
From: Simon Nesbitt - BB Civil UK
Sent: 21 December 2011 15:54
To: Lang, Graeme
Cc: Heald, Bob; Kelly, Grahame; Brady, Martin; Reid, Chris (Edinburgh Tram); Martin Foerder - BB Civil UK; Kevin Russell - BB Civil UK; Wilken, Michael; Brandenburger, Alfred; Dedhar, Shabu (STS); Stefan Rotthaus - BB Civil UK; Reynolds, Steve; David Gough - BB Civil UK; Chandler, Jason
Subject: Re: V79 programme
Importance: High

Graeme

Referring to your email below, it is not acceptable for SDS to again put off issuing a correct Design and Consents Programme. Please review and advise when an accurate V79 will be issued by SDS taking cognisance that this was due to be issued to Infraco on 19 Dec 2011 to allow us to fulfil our contractual obligations.

As you are aware, significant emphasis has been placed on the Design and Consents Programme by CEC and Transport Scotland. Yet again Infraco/SDS has failed to issue this programme on time and with a reasonable level of accuracy and detail within. We advise that we will not issue the current draft V79 to CEC due to the number of errors contained within the programme which renders it effectively meaningless.

We record that we provided our comments on the draft programme to SDS on 19 Dec 2011 (draft programme issued by SDS on 16 Dec 2011) highlighting a number of issues and errors to be corrected by SDS prior to formal issue. For you to advise by email on 21 Dec 2011 that you will now not take these on board until V80 is not acceptable.

Some of these issues were highlighted to SDS in our review of V78 and at that time SDS advised that they would ensure V79 captured these outstanding comments. In the interests of getting a Design and Consents Programme to the client, we agreed to this proposal. For you now to push this back another four weeks does not align with the commitments made by SDS at Senior Management and Project Management levels to achieve the date of issue and accuracy of the updates to the Design and Consents Programme.

Furthermore, the Variance Statement issued in your email below does not fully align with the draft V79 of the Design and Consents Programme nor does it include detailed explanations for each slippage or any mitigation measures (as previously agreed to be provided by SDS). It also contains a multitude of spelling mistakes.

We have been discussing this failure of SDS in some detail since April 2011 (albeit we have notified SDS of issues with the Design Programme since V45) and SDS has continually failed to put in place a process to allow the Design Programme to be issued correct and on time, despite assurances to the contrary. We have expended considerable time working with SDS to attempt to ensure that the Design and Consents Programme is accurate, has a reduced number of errors and reflects reality; however, with each update received, we have to raise the same or similar issues to you.

We advise that we hold SDS liable for any penalties incurred by Infraco as a result of your inability to issue an accurate updated design and Design and Consents Programme on time and will address this formally to SDS through formal correspondence.

Regards,

Simon P Nesbitt
Design Manager
Edinburgh Tram Network

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Date: 21/12/2011 12:37
Subject: V79 programme

Simon

Find attached V79 and variance statement.

We have not been able to make any amendment to the draft issued previously, but will make further amendment via V80.

Regards

Graeme

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