

Table. HIA WA Lump Sum Building Contract provisions as amended by the Special Conditions

Description of Provision	ABIC SW 2018 H Contract (WA)	Amended HIA WA Lump Sum Building Contract
Definitions	Section S	Changed Clause 25.2
Security	Section C	New Clause 6
Obligations of the Builder	Clause A2	New Clauses 3(d) and 3.1
Owner to appoint an Architect	Clause A4	New Clause 2A
Architect to administer Contract	Clause A6	New Clause 2B
Notices from the Architect	Clause A6.5	New Clause 2G
Architect's instruction	Clause A7	New Clause 2C
Disputing Architect's certificate or written decision	Clause A8	New Clause 2D
Disputing Architect's failure to act	Clause A9	New Clause 2E
Failure to give certificate, written decision or notice is not acceptance	Clause A10	New Clause 2F
Discrepancies or omissions in documents	Clause B1	New Clause 1A
Order of precedence of documents	Clause B2	New Clause 25.1
Risk, Liability and Indemnity	Clauses D1 to D5	New Clause 17C
Public liability insurance	Clause E1	New Clause 11
Contract works insurance	Clause E2	New Clause 11A
Entitlement to input tax credit	Clause E3	New Clause 11B
Insurance cover	Clause E4	New Clause 11C
Builder and Owner not to affect Insurance	Clause E6	New Clause 11D
Worker's Compensation and employer's liability insurances	Clause E7	New Clause 11E
Insurance claims	Clause E8	New Clause 11F
Payment of excess	Clause E9	New Clause 6G
Warranty insurance	Clause E11	New Clause 11H
Builder and Owner must supply copies of Official Documents	Clause B3	New Clause 19A
Variations	Section J	Changed Clauses 10.1 to 10.19
Builder entitled to claim for Official Document	Clause J8	New Clause 10.19
The Building Site	Clauses F1 and F2	Changed Clause 8
Site Information and Latent Conditions	Clauses F3 to F7	New Clause 8A
Testing	Clauses G7 and G8	New Clause 12A
Builder's Program	Clauses G5 and G6	New Clause 19B
Claims to adjust the contract (price and date for practical completion)	Section H	New Clause 7B
Extensions of time (delays)	Section L (part)	New Clause 7A
Practical Completion	Clauses M1 to M8	Changed Clause 17
Liquidated damages	Clauses M9 and M10	New Clause 17B

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Defective and Incomplete Building Work	Clauses M11 and M12	New Clause 17A
Defects Liability Period	Clauses M13 and M14	Changed Clause 12
Payment for the works	Section N	New Clauses 4.1 to 4.3 and New Clauses 5.1 to 5.18
Final Claim / Final Certificate	Clauses N10 to N15	New Clauses 5.10 to 5.18
Interest on overdue amounts	Clause N15	New Clause 5A
Continue to perform own obligations	Clause P1	New Clause 16.1
Legal rights	Clause P4	N/A
Dispute Resolution	Section P	Changed Clause 16
Termination: effect of the Owner ending the contract	Clauses Q1 to Q10 (part)	New Clause 13A
Termination: effect of the Builder ending the contract	Clauses Q11 to Q18 (part)	See Clauses 13A.7 to 13A.11
Owner may take possession of the Building Site	Clause Q3.3	New Clause 13A.2
Assignment of Builder's rights	Clause Q4	New Clause 13A.4
Change in relevant legislation	Clause R10	Changed Clause 3(d)
Charge on the Site	N/A	Deleted Clause 6