

From: [Redacted] **On Behalf Of** McAllan M (Mary)
Sent: 02 April 2019 10:17
To: 'Gerry.Marshall[Redacted]
Cc: [Redacted]
Subject: Information Request Letter - 2 April 2019

Gerry

Please see the attached Information Request letter from Mary McAllan. If you have any queries about this please contact [Redacted] (copied) in the first instance.

Regards

Mary McAllan
Director of Economic Development
5 Atlantic Quay
150 Broomielaw
Glasgow
G2 8LU

Tel: [Redacted]
Mobile: [Redacted]
E-mail: [Redacted]

Document 2 attached separately

From: Gerry Marshall [Redacted]
Sent: 02 May 2019 09:29
To: McAllan M (Mary) [Redacted]
Cc: [Redacted] Tom Cousins [Redacted]
Subject: Re: Information Request Letter - 2 April 2019

Mary,

Please find attached response to information request.

Best Regards,

Gerry Marshall
Chief Executive Officer

T: [Redacted]
M: [Redacted]
E: [Redacted]
W: www.fergusonmarine.com



Document 4 attached separately

Document 5 attached separately

From: [Redacted] **On Behalf Of** McAllan M (Mary)
Sent: 13 May 2019 14:38
To: Gerry.Marshall[Redacted]
Cc: [Redacted]
Subject: Information request follow-up letter - 13 May 2019

Gerry

Please see the attached letter from Mary McAllan. If you have any queries about this please contact [Redacted] (copied) in the first instance.

Kind regards

Mary McAllan
Director of Economic Development
5 Atlantic Quay
150 Broomielaw
Glasgow
G2 8LU

Tel: [Redacted]
Mobile: [Redacted]
E-mail: [Redacted]

Document 7 attached separately



T: [REDACTED]
E: Mary.McAllan@gov.scot

Ferguson Marine Engineering (Holdings) Limited
3 Redwood Crescent
East Kilbride
Glasgow G2 5PA
("Holdings")

2 April 2019

Dear Sirs,

Information Request

We refer to the loan agreement (the "**Loan Agreement**") dated 25 June 2018 and entered into between the Scottish Ministers, Holdings and Ferguson Marine Engineering Limited ("**FMEL**") (as amended from time to time), in terms of which Holdings have drawn down a sum equal to £25,000,000 as at the date of this letter (the "**Outstanding Loan Amount**").

Pursuant to clause 11 of the Loan Agreement, Holdings and FMEL have undertaken to deliver to the Scottish Ministers such information as the Scottish Ministers may reasonably require.

The plan for the build-out of the vessels known as 801 and 802 contained in the overall resource programme presented by FMEL on 28 and 29 May 2018 at Port Glasgow is no longer deliverable in the manner and within the timescales therein prescribed. Accordingly, the Scottish Ministers hereby request the following information from FMEL and Holdings:

- an updated delivery programme in respect of the vessels;
- a financial account showing in reasonable detail the expenditure of the Outstanding Loan Amount and how the Outstanding Loan Amount has been deployed against the original overall resource program;
- a statement showing the intended application of the remaining available funds under the Loan Agreement, together with a confirmation that such funds will be used for the purposes described.

We look forward to receiving the above information as soon as possible.



This letter and any dispute or claim arising out of or in connection with it or its subject matter or formation (including non-contractual disputes or claims) shall be governed by, and construed in accordance with, the law of Scotland.

Yours sincerely



Mary McAllan
Director, Economic Development

Trading Address:
Newark Works,
Castle Road,
Port Glasgow,
Renfrewshire
PA14 5NG

T: +44 (0) 1475 742 300

www.fergusonmarine.com

Mary McAllan
Director, Economic Development
150 Broomielaw
Glasgow
G2 8LU

1 May 2019

Dear Mary

I refer to my letter of 2 April 2019.

As you and your team are aware, [REDACTED]

[REDACTED] Notwithstanding this, we understand your need for an update on expected delivery programme and delivery dates.

In the absence of having visibility on the detailed process and timeline to deal with the claim (which has been requested from the Scottish Government), it is difficult to provide a programme update.

[REDACTED]

Also attached to this letter is a breakdown showing how the amounts of the outstanding loan has been and will be applied.

Yours sincerely



Gerry Marshall CEO



Ferguson Marine Engineering Limited
Registered in Scotland No: SC485060
Registered office: Redwood House, 5
Redwood Crescent, Peel Park,
East Kilbride, South Lanarkshire,
G74 5PA

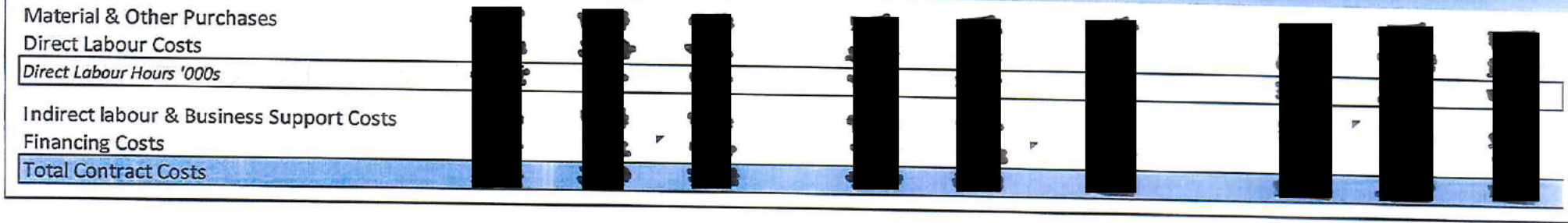
FMEL Contract Summary - March 2019



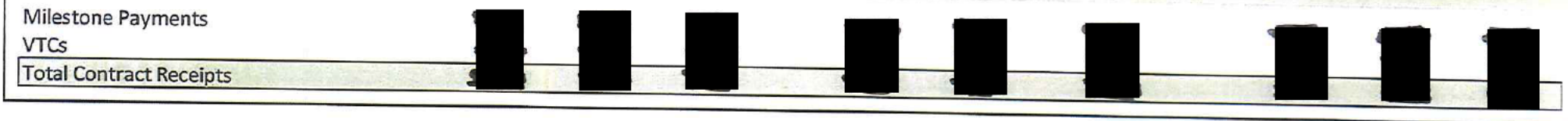
Net Contract Position @ March 2019

801			802			Total		
Total £m	To Date £m	Balance £m	Total £m	To Date £m	Balance £m	Total £m	To Date £m	Balance £m

Contract Costs



Contract Receipts



Net Contract Position	Low	Low	Low
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Loans drawn at end of March 2019	40.0
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T: [REDACTED]
E: Mary.McAllan@gov.scot

Gerry Marshall
Ferguson Marine Engineering (Holdings) Limited
3 Redwood Crescent
East Kilbride
Glasgow
G2 5PA

13 May 2019

Dear Gerry

Information Request

Thank you for your response of 2 May to my letter to you of 2 April containing Scottish Ministers' information request pursuant to Clause 11 of the Loan Agreement. Your response only partially addresses Ministers' request.

Scottish Ministers request further information relating to this matter and ask that FMEL and Holdings provide the following:

- A detailed build programme with key milestone dates for the new delivery dates for contracts 801 and 802 mentioned in your letter;
- A revised budget consistent with the new delivery dates, including cash flow and balance sheet information.

Can you also advise if FMEL has shared the new delivery dates for contracts 801 and 802 with your client CMAL. We look forward to receiving this information as soon as possible.

Yours sincerely



Mary McAllan
Director of Economic Development