

Contingency Planning Session Document 1 - List of LS185 Compliance Issues

Element of Business	Item	Summary	Contract Position	LS185 Reason for Refusal / under performance	Next E20 Action
Seats	Not taking on relocatable seats	Not willing to take on relocatable seats, although offered in "risk" free way by E20 to reflect note delivered 7 day turnaround	Not obliged to until 7 days	Do not want risk and extra work	Manage seating transition
Safety	Water Treatment Duty Holder	LS185 (Vinci FM) stating that E20 are the Duty Holder	E20 Adviser "In conclusion, with LS185 in control of the stadium and the LS185 policy documents assignment of the Legionella Duty Holder role it is clear that LS185 are Statutory Duty holders "	LS185 (Vinci FM) hanging on the idea that maintenance was the responsibility of the landlord. E20 adviser says incorrect interpretation.	E20 clear with LS185 that they are the Duty holder
Ops	Utilities	LS185 refused to accept handover of utilities, and v reluctant to engage in working group with E20 to resolve issues	LS185 responsible for utilities	Refused to take it on due to condition of stadium and other disputes	Conclude on stadium condition issues in the coming weeks, then set date for insisting on handover.
Ops	Northern ticket hall management	Not signing licence with Westfield to manage stewards over space	Part of contract to get spectators to key stations	Not in contract	Instruct under contract
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Ops	Refusal to manage south park plaza during London 2017	Not managing although agreed to do so in May 2017	Not in contract, but sensible approach proposed by LLDC	Not in contract	LLDC manage, with complexity added to arrangements
Ops	Not investing in away barriers with return through net commercial revenues	Not willing to buy barriers at £118k and put through net commercial revenues	Clause 6.1 " The Operator shall exploit the Opportunity in accordance with the terms of this Agreement and the Business Plan in order to maximise profit in respect of the Opportunity".	Not willing to outlay funds to make savings	E20 buy; E20 pursue through contract
Fin	Business Plan	No business plan not agreed by E20 due to poor quality.	Business plan to be approved x months before year	Not accepted by SL185 and not submitted revised plan	Insist on business plan; pursue KPI penalty
Fin	Not paid 2016 net Commercial revenues	Not paid to date	Contracted to do so	Complexities of change request, disputes etc. make it difficult to settle figure	E20 withholding fixed costs 9which helps E20 cash flow)
Corp	Inadequate resourcing to fulfil contract requirements	Not enough staff, and not replacing staff quickly or adequately enough (e.g. Finance Director)	Require to staff and fulfil obligations	Agreed	Hold to resourcing, and do not agree resourcing as an excuse for non-performance; Pursue key personnel gaps
Corp	Refusal to respect legal process between WHU and E20	On additional capacity, LS185 stated they would not clear lines with E20 before corresponding with WHU	Check	Independence from E20	Reinforced need to do so; Made LS185 aware that if harms case with WHU E20 will pursue LS185
Corp	Key personnel	LS185 failed to replace Finance Director in good time	Schedule on key personnel	Interim arrangements in place	Insist on action to secure and resource key personnel
Comm	Digital Screen	Did not agree to put on screen on for LBN community events in return for costs, until last minute	Not in original contract	Want commercial rates	Issue instruction to use community rates for Newham event; Take back screen from LS185
Comm	Environment Plan	Not provided	Contracted to do so 3 months after completion	Say 3 months after completion, and claim not completed	Pursue as if Stadium completed
Comm	Supply Chain Plan	Not provided		Recognise late. Committed to produce by Sept 2017 Jobs and Apprentice Plan	Pursue as part of KPI on reporting
Comm	Community Plan	Poor quality plan not covering all aspects. Not staffed up to deliver	Required to provide and implement community plan	Think plan ticks box, and not prioritizing implementation.	Pursue as part of KPI on reporting
Comm	Community Track	Not taking lead on opening from September. Appears disinterested or pushing as an extra task for Commercial Director (MT) that not being prioritised	Clear part of contract to manage and deliver financial, community benefits	Time and resources	Pursue contract requirements, or E20 step in and LBN take on