

Public Interest Test results table

Request for Information relating to the relocation of the Little Whirlpool Ramshorn Snail Colony on the A47 Acle Straight	
EIR Exemption S.12(5)(e) Protection of Confidentiality of Commercial Information	
<i>Factors supporting disclosure</i>	<i>Factors supporting non-disclosure</i>
<ul style="list-style-type: none"> • There is a strong public interest disclosing information which demonstrates value for money and effective use of public funds. • There is strong public interest in releasing information that helps the public understand Highways England decisions. • There is a general public interest in the work of public services being transparent and the information used in the course of business being accessible. 	<ul style="list-style-type: none"> • The information is deemed to be commercial in nature as it relates to the sale of goods and services provided by contractors or third parties to Highways England • The information requested is considered to be confidential under the common law of confidence. Business practice requires that all cost estimates, invoice documentation and other commercially sensitive information provided by suppliers is held by Highways England in the expectation of confidence. • The information requested is still current. Disclosure of commercially valuable information would be detrimental to the economic interests of Highways England and our suppliers. • Confidentiality of future business transactions will be adversely affected by disclosure. The information was provided in the expectation that it will only be used or disclosed in accordance with the wishes of the confider.
<p>Conclusion: Protection of confidentiality of information under Regulation 12(5)(e) requires public authorities to establish that:</p> <ul style="list-style-type: none"> • The information is not on emissions • The information is commercial or industrial in nature • It is confidential under either the common law of confidence, contract or a statutory bar • The confidentiality is protecting a legitimate economic interest • The confidentiality will be adversely affected by disclosure and • The public interest in maintaining the exception outweighs the public interest in disclosing the information. <p>The confidentiality of the information requested fulfils the above criteria. Disclosure would damage confidentiality and be detrimental to the economic interests of Highways England and its suppliers. The factors in favour of withholding the information are considered to outweigh their supporting disclosure.</p> <p>PIT Members:</p> <p>Date of PIT: 13 August 2015</p>	