

## Note of a meeting on 11 April 2006 with BAE SYSTEMS

Those present:

### ECGD

Patrick Crawford – Chief Executive  
John Weiss - ECGD Adviser  
Nicholas Ridley – General Counsel  
David Allwood – Business Principles Adviser  
Ben Llewellyn – External Affairs Manager

### BAE Systems

James Caldwell  
Mike Rouse  
Julian Scopes  
Andy Ingram  
Julia Aldridge

BAE Systems (BAES) had requested a meeting about ECGD's proposed Special Handling Arrangements for information about agents' identities (the Special Arrangements). ECGD informed BAES that in their view consultation rules prevailed; ECGD would listen to views, but would not engage in any discussion other than for the purposes of clarification. ECGD would publish a note of the meeting once BAES had checked it for accuracy. ECGD confirmed that the proposals outlined in annex C of the Final Response were just that; once all representations had been received, ECGD and Ministers would make a decision as to the appropriate procedures to adopt.

BAES made it clear that they would not be making representations at the meeting but would confine themselves to seeking clarification and exploring options on a series of points. BAES understood from the text of the Final Response, and accepted that, representations on the Special Arrangements would be published. However, in order to allow a full and frank discussion to take place, details of discussions relating to clarifications and exploration of options, which did not amount to representations should not be published.

Points on which clarification was sought included:

- Applicability of the Special Arrangements to data other than agents' identities;
- Possible methods of data transfer;
- ECGD's proposed follow up actions after receipt of data;
- The identity of those within ECGD with access to data;
- Applicability of the law of Commercial Confidence;
- Consequences of non approved release of data by ECGD;
- Length of time during which data would be held by ECGD;
- Consequences of ECGD approving a transaction which was subsequently found to have been won corruptly