

COMMERCIAL COMPLIANCE MATRIX

The Tenderer shall indicate their compliance or otherwise with the terms of the ITT and the Terms and Conditions of the Draft Contract by completing the Compliance Statement below. Any proposed changes and the reasons for them must be clearly stated when completing the Compliance Statement, which you are required to return as part of your tender response:

CONDITIONS, DEFCONS & SPECIAL CONDITIONS - The Authority SHALL consider any non-compliance of the conditions listed below as a Commercially Non-Compliant bid.

Condition **State "Yes "if Compliant**

A. GENERAL CONTRACT PROVISIONS	
A1. Interpretation	
A2. Amendments to Contract	
A3. Variations to Specification	
A4. Precedence	
A5. Severability	
A6. Assignment of Contract	
A7. Waiver	
A8. Third Party Rights	
A9. Governing Law	
A10. Entire Agreement	
A11. Disclosure of Information	
A12. Publicity and Communications with the Media	
A13. Protection of Personal Data	
A14. Transparency	
A15. Equality	
A16. Child Labour and Employment Law	
A17. Subcontracting	
A18. Change of Control of Contractor	
A19. Termination for Insolvency or Corrupt Gifts	
A20. Consequences of Termination	

A21. Dispute Resolution	
A22. Termination for Convenience	
A23. Contractor's Records	
A24. Duration of Contract	
A25. Contractor's Warranties	
B. THE CONTRACTOR DELIVERABLES	
B1. Supply of Contractor Deliverables and Quality Assurance	
B2. Environmental Requirements	
B3. Disruption	
C. PRICE	
C1. Contract Price	
D. INTELLECTUAL PROPERTY	
D1. Third Party Intellectual Property – Rights and Restrictions	
E. FACILITIES AND ASSETS	
E1. Access to Contractor's Premises	
F. DELIVERY	
F1. Authority's Remedies for Breach of Contract	
G. PAYMENT AND RECEIPTS	
G1. Payment	
G2. Value Added Tax	
G3. Debt Factoring	
H. CONTRACT ADMINISTRATION	
H1. Progress Monitoring, Meetings and Reports	
H2. Authority Representatives	
H3. Notices	
J – Project Specific DEFCONS	
DEFCON 76 (SC) (Edn 12/14) Government Establishments	Contractor's Personnel at
DEFCON 117 (SC) (Edn 09/15) Codification Purposes	Supply of Information for NATO
DEFCON 595 (Edn 02/16) Equipment Data	General Purpose Automatic Test
DEFCON 611 (SC) (Edn 12/14)	Issued Property

DEFCON 620 (Edn 06/14)	Contract Change Control Procedures	
K – Special Conditions		
Certificate of Conformity		
Marking of contractor deliverables		
Supply of Hazardous Materials or Substances in Contractor Deliverables		
Delivery/Collection		
Acceptance		
Packaging and Labelling (excluding Contractor Deliverables containing munitions)		
Key Performance Indicators		
Diversion Orders		
Copyright		
Surge		
Disposal of Redundant Parts and Materials		
Timber and Wood-Derived Products		
Rejection		
Delivery/Collection		
Self to Self Delivery		
Acceptance		
Packaging and Labelling (Excluding Contractor Deliverables Containing Munitions)		
Overseas Expenditure		
Import Licence		
Export Licence		
Key Performance Indicators and Performance Management		
Diversion Orders		
Copyright		
Disposal of Redundant Parts, Materials Etc		
L - Processes		

Scope of Contract	
Authority to Work	
Quality/Specification	
Duration	
Responsibility of the Contractor	
Pricing	
Open Book Accounting	
Notification of Discontinuation of Products	
Security of MoD Property	
Deficiencies and Damage In Articles Issued for Repair	
Contractor Deliverables Considered Beyond Economical Repair (BER)	
Warranty	
Turnaround Time	
Remedies In The Event of Failure To Meet Turnaround Time	
Delivery Instructions	
Non-Conforming Deliveries	
Payment and Invoicing Procedure	
Surge	
Schedules	
Schedule 1 Definitions of Contract	
Schedule 2 Schedule of Requirements for Services	
Schedule 3 Contract Data Sheet	
Schedule 4 Addresses and Other Information	
Schedule 5 Contract Change Process	
Schedule 6 Specification (Statement of Requirements)	
Schedule 7 Contractors Commercially Sensitive Information	
Schedule 8 Purchase Order	
Schedule 9 Discrepancy Report	

Schedule 10 Strip and Survey Report	
Schedule 11 Task Data Sheet	
Schedule 12 On-Site Maintenance Form	
Schedule 13 Beyond Economical Repair (BER)	
Schedule 14 Contract Status Report	
Schedule 15 Firm Pricing	
Schedule 16 Export Licence	
Schedule 17 Acceptance Procedures	
Schedule 18 Hazardous Articles, Materials or Substances Supplied under the Contract	
Schedule 19 Timber and Wood Derived Products	

CONDITIONS - The Authority MAY consider any non-compliance of the conditions listed below as a Commercially Non-Compliant bid. Please add comments if non-compliant

L15. Key Performance Indicators	
L3. Quality/ Specification	
L7. Open Book Accounting	

DEFFORMS and Documents

Tick to indicate completion/inclusion

DEFFORM 47	
DEFFORM 28 - Appendix 2 to DEFFORM 47 – Tender Return Label	
Statement Of Good Standing (SOGS)	
DEFFORM 539A (Edn 08/13) (Schedule 7) - Tenderer's Commercially Sensitive Information Form	
This Commercial Compliance Matrix	