

Our ref: 749, 797

Your ref:

[REDACTED]
[REDACTED]

via E-mail

cc:

From:

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

GTN:

Mobile:

13 April 2017

Dear [REDACTED]

FOI REQUEST 749, 797 FOR THE COMPANIES WHO UNSUCCESSFULLY TENDERED FOR THE SHAREPOINT INTRANET DEVELOPMENT CONTRACT

I am writing to confirm that we have now completed our search for the information, which you requested on the 16 March 2017

You requested the names of the companies who unsuccessfully tendered for the Sharepoint Intranet Development Contract.

The information you requested is being withheld in reliance on the exemption in section 43 [www.legislation.gov.uk/ukpga/2000/36/section/43] of the Freedom of Information Act 2000 because the '*release of the information is likely to prejudice the commercial interests of a company.*'

In applying this exemption we have had to balance the public interest in withholding the information against the public interest in disclosure. The key public interest factors for and against disclosure are in Annex A below.

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 [*CRS reference*] in any future communications.

Yours sincerely


Business Manager

Annex A:

Request for the unsuccessful tenderers of the Portal Intranet Development Procurement	
FOIA Exemption S.43 (1) & (2) – Commercial Interests	
<i>Factors supporting disclosure</i>	<i>Factors supporting non-disclosure</i>
<ul style="list-style-type: none">• There is a clear public interest in the work of government being closely examined to encourage the discharging of public functions in the most efficient and effective way;	<ul style="list-style-type: none">• The procurement process must be seen to be fair and that commercial interests of the suppliers of services are not unduly prejudiced by the release of commercially sensitive information.• The consultants object to the release of their bid information on the grounds that it contains commercially sensitive information.
<p>Conclusion: there are compelling arguments which support withholding the information which outweigh those supporting release.</p> <p>PIT Members:</p> <p>Date of PIT: 13 April 2017</p>	