From: Mike Connelly

**Sent:** 26 February 2007 13:05

To: RASM Bourne RE: MUDFA

Alison,

Sorry for the delay.

Prior to awarding the contract detailed ground investigation work was carried out so as to eliminate as much of the risk as possible when it comes to delivering the works. This preliminary ground work was one of the factors used to determine the contract. However, the contract can be re-evaluated in the light of any unforeseen difficulties underground such as discovering that there were two gas pipes in a particular location and not one as previously thought. Some of this is also associated with the fact that Edinburgh is a historic city and as such you can never be fully certain. Any re-evaluation of the contract is contained within the risk element as included for in the Draft Final Business Case. Equally, if it's discovered that our initial ground work investigation has over-estimated what's beneath then there is scope within the contract to re-evaluate the contract down the other way. In other words we get money back!

I hope this helps.

Many thanks.

Mike

Mike Connelly Stakeholder Relationship Manager

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From: RASM Bourne [mailto:rasmbourne@

**Sent:** 25 February 2007 15:55

To: Mike Connelly Subject: MUDFA

Mike

You will recall that I asked you on 16 January, following your presentation on the tram scheme, why, if the price of the MUDFA contract was fixed, the business case seems to indicate that the public sector is to bear the risk of certain aspects.

You kindly contacted me the following day and promised a quick reply.

It is now over 5 weeks since I asked that question and, whilst I appreciate that TIE rarely answers any queries within a timescale of less than a few months, I would now request your reply by close of business on Tuesday 27 February 2007.

I look forward to hearing from you.

Alison