



Modifications Contracting Form

Contract No: 701485404		Contract Type: LOL Actuals	
Issue: 1	Date: 23rd February 2021	Platform: Merlin	
JMS MRD Ref: EH18627			
Contract Title: <u>Limit of Liability for Digital Automatic Flight Control System</u>			
<p>Terms & Conditions:</p> <p>The Contract is subject to the Terms and Conditions of the Joint Modification Contracting Arrangement (JMCA), Document Number 700630373 Dated 24th May 2020 .</p> <p>The following DEFCONs / DEFSTANs are not applicable to the Contract:</p> <p>DEFCON 800 (Edn 12/14), DEFCON 801 (Edn 12/14), DEFCON 802 (Edn 12/14), DEFCON 804 (Edn 03/15), DEFCON 812 (Edn 04/15), DEFCON 813 (Edn 12/14), DEFCON 814 (Edn 12/14), DEFCON 815 (Edn 14/15) & DEFSTAN 00-055 Part 1 Issue 4.</p> <p>In accordance with Section 2 of the Joint Modification Contracting Arrangement (JMCA), Document Number 700630373, dated 4th June 2020 the following Defence Conditions (DEFCONs) and Defence Standards (DEFSTANS) shall apply:</p> <p><u>Price</u></p> <p><input checked="" type="checkbox"/> DEFCON 127 (Edn 12/14) Price Fixing Condition for Contracts of Lesser Value</p> <p><input type="checkbox"/> DEFCON 605 (Edn 06/14) Financial Reports</p> <p><input type="checkbox"/> DEFCON 811 (Edn 12/14) Profit and Loss Sharing on Firm/Fixed Price Contracts</p> <p><input type="checkbox"/> DEFCON 653 (Edn 12/14) Pricing on Ascertained costs</p> <p><u>Transport</u></p> <p><input type="checkbox"/> DEFCON 621A (Edn 06/97) Transport (If The Authority Is Responsible For Transport)</p> <p><input type="checkbox"/> DEFCON 621B (Edn 10/04) Transport (If Contractor Is Responsible For Transport)</p> <p><u>Security</u></p> <p><input type="checkbox"/> DEFCON 659A (Edn 11/14) Security Measures</p> <p><u>Quality</u></p> <p><input type="checkbox"/> DEFCON 602A (Edn 12/06) Quality Assurance (with Quality Plan)</p> <p><u>Government Furnished Equipment</u></p> <p><input type="checkbox"/> DEFSTAN 05-99 Issue 3 – Managing Government Furnished Equipment in Industry</p> <p><u>Other</u></p> <p><input type="checkbox"/> DEFCON 697 (Edn 07/13) Contractor on Deployed Operations (CONDO)</p> <p><input type="checkbox"/> DEFCON 649 (Edn 07/99) Vesting</p> <p><input type="checkbox"/> DEFCON 661 (Edn 10/06) War Risk Indemnity</p> <p><u>DEFFORM</u></p> <p><input type="checkbox"/> DEFFORM 177 (Edn 03/80) Design Rights and Patents (Subcontractor Agreement)</p> <p><input type="checkbox"/> DEFFORM 315 (Edn 02/98) Contract Data Requirement</p> <p>In accordance with Section 3 of the Joint Modification Contracting Arrangement (JMCA), Document Number 700630373 Dated 24th May 2020 following Defence Conditions (DEFCONs) and Defence Standards (DEFSTANS) shall apply:</p> <p><input checked="" type="checkbox"/> No additional DEFCONs or DEFSTANs other than those specific within the Joint Modification Contracting Arrangement (JMCA) or Modification Contracting Form (MCF) shall apply</p>			
Specification/ Dependencies/ Deliverables MRD EH18627 Issue 1.03 dated 12th November 2020			
Consignee: DES Merlin-Ops-DepContractsMgr		Delivery / Completion Date: 20th Nov 2024	
Price: Item 1 - £199,491.00 ex VAT (LoL EH18627)		Category: Item 1 – Pegged/Firm	
Payment: On completion		Further Info: See Overleaf	
Attachments: Appendix1 DEFFORM 111 , Annex A Milestone Payment Plan (Not applicable LoL Payment) Page 1 of 4			
For Ministry of Defence: Name: J Moloney Signature: Electronically signed due to COVID Restrictions		For Leonardo MW Ltd: Name: Amanda Davey Signature:	

Further Information

Other Terms and Conditions:

Pricing

Item 1 - The use of pegged rates in this firm price has been priced using the following pegged labour rates for the calculation of the LMWL labour element:

- Redacted Pricing Information

The use of these pegged rates in this firm price is without prejudice or commitment to the agreement of the estimated 2019 and 2020 rates, the actual rates, future rates or to other pricing proposals. This pegged firm price shall be adjusted ("unpegged") only to fully reflect the agreed final 2019 and 2020 labour rates, such adjustment by the parties to be made within 4 weeks of the promulgation of each agreed rate.

The firm profit rate of Redacted used in calculating Item 1 has been agreed without prejudice and commitment to other price agreements

Payment

Milestone is due on contract award as the work has been completed and the hours are actuals.

Evidence of bookings on spreadsheet 1400xls Merlin Mk4/4a DAFCS LVL

Specification/ Dependencies/ Deliverables:

