

From: [Janet Lowe](#)
To: [Heather Dickinson](#)
Subject: FW: FOI Request, Highways - Ncc-045776-20
Date: 26 August 2020 08:58:00
Attachments: [image001.jpg](#)

Hi Heather,

Apologies for sending this over to you so late however I have just realised that Don has mentioned that legal may know something about the "Green Claims"?

Risk and Insurance have responded to the "Red Claims" questions however no one seems to have any info regarding the green? Is this something you are aware of at all?

Many Thanks

Janet

From: Peter Goode <peter.goode@viaem.co.uk>
Sent: 07 August 2020 11:43
To: Don Fitch <don.fitch@viaem.co.uk>; Janet Lowe <janet.lowe@nottsc.gov.uk>
Cc: Risk Insurance <risk.insurance@nottsc.gov.uk>; Ian Patchett <ian.patchett@viaem.co.uk>
Subject: RE: FOI Request, Highways - Ncc-045776-20

Don, you are optimistic

I have absolutely no idea of the claims made against others and would not know where to start to obtain such data.

That is partly because it is actually (subjectively, I think) relatively low / infrequent but it is also widely spread. Recovery of costs may arise for RTC damage of signals, lighting etc which may be a bit easier to identify as they are asset based but for recovery of costs of things like drainage repairs due to utility damage, flood / burst mains, etc I cannot imagine being able to provide this data.

Peter Goode

Traffic Manager (Nottinghamshire County Council)

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Traffic Manager Team

Enabling Works - Minimising Disruption

Roadworks information at <http://nottinghamshire.roadworks.org/>

Head Office: Bilsthorpe Highways Depot, Bilsthorpe Business Park,
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From: Don Fitch <don.fitch@viaem.co.uk>

Sent: 07 August 2020 11:20

To: Janet Lowe <janet.lowe@nottscc.gov.uk>

Cc: Risk Insurance <risk.insurance@nottscc.gov.uk>; Peter Goode <peter.goode@viaem.co.uk>; Ian Patchett <ian.patchett@viaem.co.uk>

Subject: Re: FOI Request, Highways - Ncc-045776-20

Morning Janet,

The response to the questions I can answer is below.

With regard to green claims I have given this more thought and included Peter in this response as he may be able to provide some information with regard to licensing. There is a wider NCC role here that is outside the scope of R&I and Via, which may need to involve your Legal colleagues.

1. What is the length of carriageway maintained by the highway authority?

4,443km

2. What is the annual revenue budget allocation for highway maintenance and response (excluding improvements)?

Roughly £2.4m but the previous defined split between Capital Maintenance and Revenue are not prescriptive as they have been historically. There is recognition nationally that capital investment in the asset to resolve early deterioration through a planned mechanised approach can provide a more timely solution. This is reinforced by the WMHI ACOP and the move away from nationally implemented solutions.

3. What is the approximate annual cost of response and repair following damage to the highway asset?

Included in the above figure.

4. How many "Green Claims" were raised in the year? - PT?

5. How many "Green Claims" led to a successful recovery of damages? - PT?

6. What was the value of damages recovered from those "Green Claims"? - PT?
7. How many "Red Claims" were received in the year? - R&I
8. How many "Red Claims" were paid in the year? - R&I
9. What is the value of damages paid in respect of those "Red Claims"? - R&I
10. What was the legal cost of defending "Red Claims" in the year? - R&I
11. From which year are the figures provided?

Q2 - 2020,
Green Claims - PT?,
Red Claims - R&I

12. Could you please provide a copy of the highway inspection and intervention regime for the authority?

The policy associated with inspecting and maintaining the highway is contained in the Highway Inspection & Risk Manual which can be found at:

<http://www.nottinghamshire.gov.uk/transport/roads/highway-inspection-manual>

With regard to green claims I have included Peter in this response as he may be able to provide some information with regard to licensing. There is a wider NCC role here that is outside the scope of R&I and may need to involve your Legal colleagues.

Many thanks

Don Fitch

Assets Management Advisor

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From: Janet Lowe <janet.lowe@nottsc.gov.uk>
Sent: 05 August 2020 10:27
To: Risk Insurance <risk.insurance@nottsc.gov.uk>; Don Fitch <don.fitch@viaem.co.uk>
Subject: FW: FOI Request, Highways - Ncc-045776-20

Hello,

We have received the below FOI request. I have not come across one before which mentions Red/Green claims so I am not really sure who should be responding to this?
If you could let me know who it sits with that would be great.

We will require the information by the 26th August.

If you have any queries regarding this request, please do not hesitate to contact me.

I recognise due to the current Covid-19 situation your resources to be able to respond to FOI request/s may be reduced and not a priority, it would be helpful if you could let me know if you are able to respond to this request or if there is anyone else you would like me to forward this on to in the meantime?

We anticipate that responses may not meet the specified timescales.

Kind Regards
Janet

From:
Sent: 04 August 2020 14:51
To: FOI <foi@nottsc.gov.uk>
Subject: FOI Request

FAO the FOI team,

I am writing to you to make a Freedom of Information request in respect of highways under your management.

I am seeking to understand the current situation regarding 'Green' and 'Red' claims and the impact on funding for highways.

"Green Claims" are claims for damages made against culprits and their insurers for the cost to repair damage to the highway asset and "Red Claims" are those claims made against the highway authority.

Could you please respond to the following questions for the most resentful financial year for which you have records?

1. What is the length of carriageway maintained by the highway authority?
2. What is the annual revenue budget allocation for highway maintenance and response (excluding improvements)?
3. What is the approximate annual cost of response and repair following damage to the highway asset?
4. How many "Green Claims" were raised in the year?
5. How many "Green Claims" led to a successful recovery of damages?
6. What was the value of damages recovered from those "Green Claims"?
7. How many "Red Claims" were received in the year?
8. How many "Red Claims" were paid in the year?
9. What is the value of damages paid in respect of those "Red Claims"?
10. What was the legal cost of defending "Red Claims" in the year?
11. From which year are the figures provided?
12. Could you please provide a copy of the highway inspection and intervention regime for the authority?

I would be greatly appreciative of any information that you can provide.

Many thanks in advance for your help with this matter.

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