Our contracts states that the Provider shall comply with the provisions of the National Minimum Wage Act 1998 (as amended) in relation to the payment of its Staff. By extension this would include the National Living Wage. As per Question 1, we can request the Provider produces an audit demonstrating that the National Minimum Wage has been paid.

If you are dissatisfied with the handling of your request please contact the Head of Corporate Governance, Rutland County Council, Catmose, Oakham, Rutland LE15 6HP
You can also complain to the Information Commissioner at:

The Information Commissioner's Office
Wycliffe House, Water lane
Wilmslow, Cheshire
SK9 5AF
Tel: 01625 545700
Yours faithfully

FOI Administrator
Business Support Team
Rutland County Council