

Change Note for PW-CF7 & FTS-7

19 July 2023: The following amendments are made:

TABLE A: DOCUMENTS AMENDED	
Form of Conditions of Contract	Form of Tender and Schedule
PW-CF7 v1.5 29-07-2021	FTS-7 v1.5 30-06-2016

TABLE B: AMENDMENTS PW-CF7 & FTS-7	
Ref	DESCRIPTION OF AMENDMENT
A.	<p>Clause 1 The Contract</p> <p>A new sub-clause 1.10 is added that provides that if a Contractor is more than one person or legal entity, they are joint and severally liable.</p>
B.	<p>Clause 11 Loss and Damage</p> <p>Sub-clause 11.7 is amended by the removal of the second paragraph.</p> <p>Sub-clause 11.8 is replaced in its entirety by a new sub-clause.</p>
C.	<p>Clause 15 Ethics in Public Office</p> <p>Clause 15 is amended by replacing the <i>“Prevention of Corruption Acts 1889 to 2010”</i> with the <i>“Criminal Justice (Corruption Offences) Act 2018”</i>.</p>
D.	<p>Clause 17 Covid-19 Mandatory Closure</p> <p>Sub-clause 17.3(1) is amended by the removal, from the first sentence of <i>“excluding the first [7] days in total of the Covid-19 Mandatory Closure or where there is more than one Covid-19 Mandatory Closure, the Covid-19 Mandatory Closures.”</i></p>
E.	<p>Clause 18 Limit on Liability</p> <p>New Clause 18 <i>Limit on Liability</i> is incorporated, which - subject to specified exclusions - limits the liability of the Contractor to the Employer to an amount stated in the Schedule (“the Liability Cap”).</p> <p>Sub-clause 18.1 provides that the amount of the Liability Cap is as stated in the Schedule, 18.1 <i>Limit on Liability</i> and sub-clause 18.2 describes exclusions from the application of the Liability Cap.</p> <p>The Contracting Authority is to state the amount of the Liability Cap to apply in a new entry in the Schedule, 18.1 <i>Limit on Liability</i>. The Schedule provides that where the Contracting Authority does not state an amount, the amount of the Liability Cap defaults to the amount of the Contract Price.</p>

END.