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**From:** Chisholm, Alex (BEIS)/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E06D33F69FDF459B87B0A3CB75D2E37C-ALEX.CHISHO]  
**Sent:** Mon 09/12/2019 11:00:42 AM (UTC)  
**To:** Creswell, Carl (Professional Business Services, Retail & Post Directorate) [REDACTED] GRO  
**Cc:** Permanent Secretary [REDACTED] GRO  
**Subject:** Re: GLO - Mediation Update - confidential and legally privileged

Ok thanks

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**From:** Creswell, Carl (Professional Business Services, Retail & Post Directorate) [REDACTED] GRO  
**Sent:** Monday, December 9, 2019 10:00:12 AM  
**To:** Chisholm, Alex (BEIS) [REDACTED] GRO  
**Cc:** Permanent Secretary [REDACTED] GRO  
**Subject:** RE: GLO - Mediation Update - confidential and legally privileged

Hi Alex,

No news on amounts to be requested yet, but I wanted to let you know that I've got to the bottom of the costs element.

The £5.5m has already been mandated by the court (during the Common Issues Trial judgment) and indeed paid to the claimants' solicitors, so is outside the envelope that POL will be requesting because they've had to pay it already. It is only being mentioned alongside the 'new' ask for presentational reasons. Further costs beyond the £5.5m will be included in the approval that POL will be seeking from us.

Having said this, UKGI advise that if a settlement can be achieved it seems likely that the authority that POL will ask us for will be for a figure which if one added the CIJ costs already paid will still be at or below the £65m authority Ministers and CST have approved.

I thought best to clarify that now.

Thanks,  
Carl.



Department for  
Business, Energy  
& Industrial Strategy

Carl Creswell  
Director, Professional & Business Services, Retail and Post  
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[REDACTED] GRO  
Orchard 2, 1 Victoria Street, London SW1H 0ET  
[www.gov.uk/beis](http://www.gov.uk/beis) | <https://twitter.com/beisgovuk>

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**From:** Chisholm, Alex (BEIS) <[REDACTED]>  
**Sent:** 06 December 2019 18:03  
**To:** Creswell, Carl (Professional Business Services, Retail & Post Directorate) <[REDACTED]>  
**Cc:** Permanent Secretary <[REDACTED]>  
**Subject:** Re: GLO - Mediation Update - confidential and legally privileged

I assume it is and on that basis would expect to agree with you.

A

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**From:** Creswell, Carl (Professional Business Services, Retail & Post Directorate) <[REDACTED]>  
**Sent:** Friday, December 6, 2019 5:59:43 PM  
**To:** Chisholm, Alex (BEIS) <[REDACTED]>  
**Cc:** Permanent Secretary <[REDACTED]>  
**Subject:** Fwd: GLO - Mediation Update - confidential and legally privileged

Hi Alex,

I am minded to recommend to you that we agree to this, but I have asked UKGI to confirm definitively whether the £5.5m of costs is supposed to be within the (up to) £65m ceiling. I'll email you once I have heard back from them about that.

Thanks,  
Carl

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**From:** Watson, Richard - UKGI <[REDACTED]>  
**Sent:** Friday, December 6, 2019 5:43:39 PM  
**To:** Cooper, Tom - UKGI <[REDACTED]>; Fleming, Joshua - HMT <[REDACTED]>; Creswell, Carl (Professional Business Services, Retail & Post Directorate) <[REDACTED]>  
**Cc:** Aldred, Tom - UKGI <[REDACTED]>; Chisholm, Alex (BEIS) <[REDACTED]>; Scott, Joshua - UKGI <[REDACTED]>  
**Subject:** RE: GLO - Mediation Update - confidential and legally privileged

Thanks Tom

Josh, Carl

You will note that POL want authority to offer £50m plus the £5.5million costs they have already paid.

I am available on [REDACTED] and will be checking emails over the weekend if anyone needs to

discuss

Kind regards

Richard

Richard Watson | General Counsel  
UK Government Investments

1 Victoria Street | London | SW1H 0ET

T: **GRO**  
E: **GRO**  
W: <https://www.ukgi.org.uk/>

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**From:** Cooper, Tom - UKGI <**GRO**>  
**Sent:** 06 December 2019 17:22  
**To:** Fleming, Joshua - HMT <**GRO**>; Carl Creswell  
<**GRO**>  
**Cc:** Aldred, Tom - UKGI <**GRO**>; Watson, Richard - UKGI  
<**GRO**>; Alex Chisholm <**GRO**>; Scott, Joshua - UKGI  
**Subject:** Fwd: GLO - Mediation Update - confidential and legally privileged

Sent from my iPhone  
Begin forwarded message:

**From:** Ben Foat <**GRO**>  
**Date:** 6 December 2019 at 17:18:14 GMT  
**To:** Tim Parker <**GRO**>; "Cooper, Tom - UKGI"  
<**GRO**>; Nick Read <**GRO**>  
**Cc:** "Watts, Alan" <**GRO**>; "Emanuel, Catherine"  
<**GRO**>; Rodric Williams <**GRO**>;  
andrew.parsons <**GRO**>; Patrick Bourke  
<**GRO**>; Melanie Corfield  
<**GRO**>; "Lord, William" <**GRO**>  
**Subject:** GLO - Mediation Update - confidential and legally privileged

All

The parties have made little progress today. The mediators have spent the majority of the day with the claimants again.

The claimants are at 60m + 5.5m CIJ costs. Post Office remains at 45m + 5.5m.

We have made it clear that the mediation will end COB Monday (as we need to put pressure on the claimants to respond and these proceedings do in fact need to end at some point particularly with the election and authority issues which that may cause).

Next Steps

1. We will respond to their amended settlement deed over the weekend and we have requested the other side to have their finalised position in relation to the settlement deed by Monday morning. I will make sure that the joint statement is provided to Patrick as soon as they have provided it us. They are yet to do so.
2. The parties will provide what they say are their proposed final offers (which are not necessarily the final offer in reality) to the mediators on a confidential basis. We are likely to go to £50 +5.5m CIJ costs such that if the other side does the same ie £55m +5.5m CIJ costs then ultimately the parties could spilt the difference at £52.5 +5.5m CIJ costs. Consequently, I will need authority from Tom, Tim and Nick over the weekend or first thing on Monday to make the offer of £50m. You will note that these amounts are within the authority provided by the Board Sub-Committee. I will also need Tom, Tim and Nick to be available to make any subsequent offers throughout the day on Monday.

Do let me know if you have any further queries in the meantime. Happy to discuss later this evening or over the weekend if you need.

Kind regards  
Ben



**Ben Foat**

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Mobile : GRO

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