
From: Susan Clark
Sent: 27 September 2007 10:31
To: Matthew Crosse; Geoff Gilbert
Subject: FW: TRAMS: CLAIM SETTLEMENT

Importance: High

Matthew/Geoff

Please have a read at this. It would appear that CEC have given their new Tram sub-committee powers to agree settlement of claims at their meeting on 20th September and this impacts the SDS claim.

We could argue that this was in play prior to this sub-committee being in place.

However, there is a bigger issue here about delegated authorities – should we let David McKay know about this?

Susan

Susan Clark

Delivery Director - Tram

.....

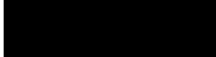
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From: Rebecca Andrew [<mailto:Rebecca.Andrew@edinburgh.gov.uk>]

Sent: 27 September 2007 09:43

To: Susan Clark

Cc: Graeme Bissett (external contact)

Subject: FW: TRAMS: CLAIM SETTLEMENT

Importance: High

Susan,

Please see attached email from Colin. Can you liaise with the appropriate people within tie over how best to handle this issue? There will clearly be comms issues as well as potential delay to the settlement of the claim and the effect that would have on SDS performance.

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Call me if you need to discuss.

Rebecca

Rebecca Andrew | (Acting) Principal Finance Manager | Financial Services | The City of Edinburgh Council | Waverley Court, Level 2:5, 4 East Market Street, Edinburgh, EH8 8BG | Tel [REDACTED] rebecca.andrew@edinburgh.gov.uk | www.edinburgh.gov.uk

From: Colin MacKenzie
Sent: 27 September 2007 08:17
To: Rebecca Andrew; Duncan Fraser
Cc: Alan Squair; Alan Coyle
Subject: TRAMS: CLAIM SETTLEMENT
Importance: High

Rebecca and Duncan,

I was idly reading some of the other papers which went to the TPB yesterday and came across a reference buried deep in the agenda to settlement of a claim by SDS. As I read it there is an intention to settle a claim by SDS against **tie** for a sum in the region of £1 million. I have to draw to your attention the recent Council decision on 20 September, including the addendum on the remit of the Tram Sub-Committee

..." with the proviso that the Sub-Committee is empowered to take the final decision with respect to the settlement of any financial claims that may arise against **tie**/the Council, subject to ratification by the full Council for amounts in excess of £500,000."

On the face of it **tie**, never mind the TPB, has no authority to settle this claim, and a report will require to be made to the Tram Sub-Committee, and thereafter to full Council for ratification on the assumption that this claim is indeed in excess of £500,000.

Can you ensure that the appropriate person (s) within **tie** are made aware of this issue.

Kind regards,

Colin MacKenzie
for Council Solicitor

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