
From: Nick Smith
Sent: 17 April 2008 12:24
To: Colin MacKenzie
Subject: RE: EDINBURGH TRAM : COUNCIL REPORT (S)

Colin

As discussed, a few things to consider adding to the report:

- possibly the need for an LCGA certificate.
- change in risk profile, esp re SDS, transfer of consents risk etc
- change in price and how this affects amount of risk cash left.
- delay to the project of 5 months.
- question of TPB powers and amount of change which can be authorised by TPB re both time and spend. Recommend that further delays of 1 or 2 months need further CEC approval. relates to 2.20 in TEL agt
- Terms of new delegation clause in 3.1 of tie agreement
- Q of whether or not to cure MUDFA delegation issue needs considered.

Kind regards

Nick

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From: Colin MacKenzie
Sent: 17 April 2008 10:33
To: Gill Lindsay
Cc: Nick Smith
Subject: FW: EDINBURGH TRAM : COUNCIL REPORT (S)
Importance: High

Gill,

For information please see messages below.

On the basis you already had a dialogue with Willie Gallagher prior to the IPG, can I take it that you have, or will be advising him about the outcome of the debate on the Council report for 1 May ?

Regards,

Colin MacKenzie
for Council Solicitor

From: Chris Highcock
Sent: 17 April 2008 09:27
To: Colin MacKenzie
Cc: Duncan Fraser; Alan Coyle
Subject: RE: EDINBURGH TRAM : COUNCIL REPORT (S)
Importance: High

The basic instruction as I have it noted as that there is a need for a new report to go to Council on 1 May which basically seeks repeated endorsement for the delegation of powers to sign the contract / refreshes delegated powers in the light of the recent changes to the contract etc

The report was to:

- Provide a brief review of the previous reports and the previous Council decisions
- Note the current position, particularly updating on the major issues which have changed since the previous Council report: new price £508 Million, the transfer of risk, resolution of legal issues regarding the contract, changed timescales
- Note the imminent sign off for the contract
- Seek "refreshed" delegated powers from the Council to the Chief Executive to agree this contract in the light of these changes

Hope this helps

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From: Colin MacKenzie
Sent: 17 April 2008 08:41
To: Chris Highcock
Cc: Duncan Fraser; Alan Coyle
Subject: FW: EDINBURGH TRAM : COUNCIL REPORT (S)

Chris,

Duncan, Alan and I are meeting tomorrow to draft the alternative Council report. Could you possibly provide a brief note for us on the Chief Executive's preferred route, as set out in the IPG yesterday. I would not want to stray from what he announced.

Kind regards,

Colin MacKenzie
for Council Solicitor