

Control Number : Fathom-01-00123399
Group Identifier : Fathom-01-00123399
Attachment Status : Freestanding
Key Date : 21/04/2008 15:42
Sort Date : 21/04/2008 15:42

To: Fitchie, Andrew[Andrew.Fitchie@dlapiper.com]; Geoff Gilbert[Geoff.Gilbert@tie.ltd.uk]; Dennis Murray[Dennis.Murray@tie.ltd.uk]; Jim McEwan[Jim.McEwan@tie.ltd.uk]; Steven Bell[Steven.Bell@tie.ltd.uk]; Richard.Walker@bilfinger.co.uk[Richard.Walker@bilfinger.co.uk]; Scott.McFadzen@bilfinger.co.uk[Scott.McFadzen@bilfinger.co.uk]; LAING Ian[lan.Laing@pinsentmasons.com]; BARR Stuart[Stuart.Barr@pinsentmasons.com]
From: MOIR Suzanne
Sent: Mon 21/04/2008 2:42:18 PM
Subject: Schedule 4 - Pricing Assumption 4

All,

As you will remember the commercial intent behind pricing assumption 4 was to recognise the difference between the Infraco programme and the Design Delivery Programme which SDS will be signing up to in their agreement. A Notified Departure will occur if the two programme are not the same (e.g. a Notified Departure will occur immediately on the contracts being signed)

To correctly capture the commercial intent of pricing assumption 4 we require it to be amended to read:

"That the Design Delivery Programme in the SDS Agreement is the same as the programme set out in Schedule Part 10 (Programme)"

Kind Regards

Suzanne Moir
Senior Associate
Pinsent Masons LLP

DDI +
Mobil
Intern

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Fathom-01-00123399

DLA00006417_0002

Control Number : Fathom-01-00104246

Group Identifier : Fathom-01-00104246

Attachment Status : Freestanding

Key Date : 21/04/2008 20:52

Sort Date : 21/04/2008 20:52

To: Fitchie, Andrew[Andrew.Fitchie@dlapiper.com]; Susan Clark[Susan.Clark@tie.ltd.uk]; Steven Bell[Steven.Bell@tie.ltd.uk]
Cc: Geoff Gilbert[Geoff.Gilbert@tie.ltd.uk]; Dennis Murray[Dennis.Murray@tie.ltd.uk]
From: Steven Bell
Sent: Mon 21/04/2008 7:52:24 PM
Subject: RE: Schedule 4 - Pricing Assumption 4

I agree with the pricing assumption comment but presume Suzanne means schedule 15 (programme) unless she has subconsciously slipped straight into DRP.

Steven Bell
Edinburgh Tram Project Director

tie Ltd
65 Citypoint
Haymarket Terrace
Edinburgh
EH12 5BD

T: [REDACTED]
M: [REDACTED]

Sent from my mobile handset

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

From: Fitchie, Andrew <Andrew.Fitchie@dlapiper.com>
Sent: 21 April 2008 16:47
To: Susan Clark <Susan.Clark@tie.ltd.uk>; Steven Bell <Steven.Bell@tie.ltd.uk>
Cc: Geoff Gilbert <Geoff.Gilbert@tie.ltd.uk>
Subject: FW: Schedule 4 - Pricing Assumption 4

This is what was agreed.

kind regards

From: MOIR Suzanne [mailto:Suzanne.Moir@pinsentmasons.com]
Sent: 21 April 2008 15:42
To: Fitchie, Andrew; Geoff Gilbert; Dennis Murray; Jim McEwan; Steven Bell; Richard.Walker@bilfinger.co.uk; Scott.McFadzen@bilfinger.co.uk; LAING Ian; BARR Stuart
Subject: Schedule 4 - Pricing Assumption 4

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Senior Associate
Pinsent Masons LLP

DDI + [REDACTED]
Mobil [REDACTED]
Intern [REDACTED]

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Control Number : Fathom-01-00013211
Group Identifier : Fathom-01-00013211
Attachment Status : Freestanding
Key Date : 21/04/2008 21:18
Sort Date : 21/04/2008 21:18

To: Steven Bell[Steven.Bell@tie.ltd.uk]; Fitchie, Andrew[Andrew.Fitchie@dlapiper.com]; Susan Clark[Susan.Clark@tie.ltd.uk]
Cc: Dennis Murray[Dennis.Murray@tie.ltd.uk]
From: Geoff Gilbert
Sent: Mon 21/04/2008 8:18:54 PM
Subject: RE: Schedule 4 - Pricing Assumption 4

Suzanne refers to the SDS Agreement. I think the reference should be to the Novation Agreement i.e. the programme attached to the Novation Agreement (and included in sch 15).

Regards

Geoff

From: Steven Bell
Sent: Mon 21/04/2008 20:52
To: Fitchie, Andrew; Susan Clark; Steven Bell
Cc: Geoff Gilbert; Dennis Murray
Subject: RE: Schedule 4 - Pricing Assumption 4

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Steven Bell
Edinburgh Tram Project Director

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EH12 5BD

T: [REDACTED]

M: [REDACTED]

Sent from my mobile handset

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

From: Fitchie, Andrew <Andrew.Fitchie@dlapiper.com>
Sent: 21 April 2008 16:47
To: Susan Clark <Susan.Clark@tie.ltd.uk>; Steven Bell <Steven.Bell@tie.ltd.uk>
Cc: Geoff Gilbert <Geoff.Gilbert@tie.ltd.uk>
Subject: FW: Schedule 4 - Pricing Assumption 4

This is what was agreed.

kind regards

Fathom-01-00013211

DLA00006417_0008

From: MOIR Suzanne [mailto:Suzanne.Moir@pinsentmasons.com]
Sent: 21 April 2008 15:42
To: Fitchie, Andrew; Geoff Gilbert; Dennis Murray; Jim McEwan; Steven Bell; Richard.Walker@bilfinger.co.uk; Scott.McFadzen@bilfinger.co.uk; LAING Ian; BARR Stuart
Subject: Schedule 4 - Pricing Assumption 4

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Kind Regards

Suzanne Moir
Senior Associate
Pinsent Masons LLP

DDI +44 [REDACTED]
Mobile + [REDACTED]
Internal E [REDACTED]

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Control Number : Fathom-01-00013460
Group Identifier : Fathom-01-00013460
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