

Amendments to Qualifying Defence Contracts – Consolidated Versions

DEFCON 801
Edition 12/14

1. For the purposes of this Condition:
 - a. “consolidated version” means a version of the Contract which incorporates into the body of the Contract all amendments made to the Contract;
 - b. “consolidated version date” means:
 - (1) where one or more consolidated versions have been issued, the date on which the latest consolidated version was issued, or
 - (2) where a consolidated version has not been issued, the date on which the Contract was entered into.
2. Where the Contract is amended in accordance with DEFCON 503:
 - a. on five (5) occasions since the consolidated version date;
 - b. so as to change by more than 5% the Contract Price from the Contract Price at the consolidated version date, whether by one or more amendment; or
 - c. otherwise in a way which the Authority considers to be a significant change the Contract,

the Authority shall issue to the Contractor, within 28 calendar days of agreeing the relevant amendment, a consolidated version.
3. The consolidated version issued in accordance with clause 2 shall incorporate only amendments previously agreed between the parties in accordance with DEFCON 503 and shall be signed on behalf of the Authority.
4. The Contractor shall, within 14 calendar days of receiving it:
 - a. sign and return to the Authority a copy of the consolidated version issued in accordance with to clause 2, to confirm that it properly incorporates all amendments made to the Contract; or
 - b. notify the Authority in writing why it believes that the consolidated version does not properly incorporate all amendments made to the Contract.
5. Following any notification made by the Contractor under clause 4.b, the Authority and the Contractor shall seek to reach agreement on the content of the consolidated version, in the absence of which the matter may be resolved through the appropriate dispute resolution procedure.
6. Within 14 calendar days of the parties reaching agreement or the matter being determined through a dispute resolution procedure, the Authority shall reissue a signed consolidated version which accords with that agreement or determination and which the Contractor shall sign and return to the Authority within 14 calendar days of receiving it.