
From: Anthony Rush [REDACTED]
Sent: 03 March 2011 21:42
To: 'Anthony Rush'; Richard Jeffrey; Susan Clark; Steven Bell; 'Nigel Robson'; 'VRE - MobileMe'
Cc: Brandon.Nolan@mcgrigors.com
Subject: RE: tie - Infraco Mediation

From: Anthony Rush [mailto:rush_aj@cqm.co.uk]
Sent: 03 March 2011 20:36
To: 'Richard Jeffrey'; 'Susan Clark'; 'Steven Bell'; 'Nigel Robson'; 'VRE - MobileMe'
Cc: Brandon.Nolan@mcgrigors.com
Subject: RE: tie - Infraco Mediation

I suggest that we respond and say:

“Our clients request therefore that Siemens provide an explanation of the increase in price for their works between the Airport and Haymarket. You will realize that it will prove impossible to conduct a mediation on any uplift in price without explanation. For example the original price would not include for material and equipment contracted for but not to be built into the works,”

Tony

From: Richard Jeffrey [mailto:Richard.Jeffrey@tie.ltd.uk]
Sent: 03 March 2011 18:25
To: Susan Clark; Steven Bell; 'Anthony Rush'; Nigel Robson; VRE - MobileMe
Subject: FW: tie - Infraco Mediation

For info

Regards

Richard

From: Nolan, Brandon [mailto:Brandon.Nolan@mcgrigors.com]
Sent: 03 March 2011 17:31
To: Dennis Murray
Cc: Richard Jeffrey
Subject: Fw: tie - Infraco Mediation

Dennis

A fairly predictable response.

Can you please send me your calculation for onward transmission.

Thanks

Brandon

From: MCMILLAN Fraser <Fraser.McMillan@pinsentmasons.com>
To: Nolan, Brandon

Sent: Thu Mar 03 16:22:40 2011
Subject: RE: tie - Infraco Mediation

Brandon

Siemens have attempted to do the same but have been unable to arrive at the £68m figure you refer to. If you were able to provide details of the calculation then that would assist.

Fraser

Fraser McMillan
Partner
Head of Scotland Office
Pinsent Masons LLP

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From: Nolan, Brandon [mailto:Brandon.Nolan@mcgrigors.com]

Sent: 02 March 2011 18:00

To: MCMILLAN Fraser

Subject: RE: tie - Infraco Mediation

Fraser

It is derived from Siemens Contract Price Analysis which was provided at tender stage. Siemens CPA is £96.9m from which £68m is deduced in respect of Airport to Haymarket on the basis of the detail in the CPA.

Brandon

From: MCMILLAN Fraser [mailto:Fraser.McMillan@pinsentmasons.com]

Sent: 02 March 2011 16:25

To: Nolan, Brandon

Subject: RE: tie - Infraco Mediation

Brandon

Siemens have asked where you get the £68m reference from. Could you oblige?

Fraser

Fraser McMillan
Partner
Head of Scotland Office
Pinsent Masons LLP

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From: Nolan, Brandon [mailto:Brandon.Nolan@mcgrigors.com]

Sent: 01 March 2011 18:33

To: MCMILLAN Fraser

Subject: tie - Infraco Mediation

Fraser

With regard to Infraco's Project Phoenix Proposal Price (Appendix 1) tie and CEC would request more detailed information in relation to Siemens' PPP Price Breakdown (Appendix 1.2).

Siemens' PPP of c £136.5m is double Siemens' original price of c £68m (Airport to Haymarket). It is not clear what the basis for this increase is. There is no Schedule Part 4 PA 1 issue in relation to Siemens' work which has undergone little change since tender.

Without further information in relation to Siemens' PPP Price Breakdown meaningful analysis of it is not possible. Nor is it possible for tie and CEC to understand the basis for the very substantial increase which is being proposed.

Can any further details be provided in advance of the mediation to enable proper consideration to be given to the PPP Price?

I appreciate that Biggart Baillie LLP represent Siemens but thought it appropriate to observe the line of communication through you.

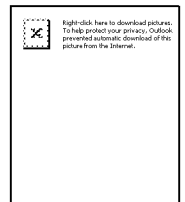
I await your response.

Regards

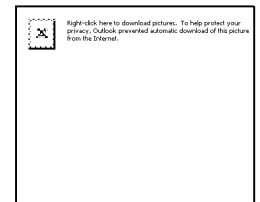
Brandon

Brandon Nolan
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