

NEC3 Professional Services Contract

Amendments September 2011

The following amendments have been made to the June 2005 edition (with amendments June 2006).

Page 32 subclause W2.3(7): new sentence added at the end.

If the *Adjudicator's* decision changes an amount notified as due, payment of the sum decided by the *Adjudicator* is due not later than seven days from the date of the decision or the final date for payment of the notified amount, whichever is the later.

Page 32 subclause W2.3(8): new sentence added at the end.

The *Adjudicator* may in his decision allocate his fees and expenses between the Parties.

Page 32 subclause W2.3(12): replaced with the following:

The *Adjudicator* may, within five days of giving his decision to the Parties, correct the decision to remove a clerical or typographical error arising by accident or omission.

Page 41 Option Y(UK)2: Y2.1(1) replaced with the following:

The Act is the Housing Grants, Construction and Regeneration Act 1996 as amended by the Local Democracy, Economic Development and Construction Act 2009.

Page 41 Option Y(UK)2: Y2.2, third paragraph replaced with the following:

The *Consultant's* invoice is the notice of payment specifying the sum that the *Consultant* considers to be due at the payment due date (the notified sum). The *Consultant's* invoice states the basis on which the amount is calculated and includes details of the calculation in accordance with the contract.

Page 41 Option Y(UK)2: Y2.3 replaced with the following:

If the *Employer* intends to pay less than the notified sum, he notifies the *Consultant* of the amount which the *Employer* considers to be due not later than seven days (the prescribed period) before the final date for payment. The *Employer's* notification states the basis on which the amount is calculated and includes details of the calculation. A Party pays the notified sum unless he has notified his intention to pay less than the notified sum.

Page 42 Contract Data part one, 1 General, line 4: added "and September 2011" after "June 2006".