

## **Edinburgh Tram Inquiry**

**David Anderson**

### **Corrections to witness statement**

#### **Page 32 Q 32b**

I say that I hadn't previously met Andrew Fitchie. This may be incorrect as he is likely to have been in attendance at the April Tram Project Board. However, I had had no formal introduction to him or his role at this stage in the project.

#### **Page 46 Q 56 a**

I say that my first recollection was Infraco's claim for an extra £50m- £80m was when reading it in the Scotsman. In fact I am certain that David Mackay briefed myself and Tom Aitchison on the dispute and claim a few days in advance of the press coverage. My recollection is of a photograph in the Evening News depicting David Mackay wearing a photo-shopped military helmet: it was a vivid image.

#### **Page 51 Q61 c**

In the last line of my answer it should read all parties were represented 'except the SNP'.

#### **Page 56 Q68 a**

For the purposes of accuracy some of the delay at any point in time would technically have been due to planning as it can take up to 8 weeks to process planning approvals even when all technical information has been supplied so given that there were some 320 planning applications that required to be approved there would inevitably, at any point in time, have been some in the pipeline awaiting approval.

#### **Page 61 Q72**

I refer to Donald Anderson's involvement as a PR Communications Advisor to BSC. I cannot be 100% sure of the date of his appointment to that role and whether he was involved in it at the time of the 2009 Princes Street dispute.

#### **Page 80 Q99**

I refer to Project Pitchfork as the other side of Project Carlisle. In fact Pitchfork was the name given to the overarching strategy. Carlisle sought to resolve the disputes and find a new basis for working under an amended contract. The other options were to 'grind it out' using levers in the contract to weaken Infraco's position; terminate either through proving breach or by mutual consent and with the sub option to partially complete the work and then terminate.

#### **P100 Q 131**

I say that prior to mediation around £400m of expenditure had been 'committed'. In fact, this should read 'incurred to date'.

**Page 104 Q138**

The name of the other McGrigor's lawyer who accompanied Brandon Nolan to pre mediation preparations was Drysdale Graham.

**Page 114 Q150**

This should have read £13m per kilometre.

**Page 118 Q 153**

Please delete Stephen Fox and substitute Kenneth Hogg (Stephen Fox was a civil servant I had worked with on a previous project). I got the names confused.

**David Anderson**

2<sup>nd</sup> December 2017