

## **Base Date Design Information (BDDI)**

### **tie position**

The BDDI comprises the design information drawings and other data issued to Infraco up to and including 25<sup>th</sup> November 2007 as defined in 2.3 of the Schedule Part 4 of the Infraco Contract. Drawings were both available to (via the data room) and issued direct to BSC. (via the CDs issued to 25<sup>th</sup> November 2007)

The design information drawings and other data was made available to BSC and selected nominated BSC staff were given access to a data room that was set up for the SDS Provider to log and store design information.

During November 2007 BSC at their request were provided with CDs which contained the information stored in the data room.

### **BSC Position**

Sch 4, cl 2.3 defines BDDI as “design information drawings issued to Infraco up to and including 25<sup>th</sup> November 2007 listed in Appendix H to this Schedule Part 4”

Schedule 4, Appendix H contains no list but refers to “all of the drawings available to Infraco up to and including 25<sup>th</sup> November 2007”

There has been much debate about the incompatibility between “issued” and “available”, Tie letter 277 (28/10/08) states that BDDI comprises information both issued and available. BSC letter 927 13/11/08) accepts that drawings both issued and available are BDDI but repeats that there is no agreed list, and provides a list for agreement.

The significant issue preventing agreement is the status of 21 marked up drawings, showing highway layouts with surfacing details, upon which BSC state their price is based. BSC state that these drawings were available prior to 25<sup>th</sup> November, were the product of a design workshop, were issued by SDS and are part of the BDDI. These drawings conflict with other BDDI drawings.