

Design and Build Contract
Design and Build Sub-Contract
 (DBSub/A and DBSub/C)

Updates and Corrections included in Revision 1 August 2007

Updates

Clause number and heading	Action taken
<u>DBSub/C</u>	
Clause 1-1	Construction Industry Scheme (or 'CIS'): 'Income and Corporation Taxes Act 1988' was changed to 'Finance Act 2004'
Schedule 4, paragraph A-1-4-3	'(Employments) Regulations 1993 (the PAYE Regulations)' was changed to '(Pay As You Earn) Regulations 2003'
Schedule 4, paragraph B-1-4-3	'(Employments) Regulations 1993 (the PAYE Regulations)' was changed to '(Pay As You Earn) Regulations 2003'

Corrections

Clause number and heading	Action taken
<u>DBSub/C</u>	
Clause 1-1	Sub-Contract Particulars: 'as completed' was changed to 'including the entries made'
Clause 2-6-2	After 'under clause 2-8' 'of the Main Contract and Schedule 5' was changed to 'and Schedule 1 of the Main Contract Conditions'; After '(the Contractor's Design Submission Procedure)' '1' was inserted with footnote text for '1': 'The Schedule is also set out in Schedule 5 to these Sub-Contract Conditions.'
Clause 2-10	After 'If the Sub-Contractor' 'finds' was changed to 'becomes aware of'
Clause 2-10-3	'(save insofar as it is a direction requiring a Variation)' was deleted
Clause 2-12-1	After 'If the Sub-Contractor or Contractor' 'finds' was changed to 'becomes aware of'; sub-clause number '1' was deleted and after 'clause 2-10' semicolon was changed to comma and 'or' was deleted; sub-clause number '2' and 'any direction requiring a Variation issued under clause 3-4,' were deleted
Clause 2-12-2	After 'Within 10 days of' 'finding' was changed to 'becoming aware of'; 'or receipt of such notice from the Sub-Contractor' was deleted
Clause 2-20-2	After 'the Main Contract Works or relevant Section' 'as certified' was changed to 'or part'
Clause 2-22	After 'due to materials' ', goods' was inserted
Clause 3-6	'If' was changed to 'Subject to clause 3-5, if'
Clause 3-15-2	After 'in consequence of' 'such non-compliance' was changed to 'non-compliant work or workmanship'

Clause number and heading	Action taken
Clause 4.3.2.3	'2.23 or 3.12.2' was changed to '2.23, 3.6, 3.12.2 or 4.21'
Clause 4.4.5	'2.23 or 3.12.2' was changed to '2.23, 3.6, 3.12.2 or 4.21'
Clause 4.13.7	'2.23 or 3.12.2' was changed to '2.23, 3.6, 3.12.2 or 4.21'
Clause 4.15.1.1	After 'where the Sub-Contract Works or such works in' 'any' was changed to 'a'
Clause 4.15.1.2	After 'where the Sub-Contract Works or such works in' 'any' was changed to 'a'
Clause 4.16.4	After 'may be deducted by the Contractor' 'at the Retention Percentage' was deleted
Clause 6.7.1.2	'executing work solely in pursuance of its statutory rights or obligations' was deleted
Clause 7.5.3.1	'clauses 2.1 and 2.2' was changed to 'Article 2 and these Conditions'
Clause 7.10.2.2	'clauses 2.1 to 2.3' was changed to 'Article 2 and these Conditions to carry out and complete the Sub-Contract Works'
Clause 8.3	After 'conducted in accordance with' 'the issue of' was deleted; 'current at the Main Contract Base Date' was deleted; After 'any amendments to' 'that edition of' was inserted; 'so current' was deleted; 'after the Main Contract Base Date' was deleted; After 'references to such Rule(s)' 'as set out' was inserted; 'the issue of' was deleted; 'current at the Main Contract Base Date' was deleted

Minor corrections to wording, punctuation etc. have been included in the following provisions:

DBSub/A

Article 1
Sub-Contract Particulars (item 6.3)
Attestation
Schedule of Information (item 1.5)
Notes on Annexes

DBSub/C

Clause 1.1 (Sub-Contract Agreement)
Clause 2.7.3
Clause 2.11.2
Clause 2.18.5.2
Clause 2.19.2.3
Clause 3.17
Clause 4.2.2
Clause 5.1.2
Clause 6.1 (Specified Perils)
Clause 6.12
Schedule 1, (A)(a) and (B)
Schedule 4, paragraphs C.1.1.1, C.1.1.2, C.1.2, C.1.3, C.1.4, C.1.5, C.2, C.4, C.5.2, C.5.3 and C.6.1.1

Amendment 1 is separately available and is also included in Revision 1.