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**From:** Nick Smith  
**Sent:** 14 October 2008 14:42  
**To:** Andy Conway; Duncan Fraser; Marshall Poulton  
**Cc:** Gill Lindsay; Colin MacKenzie  
**Subject:** FW: EAL Operating Agreement  
**Attachments:** RE: EAL Operating Agreement

**Importance:** High

Andy/Duncan/Marshall

Please see below. You'll note that tie are looking for a response to this (and the EAL IPR licence issue I suspect) asap. I briefly discussed with Andy last week but the upshot appears to be that CEC has had no involvement in the negotiation of the terms. I am sure D&W have done a good job based on tie's instructions. Unfortunately the CEC legal team are not in a position to advise whether this document does everything CEC needs it to as we don't know what is actually required on the ground and how this fits with the other arrangements. Is there someone within City Dev who could review and advise whether it does everything we need? The only other option appears to be to sign up blind and hope that tie have done the necessary, which is perhaps not the ideal outcome.

Kind regards

Nick

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**From:** Alasdair Sim [<mailto:Alasdair.Sim@tie.ltd.uk>]  
**Sent:** 14 October 2008 09:58  
**To:** Nick Smith  
**Cc:** Duncan Fraser  
**Subject:** EAL Operating Agreement  
**Importance:** High

Nick/Duncan,

I am unfortunately chasing up on things. I am being pressed by EAL on the status of the EAL Operating Agreement which has been with CEC for signature for some time now (around 6 weeks). D&W have provided their confirmation that this agreement has been derived under their duty of care to the Council, and I note that Duncan was sent a copy of the agreement at the end of September. Can you please update me on the position?

Thanks

Alasdair

Alasdair Sim  
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