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**From:** Colin MacKenzie  
**Sent:** 12 September 2007 15:01  
**To:** Gill Lindsay  
**Cc:** Alan Squair; Nick Smith  
**Subject:** RE: CEC Approvals of Tramco & Infraco Contracts

**Importance:** High

Gill,

I do not believe I can presently carry forward this instruction having regard to the following matters.

1. I am unaware of the terms of engagement which you may have agreed with Andrew Fitchie, and my concerns were set out in the e-mails referred to below. Can you please confirm how these concerns may have been addressed, in particular that City Development and yourself are satisfied on the historic commonality of interests between **tie** and the Council.
2. As you will recall from my various e-mails of 15, 24 and 27 August I was of the view that an independent legal review was the best way forward in protecting the Council's interests. I am still to be persuaded that engaging DLA can deliver the comfort which the Council requires.
3. From a series of meetings over the past month I have been aware that colleagues in Finance and City Development ( and no doubt Members in due course) will be expecting sign-off from yourself, regardless of any comfort from DLA.

Regards,

Colin MacKenzie  
for Council Solicitor

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**From:** Gill Lindsay  
**Sent:** 12 September 2007 12:58  
**To:** Colin MacKenzie  
**Subject:** RE: CEC Approvals of Tramco & Infraco Contracts

Colin

Can you pl seek advice from DLA and respond as appropriate. I am happy to review and discuss a draft reply. Essentially, DLA will require to provide the advice sought at our meeting and City Dev and Fin will require to be satisfied.

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**From:** Colin MacKenzie  
**Sent:** 12 September 2007 12:23  
**To:** Gill Lindsay  
**Cc:** Alan Squair; Nick Smith  
**Subject:** FW: CEC Approvals of Tramco & Infraco Contracts

Gill,

Please see attached message and enclosure from Susan Clark. You will recall I wrote to you on 10 September, enclosing a copy of Susan's first effort at setting a timescale for CEC approval of the various contractual documents. This document attached now confirms the timescales. Can you please confirm that you believe the timescales are acceptable to you and achievable with regards to the arrangements you have made with DLA. You will recall that Andrew Fitchie at the meeting on 4 September expressed concern about the overall timetable he may be expected to

meet, and also with regard to the complexity of the contracts. The clarity of his advice would depend on the time he is given to carry out the review to your requirements.

Regards,

Colin MacKenzie  
for Council Solicitor

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**From:** Susan Clark [<mailto:Susan.Clark@tie.ltd.uk>]  
**Sent:** 11 September 2007 14:44  
**To:** Colin MacKenzie; Barry Cross; Willie Gallagher; Rebecca Andrew; Miriam Thorne  
**Subject:** CEC Approvals of Tramco & Infraco Contracts

Dear All

Following our discussion yesterday, please find attached my initial draft of the process for CEC approvals of the Infraco/Tramco contracts.

Can I have any feedback by COB Wednesday please before I finalise and circulate wider. In particular, I'm interested in whether we need this complete before the recommendation is made to TPB or if we have a bit extra time.

Thanks

Susan

**Susan Clark**

**Delivery Director - Tram**

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