From: Susan Clark [Susan.Clark@tie.ltd.uk]

Sent: 09 November 2010 10:59
To: Nick Smith; Carol Campbell

Subject: FW: DRP Summary

Attachments: DRP Commentary 081110.doc

Nick, Carol

DRP summary.

Will put this on your site.

Susan

Susan Clark

Deputy Project Director

**Edinburgh Trams** 

Citypoint 65 Haymarket Terrace Edinburgh EH12 5HD

**Tel**: (+44) (0)1<u>31</u>

Mobile: (+44) (0

Email: susan.clark@tie.ltd.uk

# Moving our Capital to a greener future

### Find us online (click below):



From: Steven Bell

**Sent:** 08 November 2010 23:23

To: Susan Clark

**Cc:** Joanne Glover; Miezitis, John **Subject:** RE: DRP Summary

# Legally Privileged and FOI(S)A Exempt

Susan

Updated. Will speak tomorrow.

S

Steven Bell

Project Director

**Edinburgh Trams** 

Citypoint 65 Haymarket Terrace Edinburgh

#### **EH12 5HD**

Tel: (+44) (0)131 Mobile: (+44) (0

Email: steven.bell@tie.ltd.uk

### Find us online (click below):



### Moving the capital to a greener future

From: Susan Clark

Sent: 07 November 2010 15:00

To: Steven Bell

Subject: FW: DRP Summary

#### Steven

This is the updated DRP summary Sent by DLA on friday.

Can you add the 80.13 piece please or Send it to me and I'll update. This means we can get it to CEC by 11am

tomorrow as requested by Richard?

Thanks

Susan

From: Miezitis, John < John. Miezitis@dlapiper.com>

**Sent:** 05 November 2010 12:22

To: Susan Clark < Susan.Clark@tie.ltd.uk>

Cc: Bentley, Bruce <Bruce.Bentley@dlapiper.com>; Kilburn, Keith <Keith.Kilburn@dlapiper.com>

Subject: RE: DRP Summary

Susan,

I attached a revised DRP summary. I would respond to each of your comments as follows:

#### (1) With regard to the figures:

- Hilton Hotel car park now makes mention of the sum of £90,067 sought by Infraco.
- The value of the Estimate for Carrick Knowe Bridge has been changed to £391,971 (on the basis that we assume the figure given in the table shows the correct value of the original Estimate).
- Russell Road Retaining Wall I understand that tie negotiated the value of those parts of the Estimate that dealt with contaminated land and LODs and that the adjudicator's decision related to Foundations only. If you are able to tell me the portion of the Estimate's value of £4,597,847.07 that relates to Foundations, then I would be able to include that in the summary.
- Section 7A drainage the value of the Estimate has been changed to £1,350,000 (on the basis that we assume the figure given in the table shows the correct value of the original Estimate).
- Tower Place Bridge the value of the Estimate has been changed to £595,358 (on the basis that we assume the figure given in the table shows the correct value of the original Estimate).

Otherwise, the figures in the summary seem to be consistent with the figures in your table.

(2) The Adjudication in relation to clause 80.13 was conducted by McGrigors and so the summary would require to be prepared by them.

(3) This change has been made.

Please let me know if you have any queries.

Kind regards

John

John Miezitis Associate

**DLA Piper** Scotland LLP



www.dlapiper.com

Please consider the environment before printing this email.

From: Susan Clark [mailto:Susan.Clark@tie.ltd.uk]

**Sent:** 04 November 2010 08:28

To: Miezitis, John

Subject: RE: DRP Summary

John

Thanks for sending this through yesterday – we have the following comments:

- 1) We think that the number don't correlate to the final agreed numbers see attached sheet which contains the correct numbers
- 2) The Dervaird Clause 80.13 decision is missing
- 3) Can you refer to EOT2 as INTC 429 or MUDFA 8 please?

Can you update and return by tomorrow please?

Susan

#### Susan Clark

Deputy Project Director

#### **Edinburgh Trams**

Citypoint 65 Haymarket Terrace Edinburgh EH12 5HD

Tel: (+44) (0)131 Mobile: (+44) (0

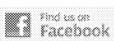
Email: susan.clark@tie.ltd.uk

Moving our Capital to a greener future

Find us online (click below):







From: Miezitis, John [mailto:John.Miezitis@dlapiper.com]

**Sent:** 03 November 2010 16:38

To: Susan Clark

Cc: Bentley, Bruce; Kilburn, Keith

**Subject:** DRP Summary

Legally privileged FOISA exempt

Susan,

Further to your conversation with Bruce earlier, I attach DLA's summary of the DRPs that have been referred to adjudication.

Please feel free to call should you require anything further.

Kind regards,

John

<< 28730767\_1\_UKMATTERS(Commentary on DRPs - version 1).pdf>>

John Miezitis Associate

**DLA Piper Scotland LLP** 

T +44 (0)131
F +44 (0)1
M
E john.miezitis@dlapiper.com

www.dlapiper.com

Please consider the environment before printing this email.

This email is from DLA Piper Scotland LLP.

The contents of this email and any attachments are confidential to the intended recipient. They may not be disclosed to or used by or copied in any way by anyone other than the intended recipient. If this e mail is received in error, please contact DLA Piper Scotland LLP on +44 (0) §700 111111 quoting the name of the sender and the email address to which it has been sent and then delete it.

Please note that neither DLA Piper Scotland LLP nor the sender accepts any responsibility for viruses and it is your responsibility to scan or otherwise check this email and any attachments.

DLA Piper Scotland LLP is a limited liability partnership registered in Scotland (registered number S0300365), which provides services from offices in Scotland. A list of members is open for inspection at its registered office and principal place of business Rutland Square, Edinburgh, EH1 2AA. Partner denotes member of a limited liability partnership.

DLA Piper Scotland LLP is regulated by the Law Society of Scotland and is a member of DLA Piper, an international legal practice, the members of which are separate and distinct legal entities. For further information, please refer to www.dlapiper.com.

The information transmitted is intended only for the person to whom it is addressed and may contain confidential and/or privileged material. If you are not the intended recipient of this e-mail please notify the sender immediately at the email address above, and then delete it.

E-mails sent to and by our staff are monitored for operational and lawful business purposes including assessing compliance with our company rules and system performance. TIE reserves the right to monitor emails sent to or from addresses under its control.

No liability is accepted for any harm that may be caused to your systems or data by this e-mail. It is the recipient's responsibility to scan this e-mail and any attachments for computer viruses.

Senders and recipients of e-mail should be aware that under Scottish Freedom of Information legislation and the Data Protection legislation these contents may have to be disclosed to third parties in response to a request.

tie Limited registered in Scotland No. SC230949. Registered office - City Chambers, High Street, Edinburgh, EH1 1YT.

This email is from DLA Piper Scotland LLP.

The contents of this email and any attachments are confidential to the intended recipient. They may not be disclosed to or used by or copied in any way by anyone other than the intended recipient. If this e mail is received in error, please contact DLA Piper Scotland LLP on +44 (0) \$700 111111 quoting the name of the sender and the email address to which it has been sent and then delete it.

Please note that neither DLA Piper Scotland LLP nor the sender accepts any responsibility for viruses and it is your responsibility to scan or otherwise check this email and any attachments.

DLA Piper Scotland LLP is a limited liability partnership registered in Scotland (registered number S0300365), which provides services from offices in Scotland. A list of members is open for inspection at its registered office and principal place of business Rutland Square, Edinburgh, EH1 2AA. Partner denotes member of a limited liability partnership.

DLA Piper Scotland LLP is regulated by the Law Society of Scotland and is a member of DLA Piper, an international legal practice, the members of which are separate and distinct legal entities. For further information, please refer to www.dlapiper.com.

The information transmitted is intended only for the person to whom it is addressed and may contain confidential and/or privileged material. If you are not the intended recipient of this e-mail please notify the sender immediately at the email address above, and then delete it.

E-mails sent to and by our staff are monitored for operational and lawful business purposes including assessing compliance with our company rules and system performance. TIE reserves the right to monitor emails sent to or from addresses under its control.

No liability is accepted for any harm that may be caused to your systems or data by this e-mail. It is the recipient's responsibility to scan this e-mail and any attachments for computer viruses.

Senders and recipients of e-mail should be aware that under Scottish Freedom of Information legislation and the Data Protection legislation these contents may have to be disclosed to third parties in response to a request.

tie Limited registered in Scotland No. SC230949. Registered office - City Chambers, High Street, Edinburgh, EHI 1YT.