

Our ref: FOI 101642

Robert Collins [<mailto:request-705220-2a712b31@whatdotheyknow.com>]

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Business Manager, Commercial &
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Tel: 0300 470 2534
12 January 2021

Dear Mr Collins,

I am writing to confirm that we do hold the information you requested on 9 December 2020 but have decided that some of this information cannot be disclosed.

Your requested:

1. The online information previously displayed about your national schedule of repair rates which has since been replaced at <https://highwaysengland.co.uk/travel-updates/third-party-claims/> which set out 'planned works' rates.
2. The calculation of planned rates
3. The exchanges between the insurance industry through the Association of British Insurers and your authority about a consensus for the National Schedule as it currently stands.

The information that can be released is:

1. The online information previously displayed about your national schedule of repair rates which has since been replaced at <https://highwaysengland.co.uk/travel-updates/third-party-claims/> which set out 'planned works' rates.

This information you requested is attached to the email along with this letter.

The following information that is being withheld:

2. The calculation of planned rates

It is being withheld because:

- a) The rates were derived from a combination of things including CECA rates which are publicly available. Under Section 21 of the Freedom of Information Act we do not have to provide these rates to you as they are already available to you by other means. CECA rates can be found at:

<https://cecascotland.co.uk/wp-content/uploads/2018/02/CECA-Dayworks-31-August-2011.pdf>

and CIJC rates can be found at:

<https://www.ucatt.org.uk/files/publications/160929%20CIJC%20final.pdf>.

b) and, also using the pricing schedule for target costs for schemes (tendered rates) which were found to be commercially sensitive at Tribunal EA/2018/0104 (copy of the Tribunal Case Ruling attached with this letter).

We do not hold the following information you requested for:

3. The exchanges between the insurance industry through the Association of British Insurers and your authority about a consensus for the National Schedule as it currently stands.

This is because we are not using the NSoRC rates.

If you are unhappy with the way we have handled your request you may ask for an internal review. Our internal review process is available at:

<https://www.gov.uk/government/organisations/highways-england/about/complaints-procedure>

If you require a print copy, please phone the Information Line on 0300 123 5000; or e-mail info@highwaysengland.co.uk. You should contact me if you wish to complain.

If you are not content with the outcome of the internal review, you have the right to apply directly to the Information Commissioner for a decision. The Information Commissioner can be contacted at:

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

If you have any queries about this letter, please contact me. Please remember to quote reference number **101642** in any future communications.

Yours sincerely

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