

NEC 3 Engineering and Construction

Short Contract, Version April 2013

Date: 10th February 2021

A contract between

North Somerset Council

Town Hall,

Weston-super-Mare

BS23 1UJ

and

for

Carrying out Required Maintenance Works to 15number of
Highway Structures in North Somerset Area.

Contents

Page

Contract Forms

Contract Data

1

The *Contractor's* Offer

3

The *Employer's* Acceptance

4

Price List

5

Works Information

6

Site Information

9

Additional *Conditions* of Contract

10

Contract Data

The *Employer* is

Name: **North Somerset Council (NSC)**

Address: **Town Hall, Weston-super-Mare, BS23 1UJ**

Telephone: **01275 888293**

E-mail address: **strcutures@n-somerset.gov.uk**

The *works* are: **Carrying out Required Maintenance Works to 15number of Highway Structures in North Somerset Area.**

The *site* is: **Various Location, published as part of RFQ**

The *starting date* is: **1 week from contract award date**

The *completion date* is: **Within 6months from the *starting date***

The *period for reply* is: **5 working days**

The *defects date* is: **26** weeks after Completion.

The *defects correction period* is: **4** weeks.

The *delay damages* are: **£100** per day

The *assessment day* is the: **Mid** of each week.

The retention is **8** %

The *Adjudicator* is

Name

Address

Telephone

E-mail address

The interest rate on late payment is: **2%** per complete week of delay.

The *Contractor* is not Liable to the *Employer* for loss of or damage to the *Employer's* property in excess of **Unlimited** for any one event.

The *Employer* provides this insurance: **None**

The minimum amount of cover for the third insurance stated in the Insurance Table is **£5 million**

The minimum amount of cover for the fourth insurance stated in the Insurance Table is **£5 million**.

The *Adjudicator nominating* body is

The *tribunal* is **Arbitration**.

If the tribunal is arbitration,
The arbitration procedure is **The Institution of Civil Engineers Arbitration Procedure (1997)**

The **Contractor** provides the following insurance cover

| Insurance against | Minimum amount of cover | Period following Completion or earlier termination |
|--|--|--|
| Death of or bodily injury to a person (not an employee <i>Contractor</i>) or loss of or damage to property resulting from an action or failure to take action by the <i>Contractor</i> | £5 million (Five million) in respect of each claim, without limit to the number of claims | 1 Years |
| Death of or bodily injury to employees of the <i>Contractor</i> arising out of and in the course of their employment in connection with this contract course of their employment in connection with this contract | £5 million (Five million) in respect of each claim, without limit to the number of claims | 1 Years |

The *Contractor's* Offer

The *Contractor* is

Name

Address

Telephone

E-mail Address

The percentage for overheads and profit added to the Defined Cost for people is%

The percentage for overheads and profit added to other Defined Cost is%

The *Contractor* offers to provide the Works in accordance with the *conditions of contract* for an amount to be determined in accordance with the *conditions of contract*.

The offered total of the Price is

Enter the total of the Prices from the Price List.

If all work is to be carried out on a time charge basis, enter 'Not Applicable'.

Signed on behalf of the
Contractor

.....

Name

.....

Position

.....

Signature

.....

Date

.....

The *Employer's* Acceptance

The *Employer* accepts the *Contractor's* offer to provide the works

Signed on behalf of the *Employer*

Name:

Position.....

Signature.....

Date:

Price List

Entries in the first four columns are made either by the *Employer* or the tenderer.

- If the is to be paid an amount for the item which is not adjusted if the quantity of work in the item changes, the tenderer enters the amount in the Price column only; the Unit, Quantity and Rate columns being left blank.
- If the *Contractor* is to be paid an amount for the item of work which is the rate for the work multiplied by the quantity completed, the tenderer enters the rate which is then multiplied by the Expected quantity to produce the Price, which is also entered.
- If the work is to be paid on a time charge basis, only expenses should be included.

| Project Number | Description | Unit | Quantity | Rate | Price |
|----------------|--|------|----------|------|-------|
| 1. | <p>Colehouse Lane Bridge, Masonry Repairs.</p> <p>[Please see the relevant project folder for the detailed Project Brief, works specification and/or drawing, published as part of Request for Quotation (RFQ) documents]</p> | 1 | 1 | | |
| 2. | <p>Seavale Road Retaining wall, Masonry Repairs.</p> <p>[Please see the relevant project folder for the detailed Project Brief, works specification and/or drawing, published as part of Request for Quotation (RFQ) documents]</p> | 1 | 1 | | |
| 3. | <p>Moor Lane Subway, Masonry Repairs and painting.</p> <p>[Please see the relevant project folder for the detailed Project Brief, works specification and/or drawing, published as part of</p> | 1 | 1 | | |

| | | | | | |
|----|--|---|---|--|--|
| | Request for Quotation (RFQ documents] | | | | |
| 4. | <p>Four Barns Foot Bridge. Replacement of Timber Deck boards and repaint rest of the footbridge.</p> <p>[Please see the relevant project folder for the detailed Project Brief, works specification and/or drawing, published as part of Request for Quotation (RFQ documents]</p> | 1 | 1 | | |
| 5. | <p>Congresbury Yeo Foot Bridge. Rebuild wall and seal with epoxy. Remove trapped branches. Clean off moss and staining. Remove vegetation.</p> <p>[Please see the relevant project folder for the detailed Project Brief, works specification and/or drawing, published as part of Request for Quotation (RFQ documents]</p> | 1 | 1 | | |
| 6. | <p>Hill Road (Herbert Gardens) Retaining Wall.</p> <p>Masonry Repairs.</p> <p>[Please see the relevant project folder for the detailed Project Brief, works specification and/or drawing, published as part of Request for Quotation (RFQ documents]</p> | 1 | 1 | | |
| 7. | <p>Marine Hill Retaining Wall. Masonry Repairs & Rebuilding.</p> <p>[Please see the relevant project folder for the detailed Project Brief, works specification and/or</p> | 1 | 1 | | |

| | | | | | |
|-----|--|---|---|--|--|
| | drawing, published as part of Request for Quotation (RFQ) documents] | | | | |
| 8. | Bristol Road Railway Footbridge. Approach Ramps levelling and Re-construction. [Please see the relevant project folder for the detailed Project Brief, works specification and/or drawing, published as part of Request for Quotation (RFQ) documents] | 1 | 1 | | |
| 9. | Aspen Park Railway Bridge. Metal Parapet Repairs, Replacement and Painting. [Please see the relevant project folder for the detailed Project Brief, works specification and/or drawing, published as part of Request for Quotation (RFQ) documents] | 1 | 1 | | |
| 10. | Beam Bridge. Masonry Repairs. [Please see the relevant project folder for the detailed Project Brief, works specification and/or drawing, published as part of Request for Quotation (RFQ) documents] | 1 | 1 | | |
| 11. | Back Lane (New Cut Bow) Culvert. Timber and Metal parapet replacement works. [Please see the relevant project folder for the detailed Project Brief, works specification and/or drawing, published as part of Request for Quotation (RFQ) documents] | 1 | 1 | | |

| | | | | | |
|-----|---|---|---|--|--|
| 12. | <p>Upper Strode Laurel Farm Pipe Culvert. Timber Parapet Replacement and repairs with some concrete works.</p> <p>[Please see the relevant project folder for the detailed Project Brief, works specification and/or drawing, published as part of Request for Quotation (RFQ) documents]</p> | 1 | 1 | | |
| 13. | <p>Causeway Bridge.</p> <p>Concrete Repairs to Bridge soffit.</p> <p>[Please see the relevant project folder for the detailed Project Brief, works specification and/or drawing, published as part of Request for Quotation (RFQ) documents]</p> | 1 | 1 | | |
| 14. | <p>Uphill Road South Bridge.</p> <p>Masonry Repairs to Arch Bridge and Wing walls.</p> <p>[Please see the relevant project folder for the detailed Project Brief, works specification and/or drawing, published as part of Request for Quotation (RFQ) documents]</p> | 1 | 1 | | |
| 15. | <p>Birkett Road Retaining wall.</p> <p>Masonry Repairs & Replacement, and reinstatement of Railings.</p> <p>[Please see the relevant project folder for the detailed Project Brief, works specification and/or drawing, published as part of</p> | 1 | 1 | | |

| | | | | | |
|-----|---------------------------------------|--|--|--|--|
| | Request for Quotation (RFQ documents] | | | | |
| 16. | Miscellaneous | | | | |
| | | | | | |

The Total of the Prices:

Works Information

1. Description of the works

1. Organise and Prepare required Temporary Traffic Management (TM) plan with an appropriate diversion routes & sign. And, submit to NSC project manager at least minimum five (5) clear working days, prior to the proposed works starting date on site.
2. Carry out any required de-vegetation works, before planning the works on site.
3. Detailed project briefs with Works & Site specifications and drawings are located in the individual project folders. Please refer to attached folders, issued as part of Request for Quotation (RFQ) documents.

All the above proposed construction activities should be planned to deliver, during the day time hours of 07:30am to 18:00pm from Monday to Friday

2. Drawings

List of Construction Drawings (Published as part of RFQ), Works Specification & Site Information:

Please see individual project folders, published as part of RFQ.

3. Specifications

- All the temporary Traffic management, signs and lights should be in accordance with Highway Agency Chapter8 specifications.
- The proposed works should be in accordance with the specification detailed in the relevant structure's project briefs and drawings. Published as part of Request for Quotation (RFQ) documents.
- All the reinforced concrete bridge deck repair solutions should be according to the relevant product information and repair methods specified in FOSROC or Sika technical brochures.
- All the waste materials from the proposed works should be disposed safely in accordance with local environmental regulations and conditions.

4. Constraints on how the *Contractor* Provides the Works.

- All the construction and/or contractor's vehicles should be parked safely and securely away from the live traffic.
- All the proposed works should limit to the site boundaries only.
- Care should be taken while working and /or over the existing live traffic.
- Avoid polluting or dropping any construction waste material on to any private land or in to any nearby water courses.

5. Requirements for the Programme.

- The proposed works should be finished within the 6months of the contractor's works starting date.

6. Services and other things provided by the *Employer*.

Supplied/Published as part of RFQ.

Site Information

Site Location:

Please see individual project folders, published as part of RFQ.

Photographs:

Please see individual project folders, published as part of RFQ.

Historic Drawings:

None

Conditions of the Contract

The *Conditions of contract* are the NEC3 Engineering and Construction Short Contract (ECSC) April 2013 and the following additional conditions.

Z1.The Contracts (Rights of Third Parties) Act 1999

Z1.1. The provisions of The Contracts (Rights of Third Parties) Act 1999 are expressly excluded from this contract.

Z2.Freedom of Information and Environmental Regulations

Z2.1. The *Contractors* acknowledges that the Council is subject to the requirements of the Freedom of Information Act and the Environmental Information Regulations and shall assist and co-operate with the Council to enable the Council to comply with any applicable information disclosure requirements.