
From: John Casserly
Sent: 11 March 2008 18:16
To: Steven Bell; steve.hudson@alfredmcalpineplc.com
Cc: Gourlay, Keith; Malkin, Andrew; Graeme Barclay
Subject: FW: Settlement Agreement
Attachments: Incentive Proposals_7Sept07 Rev05 AMIS Final.doc; Commercial Agreement_7Sept07 Rev05 AMIS final.doc; Rev 06 Programme attachment notes and assumptions_feb26 2008 (clean).doc; Rev 06 Programme attachment notes and assumptions_feb26 2008.doc; DOC110308.pdf

Please find attached covering letter for the Settlement Agreement, incentivisation proposal Appendix B, commercial agreement Appendix B and proposed notes and assumptions for Rev 06 Programme Appendix C.

We have attached both a tracked & clean copy of the proposed amended Rev 06 Programme notes and assumptions which has some amendments from that proposed by Keith. The adjustments made do not, in our opinion, reduce or remove the contractual entitlement of AMIS - the largest adjustment being the deletion of the appended points all related to the approvals and notices etc required for the City Centre works which we have summarised as the Rev 06 Programme being based on all the required notices, approvals etc being in place to meet the requirements of the Programme.

As discussed during our last meeting we concentrated on the key points and not every single point/word/phrase in an effort to reach an acceptable conclusion for both parties for the above and trust you will all find the attached to be acceptable and enable the Settlement Agreement to be finally signed and agreed.

The incentivisation and commercial are unchanged from previous and the covering letter/settlement has a couple of minor changes the only significant one being the addition of Appendix C the notes and assumptions for the Rev 06 Programme.

Regards

John

John Casserly
Commercial Manager - MUDFA

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From: John Casserly
Sent: 11 March 2008 13:34
To: 'Gourlay, Keith'
Cc: Graeme Barclay; 'Malkin, Andrew'
Subject: Settlement Agreement

Keith

Further to our meeting last week regarding the above and receipt of your proposed amendments to the Rev 06 Programme notes and Assumptions please find attached our proposed Settlement Agreement with attachments etc for issue to Steve Bell and Steve Hudson for signing.

We have attached a tracked & clean copy of the proposed amended Rev 06 Programme notes and assumptions which has some amendments from that proposed by yourself. The adjustments made do not, in our opinion, reduce or remove the contractual entitlement of AMIS - the largest adjustment being the deletion of the appended points all related to the approvals and notices etc required for the City Centre works which we have summarised as the Rev 06 Programme being based on all the required notices, approvals etc being in place to meet the requirements of the Programme.

As discussed during our last meeting we concentrated on the key points and not every single point/word/phrase in an effort to reach an acceptable conclusion for both parties for the above and trust you will all find the attached to be acceptable and enable the Settlement Agreement to be finally signed and agreed.

The incentivisation and commercial are unchanged from previous and the covering letter/settlement has a couple of minor of minor changes the only significant one being the addition of Appendix C the notes and assumptions for the Rev 06 Programme.

I would like to issue the attached today if possible – even if we have disagreement between ourselves and let the two Steve's agree if required.

Regards

John

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