

## ICL PATHWAY

## CASE LAW REFERRAL

CS/TEM/013  
VERSION 1.0

CASE LAW NO.	0001
BIMS REF.	0002250287
TIP REF.	349
EXCEPTION CLASS	0018
EXCEPTION CATEGORY	Customer client enquiry
DATE FIRST RECEIVED	25/02/00



## ACCEPTANCE OF LIABILITY DISPUTED BY: POCL

## DESCRIPTION OF INCIDENT:

36 APS transactions were incorrectly processed at the counter due to a hardware fault with the bar code reader, which is currently being investigated by the manufacturer. (At this point it is not thought that this problem is widespread as all other readers are working to specification). This resulted in customer account details being retained in the 'buffer' and being allocated to the next payment. Whilst the receipt appeared correct and the value was allocated to the correct Cash Account line, the information delivered to both TIP and HAPS was incorrect.

The incident was first brought to the attention of ICL Pathway when the Outlet raised a call via the HSH after the customer(s) had visited complaining of non-receipt of payment by the POCL client bearing a valid receipt.

## ICL PATHWAY STATEMENT:

ICL Pathway now confirms that only 36 transactions are in error causing incorrect account allocation as opposed to the 51 quoted in the initial submission. In addition, we feel that whilst genuine errors are in fact chargeable, only the first 4 MER's should attract the £150 charge as the incidents were brought to light by the Outlet. The remaining 32 should attract only £100 each as they were advised to POCL via BIMS on **6 March 2000**, and not advised by e-mail to ICL Pathway on 14 March 2000 as stated by POCL.

ICL Pathway does not dispute liability for the incident itself, which is definitely attributable to a fault in the Horizon system hardware. However we feel the 32 transactions notified by MER discovered by ourselves following the incident raised by the outlet should only attract a charge of £100.

**ICL Pathway accept liability for 4x£150 and 32x£100 = £3800**

## POCL STATEMENT:

There were 4 transactions reported to POCL /TP via the Outlet on the original BIMS report. (4 x £150.00)

On investigation in POCL / TP we discovered that there were in fact more of the same errors and these details were passed through to ICL Pathway via email on 14.03.00 for further investigation.

POCL do not believe that we would have been advised of these errors through the normal process otherwise and consider these to be chargeable at 47 x £150.00 each.

**POCL calculate that ICL Pathway is liable for 51x£150 = £7650**

FINAL LIABILITY ASSIGNED TO:	This has now been removed. 26/03/01
DATE	
SIGNED:	<b>ICL PATHWAY</b> <b>POST OFFICE COUNTERS LTD</b>

## CASE LAW REFERRALS

CASE LAW REF NO	TP REF	BIMS REF	CLASS	No OF CHARGEABLE ERRORS	VALUE OF CHARGEABL E ERRORS	PON TOTAL £	COMMENTS	ICL TOTAL £

INCIDENT ORIGINALLY REFERRED TO CASE LAW BUT THIS HAS SINCE BEEN RESOLVED AND INCLUDED IN CHARGES FOR QUARTER 1