
ITEM 1

From: Palmer MR (Mike)
Sent: 25 March 2021 16:12
To: 'Colin Palmer'; [REDACTED] @gov.scot
Cc: Simon Hodge; [REDACTED] @crowestatescotland.com; [REDACTED] @crowestatescotland.com; [REDACTED] @crowestatescotland.com
Subject: RE: PROTECT: Change of Control Board paper

Many thanks [REDACTED], much appreciated. We will share with our finance colleagues, on the basis that they do not share any further.

Would there be folk at your end available to meet with our finance colleagues early next week?

If you receive this email late at night, early in the morning, or at the weekend - it means I am working flexibly. Flexibility works for me, but please do not feel that you should have to pick this up outside of your own normal working hours.

Mike Palmer

Deputy Director for Marine Planning and Policy

marinescotland

Scottish Government | [REDACTED] | Victoria Quay | Edinburgh EH6 6QQ

Tel: [REDACTED]
Mob:[REDACTED]

email: [REDACTED] @gov.scot
w: <http://www.gov.scot/marinescotland>

From: Colin Palmer
Sent: 25 March 2021 14:44
To: Palmer MR (Mike); [REDACTED] @gov.scot
Cc: Simon Hodge; [REDACTED] @crowestatescotland.com; [REDACTED] @crowestatescotland.com; [REDACTED] @crowestatescotland.com
Subject: RE: PROTECT: Change of Control Board paper

Hi Mike / [REDACTED]

Further to our discussion yesterday please find attached change of control paper that has today been circulated to Board. I've requested responses for Wed 31st March.

You will note point 10 in the paper highlighted that the paper will be shared with SG Finance (please note this is a live Board paper so would appreciate this not being circulated further than this) and we may have further engagement with them.

If you have any further queries on this please reply all as a number of us are on different days leave over the next few days.

Best regards

Colin

Colin Palmer

Director of Marine

Crown Estate Scotland

t.[REDACTED] / [REDACTED]

Our team are currently working from home. Mail is occasionally being collected from our offices (addresses are at

www.crownestatescotland.com/contact-us). Where possible, please e-mail or call us rather than post mail.

ITEM 2

From: Palmer MR (Mike)

Sent: 08 March 2021 15:28

To: 'Simon Hodge'

Cc: Colin Palmer

Subject: RE: Clawback arrangements

Many thanks Simon. Apologies, I think I was reading a previous draft.

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Mike Palmer

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From: Simon Hodge

Sent: 08 March 2021 14:30

To: Palmer MR (Mike)

Cc: Colin Palmer

Subject: RE: Clawback arrangements

Mike

Here's what we stated in the Board paper: *'Overage or clawback provisions should be introduced, such that a proportion of any 'premium' arising from an option sale can be recovered. The exact arrangements to be enacted needs further detailed consideration and design, including consideration of a sliding scale of overage recovery linked to time from granting the option.'*

Apologies if this didn't read through all the material as it should, but we are indeed considering approaches that have higher clawback at the early stage of the option, reducing through the option period.

Simon

Simon Hodge
Chief Executive
Crown Estate Scotland
[REDACTED / REDACTED]
www.crownestatescotland.com

ITEM 3

From: Palmer MR (Mike)
Sent: 17 March 2021 18:16
To: 'Colin Palmer'; [REDACTED] @gov.scot
Cc: Simon Hodge; [REDACTED] @crownestatescotland.com; [REDACTED] @crownestatescotland.com; [REDACTED] @crownestatescotland.com;
[REDACTED] @crownestatescotland.com;
Subject: RE: ScotWind requested info

Hi Colin,

Many thanks, very helpful. Look forward to hearing back from you as soon as you get feedback from the consultancies, to inform our advice to Ministers.

Wrt procuring the work, this can be fast-tracked through a derogation under Section 33 of the Public Contracts (Scotland) Regulations 2015, on grounds of extreme urgency brought about by unforeseeable events.

[REDACTED]

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Mike Palmer
Deputy Director for Marine Planning and Policy
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From: Colin Palmer
Sent: 17 March 2021 15:04
To: Palmer MR (Mike); [REDACTED] @gov.scot
Cc: Simon Hodge [REDACTED] @crownstatescotland.com; [REDACTED] @crownstatescotland.com; [REDACTED] @crownstatescotland.com; [REDACTED] @crownstatescotland.com
Subject: RE: ScotWind requested info

Apologies Mike / [REDACTED]

Please note a clarification below in red to ensure no confusion (ie work has not been commissioned).

Best regards

Colin

ITEM 4

From: Director Marine Scotland
Sent: 16 March 2021 19:42
To: Simon Hodge
Cc: Bryan, Amanda ; Mike Palmer
Subject: ScotWind

! CAUTION ! This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Hi Simon,

I understand you had a constructive conversation with Mike and [REDACT] this afternoon. Firstly, I'm encouraged to hear how closely both teams continue to work on this issue. It goes without saying that this has been a challenging time for us all.

Mike and [REDACT] provided an update on the timeframe challenges raised by CES, particularly on seeking additional assurance around the ScotWind pricing structure. While I understand the likely implications, particularly on the ability of the ScotWind process to conclude at the end of 2021 / early 2022, I think we should at the very least explore within the relevant consultancy market, the feasibility of procuring such expertise and how long this would take to deliver an outcome.

Firstly, I think it is foreseeable that we may be asked to formally ascertain how long such a piece of work would take to deliver, and secondly, should a decision be made to progress which reflects the timeframe implications outlined by CES, I think it adds to the defensibility of this course of action.

To that end, I'd be grateful if you could act on this email as soon as practicable so it can be reflected in any further advice to Ministers in the coming days.

Many thanks and happy to discuss,

Annabel