

To: Cooper, Tom - UKG [REDACTED] **GRO**
From: Thomas Cooper
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From: Veronica Branton [REDACTED] **GRO**
Sent: Wednesday, May 19, 2021 1:31:51 PM
To: Tim Parke [REDACTED] **GRO**; Zarin Pate [REDACTED] **GRO**; Ken McCall [REDACTED]
 [REDACTED] **GRO**; Lisa Harrington [REDACTED] **GRO**; Carla Stent [REDACTED]
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Cc: Declan Salter [REDACTED] **GRO**; Ben Foat [REDACTED] **GRO**; Rodric Williams
 [REDACTED] **GRO**; Alan Watts - Herbert Smith Freehills LLP [REDACTED] **GRO**
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 [REDACTED] **GRO**

Subject: Board meeting tomorrow and the agenda and decisions sought

Dear all,

Given the papers for tomorrow's meeting were only circulated this morning and there are a lot of important decisions to take the team has reviewed which decisions might wait, which are urgent and why. To this end item 1 on approval of the decision making tools has been deferred to next week. The rationale and asks for the remaining items is as follows:

1. Post Conviction Claims (Alan Watts)
a. Strategy (with HSF paper).

- A decision on strategy is needed sooner rather than later to avoid being "bounced" into litigation but we can introduce this for **discussion this week** and **follow up next week for decisions**. Getting approvals for interim payments (the next agenda item) may help ameliorate the litigation risk.

b. Interim Payments (with HSF paper)

- We would like the Board to take a **decision** on the interim payment point so that we can get the ball rolling with UKGI around shareholder approvals and funding. There was support for these payments in principle last week, so we are looking for agreement on the amount of any payment and whether any of it should be for legal costs.

2. HSS (Alan Watts)

a. Potential routes of challenge to the Scheme (with HSF paper)

- This is for **noting only**, ahead of sharing HSF's paper with BEIS.

b. Rate of interest (HSF paper)

- We would like the Board to **decide** whether they want to make the [REDACTED]
[REDACTED] The decision can probably wait a week, but would benefit from discussion to set the context and enable HSF's paper to be shared with BEIS.

c. Further discussion on the proposed amendment to the Terms of Reference

- We propose to **discuss only** this agenda item.

I will include these notes on the agenda posted on Diligent for reference.

Best wishes

Veronica



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