

ICE CONDITIONS OF CONTRACT FOR ARCHAEOLOGICAL INVESTIGATION

ICE CONDITIONS OF CONTRACT GROUND INVESTIGATION VERSION 2ND EDITION: GUIDANCE
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MODEL FORMS OF GENERAL CONDITIONS OF CONTRACT
DONALD CHARRETT
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INTERNATIONAL FEDERATION OF CONSULTING ENGINEERS
INSTITUTION OF CIVIL ENGINEERS
(GREAT BRITAIN)
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ENGINEERS INSTITUTION OF CIVIL ENGINEERS (GREAT BRITAIN) INSTITUTION OF CIVIL ENGINEERS
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INTRODUCTION CONTRACT DOCUMENTS OVERALL CONCEPT TENDERING PROCEDURE OPERATION OF THE
 CONTRACT NOTES ON SPECIFIC CLAUSES APPENDIX 1 BOND APPENDIX 2 CONTRACT PRICE
 FLUCTUATION

THIS VOLUME HAS BEEN PREPARED TO ASSIST USERS OF THIS CONTRACT IN THE PREPARATION OF
 CONTRACT DOCUMENTS AND THE CARRYING OUT OF CONTRACT WORKS

THIS VOLUME PRESENTS GUIDANCE NOTES TO THE MAIN CIVIL ENGINEERING CONTRACT USED IN THE UK PREPARED BY THE CONDITIONS OF CONTRACT STANDING JOINT COMMITTEE CCSJC THE CCSJC S ROLE IS TO KEEP THE CONTRACTS ISSUED BY THE THREE BODIES UNDER REVIEW TO CONSIDER AMENDMENTS AND TO DRAFT NEW STANDARD FORMS THEY DO NOT PURPORT TO PROVIDE LEGAL INTERPRETATION BUT THEY DO REPRESENT THE UNANIMOUS VIEW OF THE CCSJC ON WHAT CONSTITUTES GOOD PRACTICE IN THE CONDUCT OF CIVIL ENGINEERING PROJECTS

DEFINITIONS AND INTERPRETATION ENGINEER AND ENGINEER S REPRESENTATIVE ASSIGNMENT AND SUB CONTRACTING CONTRACT DOCUMENTS GENERAL OBLIGATIONS WORKMANSHIP AND MATERIALS COMMENCEMENT TIME AND DELAYS LIQUIDATED DAMAGES FOR DELAY CERTIFICATE OF SUBSTANTIAL COMPLETION OUTSTANDING WORK AND DEFECTS ALTERATIONS ADDITIONS AND OMISSIONS PROPERTY IN MATERIALS AND CONTRACTOR S EQUIPMENTS MEASUREMENT PROVISIONAL AND PRIME COST SUMS AND NOMINATED SUB CONTRACTS CERTIFICATES AND PAYMENT REMEDIES AND POWERS FRUSTRATION WAR CLAUSE SETTLEMENT OF DISPUTES APPLICATION TO SCOTLAND NOTICES TAX MATTERS SPECIAL CONDITIONS

DEVELOPED FROM THE ICE CONDITIONS OF CONTRACT 6TH EDITION BY THE CCSJC THESE NEW CONDITIONS ARE DESIGNED TO MEET A WIDELY FELT NEED IN THE CONSTRUCTION INDUSTRY FOR USE OVER THE WHOLE RANGE OF DESIGN AND CONSTRUCT SITUATIONS

THIS EDITION OF THE ICE CONDITIONS OF CONTRACT FOR MINOR WORKS HAS BEEN UPDATED TO INCLUDE THE FOLLOWING CHANGES A NEW CLAUSE ON DESIGN RESPONSIBILITY A PARAGRAPH ON LIQUIDATED DAMAGES IDENTIFYING WHEN DAMAGES MAY NOT BE PAYABLE MANY OF THE CLAUSES HAVE BEEN DELETED AND REPLACED BY UPDATED VERSIONS CONSISTENT WITH THE TEXT OF THE ICE CONDITIONS OF CONTRACT 6TH EDITION A CLAUSE TO COVER APPLICATION TO NORTHERN IRELAND THE RECOMMENDED LIMIT ON CONTRACT VALUE HAS BEEN INCREASED TO £250 000 IN PLACE OF THE PREVIOUS LIMIT OF £100 000 THE RECOMMENDED MINIMUM COVER FOR THIRD PARTY INSURANCE HAS BEEN INCREASED TO £2 MILLION CLAUSES ARE INCLUDED ON VALUE ADDED TAX AND THE REQUIREMENTS OF THE CONSTRUCTION DESIGN AND MANAGEMENT REGULATIONS 1994 AND A SET OF GUIDANCE NOTES TO HELP THE READER TO UNDERSTAND AND IMPLEMENT THE CONTRACT

THIS EDITION TAKES INTO CONSIDERATION THE REVISIONS OF THE LANDFILL TAX HOUSING GRANTS CONSTRUCTION AND REGENERATION ACT AND CONTRACTS RIGHTS OF THIRD PARTIES ACT THERE ARE MINOR ALTERATIONS TO THE CONTRACT THAT BRING THE WORDING INTO LINE WITH THE DESIGN AND CONSTRUCT CONDITIONS OF CONTRACT OTHER CHANGES CLARIFY THE INTENTION OF THE CLAUSE IN SOME SECTIONS THE CLAUSES HAVE BEEN RE NUMBERED TO PRESENT A MORE LOGICAL SEQUENCE TO THE CONTRACT A FEW CLAUSES HAVE BEEN CHANGED SUBSTANTIALLY AND AN ON DEFAULT PERFORMANCE BOND IS INCLUDED WHICH HAS BEEN DRAFTED IN MORE MODERN ENGLISH

THE ICE CONDITIONS CONTINUES TO BE THE DOMINANT FORM OF CONTRACT FOR CIVIL ENGINEERING DESPITE THE GROWING IMPORTANCE OF THE NEW ENGINEERING CONTRACT THE SEVENTH EDITION OF THE ICE CONDITIONS PUBLISHED IN 1999 INTRODUCED A NUMBER OF CHANGES INCLUDING INCORPORATING SOME OF THE CONCEPTS OF THE LATHAM REPORT AMENDING CERTAIN PROVISIONS OF THE SIXTH EDITION WHICH HAD ATTRACTED CRITICISM RECTIFYING CONSPICUOUS OMISSIONS FROM THE TEXT OF EARLIER EDITIONS OF THE CONTRACT CORRECTING SMALL ERRORS AND FAULTS FROM THE PREVIOUS EDITION MODERNISING CERTAIN PROVISIONS AND TERMS BRIAN EGGLESTON WHOSE PREVIOUS BOOK ON THE ICE CONDITIONS WAS DESCRIBED AS LIKELY TO BECOME THE AUTHORITATIVE REFERENCE SOURCE FOR THE SIXTH EDITION EXAMINES THE CONTRACT CLAUSE BY CLAUSE FROM A PRACTICAL AND LEGAL VIEWPOINT THERE IS EXTENSIVE COVERAGE OF CASE LAW WRITTEN BY AN EXPERIENCED CIVIL ENGINEER AND RECOGNIZED AUTHORITY ON CONSTRUCTION CONTRACTS THIS BOOK IS AN ESSENTIAL GUIDE

INDEX AGREEMENT THE CONTRACT SCHEDULE DEFINITIONS ENGINEER GENERAL OBLIGATIONS STARTING AND COMPLETION DEFECTS ADDITIONAL PAYMENT PAYMENT ASSIGNMENT AND SUB LETTING STATUTORY OBLIGATIONS LIABILITIES AND INSURANCE DISPUTES SCOTLAND APPENDIX TO THE CONDITIONS OF CONTRACT

THIS FIRST MAJOR REVIEW OF THE INDUSTRY S STANDARD CONTRACT FOR 18 YEARS HAS LEFT ITS BASIC PRINCIPLES UNALTERED BUT EXTRA CLARITY HAS BEEN INTRODUCED THROUGHOUT BY CAREFUL CONSIDERATION OF CURRENT PRACTICE AND JUDICIOUS REWORDING

FIDIC CONTRACTS ARE THE MOST WIDELY USED CONTRACTS FOR INTERNATIONAL CONSTRUCTION

AROUND THE WORLD AND ARE USED IN MANY DIFFERENT JURISDICTIONS BOTH COMMON LAW AND CIVIL LAW FOR ANY CONSTRUCTION PROJECT THE GENERAL CONDITIONS OF CONTRACT PUBLISHED BY FIDIC NEED TO BE SUPPLEMENTED BY PARTICULAR CONDITIONS THAT SPECIFY THE SPECIFIC REQUIREMENTS OF THAT PROJECT SUBJECT TO THE RELEVANT LAWS FIDIC CONTRACTS IN ASIA PACIFIC PROVIDES READERS WITH DETAILED GUIDANCE AND RESOURCES FOR THE PREPARATION OF THE PARTICULAR CONDITIONS THAT WILL COMPLY WITH THE REQUIREMENTS OF THE APPLICABLE LAWS FOR A NUMBER OF THE JURISDICTIONS IN WHICH FIDIC CONTRACTS ARE USED THE LAWS THAT APPLY TO THE GOVERNING LAW OF THE CONTRACT CONSTRUCTION WORKS AND DISPUTE RESOLUTION IN EACH JURISDICTION ARE IDENTIFIED THIS BOOK OFFERS CHAPTERS ON THE FIDIC CONDITIONS OF CONTRACT FOR UNDERGROUND WORKS AND THE PERSPECTIVE OF A BILATERAL AID AGENCY ON THE USE OF FIDIC CONTRACTS EACH JURISDICTION FEATURES AN OUTLINE OF ITS CONSTRUCTION INDUSTRY AND INFORMATION ON THE IMPACT OF COVID 19 ON BOTH THE EXECUTION OF CONSTRUCTION PROJECTS AND THE OPERATION OF CONSTRUCTION CONTRACTS THIS BOOK IS ESSENTIAL READING FOR CONSTRUCTION PROFESSIONALS LAWYERS AND STUDENTS OF CONSTRUCTION LAW USING FIDIC CONTRACTS

THIS GUIDE HAS BEEN WRITTEN TO PROVIDE A DIRECT CLAUSE BY CLAUSE COMPARISON BETWEEN THE ICHEMES GREEN BOOK AND RED BOOK AND TO EXAMINE THE DIFFERENT POWERS THE PARTIES ENJOY UNDER THE TWO SETS OF MODEL CONDITIONS SPECIALLY DESIGNED TO BE CLEAR AND EASY TO FOLLOW ICHEME CONDITIONS OF CONTRACT COMPARED PROVIDES A DETAILED COMPARISON OF THE MAIN DIFFERENCES BETWEEN THE CORRESPONDING CLAUSES WHICH WILL ENABLE YOU TO CHOOSE THE RIGHT FORM OF CONTRACT FOR THE SITUATION IN HAND

FIDIC CONTRACTS ARE THE MOST WIDELY USED CONTRACTS FOR INTERNATIONAL CONSTRUCTION AROUND THE WORLD AND ARE USED IN MANY DIFFERENT JURISDICTIONS BOTH COMMON LAW AND CIVIL LAW FOR ANY CONSTRUCTION PROJECT THE GENERAL CONDITIONS OF CONTRACT PUBLISHED BY FIDIC NEED TO BE SUPPLEMENTED BY PARTICULAR CONDITIONS THAT SPECIFY THE SPECIFIC REQUIREMENTS OF THAT PROJECT FIDIC CONTRACTS IN EUROPE A PRACTICAL GUIDE TO APPLICATION PROVIDES READERS WITH DETAILED GUIDANCE AND RESOURCES FOR THE PREPARATION OF THE PARTICULAR CONDITIONS THAT WILL COMPLY WITH THE REQUIREMENTS OF THE APPLICABLE LAWS

THAT APPLY TO THE SITE WHERE THE WORK IS CARRIED OUT AND FOR THE GOVERNING LAW OF THE CONTRACT FOR A NUMBER OF THE JURISDICTIONS IN WHICH FIDIC CONTRACTS ARE USED THIS BOOK CLOSELY FOLLOWS THE FORMAT OF THE INTERNATIONAL APPLICATION OF FIDIC CONTRACTS WITH THE ADDITION OF AN OUTLINE OF THE CONSTRUCTION INDUSTRY AND INFORMATION ON THE IMPACT OF COVID 19 ON BOTH THE EXECUTION AND OPERATION OF CONSTRUCTION CONTRACTS IN EACH JURISDICTION THIS BOOK IS ESSENTIAL READING FOR CONSTRUCTION PROFESSIONALS LAWYERS AND STUDENTS OF CONSTRUCTION LAW

THE NEW EDITION OF ICE CONDITIONS OF CONTRACT FOR MINOR WORKS HAS BEEN UPDATED TO INCLUDE RELEVANT LEGISLATION SUCH AS THE HOUSING GRANTS CONSTRUCTION AND REGENERATION HGCR ACT THE CONTRACTS RIGHT OF THIRD PARTIES ACT THE ARBITRATION ACT AND A NEW NATIONAL AGREEMENT THE SCOTTISH ARBITRATION CODE WITH THE ICE S ANNEX 2001 TO THAT CODE CLAUSE 11 HAS BEEN MODIFIED SO THAT THE NEW ADDENDUM A IS INCORPORATED TO ACCOMMODATE BOTH THE HGCR AND ARBITRATION ACTS NOTES SHOW HOW THE ORIGINAL DISPUTES PROCEDURE REPLACES CLAUSE 11 AND ADDENDUM A

INTRODUCTION CONTRACT DOCUMENTS TENDER DOCUMENTATION AND PROCEDURES MATTERS FOR THE EMPLOYER TO DECIDE DURING THE PREPARATION OF THE TENDER DOCUMENTS NOTES ON SPECIFIC CLAUSES APPENDIX 1 BOND APPENDIX 2 CONTRACT PRICE FLUCTUATION

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WE WILL EXPLORE THE
INTRICACIES OF THE PLATFORM,

EXAMINING ITS FEATURES,
CONTENT VARIETY, USER
INTERFACE, AND THE OVERALL
READING EXPERIENCE IT PLEDGES.

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M AWAD, YOU WILL
ENCOUNTER THE INTRICACY OF
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ROMANCE. THIS VARIETY
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GENRES, AND PERSPECTIVES. THE

UNPREDICTABLE FLOW OF
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THE BURSTINESS THAT DEFINES
HUMAN EXPRESSION.

AN AESTHETICALLY APPEALING
AND USER-FRIENDLY INTERFACE
SERVES AS THE CANVAS UPON
WHICH ICE CONDITIONS OF
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PORTRAYS ITS LITERARY
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