

Clause number and heading	Action
Clause 2.9.2	Delete 'regulations 11, 12 and 18 of the CDM Regulations' and insert 'clause 2.1.3'
Clause 2.14.1	Delete '3.18.4 in respect of' and insert '3.18.3 in respect of documents and information relating to'
Clause 2.19	Delete the existing text and insert the following: 'The Sub-Contractor, in addition to his health and safety file-related obligations under clause 3.18.3, shall, before practical completion of the Sub-Contract Works or such works in the relevant Section and without further charge to the Contractor, supply for retention and use by the Contractor and the Employer such Sub-Contractor's Design Documents and related information as may be specified in the Sub-Contract Documents or as the Contractor may reasonably require that show or describe the Sub-Contractor's Designed Portion as built or relate to the maintenance and operation of it or its installations.'
Clause 3.3.2.1	Delete the existing text and insert the following: 'each party to the sub-subcontract shall in relation to the Main Contract Works and the site comply with applicable CDM Regulations;'
Clause 3.5.2	Delete 'regulations 11, 12 and 18 of the' and insert 'applicable'
Clause 3.18	Delete the existing text and insert the following: 'Each Party undertakes to the other that in relation to the Main Contract Works and the site he will duly comply with applicable CDM Regulations. In particular but without limitation: ·1 if the Employer notifies the Contractor of a new appointee as Principal Designer and/or as Principal Contractor, the Contractor shall immediately copy that notification to the Sub-Contractor; ·2 the Contractor shall ensure that the Sub-Contractor is supplied forthwith with any updates or revisions of the Construction Phase Plan; ·3 the Sub-Contractor shall at no cost to the Employer or the Contractor comply with all reasonable directions and requirements of the Principal Designer and the Principal Contractor relating to compliance by the Sub-Contractor with applicable CDM Regulations including the supply of all documents and information reasonably necessary for the purposes of the health and safety file; no extension of time shall be given in respect of such compliance.'

Incorporation of the modifications

The modifications may readily be incorporated in one of two ways:

either by amending the Sub-Contract Agreement and Conditions in accordance with this Amendment and executing that agreement in its amended form, with each amendment initialled by or on behalf of each party

or by attaching this Amendment to the Sub-Contract Agreement; and, prior to execution, inserting the following further provision in the Articles with the next available number (i.e. normally as Article 7):

"Article [___]: Amendment 1: CDM Regulations – incorporation

This Agreement and the Sub-Contract Conditions shall have effect as modified by the amendments set out in the attached Amendment 1: CDM Regulations."

(that Article in similar fashion being initialled on execution.)