



## **Responses to the Consultation paper:**

### **The Driving Instruction (Suspension and Exemption Powers) Act 2009**

#### **Compensation scheme**

#### **Responses to Proposals**

*An executive agency of the*

*Department for  
**Transport***



**Awarded for excellence**



**INVESTOR IN PEOPLE**

June 2011

**Proposal 1: Do you agree with the proposal to include a time limit of two years for claims to be made?**

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Largely Disagree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: No comment made

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Respondent: **Other**  
Response: **Largely Agree**  
Comments: No comment made

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Respondent: **Approved Driving Instructor**  
Response: **Totally Agree**  
Comments: We consider this to be more than sufficient time.

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Respondent: **Approved Driving Instructor**  
Response: **Largely Agree**  
Comments: No comment made

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Respondent: **Approved Driving Instructor**  
Response: **Largely Agree**  
Comments: No comment made

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Respondent: **Approved Driving Instructor**  
Response: **Largely Agree**  
Comments:

2 years as a general limit is within acceptable limits, however I feel that there needs to be safe guards built into the system whereby a claim can be made outside this time limit in exceptional circumstances.

Such circumstances could be where exculpatory evidence becomes available after the time limit has expired, or, in circumstances outside the applicants control, evidence required by the DSA is not available within the time limit, but subsequently becomes available. There are numerous other circumstances that are foreseeable, that would make a hard and fast time limit inequitable and undesirable.

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Respondent: **Approved Driving Instructor**  
Response: **Largely Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Slightly Disagree**

Comments: Any claim should be completed within a 6 month period.

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: No comment made

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Respondent: **Local Road Safety Officer**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: Providing this two years starts at the end of the suspension

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: The two year limit should start from the date any final decision is made.

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: This seems a fair and reasonable time scale.

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Respondent: **Local Road Safety Officer**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Largely Disagree**

Comments: This should be only 6 months.

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Respondent: **Approved Driving Instructor**

Response: **Slightly Disagree**

Comments:

2 years is too long. Anyone subject to temporary suspension will need compensation immediately. They should be able to compile most of the necessary supporting documentation during the suspension period or immediately afterwards. Such evidence is easier to compile while fresh.

Personally I think 3 months should be sufficient, maybe 6 months max.

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Respondent: **Other**

Response: **Totally Agree**

Comments:

Reasonable. No comment made

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Slightly Agree**

Comments:

Sometimes investigations can take longer depending on witnesses.

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Respondent: **Driver Training Representative Organisation**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Driver Training Representative Organisation**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Local Road Safety Officer**

Response: **Largely Agree**

Comments: No comment made

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Respondent: **Driver Training Representative Organisation**

Response: **Totally Agree**

Comments: No comment made

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**Proposal 2: Do you agree with the proposal to require claims to be submitted in writing with relevant supporting documentation?**

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments:

Writing should include e-mails with documents attached, due to unreliability and cost of postage, especially with larger letters.

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Respondent: **Other**

Response: **Slightly Agree**

Comments:

Supporting documentation may not always be available for self employed instructors.

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments:

Clearly any such claims require to be official and, thus, in writing. However, it would be interesting to learn what the 'supporting documentation' would actually be.

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Slightly Agree**

Comments:

Claimants should have the option to submit electronic claims applications as an alternative hard copy written ones.

Whilst I foresee that most claimants will be in a position to supply supporting documentation, I DO NOT agree that failure to supply supporting documentation should automatically lead to forfeiture of the claim.

NB! There are foreseeable circumstances where a claimants accounts and other documentation may have been seized by the police as part of an investigation and the applicant may be experiencing difficulty in getting these documents returned. In my experience it is not unusual for the police to lose, misplace, damage or destroy in error, documents gathered as part of the evidence in a case.

As most ADI's are micro businesses, it is likely that business documentation will be stored in their cars and/or their homes and it is foreseeable that such documentation could be lost due to theft from either of the above or from fire, storm damage etc.

Any compensation system should be flexible enough to cope with the applicant's actual circumstances and the claim should not be automatically defeated for an inability to produce documentation that is caused by circumstances outside the applicant's control.

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Local Road Safety Officer**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments:

Ensuring that the prescribed form is not too difficult to complete and submit.

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments:

This seems a fair and reasonable time scale to submit any claims. however, care will need to be exercised if claims are for whatever reason submitted close to the deadline.

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Respondent: **Local Road Safety Officer**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Other**

Response: **Totally Agree**

Comments: Reasonable.

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Respondent: **Approved Driving Instructor**

Response: **Slightly Agree**

Comments:

Yes, claims should be submitted in writing with a two year limit providing when the suspension is overturned the ADI is informed of this requirement by the DSA in writing.

Supporting documentation is more difficult.

For the new ADI, how does he prove what he has lost if there are no previous trading years to refer too?

For the more established ADI, the working week varies week upon week, even year upon year.

Each year of trading, once established, tends to bring more work by way of recommendations that accumulate as time goes by.

Furthermore, work is seasonal; if a period over Xmas was suspended, little work would be usually be lost, where as a period of suspension during Spring or Autumn (ie, when the Universities return in a town like Plymouth or Exeter) would be more costly.

A flat 'average' fee would be more simple to administer and fairer.

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: No comment made

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Respondent: **Driver Training Representative Organisation**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Driver Training Representative Organisation**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Local Road Safety Officer**

Response: **Largely Agree**

Comments: No comment made

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Respondent: **Driver Training Representative Organisation**

Response: **Totally Agree**

Comments: No comment made

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**Proposal 3: Do you agree with the proposal to allow DSA to request further reasonable information or documentation from the claimant to facilitate validation or processing of the claim and to make payment of compensation conditional upon its provision?**

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Slightly Disagree**

Comments:

Compensation payments should NOT be conditional, and NO additional cost should have to be met by the claimant.

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Respondent: **Other**

Response: **Largely Disagree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments:

Marked as such because the term 'reasonable' is open to wide interpretation by all concerned parties. The term creates an unclear situation at consultation level.

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Slightly Disagree**

Comments:

Requesting reasonable further information is ok.

To make payment of compensation conditional on receiving it is not.

The applicant may not be in a position to supply the information requested or may not be able to get the information from a third party through no fault of his own.

If the claimant can show reasonable but unsuccessful, effort to obtain the requested information or reasonable reason for not supplying information requested, then the claim should proceed unhindered.

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Local Road Safety Officer**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments:

Although I agree that the DSA should be allowed to ask for reasonable further information or documentation from the claimant, I do not believe that it should be a condition that compensation will only be paid if this information is provided. In cases where this information is not/can not be provided then compensation should be paid on the merits of the current information available.

Paying, or considering paying compensation only if, following such a request, further information or documentation is provided is a form of blackmail. It should not be a condition on which to pay/not pay compensation.

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments:

This must not be seen as a way of making it too difficult to make a claim.... the emphasis must be on REASONABLE.

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments:

Not conditional, unless provision is made for documentation that cannot be reasonably attained due to time lapse or other!! ie. Fire or theft!

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: In agreement

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Respondent: **Local Road Safety Officer**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Other**

Response: **Totally Agree**

Comments: Reasonable.

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Respondent: **Approved Driving Instructor**

Response: **Slightly Disagree**

Comments:

How does a new ADI with little or no past trading years provide proof of what he has lost.

Driving Tuition is quite seasonal in most parts of the country, especially in University towns.

It would be dependant on which part of the year an ADI was suspended as to how much he actually loses.

---

Respondent: **Approved Driving Instructor**

Response: **Slightly Agree**

Comments:

No, if the person is acquitted, then he is acquitted, however losses would need to be proven.

---

Respondent: **Driver Training Representative Organisation**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Driver Training Representative Organisation**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Local Road Safety Officer**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Driver Training Representative Organisation**

Response: **Totally Agree**

Comments: No comment made

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**Proposal 4: Do you agree with the proposal to allow DSA to seek consent for reasonable enquiries to be made of third parties to assist in validation or processing of the claim and for payment of compensation to be conditional on such consent being given?**

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Slightly Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**  
Comments: No comment made

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Respondent: **Approved Driving Instructor**  
Response: **Totally Agree**  
Comments: No comment made

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Respondent: **Approved Driving Instructor**  
Response: **Largely Agree**  
Comments: No comment made

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Respondent: **Approved Driving Instructor**  
Response: **Largely Agree**  
Comments: No comment made

---

Respondent: **Approved Driving Instructor**  
Response: **Slightly Disagree**  
Comments:

Compensation payments should NOT be conditional, and no extra costs should be met by the claimant.

---

Respondent: **Other**  
Response: **Largely Disagree**  
Comments: No comment made

---

Respondent: **Approved Driving Instructor**  
Response: **Largely Agree**  
Comments:

Again, very muddy in wording. What third parties? Can DSA approach any Tom, Dick and Harry? What about Data Protection and Human Rights? If DSA want carte blanche, then my reply here would be Totally Disagree.

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments:

This again should not be an absolute condition.

It would be far more equitable if this were re-worded so that the DSA had the right to ask for consent to contact third parties and that payment of compensation would be conditional on such consent: not being UNREASONABLY withheld.

---

Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Slightly Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Local Road Safety Officer**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments:

Although I agree that the DSA should be allowed to ask for consent from the claimant for reasonable enquiries to be made of third parties, I do not believe that it should be a condition that compensation will only be paid if this consent is given. In cases where consent is withheld then compensation should be paid on the merits of the current information available.

Paying, or considering paying compensation only if consent is given is a form of blackmail. It should not be a condition on which to pay/not pay compensation.

---

Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments:

See comments at Q3 - similar comment here. This must not become a way of stalling or obstructing the claim

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments:

Payment should not be withheld if consent not given, provided suitable reasoning is given!

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No Objections

---

Respondent: **Local Road Safety Officer**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Other**

Response: **Totally Agree**

Comments: Reasonable

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Respondent: **Approved Driving Instructor**

Response: **Slightly Agree**

Comments:

This runs the risk of an ADI who has been wrongly suspended having the smear of being suspended for some reason being known to outside parties.

Many ADI's do not use accountants.

---

Respondent: **40 Approved Driving Instructor**

Response: **Slightly Agree**

Comments:

No, if the person is acquitted, then he is acquitted, however losses would need to be proven.

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Respondent: **Driver Training Representative Organisation**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Driver Training Representative Organisation**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Local Road Safety Officer**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Driver Training Representative Organisation**

Response: **Totally Agree**

Comments: No comment made

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**Proposal 5: Do you agree with the proposal for the amount of compensation to be paid in respect of income lost, to be based upon either:**

**(A) the actual amount lost; or**

**(B) fixed daily rates.**

**Consultees are invited to express their preference between the two options.**

Respondent: **Approved Driving Instructor**

Response: **Option A**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Option B**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Option A**

Comments:

I have chosen A because I think it would encourage better co-operation from individuals to resolve any investigation quickly & also be less of a financial burden to the DSA.

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Respondent: **Approved Driving Instructor**

Response: **Option A**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Option B**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Option B**

Comments:

To reduce unnecessary administration costs for both parties.

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Respondent: **Approved Driving Instructor**

Response: **Option B**

Comments:

Option A is the best except for how to take into account future learners, advertising cost that have already been paid etc.

Option B would be easier, but most instructors teach more than 28 hours a week, the average is more likely to be 35 hours a week.

---

Respondent: **Other**

Response: **Option B**

Comments:

Providing this option takes into account a seven day working week, and a reasonable number of hours worked.

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Respondent: **Approved Driving Instructor**

Response: **Option A**

Comments:

There are widely varying lesson charges throughout the UK and it would be unjust to all if a fixed rate was applied. Also, how would this fixed rate be decided upon?

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Respondent: **Approved Driving Instructor**

Response: **No preference made**

Comments:

I would suggest the average weekly earnings of the claimant taken over the previous two years to be considered as an option to the above.

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Respondent: **Approved Driving Instructor**

Response: **Option A**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Option A**

Comments:

But there should be a fall back amount payable if claimants are not able to supply documentation to confirm their previous income/work patterns in circumstances outside their control.

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Respondent: **Approved Driving Instructor**

Response: **Option A**

Comments:

Fixed rates could be good for some, and bad for others. Actual amount is a much fairer way of doing it.

However the point about extra admin costs the DSA's end is understandable.

---

Respondent: **Approved Driving Instructor**

Response: **Option B**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Option A**

Comments: No comment made

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Respondent: **Local Road Safety Officer**

Response: **Option A**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Option B**

Comments:

This option will not be fair on everyone - there will be winners and losers. However I believe that this option is the better of the two because claimants will know exactly what (if any) compensation they will be entitled to, and this option is far easier to apply, both in time and costs.

---

Respondent: **Approved Driving Instructor**

Response: **Option B**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Option A**

Comments:

Providing the evidence is going to be accepted and no upper limits are then imposed. If someone proves high earnings, then that is what should be paid.

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Respondent: **Approved Driving Instructor**

Response: **Option A**

Comments:

Actual amount lost based on last full years accounts plus inflation/ price rise factors.

---

Respondent: **Approved Driving Instructor**

Response: **Option B**

Comments:

A fixed daily rate would be a fairer option

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Respondent: **Local Road Safety Officer**

Response: **Option A**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Option A**

Comments:

I feel that the compensation should reflect the 'actual' loss rather than a fixed daily rate as this would be fairer to the individual, in replacing real lost income to them or their business following an unsuccessful attempt to remove them from their professional work. They would, after all, be regarded as innocent if compensation was being paid, so they should not suffer any loss of income, due to fixed rates not reflecting their own income stream.

---

Respondent: **Approved Driving Instructor**

Response: **Option A**

Comments:

This should be looked at as your diary can change so the instructor should prove there income for that time they cannot work and this should be by checking his confirmed booking of the previous three months and for time they are unable to work.

---

Respondent: **Approved Driving Instructor**

Response: **Option A**

Comments:

Lost income should be based on previous 16 weeks income to provide an average daily or weekly income.

There should also be an additional payment to compensate for the time taken to rebuild their business. I propose an additional 6 weeks at the above calculation, reduced by any amount actually earned in that period.

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Respondent: **Other**

Response: **Option A**

Comments: Reasonable

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Respondent: **Approved Driving Instructor**

Response: **Option B**

Comments:

1) Newly qualified ADI's will not have any trading years in the past to refer too.

2) Driving Tuition is quite seasonal, especially in University towns such as Plymouth, Exeter, Cambridge, etc.

Depending on what part of a year an ADI was wrongly suspended would cause losses that are quite different to other times of the year.

3) It would be a slow and difficult system to administer, leading to disputes and grievances.

4) A fixed daily rate, perhaps reflecting years of establishment of an ADI and his time on the register would be far simpler and more fair. That way an ADI who is wrongly suspended would know just what compensation he would receive and at such a difficult time after losing his livelihood and at least he would know just how much he would get.

A fixed rate would also be able to be paid out much quicker to the wronged party.

---

Respondent: **Approved Driving Instructor**

Response: **Option A**

Comments:

No, if the person is acquitted, then he is acquitted, however losses would need to be proven.

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Respondent: **Driver Training Representative Organisation**

Response: **Option A**

Comments:

We would like to press for provision that an interim payment be made, within one month of a valid compensation claim being made. We are asking for this additional provision for two reasons.

1. It has been suggested that The Wheels of Justice Grind Exceedingly Slow. If an ADI has been wrongly suspended for a lengthy period he will need some compensation urgently in order to restart his business.

2. In addition it may be that a threat of delaying payment might be used in order to reach a lower compensation figure e.g. "We have your claim for £10,000 and it may take two years to process if you accept £5,000 we will send you a cheque tomorrow."

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Respondent: **Driver Training Representative Organisation**

Response: **Option A**

Comments:

We also consider it may be necessary to make a payment in between as part of the full sum. This is due to the fact that if this went along slowly and the ADI has been wrongly suspended they will need some income to keep up their business.

---

Respondent: **Local Road Safety Officer**

Response: **Option A**

Comments:

Option A would better ensure that ADIs who make a claim are not financially penalised if their loss is greater than the fixed daily rate in option B. Furthermore it would help to ensure that ADIs do not make profit from the compensation system if their loss is less than the fixed daily rate.

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Respondent: **Driver Training Representative Organisation**

Response: **Option A**

Comments:

We request that provision is made for an interim payment to be made within one month of a valid compensation claim.

Claimants should not be required to wait unduly whilst their claim is considered.

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**Proposal 6: Do you agree with the proposal for the amount of compensation to be paid in respect of reasonable and necessarily non-income losses to be based upon the actual losses incurred by the candidate?**

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Slightly Disagree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments:

To reduce unnecessary administration costs for both parties.

---

Respondent: **Approved Driving Instructor**

Response: **Totally Disagree**

Comments:

Non-income losses should be based upon the predicted losses incurred and NOT the actual losses.

---

Respondent: **Other**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments:

Clearly this would require documented proof but it would be fair on the individual.

---

Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Local Road Safety Officer**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Largely Disagree**

Comments:

This is extremely difficult for anyone to quantify - the consequential losses could last much longer and have a greater financial impact than the financial losses incurred during the period of the suspension. MUD STICKS!! This

element should be monitored for a two year period and the continuous loss, compared to pre-suspension income, should be paid by way of compensation to loss of good character.

---

Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments: Any proven losses should be recompensed.

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: This appears to be a fair reflection of the situation.

---

Respondent: **Local Road Safety Officer**

Response: **Totally Agree**

Comments: No comment made

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Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Approved Driving Instructor**

Response: **Largely Agree**

Comments:

They need to prove how much income they have lost and if they have done other work while waiting for the answer this income should be taken off the final figure.

---

Respondent: **Approved Driving Instructor**

Response: **Totally Agree**

Comments: No comment made

---

Respondent: **Other**  
Response: **Totally Agree**  
Comments: No comment made

---

Respondent: **Approved Driving Instructor**  
Response: **Slightly Disagree**

Comments:

It would be far simpler if non income losses, which I guess are to reflect damages to reputation and long standing of the ADI's business should reflect the years he has worked as an ADI.

Surely a sliding scale something like ;

? years trading as an ADI x ? days suspended = £££££

could be formulated.

Again, a wrongly suspended ADI at certain times of the year suffers varying losses, ie; if he is suspended in the springtime and misses the Yellow Pages advert, he will suffer a greater loss than simply missing a couple of weeks over xmas.

A fixed rate, determined in part by an ADI's time on the register, would result in a far quicker payment of compensation and more accurately reflect actual damage down to his business. Everyone would know where they stand, and the likely outcome of disappointment and unfairness would be reduced.

---

Respondent: **Approved Driving Instructor**  
Response: **Slightly Agree**  
Comments: No comment made

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Respondent: **Driver Training Representative Organisation**  
Response: **Totally Agree**  
Comments: No comment made

---

Respondent: **Driver Training Representative Organisation**  
Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Local Road Safety Officer**

Response: **Largely Agree**

Comments: No comment made

---

Respondent: **Driver Training Representative Organisation**

Response: **Totally Agree**

Comments: No comment made

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