



Ministry  
of Defence

████████████████████  
Wildcat Commercial

Defence Equipment & Support  
Building 100, Centenary House  
Leonardo MW Ltd, Box 100  
Lysander Road  
Yeovil  
BA20 2YB

Tel: ██████████  
Email: ██████████



Leonardo MW Limited  
Lysander Road  
YEOVIL  
BA20 2YB

Your Reference:  
UKGBU/BM/PM/JMS/LYNX/996

Our Reference:  
700004264

Attn: ██████████

Date: 25<sup>th</sup> April 2019

Dear Sirs

**OFFER OF CONTRACT: 700004264 – WILDCAT SINGLE PILOT BALLISTIC PROTECTION (SPBP)**

Reference A: LMWL Proposal Letter Ref UKGBU/BM/PM/JMS/LYNX/996 -  
Dated 24<sup>th</sup> January 2019

Reference B: Points of Clarification (POCS) Issue 6 - Dated 24<sup>th</sup> April 2019

1. You are hereby informed of the Department's requirement and you are invited to accept the Offer of the Contract, in accordance with the references above, details of which are set out in the attached Modifications Contracting Form (MCF) - Issue 1. The MCF describes the requirements and sets out the contract terms and conditions which will take effect upon acceptance by you of the Department's offer.
2. Pending agreement of the price to be paid, the Authority is prepared to fix a pegged price, in accordance with and subject to Clause 2 of DEFCON 643 (Edn 12/14) of ██████████ in addition to a L of L agreed at ██████████ for the above package of work. This price for Item 2 is pegged on the basis that PROC01, PROC02, PROC03 & PROC04 may be subject to exchange rate variation and the 2019 - 2021 labour rates are pegged at the currently agreed rate. The labour rates may be subject to change should a rate be agreed between the Authority and the Contractor. All other costs are agreed as firm and will not be subject to change. This price is agreed without prejudice to any future negotiation on this or any other Ministry of Defence Contract
3. As signatory to the Montreal Protocol on Substances that deplete the ozone layers, Her Majesty's Government is committed to the reduction of the production and consumption of those substances controlled under the Protocol. Therefore, Her Majesty's Government wishes to know which substances at Appendix 1 of the Contract are contained in the Articles the subject of this Offer of Contract. Accordingly, you must provide with your acceptance of this offer, a list specifying:

- [REDACTED]
- a. All Substances listed at Appendix 1 (adopting the nomenclature used therein) contained in the Articles (including packaging thereof) whether or not specified in the Contract, and
  - b. The quantity of each of the substances at Appendix 1 contained in the Articles, and
  - c. Where in the Articles (including packaging) the substances listed at Appendix 1 are contained, or
  - d. If a specific list is not provided then your acceptance of contract 700004264 will constitute that you have 'Nil Return' in respect of a, b. and c. above.
4. If you wish to accept this offer, please return a signed Modifications Contracting Form - Issue 1 and a completed Montreal Protocol return as detailed at paragraph 3 to the Department at the address shown above by post within 5 working days. Your Acceptance of the Department's offer must be unqualified. If you do not accept the Department's offer within the period specified, then the Department's offer shall lapse.
  5. When you have accepted the Department's offer in accordance with paragraph 4 above, you should proceed with the performance of the Contract.

Yours faithfully,

[REDACTED]  
Senior Wildcat Commercial Officer



**HCFCs**

Production to be run down and phased out by 2015. Certain use controls apply.

HCFC-21	HCFC-141	HCFC-225ca	HCFC-243
HCFC-22	HCFC-141b	HCFC-225cb	HCFC-244
HCFC-31	HCFC-142	HCFC-226	HCFC-251
HCFC-121	HCFC-142b	HCFC-231	HCFC-252
HCFC-122	HCFC-151	HCFC-232	HCFC-253
HCFC-123	HCFC-221	HCFC-233	HCFC-261
HCFC-124	HCFC-222	HCFC-234	HCFC-262
HCFC-131	HCFC-223	HCFC-235	HCFC-271
HCFC-132	HCFC-224	HCFC-241	HCFC-133
HCFC-225	HCFC-242		

CARBON TETRACHLORIDE (CCl<sub>4</sub>) – Production has stopped

1, 1, 1 – TRICHLOROETHANE (C<sub>2</sub>H<sub>3</sub>Cl<sub>3</sub>) – No production after 1/12/95

METHYL BROMIDE (CH<sub>3</sub>Br) – Production limits apply

Contract No: 700004264		Contract Type: Task B	
Issue: 1	Date: 25 <sup>th</sup> April 2019	Platform: Wildcat	
JMS MRD Ref: LH18334CA1			
Contract Title: Wildcat Single Pilot Ballistic Protection (SPBP)			

**Terms & Conditions:**

The Contract is subject to the Terms and Conditions of the Joint Modification Contracting Arrangement (JMCA), Document Number HELSS/0066, dated 22<sup>nd</sup> May 2018.

The following DEFCONs / DEFSTANs are not applicable to the Contract:  
 DEFCON 800 (Edn 12/14), DEFCON 801 (Edn 12/14), DEFCON 802 (Edn 12/14), DEFCON 804 (Edn 03/15), DEFCON 811 (Edn 12/14), DEFCON 813 (Edn 12/14)

In accordance with Section 2 of the Joint Modification Contracting Arrangement (JMCA), Document Number HELSS/0066, dated 22<sup>nd</sup> May 2018 the following Defence Conditions (DEFCONs) and Defence Standards (DEFSTANS) shall apply:

Price

- DEFCON 127 (Edn 12/14) Price Fixing Condition for Contracts of Lesser Value
- DEFCON 605 (Edn 06/14) Financial Reports
- DEFCON 653 (Edn 12/14) Pricing on Ascertained costs
- DEFCON 643 (Edn 12/14) Price Fixing (Non-qualifying contracts)
- DEFCON 647 (Edn 09/13) Financial Management Information – **Please refer to Earned Value Management caveat detailed below**
- DEFCON 695 (Edn 12/14) Contract Cost Statement Post Costing (Non-Qualifying Contract) – [REDACTED]
- DEFCON 812 (Edn 04/15) Single Source Open Book
- DEFCON 814 (Edn 12/14) Single Source Confidentiality of Open Book and Reporting Information
- DEFCON 815 (Edn 12/14) Single Source Non-Qualifying Contracts

Transport

- DEFCON 621A (Edn 06/97) Transport (If The Authority Is Responsible For Transport)
- DEFCON 621B (Edn 10/04) Transport (If Contractor Is Responsible For Transport)

Security

- DEFCON 659A (Edn 11/14) Security Measures

Quality

- DEFCON 602A (Edn 12/06) Quality Assurance (with Quality Plan)

Government Furnished Equipment

- DEFSTAN 05-99 Issue 3 – Managing Government Furnished Equipment in Industry

Other

- DEFCON 697 (Edn 07/13) Contractor on Deployed Operations (CONDO)
- DEFCON 649 (Edn 07/99) Vesting
- DEFCON 661 (Edn 10/06) War Risk Indemnity
- DEF-STAN 00-055 Part 1 Issue - Requirements for Safety of Programmable Elements in Defence Systems

DEFFORM

- DEFFORM 177 (Edn 03/80) Design Rights and Patents (Subcontractor Agreement)
- DEFFORM 315 (Edn 02/98) Contract Data Requirement

In accordance with Section 3 of the Joint Modification Contracting Arrangement (JMCA), Document Number HELSS/0066, dated 22<sup>nd</sup> May 2018 the following Defence Conditions (DEFCONs) and Defence Standards (DEFSTANS) shall apply:

- No additional DEFCONs or DEFSTANs other than those specific within the Joint Modification Contracting Arrangement (JMCA) or Modification Contracting Form (MCF) shall apply

Specification/ Dependencies/ Deliverables	MRD LH18334CA1 - Issue 3.0 – Dated 24 <sup>th</sup> April 2019 MRD Section 2, 3 & 6 – See also contract documents reference overleaf Technical Proposal – PJT-485702 – Issue 2 – Dated 5 <sup>th</sup> March 2019		
Consignee:	[REDACTED]	Delivery / Completion Date: 01/04/2021	
Price:	Item 1 [REDACTED] (LofL) Item 2 – [REDACTED] (Task B) <b>Total - [REDACTED] (Ex VAT)</b>	Category: Item 1 – Provisional Item 2 – Firm/Pegged	
Payment:	As detailed at Annex A - Milestone Payment Plan	Further Info: See Overleaf	
Attachments:	Appendix 1 – Montreal Protocol Substances	Annexes **	Annex A – Milestone Payment Plan Annex B – Government Furnished Equipment DEFFORM 111
For Ministry of Defence:	Name: [REDACTED] Signature: Date: 25 <sup>th</sup> April 2019	For Leonardo MW Ltd: Name: [REDACTED] Signature: Date: April 2019	

Distribution:

DT PoC

DT Finance

DBS

MoD QA

GFA

## Further Information

Other Terms and Conditions:

### Payment

Payment for Item 1 & 2 shall be made upon the completion of the work to the satisfaction of the Project Team Leader or his authorised delegated representative. Payment shall be made in accordance with the Milestone Payment Plan as detailed at Annex A to the Contract.

### Pricing

Item 2 - The use of pegged rates in this Firm Price has been priced using the following agreed labour rates for the calculation of the LMWL labour element:

[REDACTED]

### Item 2 - Exchange Rate

The parts of the price which are identified as PROC01, PROC02, PROC03 & PROC04 on Propricer 2018\_0109 SP Ballist, Ver 4 – Dated 24<sup>th</sup> April 2019 are calculated by the Bank of England market rate of Exchange of (£1 = €1.13231). This has been agreed by both parties as the Base Exchange Rate.

If the Bank of England market rate of exchange obtaining on the date on which part of the price identified in the Contract becomes due for payment in accordance with the Terms and Conditions of the Contract, is greater or less than the agreed Base Exchange Rate by at least two percent, the Price shall be varied in direct proportion to the increase or decrease and be payable accordingly.

Base Rate Exchange = €1.13231 to £1

If, in accordance with the agreed Terms and Conditions of the Contract, the Exchange Rate varies by less than +/- 2% of the Exchange Rate i.e. £1 = €1.15, or £1 = €1.11, contract prices will not be amended.

If, in accordance with the agreed Terms and Conditions of the Contract, the Exchange Rate varies by more than +/- 2% of the Exchange Rate i.e. £1 = €1.16, or £1 = €1.10, then the contract price will be amended accordingly.

### Item 2 – Packaging Handling Storage & Transport

The Authority and Leonardo MW Limited agree that PROC01A – Procurement RC PHST shall be agreed at a Firm Price of [REDACTED] (Ex VAT)

### Item 2 – Earned Value Management (EVM)

Further to the Earned Value Management (EVM) requirement as detailed within MRD No. LH18334CA1 – Issue 3.0 –, Dated 24<sup>th</sup> April 2019, the Authority and Leonardo MW Limited both recognise that EVM still needs to be agreed, the requirement will be discussed further at a joint EVM workshop on 8<sup>th</sup> May 2019.

Specification/ Dependencies/ Deliverables:

### Item 2 – Wildcat Single Pilot Ballistic Protection (700004264) shall be contracted against the following:

- a) Proposal Letter Ref: UKGBU/BM/PM/JMS/Lynx/996 - Dated 24<sup>th</sup> January 2019 (as subsequently amended by Points of Clarification (POCs) at reference g below)
- b) Technical Proposal – PJT-485702 – Issue 2 – Dated 5<sup>th</sup> March 2019
- c) MRD No. LH18334CA1 – Issue 3.0 – Dated 24<sup>th</sup> April 2019

- d) Schedule – Document Number LH18334CA1 - Version 1.03 - Dated 2<sup>nd</sup> April 2019
- e) ProPricer – 2018\_0109 SP BALLIST, Ver 4 - Dated 24<sup>th</sup> April 2019
  
- f) LH18334 Ballistic Protection – 0996-post propricer at POC issue 5 2018\_0109 SP BALLIST PIVOTPOST, V4 - Dated 24<sup>th</sup> April 2019
- g) Point of Clarifications (POCs) – Issue 6 – 24<sup>th</sup> April 2019

**Item 2 – The Contract Deliverables for Wildcat Single Pilot Ballistic Protection (700004264) and shall be delivered in accordance with the contracted Schedule – Document Number LH18334CA1 - Version 1.03 - Dated 2<sup>nd</sup> April 2019:**

- a) System Safety Change Assessment Report (SSCAR)
- b) Drawing List
- c) Trial Installation Report
- d) Modification Proposal Form – Single Pilot Ballistic Protection
- e) Update to Technical Publications
- f) Weight Statement
- g) DEF-STAN 00-970 Compliance Statement
- h) Certificate of Design
- i) Update to Training Courseware
- j) Update to Modification Leaflet
- k) Human Machine Interface (HMI) Report
- l) Embodiment of Training Installation Kit
- m) Embodiment of Qty 16 Production Kits
- n) Embodiment of Qty 28 Fixed Fittings
- o) Delivery of Qty 16 Special Type Containers
- p) Central Tooling (2 off Drill Fixtures) – Identified at POC #32 & #32A
- q) Completed DEFFORM 815 – To be provided within 1 week of Contract Award
- r) Drawing / Set of Drawings of effective arcs – Identified at POC # 39A

**Item 2 – Government Furnished Items required for Wildcat Single Pilot Ballistic Protection (700004264):**

- a) As detailed at Annex B to the Contract.

Other:

**MILESTONE PAYMENT PLAN**

MILESTONE NUMBER	MILESTONE DESCRIPTION	ACCEPTANCE CRITERIA	DUE DATE	PRICE (£) EX VAT
1	Proposal Preparation Costs	Acceptance of LoL Actuals by the Project Team Leader or his authorised delegated representative.	May 2019	Provisional
2	Critical Design Review (CDR)	Delivery & Acceptance of CDR Minutes	September 2019	Firm/Pegged
3				Firm/Pegged
3A	Trial Installation (TI) Kit available	LMWL confirmation of receipt and evidence of Proof of Delivery provided to the Authority	May 2020	(PROC 02 & PROC 03) Firm/Pegged Price may be Subject to Exchange Rate Variation Condition as detailed within the Modification Contracting Form
4	Trial Installation (TI) Complete	Delivery and Acceptance of TI Report	June 2020	Firm/Pegged
5	Fixed Fitting Completed Compound Interactive Electronic Technical Publications (CIETP)	Delivery and Acceptance of CIETP and Fixed Fittings	August 2020	Firm/Pegged
6	Delivery of Qty 2 Production Kits & Qty 2 Special Type Containers to Leonardo MW Limited (Leonardo Helicopters, Yeovil)	Delivery and Acceptance of Qty 2 Production Kits & Qty 2 Special Type Containers	August 2020	(PROC 01 & PROC 04) Firm/Pegged Price may be Subject to Exchange Rate Variation Condition as detailed within the Modification Contracting Form
7	Delivery of Qty 2 Production Kits & Qty 2 Special Type Containers to Leonardo MW Limited (Leonardo Helicopters, Yeovil)	Delivery and Acceptance of Qty 2 Production Kits & Qty 2 Special Type Containers	September 2020	(PROC 01 & PROC 04) Firm/Pegged Price may be Subject to Exchange Rate Variation Condition as detailed within the Modification Contracting Form

8	Delivery of Qty 2 Production Kits & Qty 2 Special Type Containers to Leonardo MW Limited (Leonardo Helicopters, Yeovil)	Delivery and Acceptance of Qty 2 Production Kits & Qty 2 Special Type Containers	October 2020	<p><b>(PROC 01 &amp; PROC 04)</b>          Firm/Pegged          Price may be Subject to Exchange Rate Variation Condition as detailed within the Modification Contracting Form</p>
9	Delivery of Qty 2 Production Kits & Qty 2 Special Type Containers to Leonardo MW Limited (Leonardo Helicopters, Yeovil)	Delivery and Acceptance of Qty 2 Production Kits & Qty 2 Special Type Containers	November 2020	<p><b>(PROC 01 &amp; PROC 04)</b>          Firm/Pegged          Price may be Subject to Exchange Rate Variation Condition as detailed within the Modification Contracting Form</p>
10	Delivery of Qty 2 Production Kits & Qty 2 Special Type Containers to Leonardo MW Limited (Leonardo Helicopters, Yeovil)	Delivery and Acceptance of Qty 2 Production Kits & Qty 2 Special Type Containers	December 2020	<p><b>(PROC 01 &amp; PROC 04)</b>          Firm/Pegged          Price may be Subject to Exchange Rate Variation Condition as detailed within the Modification Contracting Form</p>
11	Delivery of Qty 2 Production Kits & Qty 2 Special Type Containers to Leonardo MW Limited (Leonardo Helicopters, Yeovil)	Delivery and Acceptance of Qty 2 Production Kits & Qty 2 Special Type Containers	January 2021	<p><b>(PROC 01 &amp; PROC 04)</b>          Firm/Pegged          Price may be Subject to Exchange Rate Variation Condition as detailed within the Modification Contracting Form</p>
12	Delivery of Qty 2 Production Kits & Qty 2 Special Type Containers to Leonardo MW Limited (Leonardo Helicopters, Yeovil)	Delivery and Acceptance of Qty 2 Production Kits & Qty 2 Special Type Containers	February 2021	<p><b>(PROC 01 &amp; PROC 04)</b>          Firm/Pegged          Price may be Subject to Exchange Rate Variation Condition as detailed within the Modification Contracting Form</p>
13	Delivery of Qty 2 Production Kits & Qty 2 Special Type Containers to Leonardo MW Limited (Leonardo Helicopters, Yeovil)	Delivery and Acceptance of Qty 2 Production Kits & Qty 2 Special Type Containers	March 2021	<p><b>(PROC 01 &amp; PROC 04)</b>          Firm/Pegged          Price may be Subject to Exchange Rate Variation Condition as detailed within the Modification Contracting Form</p>

[Redacted]

Annex A to  
Contract 700004264  
Single Pilot Ballistic Protection  
Dated: 25th April 2019

14	In Service Review (ISR)	Acceptance of ISR Minutes by the Project Team Leader or his authorised delegated representative.	April 2021	[Redacted] Firm/Pegged
			<b>TOTAL</b>	[Redacted]



## Appendix - Addresses and Other Information

### 1. Commercial Officer

Name:

Address: DE&S, Wildcat DT, 1<sup>st</sup> Floor - West Wing, Centenary House, PO Box 146, Leonardo Helicopters, Lysander Road, Yeovil BA20 2YB

Email:



### 8. Public Accounting Authority

1. Returns under DEFCON 694 (or SC equivalent) should be sent to DBS Finance ADMT – Assets In Industry 1, Level 4 Piccadilly Gate, Store Street, Manchester, M1 2WD  
☎ 44 (0) 161 233 5397

2. For all other enquiries contact DES Fin FA-AMET Policy, Level 4 Piccadilly Gate, Store Street, Manchester, M1 2WD  
☎ 44 (0) 161 233 5394

### 2. Project Manager, Equipment Support Manager or PT Leader (from whom technical information is available)

Name:

Address: DE&S, Wildcat DT, 1st Floor - West Wing, Centenary House, PO Box 100, Leonardo Helicopters, Lysander Road, Yeovil BA20 2YB

Email:



### 9. Consignment Instructions

The items are to be consigned as follows:

Delivery of Production Kits & Special Type Containers;

Main Stores  
RNAS Yeovilton  
BA22 8HT

### 3. Packaging Design Authority

Organisation & point of contact:

N/A

(Where no address is shown please contact the Project Team in Box 2)



**10. Transport.** The appropriate Ministry of Defence Transport Offices are:

**A. DSCOM**, DE&S, DSCOM, MoD Abbey Wood, Cedar 3c, Mail Point 3351, BRISTOL BS34 8JH

Air Freight Centre

IMPORTS ☎ 030 679 81113 / 81114 Fax 0117 913 8943

EXPORTS ☎ 030 679 81113 / 81114 Fax 0117 913 8943

Surface Freight Centre

IMPORTS ☎ 030 679 81129 / 81133 / 81138 Fax 0117 913 8946

EXPORTS ☎ 030 679 81129 / 81133 / 81138 Fax 0117 913 8946

**B. JSCS**

JSCS Helpdesk No. 01869 256052 (select option 2, then option 3)

JSCS Fax No. 01869 256837

[www.freightcollection.com](http://www.freightcollection.com)

### 4. (a) Supply / Support Management Branch or Order Manager:

Branch/Name: N/A



(b) U.I.N.

### 11. The Invoice Paying Authority

Ministry of Defence

☎ 0151-242-2000

DBS Finance

Walker House, Exchange Flags

Fax: 0151-242-2809

Liverpool, L2 3YL

**Website is:**

<https://www.gov.uk/government/organisations/ministry-of-defence/about/procurement#invoice-processing>

### 5. Drawings/Specifications are available from

N/A

### 6. Intentionally Blank

### 7. Quality Assurance Representative:

Commercial staff are reminded that all Quality Assurance requirements should be listed under the General Contract Conditions.

**AQAPS** and **DEF STANs** are available from UK Defence Standardization, for access to the documents and details of the helpdesk visit <http://dstan.uwh.diif.r.mil.uk/> [intranet] or <https://www.dstan.mod.uk/> [extranet, registration needed].

### 12. Forms and Documentation are available through \*:

Ministry of Defence, Forms and Pubs Commodity Management

PO Box 2, Building C16, C Site

Lower Arcott

Bicester, OX25 1LP (Tel. 01869 256197 Fax: 01869 256824)

**Applications via fax or email:** [DESLCSLS-](mailto:DESLCSLS-)

[OpsFormsandPubs@mod.uk](mailto:OpsFormsandPubs@mod.uk)

### \* NOTE

1. Many **DEFCONs** and **DEFFORMs** can be obtained from the MOD Internet Site:

<https://www.aof.mod.uk/aofcontent/tactical/toolkit/index.htm>

2. If the required forms or documentation are not available on the MOD Internet site requests should be submitted through the Commercial Officer named in Section 1.