

**INFRASTRUCTURE CONDITIONS OF CONTRACT
DEVELOPMENT FORUM (ICCDF)**

Amendments to the Infrastructure Conditions of Contract Payment Provisions

The Sponsoring Bodies of the Infrastructure Conditions of Contract have approved the following amendments which clarify the payment provisions within the following Versions:

*Measurement Version
Design and Construct Version
Term Version
Ground Investigation Version
Minor Works Version
Target Cost Version*

It is recommended that these amendments are incorporated into all contracts entered into on or after 1 October 2011.

Measurement, Design and Construct, Term and Ground Investigation Versions:

Clause 60(9) (b) Line 2 delete “no later than five days after” and insert “by”

Line 3 after “sub-clause (2)” insert “the Contractor’s monthly statement given under sub-clause 60(1) shall be the payment notice or, in the event that no monthly statement was given by the Contractor, ”

Clause 60(10) Side Heading. Delete “withhold payment” insert “pay less”

Line 2 after “is to” insert “pay less than or”

*Line 2 delete “after the final date for payment”
Line 2 delete “of” and replace with “from”*

Line 5 after “specifying the” delete the remainder of the sentence and insert “sum that the Employer considers to be due on the date the notice is served and the basis on which that sum is calculated.”

Target Cost Version:

Clause 60(10)(b) Line 2 delete “no later than five days after” and insert “by”

Line 3 after “sub clause (6)” insert “the Contractor’s monthly statement given under sub-clause 60(1) shall be the payment notice or, in the event that no monthly statement was given by the Contractor,”

Clause 60(11) Side Heading: delete “withhold payment” insert “pay less”

Line 2 after “is to” insert “pay less than or”

Line 2 delete “after the final date for payment”

Line 2 delete “of” and replace with “from”

Line 5 after “specifying the” delete the remainder of the sentence and insert “sum that the Employer considers to be due on the date the notice is served and the basis on which that sum was calculated.”

Minor Works Version:

Clause 7.7(2) Lines 1/2 delete “no later than five days after” and insert “by”

Line 3 after “sub-clause 7.3” insert “the Contractor’s monthly statement given under Sub clause 7.2 shall be the payment notice or, in the event that no monthly statement was given by the Contractor,”

Clause 7.8 Side Heading: delete “withhold payment” insert “pay less”

Line 2: After “is to” insert “pay less than or”

Line 2 delete “after the final date for payment”

Line 2 delete “of” and replace with “from”

Lines 4/5 after “specifying the” delete the remainder of the sentence and insert “sum that the Employer considers due on the date the notice is served and the basis on which that sum is calculated.”

The function of the Infrastructure Conditions of Contract Development Forum (ICCDF) is to keep the use of the ICC Forms of contract under review. It does not provide any legal interpretation.