

Appendix A

Conditions of Contract

Site Details

All sites are situated throughout the parish of Capel, Kent. This includes the villages of Capel, Five Oak Green and Tudeley.

Variations

Definition of Variations

The term 'Variation' means:

- the alteration or modification of the scope, quality or quantity of the works identified in the Specification.
- the imposition by the Client of any obligations or restrictions in regard to carrying out the Works as defined in the Agreement.

Valuation of Variations

- Either party must notify the other in writing of any item that they consider to be a variation before the works in question are carried out.
- The value of the variation shall be agreed between both parties using pro-rata rates from the costed Specification, schedule of rates and labour rates

Duration of the contract

The duration of the Contract will be from 1 April 2022 to 31 March 2025. Tenders are to be priced on an annual basis.

Payment to Contractor

The full contract sum shall be paid in equal instalments throughout the year on receipt of a monthly invoice from the Contractor.

Termination of Contract

Either party may terminate, without reason, the contract in writing giving three months' notice.

Insurance

The Contractor is required to have a minimum of £10m public liability insurance. A current certificate of insurance to this effect must be produced to the Clerk prior to the commencement of the contract. A copy of the certificate of Insurance shall be provided on renewal annually for the duration of the contract.

The Contractor shall indemnify the Council against any claim or proceedings for any injury to any property or persons or animals as a result of negligence, poor workmanship or failure to notify the Council of any action likely to cause injury or damage to a third party.

Health and Safety

The Contractor shall accept full responsibility for compliance with the Health and Safety at Work Act 1974 and all other Acts and regulations in respect of the work comprised in this contract.

Notes to Tenderers

1. Regular inspections will be carried out by the Council throughout the period of the contract to ensure the work is completed in accordance with the Specification of Works.
2. Invoices for payment must include a schedule of the works completed in that month including the dates of the work. A template will be provided.
3. Contractors are asked to contact the Clerk if any clarification is required. Email clerk@capel-pc.org.uk. Phone 01892-837524 or 07508-882810.