



Response to Request for Information

Reference FOI 1015116
Date 22 October 2015

Legal Challenges to the Council's Tendering Activities

Request:

Question One:

How many legal challenges (i.e. written letters) were received pertaining to the Council's tendering activity in the following years?

2009:
2010:
2011:
2012: 0
2013: 1
2014: 0
2015 to date: 0

Following reasonable enquiries, it has been established that in answer to the years 2009, 2010 and 2011, the Council does not hold the above information. Consequently, we are unable to provide any information relating to the above, as per Section 1(1)(a) of the Act:

"Any person making a request for information to a public authority is entitled to be informed in writing by the public authority whether it holds information of the description specified in the request".

Question Two:

For each year stated below, how many of these legal challenges were issued by an economic operator, as opposed to a lawyer/solicitor acting for the economic operator?

2009:
2010:
2011:
2012: 0
2013: 0
2014: 0
2015 to date: 0

Following reasonable enquiries, it has been established that in answer to the years 2009, 2010 and 2011, the Council does not hold the above information.

Consequently, we are unable to provide any information relating to the above, as per Section 1(1)(a) of the Act:

"Any person making a request for information to a public authority is entitled to be informed in writing by the public authority whether it holds information of the description specified in the request".

Question Three:

For each year, how many of these legal challenges were issued by a third party/non-economic operator, such as a trade association, a concerned citizen etc.?

2009:

2010:

2011:

2012: 0

2013: 0

2014: 0

2015 to date: 0

Following reasonable enquiries, it has been established that in answer to the years 2009, 2010 and 2011, the Council does not hold the above information.

Consequently, we are unable to provide any information relating to the above, as per Section 1(1)(a) of the Act:

"Any person making a request for information to a public authority is entitled to be informed in writing by the public authority whether it holds information of the description specified in the request".

Question Four:

For each year, how many of these legal challenges were issued stating that an application for judicial review would be made (i.e. pre-action)?

2009:

2010:

2011:

2012: 0

2013: 0

2014: 0

2015 to date: 0

Following reasonable enquiries, it has been established that in answer to the years 2009, 2010 and 2011, the Council does not hold the above information.

Consequently, we are unable to provide any information relating to the above, as per Section 1(1)(a) of the Act:

"Any person making a request for information to a public authority is entitled to be informed in writing by the public authority whether it holds information of the description specified in the request".

Question Five:

For each year, how many of these legal challenges led to a full application for judicial review (i.e. application made to the Court)?

2009:

2010:

2011:

2012: 0

2013: 0

2014: 0

2015 to date: 0

Following reasonable enquiries, it has been established that in answer to the years 2009, 2010 and 2011, the Council does not hold the above information. Consequently, we are unable to provide any information relating to the above, as per Section 1(1)(a) of the Act:

"Any person making a request for information to a public authority is entitled to be informed in writing by the public authority whether it holds information of the description specified in the request".