JCT

DB 2016

Design and Build Contract 2016

2016

DESIGN AND BUILD CONTRACT

Agreement

This Agreement is made the _____ 20 _____

Between

The Employer WREXHAM UNIVERSITY

(Company No. 1142048)[1]

of/~~whose registered office is at~~ MOLD ROAD, WREXHAM, LL11 2AW

And

The Contractor C WYNNE AND SONS LIMITED

(Company No. 00633976)[1]

of/whose registered office is at CHARLES HOUSE, KINMEL PARK, ABERGELE ROAD, BODELWYDDAN, DENBIGHSHIRE, LL18 5TY

SP Projects Limited
Employer :
Contractor :

[1] Where the Employer or Contractor is neither a company incorporated under the Companies Acts nor a company registered under the laws of another country, delete the references to Company number and registered office. In the case of a company incorporated outside England and Wales, particulars of its place of incorporation should be inserted immediately before its Company number. As to execution by foreign companies and matters of jurisdiction, see the Design and Build Contract Guide.

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Recitals

Whereas

First the Employer wishes to have the design and construction of the following work carried out[2]:

CONSTRUCTION OF NEW ENTERPRISE ENGINEERING OPTICS CENTRE (EEOC) AND ASSOCIATED WORKS

at LAND ADJACENT TO JOHN TROTH LECTURE THEATRE, WREXHAM UNIVERSITY CAMPUS, WREXHAM UNIVERSITY, MOLD ROAD, WREXHAM LL11 2AW ('the Works') and the Employer has supplied to the Contractor documents showing and describing or otherwise stating his requirements ('the Employer's Requirements');

Second in response to the Employer's Requirements the Contractor has supplied to the Employer:

- documents showing and describing the Contractor's proposals for the design and construction of the Works ('the Contractor's Proposals'); and
- an analysis of the Contract Sum ('the Contract Sum Analysis');

Third the Employer has examined the Contractor's Proposals and, subject to the Conditions, is satisfied that they appear to meet the Employer's Requirements[3];

Fourth for the purposes of the Construction Industry Scheme (CIS) under the Finance Act 2004, the status of the Employer is, as at the Base Date, that stated in the Contract Particulars;

~~**Fifth**~~ the division of the Works into Sections is shown in the Employer's Requirements or in such other documents as are identified in the Contract Particulars[4];

Sixth where so stated in the Contract Particulars, this Contract is supplemented by the Framework Agreement identified in those particulars;

Seventh whether any of Supplemental Provisions 1 to 10 apply is stated in the Contract Particulars;

SP Projects Limited
Employer

Contracto

[2] State nature and location of intended works.

[3] Where the Employer has accepted a divergence from his requirements in the proposals submitted by the Contractor, the divergence should be removed by amending the Employer's Requirements before the Contract is executed.

[4] Delete the Fifth Recital if the Works are not divided into Sections.

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