



Information Policy & Compliance  
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J Hodges  
By email to request – [723-83853ced@whatdotheyknow.com](mailto:723-83853ced@whatdotheyknow.com)

11 July 2008

Dear Mr Hodges

Freedom of information request – RFI20080654

Thank you for your request under the Freedom of Information Act 2000 (“the Act”) dated 16 June 2008, which was:

*“Please could you tell me now much money the BBC has spent on the sculpture “Breathing” which has just been installed on the new wing of Broadcasting House ? How much of this money was paid to the public art consultants Modus Operandi ?”*

You should be aware that “Breathing” was commissioned by the BBC to fulfil obligations under Section 106 of the Town and Country Planning Act (1990). This was not optional for the BBC. Under the planning agreement with Westminster City Council, the BBC agreed to prepare and implement a Public Art Plan. The Plan, prepared on our behalf by Modus Operandi, under direction from the BBC’s Public Art Panel, was submitted to Westminster City Council’s Public Art Advisory Committee for approval.

The amount spent on “Breathing” was £889,898. Of this, £58,329 was paid directly by the BBC and £831,659 by the design and build contractors for Broadcasting House.

The sums above do not include any money paid to Modus Operandi. Modus Operandi were paid £443,193 for a wider range of activities for the entire Broadcasting House project including the development of a public art strategy (of which “Breathing” is part), artist commissioning, design evolution, artist liaison, project management and the provision of advice and assistance in dealing with planning authorities.



### *Appeal rights*

If you are not satisfied with this response you have the right to an internal review by a BBC senior manager or legal adviser. Please contact us at the address above, explaining what you would like us to review and including your reference number. If you are not satisfied with the internal review, you can appeal to the Information Commissioner. The contact details are: Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF, telephone 01625 545 700 or see <http://www.ico.gov.uk/>

Yours sincerely

Julie van der Woude  
Business Manager, BBC Workplace