



**General Notes:**

1. *It is accepted that not all headings below will apply to each issue under review. This template is intended merely as an initial point of reference and checklist to ensure that all areas of possible investigation are addressed. Similarly the structure of the template is likely to change as each issue is addressed and positions developed.*
2. *All key evidence referred to and relied upon to be included in footnotes (including any legal advice notes referred to)*
3. *Key witnesses to be identified*
4. *Areas requiring legal advice to be flagged in narrative (either by side comment or in body of text)*
5. *Where contractual principles / sections apply across more than one RTN issue it may be more prudent to prepare a separate paper re same*
- 6.

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## **Section 1 Executive Summary**

- 1.1 Synopsis of [apparent/alleged] Infraco Default**
- 1.2 Summary of assessment of material and adverse impact**
- 1.3 Areas of potential tie culpability which require to be addressed**

## **Section 2 Introduction**

- 2.1 Details of [apparent/alleged] Infraco Default**

**2.2**

## **Section 3 Design Process**

*Each heading should address both Infraco and tie obligations and actual 'performance'/actions*

- 3.1 IFC process**
- 3.2 IDR/IDC**
- 3.3 Design Assurance Statement**
- 3.4 'Approval Bodies' input**
- 3.5 Contractual / Legal issues arising from earlier DRP's**
- 3.6 Legal advice sought / obtained**

*It may be that the subject of this heading is best placed within each of the other headings. A view will be taken as each of the narratives develop*

- 3.7 Infraco Default in respect of contractual obligations**
- 3.8 Areas of potential tie culpability affecting Infraco ability / inability to progress**

## **Section 4 INTC Process**

- 4.1 Contractual process**



#### **4.2 Contractual / Legal issues arising from earlier DRP's**

#### **4.3 Key / relevant INTC's identified**

*Review of actual INTC process and current status*

#### **4.4 Legal advice sought / obtained**

#### **4.5 Infraco Default in respect of contractual obligations**

#### **4.6 Areas of potential tie culpability affecting Infraco ability / inability to progress**

### **Section 5 Programme obligations**

#### **5.1 Relevant contractual obligations in respect of 'Programme' and progress**

#### **5.2 Designated Working Areas**

#### **5.3 Actual Progress**

#### **5.4 Infraco Default in respect of contractual obligations**

#### **5.5 Contractual / Legal issues arising from earlier DRP's**

#### **5.6 Legal advice sought / obtained**

#### **5.7 Areas of potential tie culpability affecting Infraco ability / inability to progress**

### **Section 6 Assessment of material and adverse impact of Infraco Default**

#### **6.1 Assessment of material and adverse impact**

#### **6.2 Contractual / Legal issues arising from earlier DRP's**

#### **6.3 Legal advice sought / obtained**



## **6.4 Areas of potential tie culpability affecting Infraco ability / inability to progress**

### **Section 7 Conclusions**

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