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**From:** Colin MacKenzie [Colin.MacKenzie@edinburgh.gov.uk]  
**Sent:** 14 March 2008 12:18  
**To:** Mike Fitzgerald; Stephen Sladdin - CEC; Alasdair Sim  
**Cc:** Caroline Storrie; Gill Lindsay  
**Subject:** RE: Network Rail/ City of Edinburgh Council --- Edinburgh Tram ---RAI/1/1893

**Importance:** High

Mike,

I have discussed this with Steve.

I concur with your suggested response to MacRoberts to ensure both parties know and understand what was finally agreed by annexing all relevant documents.

Please press for specific timeframe for NR to sign up, but I do note your reservation on achieving this.

I note that CEC also bound to this commitment to execute the agreement. I am happy with that. Please proceed to confirm position to MacRoberts on behalf of the Council.

Many thanks for your considerable efforts.

Kind regards,

Colin MacKenzie  
for Council Solicitor

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**From:** Mike Fitzgerald [mailto:Mike.Fitzgerald@dundas-wilson.com]  
**Sent:** 14 March 2008 12:03  
**To:** Steve Sladdin; Alasdair Sim  
**Cc:** Caroline Storrie; Colin MacKenzie  
**Subject:** FW: Network Rail/ City of Edinburgh Council --- Edinburgh Tram ---RAI/1/1893

Please see attached.

I think it would be prudent for me to respond referencing the e mails they sent to us yesterday with final annexations such as the leases etc as these of course intregal to the Framework Agreement. That will help close any "gap" should this need to be enforced/relied upon in establishing exactly what was finally agreed.

It would be better to have a specific timeframe for NR to sign up but I suspect that will not be acheivable on past experience.

Can you please confirm that I can issue this confirmation - once we do it limit and ability for CEC not to sign up to the Framework Agreement. I know that is what CEC want to do but I need to make this clear for CEC. As this will be the case it may be that confirmation is required from CEC Legal?

In any event we have the attached.

Regards.

Mike

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**From:** Gordon M Thomson [mailto:gordon.thomson@macroberts.com]  
**Sent:** 14 March 2008 11:49 AM  
**To:** Mike Fitzgerald  
**Cc:** Sydney Brian; White Jeremy; Karen Gribben; Cecilia Miller  
**Subject:** Network Rail/ City of Edinburgh Council --- Edinburgh Tram ---RAI/1/1893

Dear Mike  
On behalf of Network Rail Infrastructure Limited and with reference to the above project, I am pleased to confirm formally that they agree to enter into the Framework Agreement with your clients the City of Edinburgh Council in terms of the draft thereof annexed as soon as reasonably practicable subject to finalising one or two of the plans to be annexed to the deed as to which both parties shall act reasonably. It is acknowledged by my clients that the Council and others may be relying on the terms of this letter in relation to significant contractual commitments with third parties.  
Please acknowledge/ confirm agreement.  
Kind regards  
Gordon

**Gordon Thomson**  
**Partner**  
**MacRoberts**

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A list of partners is available for inspection at 152 Bath Street, Glasgow G2 4TB.  
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