**Annex C to section D of DEFFORM 47**

**Commercial Compliance Matrix**

The Tenderer must confirm that they comply with the Contract Terms & Conditions by completing and returning the following commercial compliance matrix with their tender. Tenderers should annotate 'Compliant' or 'Non-compliant' in column c for each of the Contract elements in column b. The Contractor shall also return with their tender a copy of the Contract Terms & Conditions ensuring all elements marked [ ] have been completed.

|  |  |  |
| --- | --- | --- |
| **(a)**   | **(b)**   | **(c)**   |
| **Condition No.**   | **Condition Description**   | **Compliant/non-compliant**   |
| 1    | General   | [ ]  |
| 2    | Duration of Contract    | [ ]  |
| 3    | Entire Agreement   | [ ]  |
| 4    | Governing Law   | [ ]  |
| 5    | Precedence   | [ ]  |
| 6    | Formal Amendments to the Contract   | [ ]  |
| 7    | Authority Representatives   | [ ]  |
| 8    | Severability   | [ ]  |
| 9    | Waiver   | [ ]  |
| 10    | Assignment of Contract   | [ ]  |
| 11    | Third Party Rights   | [ ]  |
| 12    | Transparency   | [ ]  |
| 13    | Disclosure of Information   | [ ]  |
| 14    | Publicity and Communication with the Media   | [ ]  |
| 15    | Change of Control of Contractor   | [ ]  |
| 16    | Environmental Requirements   | [ ]  |
| 17    | Contractor’s Records   | [ ]  |
| 18    | Notices   | [ ]  |
| 19    | Progress Monitoring, Meetings and Reports   | [ ]  |
| 20   | Supply of Contractor Deliverables and Quality Assurance   | [ ]  |
| 21   | Marking of Contractor Deliverables   | [ ]  |
| 22   | Packaging and Labelling (Excluding Contractor Deliverables containing Munitions)   | [ ]  |
| 23   | Plastic Packaging Tax   |   |
| 24   | Supply of Data for Hazardous Materials or Substances in Contractor Deliverables   | [ ]  |
| 25   | Timber and Wood-Derived Products   | [ ]  |
| 26   | Certificate of Conformity   | [ ]  |
| 27   | Access to Contractor’s Premises   | [ ]  |
| 28   | Delivery / Collection   | [ ]  |
| 29   | Acceptance   | [ ]  |
| 30   | Rejection and Counterfeit Materiel   | [ ]  |
| 31   | Diversion Orders   | [ ]  |
| 32   | Self-to-Self Delivery   | [ ]  |
| 33   | Import and Export Licences   | [ ]  |
| 34   | Third Party Intellectual Property – Rights and Restrictions   | [ ]  |
| 35   | Contract Price   | [ ]  |
| 36   | Payment and Recovery of Sums Due   | [ ]  |
| 37   | Value Added Tax   | [ ]  |
| 38   | Debt Factoring   | [ ]  |
| 39   | Subcontracting and Prompt Payment   | [ ]  |
| 40   | Dispute Resolution   | [ ]  |
| 41   | Termination for Insolvency or Corrupt Gifts   | [ ]  |
| 42   | Termination for Convenience   | [ ]  |
| 43   | Material Breach   | [ ]  |
| 44   | Consequences of Termination   | [ ]  |
| 45   | DEFCON 76 (SC2) (Edn. 11/22) - Contractor's Personnel At Government Establishments  | [ ]  |
|    | DEFCON 532A (Edn 05/22) - Protection of personal Data (where Personal Data is not being processed on behalf of the Authority)   | [ ]  |
|    | DEFCON 540 (Edn 05/23) – Conflicts of Interest   | [ ]  |
|   | DEFCON 601 (SC) (Edn. 03/15) - Redundant Material | [ ]  |
|   | DEFCON 602B (Edn 12/06) - Quality Assurance (Without Deliverable Quality Plan) | [ ]  |
|   | DEFCON 611 (Edn 12/22) – Issued Property  | [ ]  |
|   | DEFCON 658 (Edn 10/22) - Cyber  | [ ]  |
|   | DEFCON 660 (Edn 12/15) - Official-Sensitive Security Requirements | [ ]  |
|  | DEFCON 684 (Edn 01/04) - Limitation Upon Claims In Respect Of Aviation Products | [ ] |
|    | DEFCON 694 (SC2) (Edn. 07/21) - Accounting For Property Of The Authority  | [ ]  |
| 46   | Special conditions that apply to this Contract   | [ ]  |
| 47   | The processes that apply to this Contract   | [ ]  |
| Schedule 1   | Definitions of Contract   | [ ]  |
| Schedule 2   | Schedule of Requirements | [ ]  |
| Schedule 3   | Contract Data Sheet   | [ ]  |
| Schedule 4   | Contract Change Control Procedure   | [ ]  |
| Schedule 5   | Contractor’s Sensitive Information   | [ ]  |
| Schedule 6   | Hazardous Contractor Materials or Substances Supplied under the Contract   | [ ]  |
| Schedule 7   | Timber and Wood – Derived Products Supplied Products under the Contract   | [ ]  |
| Schedule 8   | Acceptance Procedure   | [ ]  |
| Schedule 9  | Performance Management | [ ]  |
| Schedule 10 | Notification of Intellectual Property Rights Restrictions | [ ] |
| Schedule 11 | Contractor Deliverables | [ ] |
| Schedule 12 | Security Aspects Letter SPISN02Assurance 124 | [ ] |
| Schedule 13 | Task Authorisation Form | [ ] |
| Schedule 14 | GFA Register | [ ] |