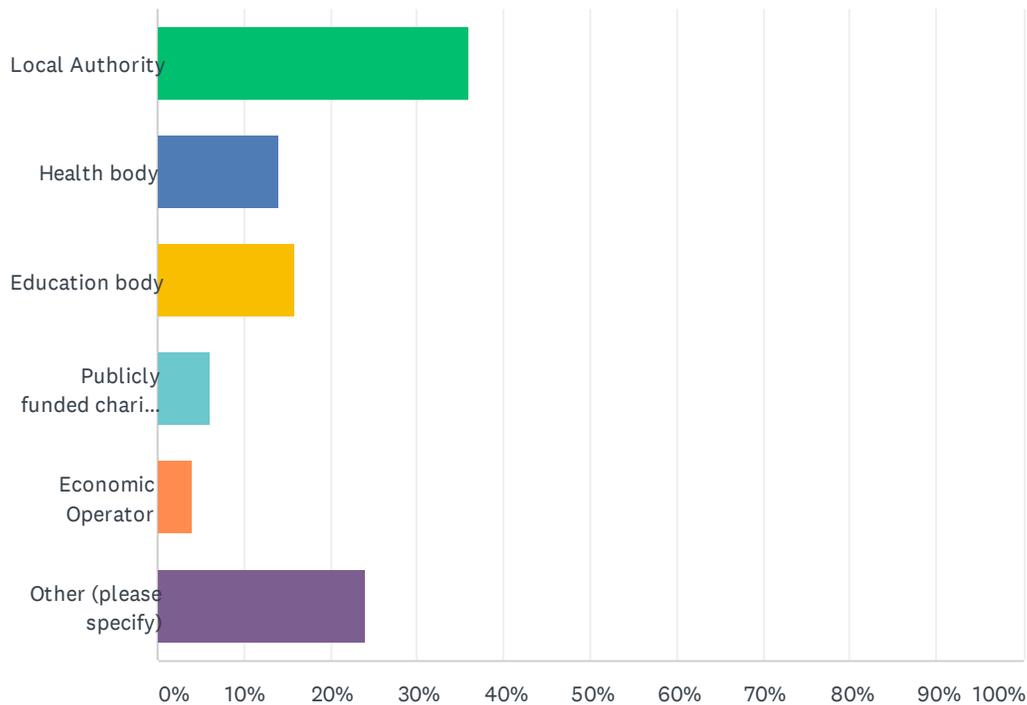


Q1 What type of organisation do you represent?

Answered: 50 Skipped: 0



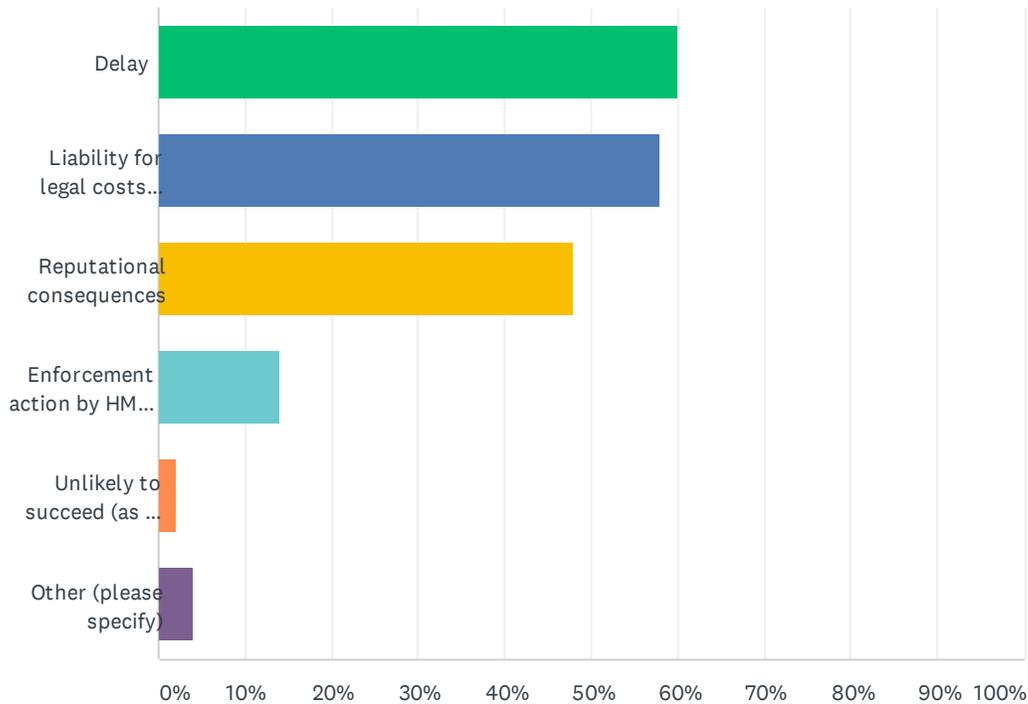
ANSWER CHOICES	RESPONSES	
Local Authority	36.00%	18
Health body	14.00%	7
Education body	16.00%	8
Publicly funded charity or arms length organisation	6.00%	3
Economic Operator	4.00%	2
Other (please specify)	24.00%	12
TOTAL		50

Procurement Law Remedies Reforms (Non PLA Members)

#	OTHER (PLEASE SPECIFY)	DATE
1	Utility	9/7/2020 5:01 PM
2	Central government body	8/25/2020 4:30 PM
3	Water Company	8/19/2020 5:34 PM
4	Arms length body	8/17/2020 8:59 AM
5	Utility	8/17/2020 8:41 AM
6	Procurement Consultant	8/13/2020 2:39 PM
7	utilities	8/12/2020 4:30 PM
8	Consulo	8/12/2020 2:59 PM
9	Utility	8/12/2020 7:54 AM
10	Law firm	8/11/2020 9:48 PM
11	Private	8/11/2020 6:36 PM
12	Fire Brigade	8/10/2020 8:59 AM

Q2 What is your biggest concern(s) with regards to possible challenges to procurement processes?

Answered: 50 Skipped: 0

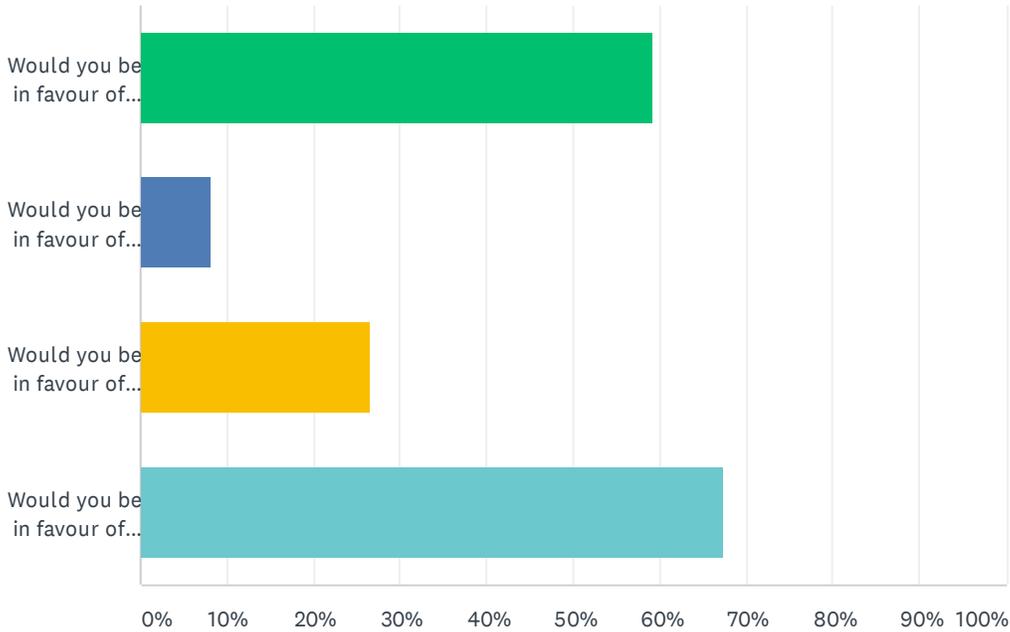


ANSWER CHOICES	RESPONSES
Delay	60.00% 30
Liability for legal costs and/or damages	58.00% 29
Reputational consequences	48.00% 24
Enforcement action by HMG/ European Court of Auditors/ regulators?	14.00% 7
Unlikely to succeed (as an challenger)	2.00% 1
Other (please specify)	4.00% 2
Total Respondents: 50	

#	OTHER (PLEASE SPECIFY)	DATE
1	Political or institutional Interference in the procurement process	8/13/2020 2:39 PM
2	lack of clarity with regards to what the rules are, and what is challengeable. for example would EU case law still be relevant?	8/12/2020 4:30 PM

Q3 In relation to litigation and challenges to procurement processes: [Tick those to which you'd answer 'yes']

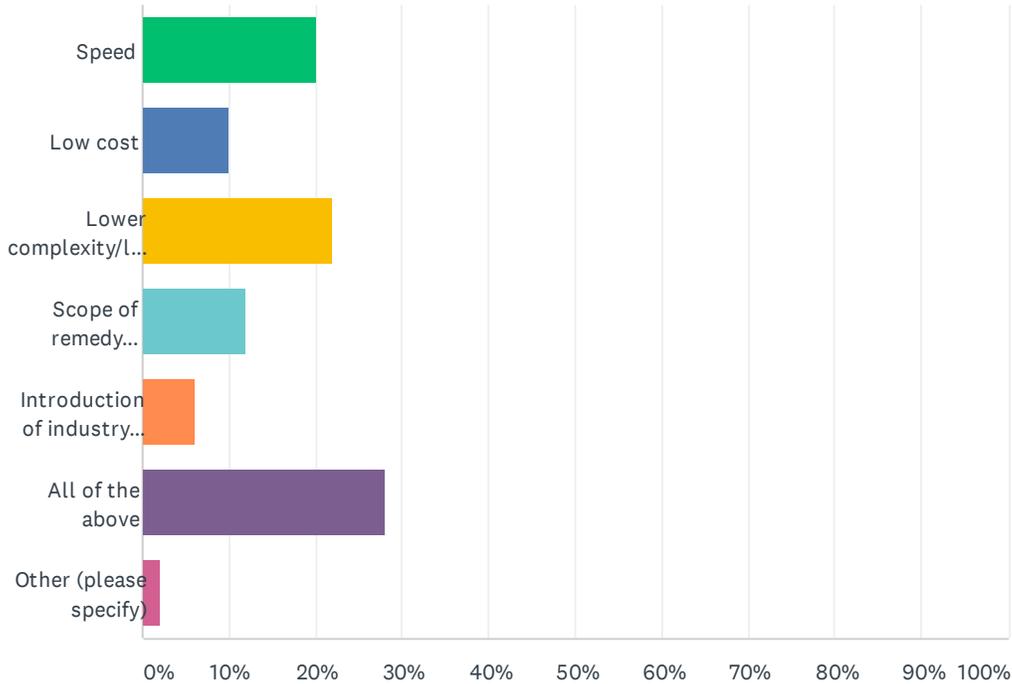
Answered: 49 Skipped: 1



ANSWER CHOICES	RESPONSES	
Would you be in favour of the introduction of a cheaper and quicker alternative in place of High Court litigation?	59.18%	29
Would you be in favour of maintaining the existing High Court litigation forum "as is"?	8.16%	4
Would you be in favour of reforming the existing High Court litigation forum?	26.53%	13
Would you be in favour of the introduction of an alternative system alongside High Court litigation?	67.35%	33
Total Respondents: 49		

Q4 In designing any reforms, what are your key driving factors?

Answered: 50 Skipped: 0

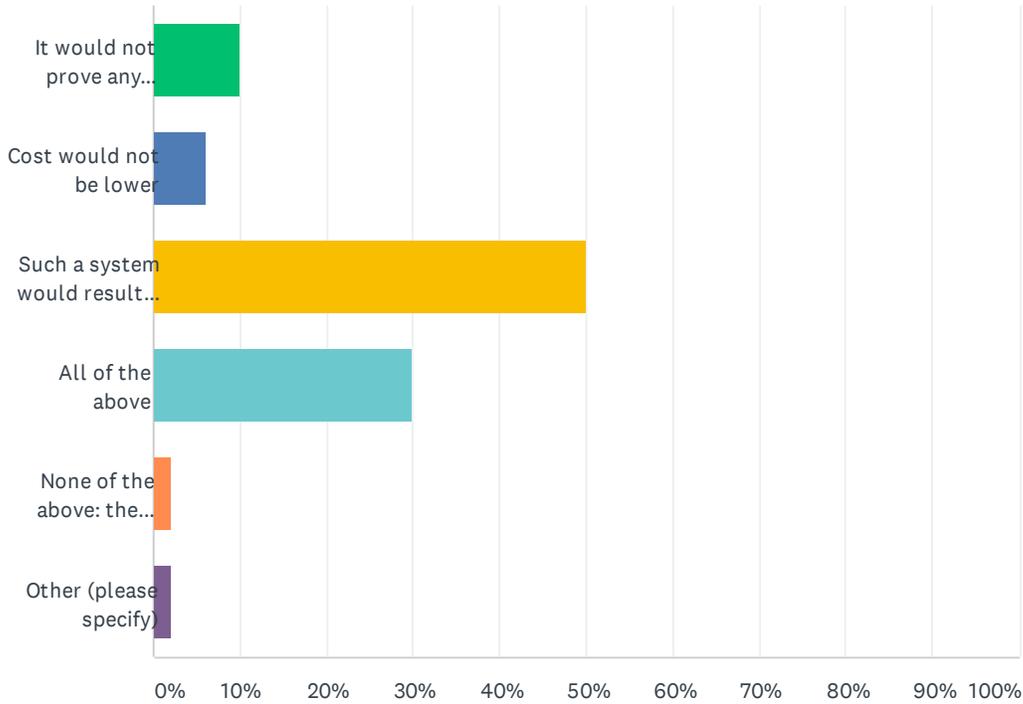


ANSWER CHOICES	RESPONSES
Speed	20.00% 10
Low cost	10.00% 5
Lower complexity/less management time expended	22.00% 11
Scope of remedy available	12.00% 6
Introduction of industry expertise into decision making process	6.00% 3
All of the above	28.00% 14
Other (please specify)	2.00% 1
TOTAL	50

#	OTHER (PLEASE SPECIFY)	DATE
1	How changes to the legal framework will align with Procurement Policy and Practice	8/13/2020 2:39 PM

Q5 What would be your principal concern with an alternative to High Court Litigation?

Answered: 50 Skipped: 0

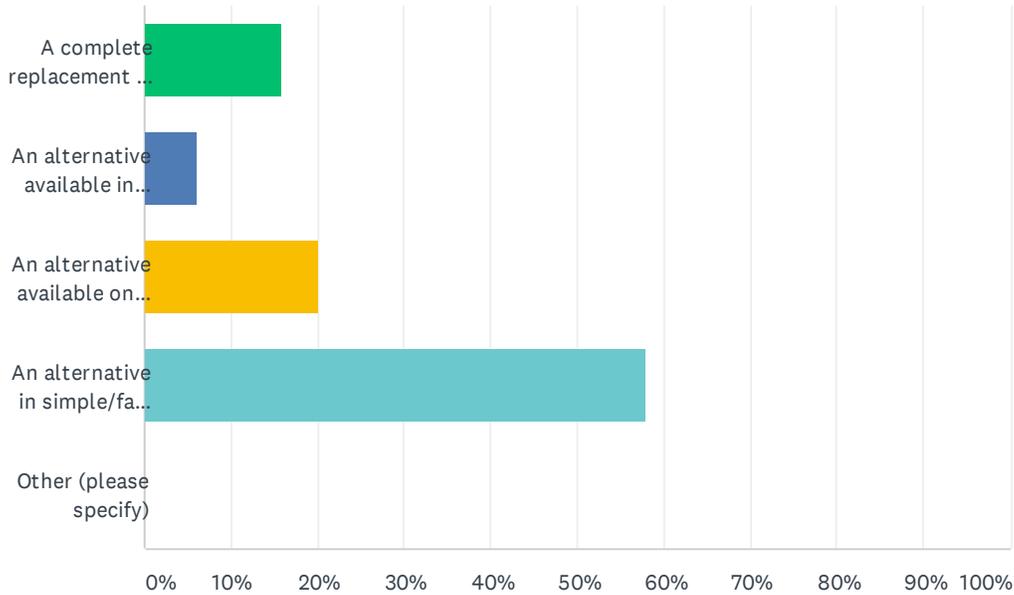


ANSWER CHOICES	RESPONSES	
It would not prove any quicker than current litigation	10.00%	5
Cost would not be lower	6.00%	3
Such a system would result in more litigation	50.00%	25
All of the above	30.00%	15
None of the above: the current system secures the best resolution to the issues	2.00%	1
Other (please specify)	2.00%	1
TOTAL		50

#	OTHER (PLEASE SPECIFY)	DATE
1	The quality of consideration by the body	8/13/2020 8:26 AM

Q6 If an alternative to high Court litigation was to be considered/introduced, would you favour:

Answered: 50 Skipped: 0

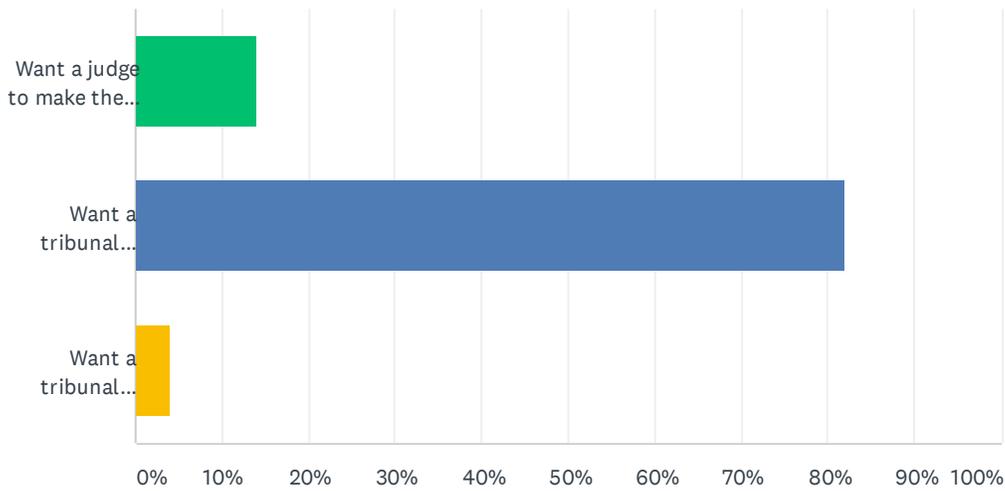


ANSWER CHOICES	RESPONSES	
A complete replacement for High Court litigation	16.00%	8
An alternative available in all cases at the choice of the claimant	6.00%	3
An alternative available only if both parties agree	20.00%	10
An alternative in simple/fact based cases (e.g., SQ issues or conflict of interest) or during the process, as opposed to post-award claims	58.00%	29
Other (please specify)	0.00%	0
TOTAL		50

#	OTHER (PLEASE SPECIFY)	DATE
	There are no responses.	

Q7 If reforms were to be introduced, would you:

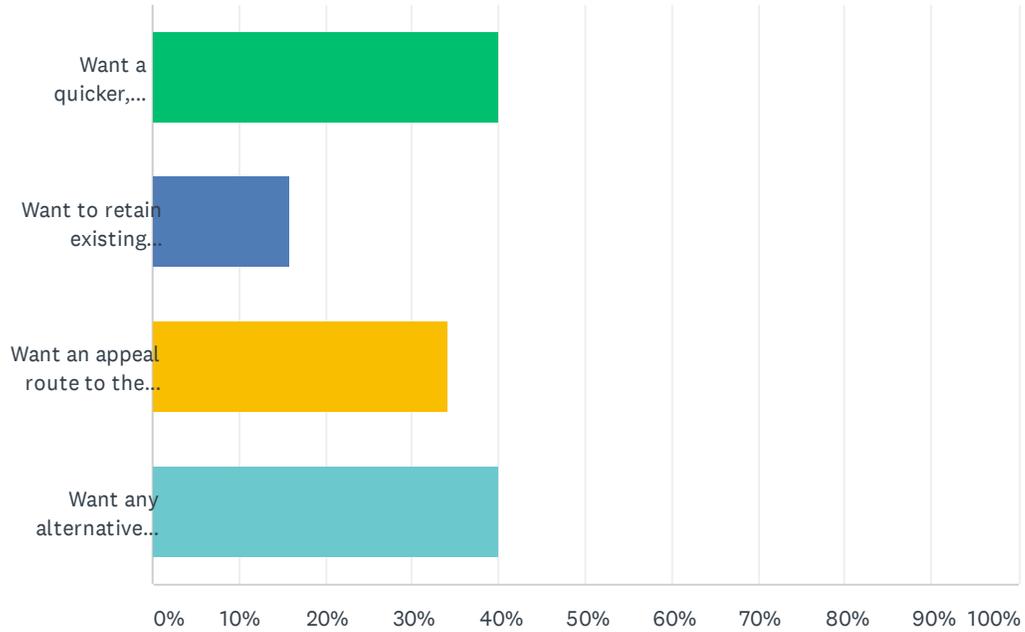
Answered: 50 Skipped: 0



ANSWER CHOICES	RESPONSES	
Want a judge to make the decision (as in the current system)	14.00%	7
Want a tribunal including experienced procurement professionals as well as a lawyer to make the decision	82.00%	41
Want a tribunal composed solely of experienced procurement professionals without a lawyer to make the decision	4.00%	2
TOTAL		50

Q8 If reforms were to be introduced, would you:

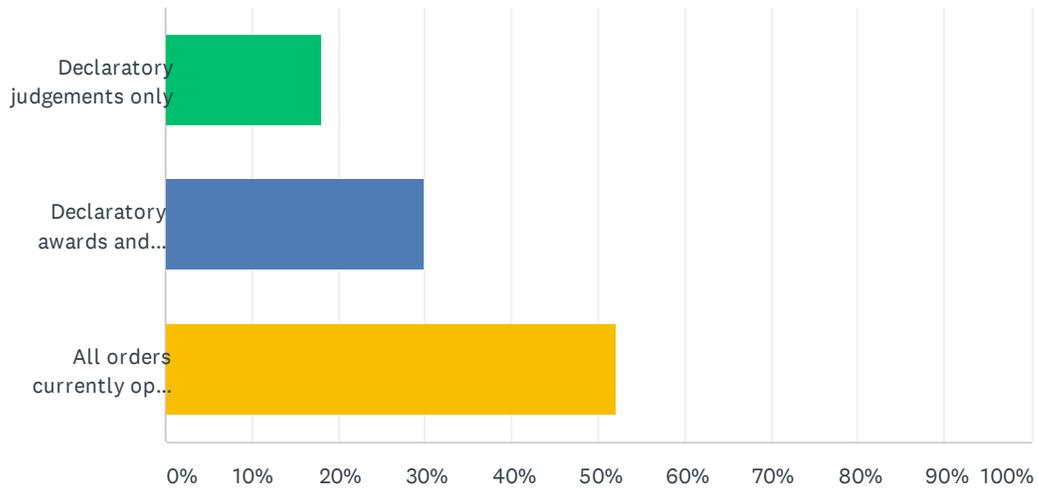
Answered: 50 Skipped: 0



ANSWER CHOICES	RESPONSES	
Want a quicker, cheaper process, accepting that this might mean foregoing steps such as disclosure, extensive pleadings and cross examination	40.00%	20
Want to retain existing processes and safeguards	16.00%	8
Want an appeal route to the High Court if an alternative body is introduced	34.00%	17
Want any alternative body to function as a two tier system, as for employment	40.00%	20
Total Respondents: 50		

Q9 If an alternative to High Court litigation were to be introduced, would you be comfortable for it to have the power to make:

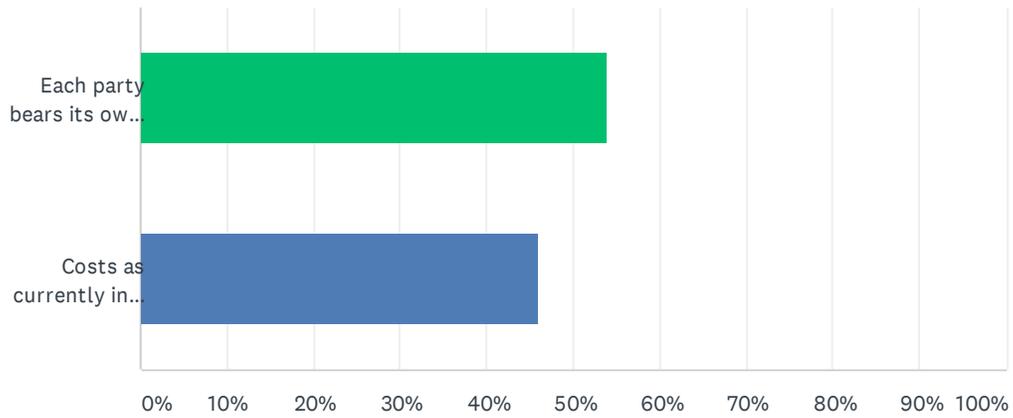
Answered: 50 Skipped: 0



ANSWER CHOICES	RESPONSES	
Declaratory judgements only	18.00%	9
Declaratory awards and financial awards but not declarations of ineffectiveness	30.00%	15
All orders currently open to the High Court	52.00%	26
TOTAL		50

Q10 If reforms were to be introduced, what do you think should be the position with regards to costs?

Answered: 50 Skipped: 0



ANSWER CHOICES	RESPONSES	
Each party bears its own costs	54.00%	27
Costs as currently in High Court litigation	46.00%	23
TOTAL		50