

# AMENDMENTS TO PROJECT MANAGER SERVICES STANDARD FORM CONTRACT DOCUMENTS

OCTOBER 15, 2013

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## Conditions of Tendering, Appendices

All references to Occupational Health & Safety updated to Work Health & Safety.

Links to Procurement System for Construction updated.

SEPTEMBER 4, 2009

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## All documents

All references to former Department of Commerce updated.

Internet references updated.

References to Procurement Practice Guides updated.

JANUARY 12, 2009

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## Conditions of Agreement

Clause **5 Payment**: URL for Subcontractor's Statement updated.

SEPTEMBER 3, 2008

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## Conditions of Agreement

Clause **Protection of children and other vulnerable people** updated.

Internet references updated.

NOVEMBER 28, 2007

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## Generally

Standard form split into component parts to facilitate eTendering. Document styles and guide notes updated (Issue 1467).

## Conditions of Tendering

Clause **eTendering** subclause **Legal status** updated (Issue 1471).

Clause **eTendering** subclause **Electronic format for submissions** updated (Issue 1472).

Clause **Alternate Tender Box** deleted (Issue 1469).

## Tender Schedules

Tender Form and Tender Schedules authorisation block updated to facilitate electronic tendering (Issue 1470).

New Tender Schedule **Agreement Information** added (Issue 1468).

NOVEMBER 2, 2007

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## Generally

Helpdesk details updated (Issue 1458).

OCTOBER 24, 2007

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## Conditions of Tendering

Hyperlinks to the NSW Government *Code of Practice for Procurement* updated (Issue 1459).

## OCTOBER 19, 2007

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### Conditions of Agreement

New clause **Payment claims for lump sum items** added (Issue 1461).

## SEPTEMBER 27, 2007

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### Conditions of Tendering

Clause **Disclosure** references *Freedom of Information Act 1989* (NSW) updated. (Issue 1448)

Clause **Payment**: Reference to Consultant amended to Project Manager. (Issue 1449)

## JULY 27, 2007

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### Conditions of Tendering

Clause **Disclosure of Tender and Contract information** updated (Issue 1410,1411 and 1430).

## JUNE 28, 2007

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### Conditions of Agreement

Correction to guidenote re deletion of clauses 5.10 to 5.12 (Issue 1436)

## JUNE 25, 2007

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### Conditions of Tendering

Clause **Disclosure of tendering and contract information** updated (Issue 1430)

## MAY 11, 2007

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### Generally

References to Procurement System for Construction updated to NSW Government *Procurement System for Construction*. (Issue 1428)

URLs to NSW Government Guideline documents updated and standardised. (Issue 1429)

## MAY 4, 2007

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### Conditions of Tendering

Clause **Contact Person** updated. (Issue 1426)

Clause **NSW Government Code of Practice for Procurement** updated.

### Conditions of Agreement

Clause **Definitions** updated. - Definition of **Principal** - wording amended. (Issue 1427)

## APRIL 2, 2007

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### Generally

URLs updated (Issue 1424)

## MARCH 5, 2007

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### Conditions of Agreement

Clause 13 **Notices** updated

- New “electronic communication” paragraph added (Issue 1415)

## FEBRUARY 28, 2007

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### Appendix: Instruments for the Services

Aboriginal participation guidelines included (Issue 1391)

URLs updated

## FEBRUARY 8, 2007

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### Over \$30k: Conditions of Tendering

Revised disclosure of tendering and contract information re FOI Act (Issue 1411)

## JANUARY 18, 2007

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### Agreement Information

Revision to Item 10 including deletion of travel expenses (Iss 1375)

## DECEMBER 15, 2006

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### Over \$30k: Conditions of Tendering

Disclosure of Contract Information replaced by reference to Tendering Guidelines (Issue 1276)

## OCTOBER 17, 2006

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### Standard form: Over \$30,000

Revision to GST clauses throughout (Issue 1336)

## SEPTEMBER 25, 2006

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### Standard form

User Guidance standardised. (Issues 1154 and 1264)

## SEPTEMBER 19, 2006

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### Conditions of Tendering

References to Acts (Cwlth or state) in all standard form contracts updated to be consistent with Commonwealth citation rules. (Issues 1163 and 1357)

### Conditions of Agreement

References to Acts (Cwlth or state) in all standard form contracts updated to be consistent with Commonwealth citation rules. (Issues 1163 and 1257)

## AUGUST 9, 2006

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### Title Page

Web address for list of CCMS administrators updated (Issue 1116).

## AUGUST 4, 2006

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### Conditions of Agreement (Issue 1337)

**1. Definitions:** Revision to Agreement, Letter of Award

**3. Project Manager's obligations:** Revision to Confidentiality, Conflict of Interest, Access to Project Manager's Premises

**4. Principal's obligations:** Revision to Provide Information

**5. Payment:** Revision to Conditions Precedent clause ref

- 7 **Copyright and intellectual property:** Revision to Vesting
- 9. **Insurance:** Revision to Workers' Compensation
- 10. **Inspection of Records:** Revision to Records
- 11. **Termination:** Revision to Project Manager's Continuing Liability

### **Agreement Information (Issue 1337)**

Item 7: addition of guide note, and revision to clause number

### **Project Description**

Guide notes: Hyperlink to sample **Project Description**

### **The Services (Issue pms 23)**

Clause **16 Management of Service Providers:** new clause 4 re check insurances

## **JULY 26, 2006**

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### **Conditions of Tendering**

Clause **Instruments for the Services** replaced by **Documents for the Services** (pms Issue 19)

### **Tender Schedules**

Schedule **Experience using contract systems** replaced by **Experience using the Procurement System for Construction** (pms Issue 19)

### **Conditions of Agreement**

Deletion of **Variation to a Contract** (Issue 1332)

Revision to **Variation to the Services** (Issue 1332)

### **The Services**

Inclusion of **Variation to a Contract** (Issue 1332)

Revision to **Engagement of Service Providers** and **Management of Service Providers** (Issue pms 19)

### **Appendices**

**Instruments for the Services** renamed **Documents for the Services** and completely revised. (pms Issue 22)

## **JULY 04, 2006**

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Changes accepted

## **JUNE 14, 2006**

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### **Conditions of Tendering**

Clause - Project Manager Performance: "in accordance with the Performance Management System Guidelines" added (Issue 1288)

### **Tender Schedules**

Schedule of Prices: "works" revised to "services" (Issue 1306)

## **FEBRUARY 20, 2006**

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### **Agreement Information: Over \$30,000**

Revision to quantum of professional indemnity (Issue 1231)

## **FEBRUARY 10, 2006**

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### **Conditions of Tendering: Over \$30,000**

Revision to Assessment and Acceptance of Tenders with guide note and entry for Price: rates for variations (Issue 1238)

## **FEBRUARY 9, 2006**

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### **Conditions of Agreement: Over \$30,000**

Revision to hyperlink for Subcontractors Statement (Issue 1251)

General revision to footers (throughout)

## **JANUARY 23, 2006**

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### **Conditions of Tendering**

Deletion of "Commercial Conditions Manuals". (Issue 1221)

Revision to "Assessment of Tenders". (Issue 1237)

## **DECEMBER 19, 2005**

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### **Standard form: Over \$30,000**

Professional Indemnity Insurance Cl 9.2 at Conditions of Agreement removed. (Issue 1225)

Agreement Information Item 14 guidenotes amended to remove reference to alternatives.

Agreement Information Item 14 amended to remove reference to Professional Standards Scheme.

## **DECEMBER 7, 2005**

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Returnable Schedules header revised to Tender Schedules

The following Conditions of Tendering clauses have been deleted (Issue 1197):

- Completing the Tender
- Electronic Tendering - eTendering
- Lodging the Tender.

The deleted Conditions of Tendering clauses have been replaced with (Issue 1197):

Submission of tender:

- Documents to be submitted
- Submission procedure
- eTendering
- Tender Box
- Facsimile
- Alternative tender box and facsimile number.
- Late tenders

The section "Returnable Schedules" is now called "Tender Schedules". Corresponding text revisions (Issue 1197).

Tender Form has had the following deleted in their entirety (Issue 1197):

- Tender closing date: heading, clause and guide note (s)
- Tender closing office: heading, clause and guide note (s).

At Conditions of Agreement cl 6.9 Valuation, replacement of "Returnable Schedules" by "Tender Schedules".

Revision to document name at cover sheet.

Revision to title page:

- Guide notes for contract name and description of services. (de-Commercing 27).

- “Lodgement details” is now “Submission details”, with reference to revised location. (Issue 1197)

**JUNE 30, 2005**

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**Project Manager Agreement**

A new Project Manager Agreement standard form has been developed to assist NSW Government agencies to engage Project Managers for construction projects.