

## AMENDMENTS APRIL 2013

The following amendments have been made to the June 2005 edition. Full details of all amendments are available on [www.neccontract.com](http://www.neccontract.com).

Page	Clause	Line
3&4	3.1 to 3.8	Replace clauses with:
		<p>3.1 Advanced payment</p> <p>Each time a dispute is referred to the Adjudicator, the Party referring the dispute makes an advanced payment to him of the amount stated in the Contract Data. The advanced payment is made within one week of the date when the dispute is referred.</p> <p>The advanced payment is repaid to the referring Party as stated in the Adjudicator's decision. The repayment is included in the amount due assessed after the decision on the dispute has been notified.</p>
		<p>3.2 Assessing the amount due</p> <p>The Adjudicator assesses the amount due and submits an invoice to each Party for that Party's share of the amount due. An invoice is issued</p> <ul style="list-style-type: none"> <li>• each time a dispute is referred to the Adjudicator if an advanced payment is stated in the Contract Data,</li> <li>• after each decision on a dispute has been notified to the Parties and</li> <li>• after termination.</li> </ul> <p>Unless otherwise agreed, the Parties pay the Adjudicator the amount due in equal shares.</p>
		<p>3.3</p> <p>The first invoice is for the amount due. Other invoices are for the change in the amount due since the previous invoice.</p>
		<p>3.4</p> <p>The amount due is</p> <ul style="list-style-type: none"> <li>• the Adjudicator's fee multiplied by the total of the time spent on an adjudication and the time spent travelling,</li> <li>• the Expenses and</li> <li>• other amounts to be paid to the Adjudicator less amounts to be paid by the Adjudicator.</li> </ul> <p>Any tax which the law requires the Parties to pay to the Adjudicator is included in the amount due.</p>
		<p>3.5 Payment of the amount due</p> <p>The advanced payment is made within one week of receiving the Adjudicator's invoice. Other payments are</p>

		made within three weeks of receiving the Adjudicator's invoice or, if a different period is stated in the Contract Data, within the period stated.
		3.6 Payments are in the <i>currency of this contract</i> .
		3.7 If a payment is late, interest is paid on the late payment. Interest is assessed from the date by which the late payment should have been made until the date when the late payment is made. Interest is calculated on a daily basis at the <i>interest rate</i> and is compounded annually.
		3.8 If one of the Parties fails to pay, the other Party pays the Adjudicator the amount due with interest. The defaulting Party repays to the other Party the amount paid to the Adjudicator together with interest.