



Department
for Transport

SUBJECT TO CONTRACT

Attachment No 2

Glossary

Freight Capacity Procurement - Invitation to Tender

For information: A Glossary of commonly used terms throughout the Freight Capacity Procurement documentation.

SUBJECT TO CONTRACT

Bidders may find this glossary of terms helpful to understand terms used in the Invitation to Tender (ITT) Pack. For the purposes of understanding the Freight Capacity Framework Agreement and Call Off Agreement, should there be any difference or conflict between the definitions contained in this Glossary, and the definitions contained in the Freight Capacity Framework Agreement and the Template Call Off Terms and Conditions, the definitions contained therein are the correct ones.

Approved Ticket Purchaser means a Ticket Purchaser approved by the Customer to utilise the Purchased Capacity in accordance with the Customer's ticketing requirements.

Authority means THE SECRETARY OF STATE FOR TRANSPORT ("Secretary of State") as represented by the Department for Transport, whose offices are located at Great Minster House, 33 Horseferry Road, London SW1P 4DR.

Bidder/s means a company responding to the Invitation to Tender to join the Framework.

Call Off Agreement means the agreement (comprising the Template Call Off Order Form and the Template Call Off Terms and Conditions) that may be entered into for the provision of Freight Capacity between the Freight Operator and a Customer following a Mini-Competition.

Call Off Bidder means a Freight Operator on the Framework responding to a Call Off Request.

Call Off Request means the Invitation to Tender document pack issued by the Customer to the Freight Operators on the Framework in respect of a Mini-Competition.

Capacity Commencement Date means the date on and from which the Freight Operator is to provide the Purchased Capacity (i.e. the date of the first Freight Service).

Capacity Option means a single tender submitted by a bidder for a capacity offer on a given Leg with a unique price and/or approach to service. There may be more than one capacity option on the same Leg but if their respective prices and/or approach to service are different, they would constitute different Capacity Options.

Category 1 Goods means those goods identified by the Government as being critical to the preservation of human and animal welfare and/or national security. Note that the goods within scope or identified as Category 1 may be reviewed by the Government from time to time.

Contracting Authority means bodies listed in Section 1 of the OJEU Notice and includes the Authority and "Contracting Authorities" shall be construed accordingly.

Conveyance means a vessel, train or aircraft that can be used for the transportation of Freight Vehicles.

Customer/s means any Contracting Authority entitled to run a Mini-Competition and enter into Call Off Agreement(s).

DfT means Department for Transport.

Disruption Event means current or anticipated disruptive circumstances affecting the flow of goods such as (but not limited to) congested roads or Terminals, or delays from border checks, industrial action or natural disasters.

Existing Capacity means Freight Capacity that is already available on the open market prior to a Mini-Competition.

SUBJECT TO CONTRACT

Freight Capacity Framework Agreement means the framework agreement included at Attachment 5, which will be entered into by successful Bidders and also refers to the framework that will be so established for the provision of Freight Capacity (references to “**Framework Agreement**” are the same as to Freight Capacity Framework Agreement, and references to “**Framework**” are a reference to the framework so established).

Freight Capacity means Lane Metres (Lm) capable of transporting Freight Vehicles on a Conveyance.

Freight Operator means a company that operates a Conveyance.

Freight Service/s means the running or the delivery of the Purchased Capacity on a given Leg (for the avoidance of doubt, one or more Capacity Options would become a Freight Service upon the Capacity Commencement Date(s)).

Freight Vehicles means wheeled goods vehicles (including vans, trucks, lorries, HGVs and other equivalents) or wheeled trailers or semi-trailers to be conveyed intact on the Conveyance whether accompanied or unaccompanied.

Lane Metre (Lm) means one linear metre of capacity suitable for a Freight Vehicle of specified type.¹

Leg means any number of journeys from Terminal (A) to Terminal (B) in one direction.

Mini-Competition means the mini-competition procedure described in paragraph 2 of Schedule 5 (*Call Off Procedure*) of the Freight Capacity Framework Agreement.

New Capacity means Freight Capacity not already available on the open market prior to a Mini-Competition.

Purchased Capacity means the capacity to be purchased by the Customer pursuant to a Call Off Agreement (or part thereof).

Route/s means two Legs, i.e. a return journey.

Standard Terms of Carriage means a Freight Operator's standard terms and conditions of carriage.

Supplier Access Code means the code given by the Customer to each Supplier who has been permitted access to Purchased Capacity, as further outlined in the Freight Operator Handbook (included at Attachment 9).

Supplier means a Category 1 Good manufacturer or distributor.

Terminal means operational area at which a Conveyance will arrive or depart and where the Conveyance can be accessed by the Freight Vehicle.

Ticket Holder means a Ticket Purchaser who has booked a ticket from the Purchased Capacity for a given Trip.

¹ It is acknowledged that some Freight Operators may sell capacity on a basis other than in Lane Metres but for the purposes of this Framework, it is used as a common numeraire of capacity.

SUBJECT TO CONTRACT

Ticket Purchaser means any haulier, holder, consignee, receiver or any person possessing or entitled to possession of the relevant cargo (or any agent acting on their behalf).

Ticketing Access Code means the code given by the Customer to each Ticket Purchaser who has been permitted access to Purchased Capacity, as further outlined in the Freight Operator Handbook (included at Attachment 9).

Trip means one occurrence of a Leg (i.e. one journey from Terminal A to Terminal B in one direction).

Unit Price means the price per Lane Metre. For Freight Operators used to pricing in Freight Vehicle equivalents, please note that the Authority assumes the following standardised conversion rates:

- (A) 16.7m for accompanied capacity by HGV;
- (B) 15m for unaccompanied capacity by HGV; and
- (C) 7.5m for a van.

Note that words such as 'bid', 'tender' and 'response' may be used interchangeably throughout the procurement documents.