From: Sent: To: Subject: Scott.McFadzen@bilfinger.co.uk 19 December 2007 12:04 Geoff Gilbert Re: ETN

Richard is calling you back on this.

----- Original Message -----From: "Geoff Gilbert" [Geoff.Gilbert@tie.ltd.uk] Sent: 19/12/2007 11:42 To: Richard Walker; Scott McFadzen Cc: <flynn.michael@siemens.com>; "Matthew Crosse" <<u>Matthew.Crosse@tie.ltd.uk</u>>; "Steven Bell" <<u>Steven.Bell@tie.ltd.uk</u>> Subject: RE: ETN

Richard/Scott

I accept your point re 3.7, although this was not discussed yesterday. Regarding your second point Scott has had a discussion with Matthew. Based on that discussion there would be no reason to change the current wording on design – which was acceptable to you yesterday. Scott I've left a message for you to contact me. We need to close this out now if we are to move forward and so that I can brief the Tram Board and CEC correctly.

Regards

Geoff Gilbert - Project Commercial Director TRAM Project

tie Limited Citypoint 65 Haymarket Terrace Edinburgh EH12 5HD

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From: <u>Richard.Walker@bilfinger.co.uk</u> [mailto:Richard.Walker@bilfinger.co.uk] Sent: 19 December 2007 08:37 To: Geoff Gilbert; <u>Scott.McFadzen@bilfinger.de</u> Cc: <u>flynn.michael@siemens.com</u> Subject: ETN

Geoff,

Thanks for your latest updates. in respect of new clause 3.7, the description is fine but this must cover the on street area of Shandwick Place and Haymarket Junction. ie. Haymarket to the far end of Princes St.

Secondly, having consulted with my team and reviewed e mails and meeting minutes, our firm price including the additional £8m to fix the 'variable' sums noted

in our tender is based on all the additional information which we received from SDS via the 4 No. CDs. The last of which was delivered to us on 25th. November 2007. We therefore insist that our contract be related to this.

Regards,

Richard Walker B.Tech.(Hons.) C.Eng. MICE

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