
From: Jim McEwan
Sent: 31 March 2008 10:42
To: Fitchie, Andrew; Steven Bell
Subject: FW: Schedule 4

Andrew

Can you advise on a response to this please, what Ian is saying is factually correct albeit that we are working to minimise the impact and variance between critical path items. While we accept that the version change will be a notified departure we are concerned to ensure that there will be no gaming of this position by BBS, and that only where the change can be shown to materially change the Infracore programme critical path should we be liable for potential additional charges.

Jim

-----Original Message-----

From: LAING Ian [mailto:Ian.Laing@pinsentmasons.com]
Sent: 31 March 2008 10:21
To: LAING Ian; Philip.Hecht@dlapiper.com; Steven Bell; Dennis Murray; Bob Dawson; OWENS Christopher; Scott.McFadzen@bilfinger.co.uk; Stewart McGarrity
Cc: Jim McEwan; Andrew.Fitchie@dlapiper.com; flynn.michael@siemens.com; Richard.Walker@bilfinger.co.uk; herbert.fettig@siemens.com; MOIR Suzanne; mgallagher@biggartbaillie.co.uk
Subject: RE: Schedule 4

Steven/Jim

Please can you let me have confirmation that the position on the Notified Departure in relation to the Design Delivery Programme is understood and agreed by tie.

Regards

Ian Laing
Partner
Pinsent Masons LLP

DDI +44 [REDACTED]
Mobile +44 [REDACTED]
Internal Ext - [REDACTED]

Pinsent Masons LLP is part of PMLG - An international group of law firms

-----Original Message-----

From: LAING Ian
Sent: 26 March 2008 16:23
To: 'Philip.Hecht@dlapiper.com'; 'Steven.Bell@tie.ltd.uk'; 'Dennis.Murray@tie.ltd.uk'; 'Bob.Dawson@tie.ltd.uk'; OWENS Christopher; 'Scott.McFadzen@bilfinger.co.uk'; 'Stewart.McGarrity@tie.ltd.uk'
Cc: 'Jim.McEwan@tie.ltd.uk'; 'Andrew.Fitchie@dlapiper.com'; 'flynn.michael@siemens.com'; 'Richard.Walker@bilfinger.co.uk'; 'herbert.fettig@siemens.com'; MOIR Suzanne; 'mgallagher@biggartbaillie.co.uk'
Subject: Re: Schedule 4

Stephen/Jim

As we discussed earlier today, the Design Delivery Programme that will be v28. The Pricing Assumption in Schedule 4 of the Infraco Contract assumes that the Design Delivery Programme will not change from v26. It follows that there is the possibility that there will be an immediate Notified Departure on contract execution. Given the unusual position that we are in, please can you confirm that this is understood and agreed by tie.

Many thanks

Ian.

Ian Laing
Partner
Pinsent Masons LLP

DDI +44 [REDACTED]

Mobile +44 [REDACTED]

Internal Ext - [REDACTED]

Pinsent Masons LLP is part of PMLG - An international group of law firms

Sent from my Blackberry wireless device

----- Original Message -----

From: Hecht, Philip <Philip.Hecht@dlapiper.com>

To: LAING Ian; Steven Bell <Steven.Bell@tie.ltd.uk>; Dennis Murray <Dennis.Murray@tie.ltd.uk>; Bob Dawson <Bob.Dawson@tie.ltd.uk>; OWENS Christopher; Scott McFadzen <Scott.McFadzen@bilfinger.co.uk>; Stewart McGarrity <Stewart.McGarrity@tie.ltd.uk>

Cc: Jim McEwan <Jim.McEwan@tie.ltd.uk>; Fitchie, Andrew <Andrew.Fitchie@dlapiper.com>; flynn.michael@siemens.com <flynn.michael@siemens.com>; Richard Walker

<Richard.Walker@bilfinger.co.uk>; herbert.fettig@siemens.com <herbert.fettig@siemens.com>;

MOIR Suzanne; mgallagher@biggartbaillie.co.uk <mgallagher@biggartbaillie.co.uk>

Sent: Wed Mar 26 11:34:22 2008

Subject: RE: Schedule 4

Thank you Ian - I will action this.

Kind regards.

Phil

Philip Hecht
Solicitor
DLA Piper Scotland LLP

T + 44 [REDACTED]

M + 44 [REDACTED]

F + 44 [REDACTED]

From: LAING Ian [mailto:Ian.Laing@pinsentmasons.com]

Sent: 26 March 2008 11:26

To: Hecht, Philip; Steven Bell; Dennis Murray; Bob Dawson; OWENS Christopher; Scott McFadzen; Stewart McGarrity

Cc: Jim McEwan; Fitchie, Andrew; flynn.michael@siemens.com; Richard Walker; herbert.fettig@siemens.com; MOIR Suzanne; mgallagher@biggartbaillie.co.uk

Subject: RE: Schedule 4

ALL

Please find an updated version of Schedule 4 following the meeting yesterday. Happily this is nearing completion.

I have updated the version last issued by Phil. I do now have a copy of the hard copy version placed on the table yesterday but don't have time before going to the SDS meeting to update the amendments onto that version.

Phil, would it be possible for you to arrange this?

Appendix J (NR Immunisation to follow).

Regards
Ian Laing
Partner
Pinsent Masons LLP

DDI +44 ([REDACTED]
Mobile +44 [REDACTED]
Internal Ext - [REDACTED]

Pinsent Masons LLP is part of PMLG - An international group of law firms

From: Hecht, Philip [mailto:Philip.Hecht@dlapiper.com]
Sent: 20 March 2008 17:42
To: Steven Bell; Dennis Murray; Bob Dawson; LAING Ian; OWENS Christopher; Scott McFadzen; Stewart McGarrity
Cc: Jim McEwan; Fitchie, Andrew; flynn.michael@siemens.com; Richard Walker; herbert.fettig@siemens.com
Subject: Schedule 4

All

Please find attached Schedule 4 as agreed today on screen. Please note the various actions on both sides, as footnoted, to bring this document to a close.

Thank you all for a productive session.

Kind regards.

Phil

<< 18356745_1_UKMATTERS(Schedule 4 - 20.3.08).DOC>>

Philip Hecht
Solicitor
DLA Piper Scotland LLP
T + 44 [REDACTED]
M + 44 [REDACTED]
F + 44 [REDACTED]

This email is from DLA Piper Scotland LLP.

The contents of this email and any attachments are confidential to the intended recipient. They may not be disclosed to or used by or copied in any way by anyone other than the intended recipient. If this email is received in error, please contact DLA Piper Scotland LLP on +44 (0) 8700 111111 quoting the name of the sender and the email address to which it has been sent and then delete it.

Please note that neither DLA Piper Scotland LLP nor the sender accepts any responsibility for viruses and it is your responsibility to scan or otherwise check this email and any attachments.

DLA Piper Scotland LLP is a limited liability partnership registered in Scotland (registered number S0300365), which provides services from offices in Scotland. A list of members is open for inspection at its registered office and principal place of business Rutland Square, Edinburgh, EH1 2AA. Partner denotes member of a limited liability partnership.

DLA Piper Scotland LLP is regulated by the Law Society of Scotland and is a member of DLA Piper, a global legal services organisation, the members of which are separate and distinct legal entities. For further information, please refer to www.dlapiper.com.

GLOBAL ENVIRONMENT WEEK AT DLA PIPER - 29 January to 2 February 2007
www.dlapiper.com/sustainability

Please consider the environment before printing this email

If you consider this email spam, please forward to spam@emailsystems.com
This email is sent on behalf of Pinsent Masons LLP, a limited liability partnership registered in England & Wales (registered number: OC333653) and regulated by the Solicitors Regulation Authority. The word 'partner', used in relation to the LLP, refers to a member of the LLP or an employee or consultant of the LLP or any affiliated firm who has equivalent standing and qualifications. A list of the members of the LLP, and of those non-members who are designated as partners, is displayed at the LLP's registered office: CityPoint, One Ropemaker Street, London EC2Y 9AH, United Kingdom. The contents of this e-mail and any attachments are confidential to the intended recipient. If you are not the intended recipient please do not use or publish its contents, contact Pinsent Masons LLP immediately on +44 (0)20 7418 7000 then delete it. Contracts cannot be concluded with us nor service effected by email. Emails are not secure and may contain viruses. Pinsent Masons LLP may monitor traffic data. Further information about us is available at www.pinsentmasons.com.

This email is from DLA Piper Scotland LLP. The contents of this email and any attachments are confidential to the intended recipient. They may

not be disclosed to or used by or copied in any way by anyone other than the intended recipient. If this e mail is received in error, please contact DLA Piper Scotland LLP on +44 (0) 8700 111111 quoting the name of the sender and the email address to which it has been sent and then delete it. Please note that neither DLA Piper Scotland LLP nor the sender accepts any responsibility for viruses and it is your responsibility to scan or otherwise check this email and any attachments. DLA Piper Scotland LLP is a limited liability partnership registered in Scotland (registered number S0300365), which provides services from offices in Scotland. A list of members is open for inspection at its registered office and principal place of business Rutland Square, Edinburgh, EH1 2AA. Partner denotes member of a limited liability partnership. DLA Piper Scotland LLP is regulated by the Law Society of Scotland and is a member of DLA Piper, a global legal services organisation, the members of which are separate and distinct legal entities. For further information, please refer to www.dlapiper.com.

If you consider this email spam, please forward to spam@emailsystems.com

This email is sent on behalf of Pinsent Masons LLP, a limited liability partnership registered in England & Wales (registered number: OC333653) and regulated by the Solicitors Regulation Authority. The word 'partner', used in relation to the LLP, refers to a member of the LLP or an employee or consultant of the LLP or any affiliated firm who has equivalent standing and qualifications. A list of the members of the LLP, and of those non-members who are designated as partners, is displayed at the LLP's registered office: CityPoint, One Ropemaker Street, London EC2Y 9AH, United Kingdom. The contents of this e-mail and any attachments are confidential to the intended recipient. If you are not the intended recipient please do not use or publish its contents, contact Pinsent Masons LLP immediately on +44 (0)20 7418 7000 then delete it. Contracts cannot be concluded with us nor service effected by email. Emails are not secure and may contain viruses. Pinsent Masons LLP may monitor traffic data. Further information about us is available at www.pinsentmasons.com.