

BMD Constructions Pty Ltd (ABN 59 010 126 100)

24 - 30 Camberwell Road HAWTHORN EAST VIC 3123

Attention: Mr Rob Trebilco

Contact: Felicity Roberts
Telephone: (03) 9854 2406
Reference: 11201369**LETTER OF AWARD – REQUEST FOR TENDER FOR CONTRACT NO. 9441 (RFT)**

Dear Mr Trebilco

Thank you for signing and returning the letter titled 'Final Tender Confirmation - Request for Tender for Contract No.9441' dated 26 September 2017 with your acceptance of the Final Tender Confirmation dated 28 September 2017 (Final Tender Confirmation Letter).

VicRoads hereby accepts your Final Tender (as defined in the Final Tender Confirmation Letter). VicRoads' acceptance of your Final Tender forms a contract between VicRoads and BMD Constructions Pty Ltd ABN 59 010 126 100 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 (Contract).

The Contract is awarded on the basis of the tendered Contract Sum of \$65,685,389.40 (excluding GST) (Schedule 1B) plus \$474,398.40 (excluding GST) (Schedule 1E), plus accepted Optional Items 3 and 4 (Schedule 3B). To reflect this, the lump sum component of the Contract Sum set out in Schedule 1B will be adjusted as follows:

- in respect of the Maintenance of Landscaping Works, [REDACTED] (excluding GST) is added;
- in respect of Optional Item 3, [REDACTED] (excluding GST) is added; and
- in respect of Optional Item 4, [REDACTED] (excluding GST) is added.

The total Contract Sum is therefore \$70,260,677.71 (excluding GST).

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.

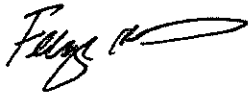
Two copies of the Formal Instrument of Agreement and the other documents evidencing the Contract will be forwarded to you shortly for execution for the parties' records. Under the General Conditions of Contract, you are required to return these documents, duly executed, to VicRoads, Procurement Services, 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

A handwritten signature in black ink, appearing to read 'Felicity Roberts', with a long horizontal flourish extending to the right.

**FELICITY ROBERTS
ACTING DIRECTOR PROCUREMENT SERVICES**

5 / 10 / 2017