

Giulia Barbone

From: Sarah Fitzpatrick (Head of Planning)
Sent: 07 February 2024 16:09
To: Elsenaar, Marnix; Giulia Barbone
Cc: Pearson, Victoria; david.wilson@networkrail.co.uk; Joanna Vincent; Carina Wentzel
Subject: RE: Horn Lane, Old Oak Common - Network Rail [ADDGDD-LIVE.FID3983009] [NRF_EMEA-UK.FID1533930]

Marnix

I will respond briefly to your letter in relation to an insinuation that I can quickly dispel. There is an insinuation that NRF deliberately held back comments on the site sharing plans until 18th January in the knowledge that AG had promised to provide the inspector a deed of undertaking on 19th. This is incorrect.

In our letter of 11th January on the site sharing plans we stated this:

Please note that our comments on the plans provided in this letter are subject to any our client and/or their technical advisers.

The reason we stated this is because Mr Richard Abbott remained on his Christmas break until 16th January. As you are aware Mr Abbott has been advising BPL on the constructability of the new scheme, and his input has been important in shaping the site sharing plans. We therefore needed to ensure that Mr Abbott had the opportunity to comment on the plans, but we considered it appropriate to send to AG the rest of the team's comments in the interim on 11th January as soon as these were ready.

In case of need, I have copied below Mr Abbott's out of office autoreply, you will see that I sent him an email on 10th and received this automated response stating that he was away until 16th. I'm sure Mr Abbott can confirm his holiday movements if you considered that necessary.

Automatic reply: Old Oak Common - NR undertaking [ADDGDD-LIVE.FID3983009] [NRF_EMEA-UK.FID1533930]



Richard Abbott <r.abbott@stace.co.uk>
To Sarah Fitzpatrick (Head of Planning)

 Reply  Reply All

[External Email – Use Caution]

Thank you for your email.

I'm away from my desk until Tuesday 16th January 2024, and will respond on my return.

If urgent please contact Charlotte Mahoney (c.mahoney@stace.co.uk) or Matthew Brearley (m.brearley@s)

Many Thanks
Richard

As soon as Mr Abbott returned to work on 17th he sent us brief comments, and then on 18th provided us with more detailed comments plus a marked up plan. These further comments and the plan were provided to AG the same day.

Your letter talks about a "relationship of trust". Please can we have no more unnecessary insinuations if fostering such a relationship between our clients is indeed your intention.

Many thanks

Kind Regards

Sarah Fitzpatrick | Head of Planning, Partner
Barrister, qualified in England & Wales
Norton Rose Fulbright LLP
3 More London Riverside, London, SE1 2AQ, United Kingdom
Tel +44 20 7444 3678 | Mob + 44 7767 755180 | Fax +44 20 7283 6500
sarah.fitzpatrick@nortonrosefulbright.com

NORTON ROSE FULBRIGHT

Law around the world
nortonrosefulbright.com

From: Elsenaar, Marnix <marnix.elsenaar@addleshawgoddard.com>
Sent: 07 February 2024 15:27
To: Giulia Barbone <Giulia.Barbone@nortonrosefulbright.com>
Cc: Sarah Fitzpatrick (Head of Planning) <Sarah.Fitzpatrick@nortonrosefulbright.com>; Pearson, Victoria <Victoria.Pearson@addleshawgoddard.com>; david.wilson@networkrail.co.uk; Joanna Vincent <Joanna.Vincent@gateleyhamer.com>; Carina Wentzel <Carina.Wentzel@nortonrosefulbright.com>
Subject: Horn Lane, Old Oak Common - Network Rail [ADDGDD-LIVE.FID3983009]

[External Email – Use Caution]

Dear Norton Rose Fulbright

Please see the attached letter.

Yours faithfully

Marnix Elsenaar
Partner

Addleshaw Goddard LLP

Tel +44 (0)20 7160 3246
Mob +44 (0)7872 413709

[View our office locations](#)

This e-mail (including any attachments) is confidential to the intended addressee, may be subject to copyright, and may also be privileged. If you are not the intended addressee, please do not read, print, re-transmit, copy, store, alter or otherwise disclose it or any of its attachments to anyone; nor should you act in reliance on it or any of its attachments. Instead, please notify the error to the sender by e-mail and immediately permanently delete this email and any of its attachments from your system.

Please see the [Privacy Notice](#) published on our website for information about what we do with your personal data, and your rights in relation to the same.

E-mails sent to and from Addleshaw Goddard LLP may be monitored and read for legitimate business purposes,

notably to ensure compliance with the law and our regulatory obligations. Emails cannot be guaranteed to be secure or error-free, and you should protect your systems. Addleshaw Goddard LLP does not accept any liability arising from interception, corruption, loss or destruction of this e-mail, or if it arrives late or incomplete or with viruses.

Addleshaw Goddard LLP is a limited liability partnership registered in England and Wales (with registered number OC318149) and is authorised and regulated by the Solicitors Regulation Authority and the Law Society of Scotland.

A list of members is open to inspection at our registered office, Milton Gate, 60 Chiswell Street, London EC1Y 4AG.

The term partner refers to any individual who is a member of any Addleshaw Goddard entity or association or an employee or consultant with equivalent standing based on their experience and or qualifications.

For further information please consult our website, www.addleshawgoddard.com.