



أمانة عمان
الكبرى



**CONDITIONS OF CONTRACT
FOR CONSTRUCTION**

2008

1999

-

3		-1
17		-2
20		-3
24		-4
39		-5
41		-6
45		-7
50		-8
56		-9
58		-10
62		-11
67		-12
70		-13
77		-14
88		-15
91		-16
94		-17
99		-18
105		-19
109		-20

:

/ (FIDIC)

.(1999)

GENERAL PROVISIONS

" Definitions " : _____ -(1/1)

)

()

:

" The Contract " : _____ -1/1/1

" Contract " : -1/1/1/1

()

" Contract Agreement " : -2/1/1/1

(6/1) ()

" Letter of Acceptance " : -3/1/1/1

" "

" "

" Letter of Tender " : -4/1/1/1

" Specifications " : -5/1/1/1

" Drawings " : -6/1/1/1

()

" Schedules " : -7/1/1/1

" Tender " : -8/1/1/1

" Appendix to Tender " : -9/1/1/1

" "

" Bill of Quantities " : -10/1/1/1

" Daywork Schedule " :

" "

" Parties And Persons " : () -2/1/1

" Party " :() -1/2/1/1

" Employer " : -2/2/1/1

	" Contractor " :	-3/2/1/1
	()	
()	" Engineer " :	-4/2/1/1
	(4/3)	
	" Contractor's Representative " :	-5/2/1/1
	(3/4)	
	" Employer's Personnel " :	-6/2/1/1
(2/3)		
	" Contractor's Personnel " :	-7/2/1/1
	" Subcontractor " :()	-8/2/1/1
	" DAB " :	-9/2/1/1
(3/20)	(2/20)	
" FIDIC "		-10/2/1/1

: _____ -3/1/1

" Dates, Tests, Periods and Completion "

" Base Date " : -1/3/1/1

(14)

" Commencement Date " : -2/3/1/1

(1/8)

" Time for Completion " : -3/3/1/1

()

(2/8)

(4/8)

" Tests on Completion " : -4/3/1/1

" "

()

" Taking - Over Certificate " : -5/3/1/1

" "

" Tests after Completion " : -6/3/1/1

()

)

(

" Defects Notification Period " : -7/3/1/1

(1/11)

()

(3/11 :)

(1/10)

" Performance Certificate " :	-8/3/1/1
.(9/11)	
" day " :	-9/3/1/1
(365)	
<u>" Money And Payments " :</u>	-4/1/1
" Accepted Contract Amount " :()	-1/4/1/1
" "	" "
" Contract Price " :	-2/4/1/1
(1/14)	
" Cost " :	-3/4/1/1
" Final Payment Certificate " :	-4/4/1/1
.(13/14)	
" Final Statement " :	-5/4/1/1
.(11/14)	
" Foreign Currency " :	-6/4/1/1
()	
" Interim Payment Certificate " :	-7/4/1/1
" "	" "
" Local Currency " :	-8/4/1/1

" Payment Certificate " : -9/4/1/1

" Provisional Sum " : -10/4/1/1

()

(5/13)

" Retention Money " : -11/4/1/1

(9/14)

(3/14)

" Statement " : -12/4/1/1

" "

" Works and Goods " : -5/1/1

" Contractor's Equipment " : -1/5/1/1

()

" Goods " : -2/5/1/1

" Materials " : -3/5/1/1

()

()

" Permanent Works " : -4/5/1/1

" Plant " : -5/5/1/1

" Section " : -6/5/1/1

()

" Temporary Works " : -7/5/1/1

()

" Works " : -8/5/1/1

" Other Definitions " : -6/1/1

" Contractor's Documents " : -1/6/1/1

()

" Country " : -2/6/1/1

()

" Employer's Equipment " : -3/6/1/1

()

)

(

" Force Majeure " : -4/6/1/1

" "

"Laws " : -5/6/1/1

" Performance Security " :() -6/6/1/1
(2/4) ()
" Site " : -7/6/1/1

" Unforeseeable " : -8/6/1/1

" Variation " : [] -9/6/1/1

" Interpretation " : - (2/1)

"Communications" : _____ - (3/1)

() :

.1

.2

"Law and Language" : _____ - (4/1)

()

" " ()

"Priority of Documents" : _____ - (5/1)

() -1

-2
-3
-4
-5
-6
-7
-8

" Contract Agreement " : _____ - (6/1)
(28)

)
(*

(
" Assignment " : _____ - (7/1)

:
-
-
" Care and Supply of Documents " : _____ - (8/1)

" "

" " (6)

()

"Delayed Drawings or Instructions" : _____ - (9/1)

/

: (1/20)

(4/8)

(5/3)

- (10/1)

" Employer's Use of Contractor's Documents "

.()

" "

:

-

-

-

()

)

(

" "

:

- (11/1)

" Contractor's Use of Employer's Documents "

.()

THE EMPLOYER

" Right of Access to the Site " : _____ -(1/2)

()

(3/8)

/

: (1/20)

(4/8)

(5/3)

()

" "

" Permits, Licenses or Approvals " : - (2/2)

()

: ()

-

-

:

(13/1)

-1

-2

-3

" Employer's Personnel " : - (3/2)

:

(6/4)

-

-

(18/4)

(8/4)

()

" Employer's Financial Arrangements " : - (4/2)

(28)

" " ()

" Employer's Claims " : - (5/2)

/

(19/4)

(20/4)

" "

/

:

(5/3)

/

() (1)

(3/11)

() (2)

" "

THE ENGINEER

"Engineer's Duties and Authority " : _____ - (1/3)

" "

()

" Delegation by the Engineer " : _____ **-(2/3)**

- -

/

(5/3)

(4/1)

- -

:

-

-

" Instructions of the Engineer " : _____ **-(3/3)**

] " " [

:
() -
-

(42) **"Replacement of the Engineer"** : _____ -(4/3)

"Determinations" : _____ -(5/3)

"

()

"

THE CONTRACTOR

" Contractor's General Obligations " : - (1/4)

()

" "

:

" "

-1

-2

-

-

:

" "

-

" " -
(4/1)

- -
" "
(1/10)

" Performance Security " : () - (2/4)

()

" "
(28)

()

" "
(28)

:

-

-

(5/2)

(42)

"

"

(42)

-

(2/15)

-

(

)

(21)

" Contractor's Representative " : _____ - (3/4)

"

"

-

-

(3/3)

(4/1)

"Subcontractors" : () - (4/4)

:

-

-

(28)

-

-

) (5/4)

(2/15)

(

" Assignment of Benefit of Subcontract " : _____ - (5/4)

"

()

"

" Co-operation " : _____ - (6/4)

:

-

-

-

"

"

" Setting Out " : _____ - (7/4)

.

/

/

: (1/20)

-

(4/8)

-

(5/3)

:

(1)

()

(2)

"Safety Procedures" : - (8/4)

:

-

-

-

-

" "

()

-

.

"Quality Assurance" : _____ - (9/4)

- -

"Site Data" : _____ - (10/4)

" "

()

: ()

-
-
-
-

(4/8) -
-
" /
: (5/3) "
" " -1
() -2
(2)
() ()
(5/3)
" "

" Rights of Way and Facilities " : _____ -(13/4)

" Avoidance of Interference " : _____ -(14/4)

()

" Access Routes " : _____ -(15/4)

:

()

-

-

-

-

-

" Transport of Goods " : _____ -(16/4)

:

(21)

-

-

-

()

" Contractor's Equipment " : _____ - (17/4)

() **" Protection of the Environment " : _____ - (18/4)**

" Electricity, Water and Gas " : _____ - (19/4)

()

(5/2)

(5/3)

:

- (20/4)

" Employer's Equipment and Free- Issue Materials "

- "

"

:

" " -
" " -
(5/3 5/2)

()

"Progress Reports" : _____ - (21/4)

(6)

(7)

)

(

	" "	-
:		-
:		
		(1)
		(2)
		(3)
		(4)
(10/6)		-
		-
(5/2)		-
	(1/20)	-
		-
		-
	()	
	" Security of the Site " :	- (22/4)
:		
		-1
		-2

" Contractor's Operations on Site " : _____ **-(23/4)**

" Fossils" : _____ **-(24/4)**

/

:

(1/20)

-

(4/8)

-

(5/3)

NOMINATED SUBCONTRACTORS

" Definition of Nominated Subcontractor " : _____ **-(1/5)**

:

-

"

-

"

-

-

" Objection to Nomination " : _____ **-(2/5)**

-

()

-

:

-

-

-

:()

(1)

(2)

: _____ -(3/5)

" Payment to Nominated Subcontractors "

(-5/13)

. (4/5)

" Evidence of Payments " : _____ -(4/5)

:

-

(1) -

(2)

()

)

(

() ()

STAFF AND LABOUR

"Engagement of Staff and Labour" : _____ - (1/6)

"Rates of Wages and Conditions of Labour" : _____ - (2/6)

"Persons in the Service of Employer" : _____ - (3/6)

"Labour Laws" : _____ - (4/6)

" Working Hours" : _____ **-(5/6)**

:

-

-

-

" Facilities for Staff and Labour" : _____ **-(6/6)**

" Health and Safety " : _____ **-(7/6)**

-

-

" Contractor's Superintendence " : _____ -(8/6)

() (4/1)
(

" Contractor's Personnel " : _____ -(9/6)

()

:
-
-
-
-

()

: **-(10/6)**

" Records of Contractor's Personnel and Equipmet "

" " .
"Disorderly Conduct" : _____ -(11/6)

PLANT, MATERIALS AND WORKMANSHIP

"Manner of Execution" : _____ - (1/7)

:

()

-

-

)

-

.(

"Samples" : _____ - (2/7)

:

-

-

"Inspection" : _____ - (3/7)

:

-

()

-

"Testing" : _____ -(4/7)

" "

()

" "

(24)

/

: (1/20)

(4/8)

(5/3)

"Rejection" - (5/7)

(5/2)

" Remedial Work " - (6/7)

:

-
-
-

()

()

(5/2)

" Ownership of Plant and Materials " : - (7/7)

()

:
-
-

(10/8)

" Royalties " : - (8/7)

-

-

:

-

() -

.

COMMENCEMENT, DELAYS AND SUSPENSION

" Commencement of Works " : _____ - (1/8)

(7)

"

"

(42)

" Time for Completion " : _____ - (2/8)

()

:

()

"

"

-

-

.(1/10)

" Programme " : _____ - (3/8)

(28)

.(1/8)

:

-

()

() -

-

:

(1)

(2)

- (21) -

.

/

(3/13)

()

" "

"Extension of Time for Completion " : _____ - (4/8)

(1/20)

: (1/10)

(3/13)

-

-

-

-

-

" "

.(1/20)

(1/20)

"Delays Caused by Authorities " : - (5/8)

:

-

-

-

()

.(4/8)

"Rate of Progress " - (6/8)

:

/

-

()

-

(3/8)

(4/8)

(3/8)

/

/

(5/2)

(7/8)

()

"Delay Damages" - (7/8)

(2/8)

(5/2)

" "

()

(2/15)

"Suspension of Work" : - (8/8)

(11/8 10/8 9/8)

" Consequences of Suspension " : _____ - (9/8)

/

/ (8/8)

: (1/20)

(4/8)

(5/3)

.(8/8)

: _____ - (10/8)

" Payment for Plant and Materials in Event of Suspension "

) /

:

(

/

(28)

/

" Prolonged Suspension " : _____ - (11/8)

(84)

(8/8)

(28)

"

.(2/16)

"Resumption of Work" : _____ -(12/8)

TESTS ON COMPLETION

"Contractor's Obligations" : _____ - (1/9)

" " " "

(-1/4) (4/7)

(21)

(14)

"Delayed Tests" : _____ - (2/9)

(3/10) / (4/7)

" "

(21)

(21) " "

"Retesting" : _____ - (3/9)

"

"

(5/7)

Failure to Pass Tests on Completion _____ - (4/9)

"

"

:

(3/9)

(3/9)

-

-

()

(-4/11)

-

()

()

:

()

-1

(5/3) (5/2)

-2

EMPLOYER'S TAKING OVER

" Taking Over of the Works and Sections " : _____ - (1/10)

" (4/9)

:

() (2/8)

-1

-2

" "

" "

- - (14)

(28)

:

-

- -)

(

-

" "

() (28)
" "

" Taking Over of Parts of the Works " : - (2/10)

- -
)
(
:

" " " " " "
/ - :
(1/20) (1)
(2)

(5/3)

()

()

()

(5/3)

(7/8)

: _____ -(3/10)

"Interference with Tests on Completion"

- (14)

- "

"

()

(14)

"

"

/

: (1/20)

(4/8)

(5/3)

-

-

.

:

-(4/10)

" Surfaces Requiring Reinstatement "

DEFECTS LIABILITY

: _____ -(1/11)

" Completion of Outstanding Work and Remedying Defects "

" ()

"

:

-

-

()

.()

()

" Cost of Remedying Defects " : _____ -(2/11)

(-1/11)

:

-

-

-

()

(3/13)

: _____ -(3/11)

" Extension of Defects Notification Period "

(5/2)

()

(8/8)

/

(1/16)

" "

/

" Failure to Remedy Defects " : _____ -(4/11)

()

(2/11)

:()

-

(2/5)

(5/3)

)

()

(

" Removal of Defective Work " : _____ - (5/11)

" Further Tests " : _____ - (6/11)

(28)

(2/11)

" Right of Access " : _____ - (7/11)

" "

" Contractor to Search " : _____ **-(8/11)**

- -

(2/11)

(5/3)

" Performance Certificate " : _____ **-(9/11)**

" "

(28)

" "

" "

" "

" Unfulfilled Obligations " : _____ **-(10/11)**

" "

" Clearance of Site " : _____ **-(11/11)**

(28)

" "

MEASUREMENT AND EVALUATION

" Works to be measured " : _____ -(1/12)

" "

:

-

-

()

/

(14)

" Method of Measurement " : _____ -(2/12)

:

-1

-2

"Evaluation " : _____ -(3/12)

-(5/3)

1/12)

(2/12

(%10)

(1) -

(2)

" (%0.01)

(3)

(%1)

(4)

(1) -

(2)

(3)

() / ()

" Omissions " : _____ -(4/12)

()

:

()

-

" "

()

-

-

-(5/3)

-

" Value Engineering " : -(2/13)

	:	-1
()		-2
		-3
.		-4
	(3/13)	
:()		-
(-1/4)		-
		-
	(5/3)	
(%50)	.	
	:	(1)
(7/13)		
	(8/13)	
	()	(2)
.		
.	(2) (1)	

" Variation Procedure " : - (3/13)

: ()
-
-
(3/8)
-
)
((2/13)

" " " "
" "
" Payment in Applicable Currencies " : - (4/13)

" Provisional Sums " : - (5/13)

:) -
/ (3/13) (-

:
() -1
() -2

"Daywork" : _____ -(6/13)

" "
" "

- -

()

:

-
-

(3/14)

: _____ -(7/13)

" Adjustments for Changes in Legislation "

()

/ ()

: (1/20)

(4/8)

-(5/3)

" Adjustments for Changes in Cost " : _____ -(8/13)

" " " "

" "

" "

" " " "

" "

)
(

:

$$\dots + (1/5) + (1/5) + (1/5) + \dots = ()$$

$$P_n = a + b(L_n/L_o) + c(E_n/E_o) + d(M_n/M_o) + \dots$$

:

=

()

=

=

$$" " = 1 \ 1 \ 1$$

$$" " = 5 \ 5 \ 5$$

" "

" "

()

“ ”

“ ”

:

-1

“ ”

-2

()

()

()

CONTRACT PRICE AND PAYMENTS

" The Contract Price " : _____ -(1/14)

(3/12)

-

-

(7/13)

-

:

(1)

"

"

(2)

(28)

-

" Advance Payment " : _____ -(2/14)

" "

()

(3/14)

:

(2/4)

-1

-2

()

(28)

:()

) -
(%10) (

(%25) -
()

"

"

"

-

-"

"

"

:

-(3/14)

"Application for Interim Payment Certificates"

)

(6

.(21/4)

:

:

(

(8/13 7/13)

()

(2/14)

(5/14)

" "

" Schedule of Payments " : - (4/14)

:

-

(-3/14)

(5/14)

-

-

(5/3)

(42)

()

- (5/14)

" Plant and Materials Intended for the Works "

" "

: (-3/14)

-1

-2

.(-3/14)

(1-) (1-)

:

() : -
-1
-2

: : -
-1
-2
-3

(2/14) " "

: : -
-1
-2

(%80)
(" ")

.(-3/14)

" Issue of Interim Payment Certificates " : _____ -(6/14)

(28) -

- " ") ()

: .

() / -

" Payment " : _____ -(7/14)

:

	(42)	-
(2/4)		(21)
	(2/14)	
	(56)	-
	(56)	-
	()	
		" Delayed Payment " : _____ -(8/14)
	(7/14)	
(7/14)		
(-7/14)		

(%3)

" Payment of Retention Money " : _____ -(9/14)

(%40)

(%40)

" "

.(8/13)

(7/13)

" Statement at Completion " :() - (10/14)

(84)

- (6) -

: (3/14)

-

-

-

.(6/14)

:() - (11/14)

" Application for Final Payment Certificate "

(56)

- (6) -

:

-

-

.()

.()
(4/20)

" " (5/20)

" Discharge " : _____ -(12/14)

" "

" Issue of Final Payment Certificate " : _____ -(13/14)

" " (28)

(12/14) (11/14)

:

() -

()

(11/14)

" "

(12/14)

(28)

" Cessation of Employer's Liability " : - (14/14)

)

(
:
" " -
(10/14) " " -
.
" "

" Currencies of Payment " : - (15/14)

" "
:
:
" " -
(1)
(2)
(7/13) (5/13)
(3)
-3/14) "
"(1-)" (
-

-

-

-

.

TERMINATION BY EMPLOYER

"Notice to Correct" : _____ **-(1/15)**

"Termination by Employer" : _____ **-(2/15)**

:

(2/4) _____ -

(1/15) _____ -

:

" " _____ -1

(5/7) _____ -2

(28) _____ (6/7)

-

-

()

() _____ -

:

-1

-2

()

()

(14)

() ()

" "

:

-1

-2

/

" Valuation at Date of Termination " : _____ - (3/15)

(5/3) - (2/15)

" Payment after Termination " : _____ - (4/15)

/ (5/2) : (2/15)
-
-

)

/ ()
-

(3/15)

"Employer's Entitlement to Termination": _____ - (5/15)

(28)

" "

(6/19)

(3/16)

SUSPENSION AND TERMINATION BY CONTRACTOR

:

-(1/16)

" Contractor's Entitlement to Suspend Work "

(6/14)

(4/2)

(7/14)

)

(21)

(

(2/16)

(8/14)

)

/

" "

(

:

(1/20)

(4/8)

(5/3)

- (3/16)

" Cessation of Work and Removal of Contractor's Equipment "

(2/16)

(5/15)

(6/19)

:

-

-

-

" Payment on Termination " : - (4/16)

:

(2/16)

-

(6/19)

-

-

RISKS AND RESPONSIBILITY

"Indemnities " : _____ -(1/17)

)

:

(

-

()

)

:

(

-1

-2

.

()

:

(1)

(2)

(3/18) (3 2 1-)

" Contractor's Care of the Works " : _____ - (2/17)

(1/10) () "

() "

" "

)

((3/17)

" Employer's Risks " : _____ - (3/17)

: (4/17)

()

-

-

-

-

-

-

-

-

()

" Consequences of Employer's Risks " : **-(4/17)**

(3/17) ()

/

: (1/20)

-

(4/8)

-

(3/17) ()

(5/3)

" Intellectual and Industrial Property Rights "

() :

() " "

(28)

[]

" "

:

-

:

-

-1

-2

" "

:

-1

-2

" "

" Limitation of Liability " : _____ -(6/17)

(4/16)

(1/17)

"

"

: ()
(19/4) •

(20/4) •

(1/17) •

(5/17) •

" "

. " "

: ()

" " -

-

(2/18)

.(3/18)

" "

.

" "

" "

)

.

(

" "

() " "

" "

.

" "

/

" "

" "

(1/20)

(5/2)

:

-(2/18)

" Insurance for Works and Contractor's Equipment "

" "

" (-1/18)

"

" "

" "

" "

" "

" "

:" "

" "

-

-

-

-

(3/17)

(-3/17)

(())

:

-

-1

)

((2)

-2

-3

(5/14)

-4

- "

"

-

()

"

"

:

- (5/2) - -1

-2

.(1/18)

:

-(3/18)

" Insurance against Injury to Persons and Damage to Property "

" "

)

-(2/18

(4/18)

." "

)

.(

:" "

" "

-

-

-

)

(2/18 :

:

-

-1

-2

(3/17)

-3

" Insurance for Contractor's Personnel " : _____ **-(4/18)**

()

" "

FORCE MAJEURE

" Definition of Force Majeure " : - (1/19)

" " " "

-

-

-

-

()

:

-1

-2

-3

-4

-5

" Notice of Force Majeure " : -(2/19)

()

(14) ()
()

" "

" Duty to Minimise Delay " : -(3/19)

" Consequences of Force Majeure " : -(4/19)

/ (2/19)

: (1/20)

(4/8)

-1/19)

(4 3 2-1/19)

(4 3 2 1

(5/3)

:

-(5/19)

" Force Majeure Affecting Sub-Contractor "

." "

:

-(6/19)

" Optional Termination, Payment and Release "

(84)

(2/19)

(140)

(7)

.(3/16)

:

-

-

()

-

-

()

-

:

-(7/19)

" Release from Performance under the Law "

()

.
:

-

-

(6/19)

CLAIMS, DISPUTES AND ARBITRATION

" Contractor's Claims " : - (1/20)

/ " "

" "

(28)

(28)

" "

-

-

/

" "

()

(42)
)

(

/

:

-

-

/

(28)

-

(42)

-

-

(5/3)

:

/ (4/8)

(

)

(1)

()

(2)

" "

" " " "

()

/ " "

" "

:()

-(2/20)

" Appointment of the Dispute Adjudication Board(DAB) "

.(4/20)

"

"

.

" "

.()

" "

" "

()

"

"

" "

" "

" " - - " "

()

:" "

" " () " "

(12/14)

:" "

-(3/20)

" Failure to Agree Dispute Adjudication Board "

:

(2/20)

()

()

(42)

:()

-(4/20)

"Obtaining Dispute Adjudication Board's Decision"

" "

" "

" "

" "

" "

(84)

" "

" "

(28)

" "

() (84)

" "

(84)

(28)

" "

(8/20 7/20)

" "

" "

(28)

" "

" Amicable Settlement " : _____ - (5/20)

(4/20)

" Arbitration " : _____ - (6/20)

) " "

. * [

]

(

:

]

-

* [

-

.(4/1)

-

*

" "

" "

" "

:" " - (7/20)

" Failure to Comply with Dispute Adjudication Board's Decision "

:

(4/20) -

() " " -

-

(6/20)

(5/20)

(4/20)

:() - (8/20)

" Expiry of the Dispute Adjudication Board's Appointment "

" "

:

(5/20) (4/20) -

.(6/20)

-



أمانة عمان الكبرى



:

/

-1

-2

-3

-4

-5

لجنة إعداد العقد :

-1

-2

-3

-4

-5

-6

-7

-8

-9