
From: Colin MacKenzie
Sent: 27 September 2007 10:44
To: Jim Grieve; Duncan Fraser; Rebecca Andrew; Alan Coyle
Cc: Alan Squair; Nick Smith
Subject: FW: Risk Matrix
Attachments: 15876994_1_UKMATTERS(Scoop - Allocation of Contractual Risks - 24 September 2007).DOC; 15778923_1_UKMATTERS(Infraco Allocation of Contractual Risks checklist - Roley 14.9.07).DOC

Importance: High

Jim et al

Please find enclosed an e-mail from Andrew Fitchie with enclosures as described.

Consistent with previous communications I know the Council Solicitor would wish you to have sight of these Risk Matrices. Should you have any queries there is a direct line available to Andrew Fitchie. In a meeting yesterday with Andrew, he made it clear that there are still a number of qualifications made by both bidders. Attempts will be made to reduce these as much as possible. There is little room for any significant changes to the Risk Allocation, since that would affect the contractual position with each of the bidders.

Clearly Andrew's work is not yet complete, given that he has a further meeting with **tie**, who in turn are meeting with the bidders. In addition, there is outstanding work awaited from Turner Townsend on quantification of the risks (expected by 14 October). As I understand it the whole package will have to be concluded on or around 8 October when it is anticipated the Legal Affairs Group will sign off the Risk Allocation Matrices, leading to **tie** being able to make their recommendation of Preferred Bidder to the TPB and to the **tie** board on 10 and 15 October respectively.

I believe the Council Solicitor may be expecting some sort of certification/confirmation from DLA in respect of the Risk Allocation exercise, but I have no details of this.

I shall be on leave from tomorrow night, returning on 15 October. Apart from myself, only Gill Lindsay has been directly involved in the discussions with Andrew Fitchie.

Kind regards,

Colin MacKenzie
for Council Solicitor

From: Fitchie, Andrew [mailto:Andrew.Fitchie@dlapiper.com]
Sent: 27 September 2007 10:07
To: Gill Lindsay
Cc: Colin MacKenzie
Subject: RE: Risk Matrix

FOISA EXEMPT

Gill

As requested, please find attached the draft Risk Matrices delivered to **tie** earlier this week in line with discussion at the recent LAC meeting. These sit with the two draft Infraco contracts under negotiation which we received from **tie** on Friday 21/09. We are due to review this with **tie** tomorrow, as I understand it, and there are further session with both bidders planned for early next week.

kind regards

From: Kirsty-Louise Campbell [mailto:Kirstylouise.Campbell@edinburgh.gov.uk] **On Behalf Of** Gill Lindsay
Sent: 27 September 2007 09:47
To: Fitchie, Andrew
Subject: Risk Matrix
Importance: High

Andrew,

Would it be possible to deliver the risk matrix in its current form to Gill by 1pm today by email and as hard copy.

Many thanks
Kirsty

Kirsty-Louise Campbell | Business Manager| The City of Edinburgh Council | Corporate Services |Legal Services Division | City Chambers, High Street, Edinburgh EH1 1YJ.

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