

From: Edinburgh College Freedom of Information
Sent: 15 August 2018 16:24
To: [REDACTED]
Subject: RE: FOI request

Dear [REDACTED]

Our Ref: 038/18

As of 1 October 2012, Edinburgh's Telford College, Jewel & Esk College and Stevenson College merged to create a single college called Edinburgh College.

We refer to your request for information dated 18 July 2018. The College has considered your request as a request for information under section 1 of the Freedom of Information (Scotland) Act 2002 ("FOISA"):

038/18 (1): I would like to make a Freedom of Information request for information contained in documents relating to Blackrock International, Esk and Applecross Properties participation in contracts and legal agreements relating to land deals/purchases from this consortia and Jewel and Esk Valley College.

Please note, this information is already publically available:

http://www.finfacts.com/irelandbusinessnews/publish/printer_1000article_1011696.shtml

We would refer you to the following:

"Blackrock International Land plc, the property spin-off of fruit importer Fyffes, today announced that its 50:50 joint venture with Applecross Properties Limited has acquired the Edinburgh campus of Jewel and Esk Valley College for a total outlay, including costs, of £24.2 million [...]The purchase agreement provides for an initial payment of £10 million on 7 November 2007. The balance of the consideration will be payable on 31 October 2008 or on the provision of vacant possession by the vendor, whichever is the later. It is anticipated that the equity contribution by Blackrock will be less than £4 million."

038/18 (2): Information contained in the the total amount (figures) paid to Jewel and Esk Valley College for each land transaction - and on which date or dates the monies were received by Jewel and Esk Valley College.

Please refer to **038/18 (1)** as this confirms £10 million was paid to Jewel and Esk Valley College on 7 November 2007.

038/18 (3): Information contained in any agreement for deferred payments.

Please refer to **038/18 (1)** as this details the deferred payment agreement.

038/18 (4): Information contained in the costs & payments (figures) to the date of this FOI request of all legal fees (& identities of law firms) incurred in relation to this venture.

The information you are requesting relates to transactions that took place approximately eleven years ago. The ledger records are held in a legacy system and the college does not have access to the

underlying invoices. We are unable to identify those payments that specifically relate to the land sale as many of the descriptions provided in the ledger refer to bills that would have incorporated a range of chargeable work. In order to answer your request, we have therefore provided all legal fees identified in the ledger as relating to the Jewel and Esk Valley College capital build below:

Pre Capital Work					
Date	Supplier	Net	VAT	Gross	Description
31.10.2006	Brodies	£7,943	£1,390	£9,333	Professional Services – Purchase of Hardengreen Site
07.11.2005	Brodies	£406	£71	£477	Campus relocation – title audit and appointment of project manager
Capital Work					
Date	Supplier	Net	VAT	Gross	Description
11.04.2007	Brodies	£5,000	£0	£5,000	Registration fee for Hardengreen Site
26.04.2007	Brodies	£10,487	£1,805	£12,292	Professional Services – Various for Redevelopment Project
30.04.2007	Brodies	£18,090	£3,166	£21,256	Professional Services – Campus Redevelopment Project
26.06.2007	Brodies	£2,200	£385	£2,585	Planning Matters and Section 75 Agreements
17.04.2009	Moore Marshall	£1,410	£0	£1,410	Waylease Agreement (Hardengreen Site)
Post Capital Work					
Date	Supplier	Net	VAT	Gross	Description
29.01.2009	Brodies	£5,508	£826	£6,334	Post Contract Advice / Sub-contractors Warranties
30.04.2009	Brodies	£13,360	£2,004	£15,364	Professional services

Edinburgh College is subject to the provisions of the Freedom of Information (Scotland) Act (FOISA) 2002. If you are dissatisfied with this response, you may ask the college to review this decision. To do this, please contact the Head of Corporate Development at the postal address below or e-mail the Head of Corporate Development at governance@edinburghcollege.ac.uk describing your original request and explaining your grounds for dissatisfaction. (Please include in your review request, your name and home address for correspondence).

You have 40 working days from receipt of this letter to submit a review request to:

Head of Corporate Development

4th Floor

Edinburgh College (Milton Road Campus)

24 Milton Road East

Edinburgh

EH15 2PP

When the review process has been completed and if you are still dissatisfied, you may ask the Scottish Information Commissioner to intervene.

The Commissioner's online appeal service is available from their website:
www.itspublicknowledge.info/Appeal

The online appeal service is available 24/7 and offers you real time help and advice about your appeal.

You must appeal to the Commissioner within six months of receiving the review decision.

You also have the right to appeal to the Court of Session on a point of law following a decision of the Commissioner.

Regards

FOI Team

