



Hyndburn Borough Council

Form of Agreement

04/07/2025

Form of tender (Appendix)

(NOTE: Relevant clause numbers are shown in brackets)

Appendix – Part 1

1. Name of the Employer (Clause 1.1(k): Hyndburn Borough Council.
Address: Hyndburn Borough Council, Willows Lane Depot, Willows Lane, Accrington, Lancashire. BB5 0RT.
2. Name of Engineer (Clause 1.1(n) and 5.1) STRI Ltd, St Ives Estate, Bingley, BD16 1AU represented by Mr Mark Murphy.
3. Defects Correction Period (Clause 1.2(e) and Clause 10.5) 52 weeks
4. Parts or Sections of the Works or design which shall not be sub-contracted without the Engineer's prior written approval Clause 3.5)
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...
.....
...
.....
...
5. Number and type of copies of drawings to be provided (Clause 4.3)
6. Performance Bond (Clause 18.1) Not Required
Amount of Performance Bond (if required) to be% of Tender Total
7. Other Security (Clause 18.3) Not Required
8. Minimum amount of third-party insurance (Clause 17.7) £ 5,000,000
9. Time for completion (Clause 10.3)
Either for the whole for the works
Or for Sections of the Works Clause 1.1(s)
Section A 6 weeks (up to seeding)
Section B 6 or 12 months (Initial maintenance)
10. Name of Contractor's Designer(s) (if any) (Clause 3.4)
N/A
.....
...
11. Contemporary Records (Clause 13.1) (required format)
Excel
.....
...
12. Liquidated damages for delay (Clause 10.6 – 10.8)

	Per/ week	limit of liability
Either for the whole works	 £500	 10% of contract total
Or Section A (as above)	£	

Section B (as above)	£	
Section C (as above)	£	
Section D (as above)	£	

13. Vesting of materials not on Site (Clause 11.4.(d) & 16.3) (if required by the Employer)

1.	2.
3.	4.
5.	6.

14. Method Measurement adopted in preparation of Bills of Quantities (Clause 11.1)
CESMM 3 as modified in Preamble to Bills of Quantities
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15. Percentage of the value of goods and materials to be included in Interim Certificates

(Clause 11.5(b)	Nil
16. Rate of retention (Clause 11.7)	5 %
17. Limit of retention (% of Tender Total) (Clause 11.7)	5 %
18. Bank whose base lending rate is to be used (Clause 11.9)	Barclays

19. Restrictions on the Engineer's authority

Details to be given and clause numbers stated (Clause 5.2)

.....	Not applicable
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20. BIM Protocol (Clause 20) (if BIM is adopted) Not applicable

21. Information Protocols (if any) (Clauses 5.2 and 20) Not applicable

22. Dispute resolution procedures to be used.

(a) Adjudicated Procedure to be used (Clause 19.4)

(b) Arbitration Procedure to be used to be used (Clause 19.4)

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If no arbitration procedure is stated, the Construction Industry Model Arbitration Rules shall be used.

23. The Adjudicator Nominating Body shall be (Clause 19.4)

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24. Omitted

25. Name of the Principal Contractor (if appointed)

26. Employer's Sustainability Policy (Clause 22.1) (specify if included)

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None

27. Employer’s Furnished Materials (Clause 23.1) (list if any)
.....
28. Contractor document to be provided (Clause 4.3) (list)
2 copies of specification and contract drawings
29. Courts/ Jurisdiction (Clause 2.4) English
30. Contract Language (Clause 2.4) English
31. Governing law (Clause) 1.2(j)) English
32. Third Party Rights (Clause 3.2) (list relevant laws of statues)

Appendix 2

(To be completed by the Tenderers)

1. Insurance Policy Excesses (Clause 17.12)

Insurance of the Works (Clause 17.1) £.....

Third party (property damage) (Clause 17.7) £.....

Professional Indemnity Insurance (Clause 17.10) £.....

2. Time for completion of the Works (Clause 10.3) (if not completed in Part 1 of the Appendix)

Either for the whole of the works weeks

Or for Sections of the works (Clause 1.1(s) (as detailed in Part 1 of the Appendix)

Section A 12 weeks (up to seeding)

Section B 6 or 12 months (Initial maintenance)

3. Vesting of materials not on Site (Clause 11(4) & 16.3)(at the option of the Contractor- see Part 1)

1. 2.

3. 4.

5. 6.

4. Adjustment(s) for nominated Sub-Contractors for overhead charges and profit (Clause 7.3 with details if required)

5. Contractor's Designer(s) Clause 3.4