
From: Fitchie, Andrew [Andrew.Fitchie@dlapiper.com]
Sent: 16 August 2007 13:19
To: Geoff Gilbert
Cc: Matthew Crosse; Susan Clark; Steven Bell
Subject: Persistent Breach Notice
Attachments: 15399501_1_UKMATTERS(Draft Letter from tie to SDS 16.08.07).DOC

Legally Privileged and FOISA exempt

Geoff

Attached is a first draft of the Persistent Breach Notice. I consider it would have considerably more force, both as a marker now and as a record in the future if **tie** were able to cite some detail on how and when this failing manifested itself and the what direct contemporary and ongoing consequences were and have been. **tie** must be satisfied that the complaint has foundation and that PB will recognise this, despite no doubt rejecting it vigorously.


I am also conscious that the Exec. meeting accepted that Steve Reynolds had improved performance on one level - but that important working deadlines were still being missed and commitments not adhered to. A thumb in the dyke but still there are substantial leaks and threats elsewhere, so to speak?

This is how I saw the final sentence of the letter operating - since it would be artificial if **tie** sends a formal letter stressing real concern about current performance but not require SDS to respond on how they will improve.

Lastly, the issue of absolute confidentiality on the issue of this notice is imperative, given the status of the procurement.

Kind regards

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