

CHECKLIST FOR SUBCONTRACTS

Does it clearly describe the scope?

Does the subcontract set out:

- Who is providing the goods, works or services and who is paying for them?
- Precisely the scope of its goods, works or services (so you both know when they are completed)?
- Any project-specific content?

Does it add critical content?

Does the subcontract set out:

- The start and completion dates (or works period) for the subcontract works?
- How much the contractor will pay for the subcontract works?
- The performance standards for the subcontract works?
- The client's aims for the subcontract works (what are they meant to do)?

Is it effective?

Does the subcontract set out:

- How changes issued under the main contract will be agreed?
- How you will both manage unexpected events and risks?
- A limit on the subcontractor's liability?
- Payment procedures that comply with the Construction Acts?
- A right to take disputes to adjudication?
- Delay damages for late completion of the subcontract works?
- A right for the contractor to terminate it if the main contract is cancelled?
- Mutual rights to terminate the subcontract?
- What the subcontractor must do to ensure it complied with aims, processes and standards under the main contract?