

Address

School of Electrical and Computer Engineering  
University of Birmingham  
Edgbaston  
Birmingham  
West Midlands  
B15 2TT



Attn: [Redacted]

Our ref: DSTLX1000095654  
Your ref: CDE38496 & CDE38449

Date: 06<sup>th</sup> March 2015

Dear Sirs

**Centre for Defence Enterprise Proposals**

**Contract No. DSTLX1000095654 – Research and Development into Passive Microsatellite Based SAR for Persistent Large Area Modelling & Passive Missile-borne Radar**

1. You are hereby informed of the Department's requirement, reference DSTLX1000095654 and you are invited to accept the offer of the Contract, details of which are set out in the attached Schedule of Requirements. The Schedule 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. If you wish to accept this offer, will you please complete and sign the enclosed Acceptance of Offer of Contract (DEFFORM 10) and return it to the Department at the address shown above by post within as specified in the attached Defform 10. 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.

3. No contract will come into existence until you have accepted the Department's offer in accordance with paragraph 2 above. Accordingly, the Department shall not be responsible in any way whatsoever

- (i) for any work undertaken by you; nor
- (ii) for any costs incurred by you

prior to your unconditional acceptance of the Department's offer.

4. When you have accepted the Department's offer in accordance with paragraph 2 above, you should proceed with the performance of the Contract.

5. Where no price is stated in the price column of the Schedule of Requirements:

- (a) You must submit your quotation (supported where appropriate by a Certified Statement of Costs) as soon as practicable so that prices can be fixed in accordance with the provisions

for price fixing contained in the Contract. In order to facilitate pricing, your quotation must include an analysis showing the way in which you have built up your price(s). The analysis will normally show the amounts included under such headings as: Direct Labour (man hours and wage rates); Overheads; Materials; Bought out parts; Sub-contracted work; Special Jigs, tools etc; and Profit.

- (b) Amounts in respect of work placed with subsidiary companies or firms must be separately identified. Any other relevant information or explanations, e.g. of amounts included for contingencies, must also be separately identified and explanations given. In particular, if the wage rates or overhead rates are not those last agreed with the Department, an explanation must be given of the basis on which they have been calculated.

6. Nothing contained in this Letter of Offer and in the attached Schedule shall be construed as notifying or implying acceptance by the Department of any estimated or suggested price or of any condition of contract which may have been referred to orally or in writing in any previous discussion or correspondence.

#### 7. SUPPLY OF INFORMATION ABOUT SUBSTANCES REFERRED TO IN THE MONTREAL PROTOCOL

As a signatory to the Montreal Protocol on substances that deplete the Ozone Layer, 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 Annex A to this letter are contained in the Articles, which are the subject of this Offer of Contract. Accordingly you must provide, with your acceptance of this offer a list specifying:

- a. all substances listed at Annex A (adopting the nomenclature used therein) contained in the Articles (including the packaging thereof, whether or not specified in the contract),
- b. the quantity of each of the substances at Annex A contained in the Articles, and
- c. where in the Articles (including packaging) the substances listed at Annex A are contained, or
- d. confirm that you have a "NIL RETURN" in respect of a, b and c above.

#### 8. CONTRACTOR COMMERCIAL SENSITIVE INFORMATION SCHEDULE

Please identify on the "Commercial Sensitive Information Form" at Annex B, information which is considered to be commercially sensitive and where publication would prejudice commercial interests, it may be necessary to withhold this information from publication by applying the exemption and redaction processes detailed in the Transparency – Publication of Tenders and Contracts CPS, as detailed below:  
<http://www.aof.dii.r.mil.uk/aofcontent/tactical/toolkit/content/topics/trans.htm>.

Yours faithfully

[Redacted]

Commercial Business & Compliance  
Commercial Manager

# Acceptance of Offer of Contract

To: [Redacted], Commercial Services Department, Building 5, Room G02, Dstl Porton Down, Salisbury, SP4 0JQ

We acknowledge receipt of your Department's Letter of Offer, reference DSTLX1000095654 dated 06<sup>th</sup> March 2015 with associated documents and confirm that we accept the offer contained therein. We understand that by accepting the Department's offer, we are entering into a legally binding contract. We agree that any other terms and conditions or any general reservations, which may be printed on any of our correspondence in connection with this work, shall not be applicable to the contract. We confirm that we are proceeding with the work.

We agree that the contract shall be subject to English Law (DEFCONs 529 and 530) unless we tick a preference for Scots Law (DEFCONs 529a and 530a).

Offer and Acceptance																					
<p><b>A) Offer</b></p> <p>Contract <b>DSTLX1000095654</b> constitutes an offer by the Authority for the supplier to supply the Deliverables. This is open for acceptance by the supplier until <b>09<sup>th</sup> March 2015</b>. By signing below the Contractor agrees to be bound by the attached Contract terms and conditions.</p> <p>Signed by:</p> <p>Name [Redacted]</p> <p>Position: Commercial Assistant</p> <p>For and on behalf of the Authority</p> <p>Authorised Signatory: Dstl</p> <p>Date: 06 March 2015</p>	<p><b>B) Acceptance of Offer of Contract</b></p> <p>I acknowledge receipt of the Departments contract letter reference <b>DSTLX1000095654</b></p> <p>I confirm that I accept the Offer it contains and agree to be bound by its terms.</p> <p>Signed by:</p> <p>Name (Block Capitals):</p> <p>Position:</p> <p>For and on behalf of</p> <p>Authorised Signatory:</p> <p>Date<sup>1</sup>:</p>																				
<p><b>C) Scots law to apply?</b> Yes <input type="checkbox"/> No <input type="checkbox"/></p>																					
<p><b>D) Tier 1 Sub-Contractor data:</b><sup>2</sup></p> <table border="0"> <tr> <td>Name .....</td> <td>value of work (£ ex VAT) .....</td> <td>Location Of Work .....</td> <td>SME: Yes / No</td> </tr> <tr> <td>Name .....</td> <td>value of work (£ ex VAT) .....</td> <td>Location Of Work .....</td> <td>SME: Yes / No</td> </tr> <tr> <td>Name .....</td> <td>value of work (£ ex VAT) .....</td> <td>Location Of Work .....</td> <td>SME: Yes / No</td> </tr> <tr> <td>Name .....</td> <td>value of work (£ ex VAT) .....</td> <td>Location Of Work .....</td> <td>SME: Yes / No</td> </tr> <tr> <td>Name .....</td> <td>value of work (£ ex VAT) .....</td> <td>Location Of Work .....</td> <td>SME: Yes / No</td> </tr> </table>		Name .....	value of work (£ ex VAT) .....	Location Of Work .....	SME: Yes / No	Name .....	value of work (£ ex VAT) .....	Location Of Work .....	SME: Yes / No	Name .....	value of work (£ ex VAT) .....	Location Of Work .....	SME: Yes / No	Name .....	value of work (£ ex VAT) .....	Location Of Work .....	SME: Yes / No	Name .....	value of work (£ ex VAT) .....	Location Of Work .....	SME: Yes / No
Name .....	value of work (£ ex VAT) .....	Location Of Work .....	SME: Yes / No																		
Name .....	value of work (£ ex VAT) .....	Location Of Work .....	SME: Yes / No																		
Name .....	value of work (£ ex VAT) .....	Location Of Work .....	SME: Yes / No																		
Name .....	value of work (£ ex VAT) .....	Location Of Work .....	SME: Yes / No																		
Name .....	value of work (£ ex VAT) .....	Location Of Work .....	SME: Yes / No																		

<sup>1</sup> The date of unqualified acceptance by signature is the effective date of the contract

<sup>2</sup> The MOD is required to report to the Government any spend with Small and Medium-sized Enterprises (SMEs) including Sub-contractors (Tier 1). SMEs are defined by the EU on [http://ec.europa.eu/enterprise/policies/sme/facts-figures-analysis/sme-definition/index\\_en.htm](http://ec.europa.eu/enterprise/policies/sme/facts-figures-analysis/sme-definition/index_en.htm)

**Montreal Protocol Substances**

**CFCs** - Production of controlled CFCs has stopped.

CFC-11 (trichlorofluoromethane)	CFC-211
CFC-12 (dichlorodifluoromethane)	CFC-212
CFC-13	CFC-213
CFC-111	CFC-214
CFC-112	CFC-215
CFC-113 (trichlorotrifluoroethane)	CFC-216
CFC-114 (dichlorotetrafluoroethane)	CFC-217
CFC-115 (chloropentafluoroethane)	

The above substances are also used in blends: e.g.

CFC-500 (CFC-12/HFC-152a)

CFC-502 (CFC-115/HCFC-22).

**Halons** - Production of controlled Halons has stopped.

Halon-1211 (bromochlorodifluoromethane - BFC)

Halon-1301 (bromotrifluoromethane - BTM)

Halon-2402

**HBFCs** - Production has stopped.

CH <sub>2</sub> Br <sub>2</sub>	C <sub>2</sub> H <sub>2</sub> F <sub>2</sub> Br <sub>2</sub>	C <sub>3</sub> HF <sub>4</sub> Br <sub>3</sub>	C <sub>3</sub> H <sub>3</sub> F <sub>2</sub> Br <sub>3</sub>
CHF <sub>2</sub> Br	C <sub>2</sub> H <sub>2</sub> F <sub>3</sub> Br	C <sub>3</sub> HF <sub>5</sub> Br <sub>2</sub>	C <sub>3</sub> H <sub>3</sub> F <sub>3</sub> Br <sub>2</sub>
CH <sub>2</sub> FBr	C <sub>2</sub> H <sub>3</sub> FBr <sub>2</sub>	C <sub>3</sub> HF <sub>6</sub> Br	C <sub>3</sub> H <sub>3</sub> F <sub>4</sub> Br
	C <sub>2</sub> H <sub>3</sub> F <sub>2</sub> Br	C <sub>3</sub> H <sub>2</sub> FBr <sub>5</sub>	C <sub>3</sub> H <sub>4</sub> FBr <sub>3</sub>
C <sub>2</sub> HBr <sub>4</sub>	C <sub>2</sub> H <sub>4</sub> FBr	C <sub>3</sub> H <sub>2</sub> F <sub>2</sub> Br <sub>4</sub>	C <sub>3</sub> H <sub>4</sub> F <sub>2</sub> Br <sub>2</sub>
C <sub>2</sub> HF <sub>2</sub> Br <sub>3</sub>		C <sub>3</sub> H <sub>2</sub> F <sub>3</sub> Br <sub>3</sub>	C <sub>3</sub> H <sub>4</sub> F <sub>3</sub> Br
C <sub>2</sub> HF <sub>3</sub> Br <sub>2</sub>	C <sub>3</sub> HBr <sub>6</sub>	C <sub>3</sub> H <sub>2</sub> F <sub>4</sub> Br <sub>2</sub>	C <sub>3</sub> H <sub>5</sub> FBr <sub>2</sub>
C <sub>2</sub> HF <sub>4</sub> Br	C <sub>3</sub> HF <sub>2</sub> Br <sub>5</sub>	C <sub>3</sub> H <sub>2</sub> F <sub>5</sub> Br	C <sub>3</sub> H <sub>5</sub> F <sub>2</sub> Br
C <sub>2</sub> H <sub>2</sub> FBr <sub>3</sub>	C <sub>3</sub> HF <sub>3</sub> Br <sub>4</sub>	C <sub>3</sub> H <sub>3</sub> FBr <sub>4</sub>	C <sub>3</sub> H <sub>6</sub> FBr

**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>)** - Production has stopped.

**METHYL BROMIDE (CH<sub>3</sub>Br)** - Production limits apply.

## CONTRACTOR COMMERCIAL SENSITIVE INFORMATION

Contract Ref No: DSTLX1000095654	
Description of Commercially Sensitive Information:	
Explanation of Sensitivity:	
Details of potential harm resulting from disclosure:	
Period of Confidence (if applicable):	
Contact Details for Transparency/Freedom of Information matters:	
Name:	
Position:	
Address:	
Telephone Number:	
email Address:	