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**From:** Andy Conway  
**Sent:** 06 July 2007 13:55  
**To:** Jim Grieve  
**Subject:** FW: TRAMS FOR EDINBURGH: MUDFA & SCOTTISH POWER/TELEWEST

See below for info. I'm still trying to get hold of Colin to have a chat with him about this, since Stewart McGarrity's email already confirms that we are covered under the OCIP.

Regards

Andy Conway  
Tram Co-ordinator  
City Development  
City of Edinburgh Council  
City Chambers  
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Edinburgh  
EH1 1YJ

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e-mail [andy.conway@edinburgh.gov.uk](mailto:andy.conway@edinburgh.gov.uk)

When based at tie (CityPoint on Haymarket Terrace) my telephone number is [REDACTED] My email address remains unchanged.

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**From:** Colin MacKenzie  
**Sent:** 06 July 2007 13:28  
**To:** Stewart McGarrity; Alasdair.Sim@tie.ltd.uk  
**Cc:** Jim Inch; Andrew Holmes; Alan Squair; Andy Conway; Alasdair Sim; Willie Gallagher  
**Subject:** RE: TRAMS FOR EDINBURGH: MUDFA & SCOTTISH POWER/TELEWEST

Stewart and Alasdair,

Alan and I have just met with Jim Inch, Director of Corporate Services. We believe there is a way forward to conclude this matter today, allowing the Council to sign the two agreements today.

The pre-condition for the Council executing the agreements is that you can confirm in writing: (1) that OCIP cover expressly extends to the Council, and (2) that said cover is in place from the commencement of MUDFA works.

I look forward to receiving confirmation in writing as soon as possible.

Kind regards,

Colin MacKenzie  
for Council Solicitor  
City Chambers  
Edinburgh

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**From:** Stewart McGarrity [mailto:Stewart.McGarrity@tie.ltd.uk]  
**Sent:** 06 July 2007 11:50  
**To:** Colin MacKenzie  
**Cc:** Jim Inch; Andrew Holmes; Alan Squair; Andy Conway; Alasdair Sim; Willie Gallagher  
**Subject:** RE: TRAMS FOR EDINBURGH: MUDFA & SCOTTISH POWER/TELEWEST

Colin,

There have been discussions this morning I believe involving Andrew Holmes, Willie Gallagher and Jim Inch. Hopefully there is now the prospect of you being given authority to sign the agreement based upon the information and advice to hand which is encapsulated in the attached two documents – a note prepared by DLA on CEC’s liability under Utility Agreements and Willie Gallagher’s letter to Andrew Holmes of yesterday on the same subject. For the avoidance of doubt I also confirm that CEC will be an insured party under the Owner Controlled Insurance Programme.

Assuming we do indeed have progress here can you please revert back to Alasdair Sim when the documents are signed so that our people can distribute. I understand that must be today?

Please call me on [REDACTED] if I can do anything else at all to facilitate this.

Stewart

**Stewart McGarrity**  
Finance & Performance Director  
TIE Limited  
[REDACTED]

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**From:** Colin MacKenzie [mailto:Colin.MacKenzie@edinburgh.gov.uk]  
**Sent:** 06 July 2007 10:28  
**To:** Stewart McGarrity  
**Cc:** Andrew Holmes; Jim Inch; Alan Squair; Willie Gallagher; Alasdair Sim; Andy Conway  
**Subject:** TRAMS FOR EDINBURGH: MUDFA & SCOTTISH POWER/TELEWEST  
**Importance:** High

Stewart,

I have been directed to you in an effort to resolve the issue surrounding the conclusion of the agreement among TIE, the Council and Scottish Power. This follows upon your telephone conversation with Alan Squair at 10.20 hours. I note from said conversation that Andrew Fitchie is not available today.

Attached hereto is a note of the outstanding concerns expressed by the Council Solicitor. In light of the fact that TIE has its own solicitors, DLA, and recognising that DLA cannot directly advise the Council, the most appropriate way forward would appear to be for you to seek immediate advise from your solicitors in order that you can respond to the Council.

Kind regards,

Colin MacKenzie  
for Council Solicitor  
City Chambers  
Edinburgh

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