
From: Andie Harper
Sent: 17 August 2006 13:02
To: James Papps
Cc: Willie Gallagher; david_mackay@ [REDACTED] Susan Clark; Michael Gerrard
Subject: RE: Tramco/Infraco contracts

James
Please find below my comments on your original query/suggestion.
Happy to discuss further if I have misunderstood your thoughts.
Regards
Andie

-----Original Message-----
From: James Papps [mailto:James.Papps@partnershipsuk.org.uk]
Sent: 04 August 2006 13:21
To: Andie Harper
Cc: Willie Gallagher; david_mackay@ [REDACTED] Susan Clark; Michael Gerrard
Subject: Tramco/Infraco contracts

Andie
I just wanted to follow up again on a point made at the last TEL Board in the light of yesterday's discussion on timetable etc:
Given the reservations of certain of the Infraco consortia in relation to the novation of the Tramco contract- **I would point out that reservations were only raised during the market testing process and we did get five companies who were prepared to pre-qualify regardless, however that said we acknowledge your proposal and will action.**, I'd suggest that we should take the opportunity to get comments now from all the Infraco consortia on the Tramco contract - before final version issued to Tramco bidders as part of that competition - **Tramco is currently out to bid and therefore the initial drafting is now complete, that said we can introduce changes . We have considered your point on Bidder 3 and concur and are considering the appropriate release date which we think could be mid September.** If there are specific concerns, this would give us the best chance to address these now in drafting of Tramco contract ahead of conclusion of that competition and ahead of Infraco competition. Given that two of the Infraco consortia will already have access to the Tramco contract through the vehicle members of their consortia, there is also a strong case, in the interests of a transparent procurement, to ensure similar visibility for the third consortium in a formal manner.
As mentioned yesterday, I also feel that, ahead of finalising Infraco ITN, we should consider a short review of all the contract documentation with a view to the possibility at this stage of incorporating any flexibility that might be required later - in particular if the current structure (novations etc) needs to be revisited in the light of Infraco bids. Appreciate that you are wary of asking DLA more questions, but do feel that it is worth putting this to them now, with a view to the potential to save time/costs later.- **We already have planned a consistency and alignment check process on all the documents ,this will also ensure we have no perverse incentives across the suite of documents. Our new Procurement Manager Bob Dawson is leading that work. We have also proposed we carry out contingency planning with regard to compliance issues with the tenderers.**
There are no issues with DLA in this regard.
Kind regards
James
(PS I'm around this afternoon, but thereafter on leave for a couple of weeks - though will have access to emails from 14/8)

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