

From: Tolhurst, Mpst (BEIS)
Sent: Thu, 4 Jul 2019 14:54:13 +0000
To: Cooper, Tom - UKGI
Subject: RE: POL Litigation

Hi Tom,

It would have been nice to add to the TBA this week but unfortunately it left with Kelly early this morning.

I mentioned to Tom A at our catch up just now that Kelly intends to review all of the outstanding POL submissions as a batch over the weekend. Perhaps a more formal update next week would be useful once we have received her steers.

Many thanks,
Jess



Department for
Business, Energy
& Industrial Strategy

Jessica Tysoe
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From: Cooper, Tom - UKGI <[REDACTED]>
Sent: 04 July 2019 14:30
To: Tolhurst, Mpst (BEIS) <[REDACTED]>
Subject: Re: POL Litigation

Thanks Jess. Do you think Kelly will want to be sighted on this just by way of an update?

Tom

Sent from my iPhone

On 4 Jul 2019, at 14:17, Tolhurst, Mpst (BEIS) <[REDACTED]> wrote:

Hi Tom,

Thank you for pulling this together, I can confirm there are no issues our end. It is good to see things are progressing.

I look forward to reading your update on the litigation and settlement strategy in a few weeks.

Many thanks,
Jess

<image002.png>

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From: Creswell, Carl (Better Regulation Executive) <**GRO**>
Sent: 04 July 2019 12:16
To: Cooper, Tom - UKGI <**GRO**>; Permanent Secretary
<**GRO**> Tolhurst, Mpst (BEIS)
<**GRO**>
Cc: Beal, Eleanor (Advanced Manufacturing and Services)
<**GRO**>; Clarke, Stephen - UKGI
<**GRO**>; Watson, Richard - UKGI
<**GRO**>; Aldred, Tom - UKGI <**GRO**>;
Clark, Mpst (BEIS) <**GRO**>; Robson, Hugo (Business
Investment) <**GRO**>; White, Beth (Better Regulation
Executive) <**GRO**>
Subject: RE: POL Litigation

Hi Tom,

Many thanks – just to confirm that I am happy with all of this.

It would be great if Beth White from my team could sit in on the briefing with Nigel Boardman (if her diary allows), please. It should help bring her up to speed too.

Carl.

<image005.png><image006.jpg>

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From: Cooper, Tom - UKGI <**GRO**>
Sent: 04 July 2019 12:08
To: Permanent Secretary <**GRO**>; Tolhurst, Mpst
(BEIS) <**GRO**>
Cc: Beal, Eleanor (Advanced Manufacturing and Services)

<[REDACTED] GRO >; Clarke, Stephen - UKGI
<[REDACTED] GRO >; Creswell, Carl (Better Regulation Executive)
<[REDACTED] GRO >; Watson, Richard - UKGI
<[REDACTED] GRO >; Aldred, Tom - UKGI <[REDACTED] GRO >
Clark, Mpst (BEIS) <[REDACTED] GRO >; Robson, Hugo (Business
Investment) <[REDACTED] GRO >
Subject: POL Litigation

All

Following up on some of the litigation actions we have after various recent meetings, I'd be grateful for your thoughts on the following:

Observer at POL Litigation sub-committee

Having discussed the options with colleagues in UKGI, we've landed on Richard Watson being the right person to be the observer. Unless there are any objections from this group, I'd like to communicate that to POL as soon as possible so we can get Richard along to the next meeting.

Working Group

I had a useful meeting with Hugo Robson the other day – many thanks for making the introduction. Hugo has kindly agreed to take the team here through the FITT litigation as a case study. More importantly, I think we should set up a working group between UKGI, BEIS and HMT to handle the litigation settlement process, review advice from POL and its lawyers, form a view on cost with external help if needed and eventually make a recommendation to Ministers on the settlement itself. I'd envisage the group would consist of Richard Watson, Carl Creswell, Hugo Robson, a representative from HMG (tba), Tom Aldred and myself. I'm hoping this would provide the right level of governance needed to get an eventual settlement through the internal approvals required at BEIS and HMT.

Nigel Boardman meeting with POL

This is being set up by Richard and we have a date in the diary to brief Nigel, although not until August thanks to holidays. We're aiming to brief Hugo simultaneously.

Litigation and settlement strategy

We have a meeting with POL and Herbert Smith on 18 July to progress things. We'll provide an update subsequently.

Tom

Tom Cooper
Director

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