AMENDMENT NO. 1/2020

CHAPTER 3  LAND MATTER

APPENDICES

(a) Appendix 3.16A
Replace “COLO(T)4, Unit 4” with “COLO(T)3, Unit 3” in paragraph 3(f) and the copy addressee of the sample memo.

CHAPTER 5  CONTRACT TRANSPORT

PARAGRAPH 9  SPECIAL TOPICS

(b) Para. 9.6

PARAGRAPH 12  REFERENCES

(c) Delete the following reference:


(d) Add the following reference:

Report No. 43 of the Director of Audit dated 23.10.2004, Part 3 of Chapter 7
https://www.aud.gov.hk/eng/pubpr_arpt/rpt_43.htm
CHAPTER 6  TENDER PROCEDURE

PARAGRAPH 1  ABBREVIATION

(e) Para. I. 02  Replace the abbreviation “COLO(Unit 4)” with “COLO(Unit 3)” and the term “Chief Official Language Officer (Translation Unit 4)” with “Chief Official Language Officer (Translation Unit 3)”.

PARAGRAPH 4  TENDERING

(f) Para. 4.1.2  Replace “COLO(Unit 4)” with “COLO(Unit 3)” in the second paragraph of item (b).

PARAGRAPH 5  ACTION DURING TENDER PERIOD

(g) Para. 5.7  Replace “COLO/Unit 4” with “COLO/Unit 3” in the eighth paragraph.

PARAGRAPH 7  ACCEPTANCE OF TENDER

(h) Para. 7.3  Replace item (h) of the first paragraph with the following:

Granting of in-principle consent of contract assignment, if applicable (the provision shall be read in conjunction with SDEV’s memo ref. (0348H-01) in DEVB(W) 510/33/02 dated 3.1.2020 available at Works Group Intranet Portal and Section 21.3 of PAH Chapter 7).

Re-number item (h) as item (i).

(i) Para. 7.4.1  Replace “Immediately” with “Within three working days” in the first paragraph.

PARAGRAPH 12  REFERENCES

(j) Add the following references:

SDEV’s memo ref. (0348H-01) in DEVB(W) 510/33/02 dated 3.1.2020  Interim Relief Measure to Assist the Construction Industry – Streamlining the Approval Process of Contract Assignment

SDEV’s memo ref. () in DEVB(PS) 108/30 dated 3.1.2020  Notification Letter to Unsuccessful Tenderers
APPENDICES

(k) Appendix 6.2  
Replace “Late tenders will not be accepted.” with “Tenders must be deposited in the tender box as specified in this tender notice (“Specified Tender Box”) before the tender closing time. Late tenders and tenders not deposited in the Specified Tender Box will not be accepted.” in “Submission of *Tenders/prequalification Applications”.

Replace “逾期遞交的投標書概不受理。” with “投標者必須在截標時間前把投標書放入本招標公告中指定的投標箱(「指定投標箱」)內。逾期遞交或未有放入指定投標箱的投標書，概不受理。” in “遞交*投標書/投標資格預審申請書”.

(l) Appendix 6.3  
Replace “COLO/Unit 4” with “COLO/Unit 3” of the addressee.

(m) Appendix 6.12  
Replace “COLO/Unit 4” with “COLO/Unit 3” of the addressee.

(n) Appendix 6.17  
Add the following paragraph before the last paragraph:

With reference to Clause 3 of the General Conditions of Contract, in-principle consent is hereby granted for the assignment of the Contract to a licensed bank in Hong Kong subject to formal execution of the deed of assignment in the standard form as shown in Appendix 7.48 of the Project Administration Handbook for Civil Engineering Works (2018 Edition). If the aforesaid standard form of the deed is not used in its entirety, separate approval of the form should be sought from the Employer. Please draw the attention of the prospective assignee that this consent is given on the basis that no reliance has been placed on any information from the Employer nor have any representations or warranties been given by the Employer on the Contractor’s financial status. For the avoidance of doubt, you are not required to submit a separate application to the Employer unless otherwise requested by the Employer. Notwithstanding the aforesaid, the Employer reserves all rights and powers including but not limited to the powers to revise or revoke the in-principle consent, require submissions of further justifications and information, and/or refuse any amendment to the standard form of the deed.
Add the following remark # after remark +:

# This paragraph should normally be included in the Letter of Acceptance to be issued during the period 1 February 2020 - 31 July 2021, both dates inclusive. Under exceptional circumstances and in order to safeguard Government’s interests, relevant Head of Department may exercise his discretion to delete this paragraph. Please also see Section 21.3 of PAH Chapter 7 and SDEV’s memo ref. (0348H-01) in DEVB(W) 510/33/02 dated 3.1.2020.

(o) Appendix 6.18

Add “, and the contract has been awarded to …………” after “tender has not been accepted” in the first paragraph.

CHAPTER 7

CONTRACT MANAGEMENT

PARAGRAPH 21

MISCELLANEOUS

(p) Para. 21.3

Add “see Note 1” after “should normally be approved” in the second paragraph.

Add the following paragraph after “departments shall seek advice from LAD(W), DEVB.”:

[Note 1: As an interim measure to streamline the process, in-principle consent is granted, if applicable, for the assignment of the Contract upon issuance of the Letter of Acceptance. Also see PAH Appendix 6.17 and SDEV’s memo ref. (0348H-01) in DEVB(W) 510/33/02 dated 3.1.2020 available at Works Group Intranet Portal for details.]

(q) Para. 21.22

Add “If the proposed concrete mix is for non-structural concrete or its concrete grade is Grade 20 or below, request for assignment of MIX ID will not be required and no MIX ID will be assigned by PWCL.” after “use of the proposed mix.” in the third paragraph under “Central Concrete Mix Database”.

Replace “To ensure the continued quality of aggregates for use in structural concrete in the public works projects, the Public Works Laboratories may also request the Engineer to collect and deliver additional samples to the Employer’s Laboratories for testing. In case any non-compliance with GS is observed or suspected, the Engineer shall follow up with the Contractor.” with “For
the continued quality monitoring of aggregates for use in ready-mixed concrete in the public works projects, the Public Works Laboratories may also request the Engineer to arrange taking and delivering additional samples as stated above to the Employer’s Laboratories for testing. Normally, the frequency of additional aggregate sampling is once in every three months for each quarry. The results will be provided to works departments for information.” in the last paragraph under “Quality Control of Aggregates for Structural Concrete”.

Quality Management & Standards Unit
Civil Engineering and Development Department
14 February 2020