

Mr Peter Kerian
Decmil Southern Pty Ltd (ABN 71 005 412 466)
PO Box 2136
KEW VIC 3146

Procurement Services
60 Denmark Street
Kew Victoria 3101

Contact: Rodney J. French
Telephone: (03) 9854 1953

LETTER OF AWARD – REQUEST FOR TENDER FOR CONTRACT NO. 9458

Dear Mr Kerian

Thank you for signing and returning the letter titled 'Final Tender Confirmation - Request for Tender for Contract No.9458' dated 9 November 2017 with your acceptance of the Final Tender Confirmation dated 16 November 2017 (**Final Tender Confirmation Letter**).

On 28 November 2017, VicRoads and Cut & Fill Pty Ltd (ABN 71 005 412 466) (now Decmil Southern Pty Ltd (ABN 71 005 412 466)) (**Tenderer**) entered into the early works agreement titled 'Plenty Road Upgrade Contract No.9458 Design and Construction of the Plenty Road Upgrade between McKimmies Road and Bush Boulevard, Mill Park' (**Early Works Agreement**).

On 2 February 2018, the Tenderer provided VicRoads with a notice in writing of its agreement to adjust its Final Tender (as defined in the Final Tender Confirmation Letter) as follows:

1. the Date for Practical Completion of the "whole of the Works" is amended to be 26 February 2019; and
2. the Date for Practical Completion of Separable Portion 1 is amended to be 31 July 2018,

(**Revised Tender**).

VicRoads hereby accepts your Revised Tender. VicRoads' acceptance of your Revised Tender forms a contract between VicRoads and the Tenderer on and from the date of this letter, the terms of which are comprised by the contract documents referenced in Schedule 1 of the Final Tender Confirmation Letter, including this Letter of Award (**Contract**).

The date of this letter will be the "Date of Acceptance of Tender" for the purposes of the Contract.

In relation to its subject matter, the Contract embodies the entire understanding of the parties and constitutes the entire terms agreed by the parties, and supersedes any prior agreement of the parties.

Two copies of the Formal Instrument of Agreement and the other documents evidencing the Contract will be forwarded to you shortly for execution for the parties' records. For contract administration purposes, the Annexure to the Contract will be amended to reflect the amendments to the Dates for Practical Completion detailed above. Under the General Conditions of Contract, you are required to return these documents, duly executed, to VicRoads, Procurement Services, Ground Floor, 60 Denmark Street, Kew, Vic 3101 within 10 business days of receipt of the documents.

The security required by clause 5.2 of the Contract is to be lodged at Procurement Services, Ground Floor, 60 Denmark Street, Kew, Vic 3101 within the time required under clause 5.4 of the Contract.

Your attention is drawn to Clause 22 of the General Conditions of Contract relating to the inspection and provision of insurance policies. It will be necessary for you to produce to the Superintendent prior to commencing work evidence that all insurances required to be effected by the Contractor under the Contract have been effected in accordance with the requirement of the Contract.

Please do not hesitate to contact the person named at the top of this letter if you have any questions about this letter. VicRoads looks forward to working with you on this project.

Yours sincerely



CHRIS MCNALLY
DIRECTOR PROCUREMENT SERVICES
21212018