



tie Limited

Minute of the CEC/tie Legal Affairs Group Meeting

Date: Monday 17th December 2007

Time: 16:00 to 17:15

Venue: CityPoint

In attendance	Gill Lindsay	CEC	GL
	Colin MacKenzie	CEC	CM
	Duncan Fraser	CEC	DF
	Rebecca Andrew	CEC	RA
	Willie Gallagher	tie	WG
	Graeme Bissett	tie	GB
	Susan Clark	tie	SC
	Matthew Crosse	tie	MC
	Alasdair Sim	tie	AS
	Andrew Fitchie	tie/DLA Piper	AF

Apologies	Jim Inch CEC	Andrew Holmes CEC
	Barry Cross tie	Alan Coyle CEC
	Nick Smith CEC	Alan Squair CEC

Circulation Above

		ACTION By	Target Date
1.	Review of Last LAC Meeting Minutes The minutes from the LAC meeting on 17 th December 2007 were reviewed. Unless otherwise noted in the following sections, all actions arising from these minutes have been completed by the identified individuals.		
2.	Review of Critical Items INFRACO Update WG reported that the Infraco Contract is now at 97% fixed price with BBS taking on design risk. Further negotiations to be undertaken between now and financial close. AF noted that CEC/tie will need to be clear on what elements of		



	<p>SDS ongoing design activity will be included (or excluded) from novation agreement between BBS and SDS.</p> <p>Approval of design remains an item of concern for BBS as SDS are not tied to a timeframe from obtaining the required approvals, whereas BBS are.</p> <p>Aiming to sign Infraco contract on 28 January 2008, but there are several deliverables required to be in place to allow CEC Chief Executive to delegate authority to award the Tram contracts. AF noted that 10 January 2008 is the key date for BBS to conclude negotiations – this allows for the ‘cooling off’ period prior to contract signing.</p> <p>SC presented a paper outlining these (see attached).</p> <p>Edinburgh Airport Ltd</p> <p>AS reported that the licence and lease have been submitted to CEC legal (together with reports) by DLA & D&W respectively. Awaiting confirmation from CEC that these documents can be executed.</p> <p>Network Rail</p> <p>The key issues to resolve with NR and the Train Operating Companies remain the Depot and Station Change procedures.</p> <p>AS to arrange submission of draft documents to NR for review by 21/12/07. SDS and BBS input will be included in these submissions.</p> <p>SC to pursue setting up a meeting with Mike Price (FSR) to commence the fast tracking of these processes.</p> <p>WG to contact Mary Dickson (FSR) directly to encourage active participation from FSR on these matters.</p> <p>Forth Ports</p> <p>The agreement between CEC and FP is design led. AS to obtain clarity on SDS programme in the Leith Docks area and report on status of FP agreement draft.</p> <p>AS to forward FP HoT to AF.</p>	<p>All</p> <p>CM</p> <p>AS</p> <p>SC</p> <p>WG</p> <p>AS</p> <p>AS</p>	<p>21/12</p>
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	<p>CEC Performance Guarantee Letter</p> <p>The draft guarantee letter is with BBS – AF awaiting response from BBS legal team.</p> <p>CEC/tie Licence to Construct Agreement</p> <p>AS has received comments from SC and AF on draft agreement, and now has to revert back to CEC with updated draft.</p>	<p>AS</p>	<p>07/01</p>
<p>3.</p>	<p>AOB</p> <p>AS to arrange for CEC (Steve Sladdin) to get a copy of the GIS 3rd Party Agreements Layer.</p> <p>SC to prepare an updated task tracker to be updated on a daily basis to monitor progress on critical items – LAC group to be updated and included in the circulation of this document.</p> <p>RA to confirm date for IPG and report back to LAC.</p>	<p>AS</p> <p>SC</p> <p>RA</p>	
	<p>Next Meeting</p> <p>Monday 7th January 2008 @ 17:00pm at Citypoint</p>		