

DATED 25<sup>th</sup> July 2023

**THE DISTRICT COUNCIL OF FOLKESTONE AND HYPHE**

and

**AW CONSTRUCTION SERVICES LIMITED**

**AGREEMENT TO VARY THE AGREEMENT FOR THE PROVISION OF  
CAT A FIT OUT TO FIRST FLOOR OFFICE AT CONNECT 38**

#Legal Services  
Folkestone & Hythe District Council  
Civic Centre  
Castle Hill Avenue  
Folkestone, Kent CT20 2QY

THIS DEED OF VARIATION is made the 25<sup>th</sup> day of July 2023

Between

**THE DISTRICT COUNCIL OF FOLKESTONE AND HYTHE** of Civic Centre, Castle Hill Avenue, Folkestone, Kent CT20 2QY ("the **Council**") and

**AW CONSTRUCTION SERVICES LIMITED** (company registration no. 08720363) whose registered office is at 20-24 Stanley Court Shearway Business Park, Shearway Road, Folkestone, Kent, England, CT19 4FJ ("the **Contractor**")

(hereinafter collectively "the **Parties**")

#### WHEREAS

1. The Council entered into an agreement with the Provider for the provision of CAT A FIT OUT to First Floor Office at Connect 38 on 11<sup>th</sup> May 2023 ("the **Agreement**") with a Term (as defined in the Agreement) expiring on 21<sup>st</sup> July 2023.
2. The Council wishes to vary the terms of the Agreement.

**IN CONSIDERATION OF THE VARIOUS UNDERTAKINGS, WARRANTIES AND PAYMENTS MADE BY THE PARTIES**, it is agreed between the Parties as follows:

1. The Parties agree that the variation to the Agreement shall be as follows:-
  - The connection of the new M&E systems to the existing building management system (BMS)
  - Additional works to lower bulkheads for the new suspended ceiling trim due to differing window height/size to other floors
  - Carry out repair technique to plasterboard lining to the existing core walls of the building which have failed. Install fixings and adhesive where previous installations have failed to allow secure fixing of suspended ceiling
2. All other terms and conditions of the Contract shall continue in full force and effect.
3. The Parties accept that other than as provided for in this Agreement to vary the Agreement, the terms and conditions of the Agreement shall remain in force in identical terms throughout the contract Term.
4. This Deed to vary the Agreement shall be without prejudice to any additional rights of the Council to vary the term further in accordance with the Agreement.

IN WITNESS WHEREOF the Parties hereto have duly executed this Deed of Variation the day and year first above written

THE COMMON SEAL of THE DISTRICT )

COUNCIL OF FOLKESTONE AND HYTHE )  
was hereunto affixed in the presence of: - )



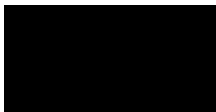
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EXECUTED as a DEED by  
acting by a Director for and on behalf of  
AW CONSTRUCTION SERVICES LIMITED  
in the presence of:

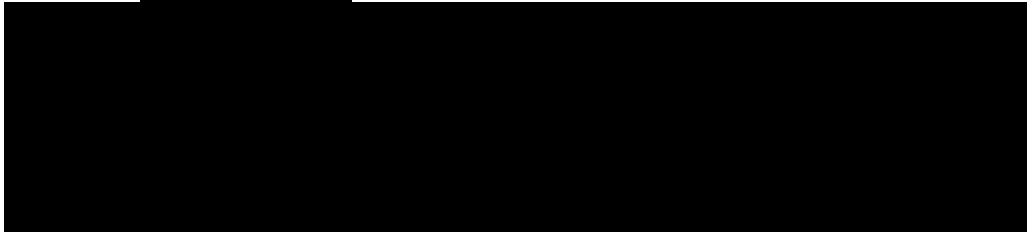
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Signature of Director

Witness signature:



Name:



Address: