

香港特別行政區政府

The Government of the Hong Kong Special Administrative Region

政府總部
發展局
工務科



Works Branch
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Development Bureau
Technical Circular (Works) No. 2/2017

Practice Notes for New Engineering Contract (NEC)
- Term Service Contract (TSC)
for Public Works Projects in Hong Kong

Scope

This Circular promulgates the Practice Notes for New Engineering Contract (NEC) – Term Service Contract (TSC) for public works projects in Hong Kong (the “Practice Notes”).

Effective Date

2. This Circular applies to all tenders for term contracts selected for adopting the NEC TSC form which exceed the Quotation Limit set out in section 220 of the Stores and Procurement Regulations (SPR 220), to be invited on or after **1 October 2017** (the “NEC TSC contracts”).

Effect on Existing Circulars and Circular Memoranda

3. To suit the NEC TSC form, updating of certain tender and contract provisions has been made to the existing set of General Conditions of Tender, Special Conditions of Tender, Notes to Tenderers and Special Conditions of Contract for the General Conditions of Contract (GCC) form promulgated under various technical circulars and circular memoranda issued by this Bureau. Such updating has been made to the extent that is relevant to the NEC TSC contracts.

Practice Notes for NEC - TSC

4. The Practice Notes contain, among other things, the following elements:
- supplementary procedures for procurement, administration and management of the NEC TSC contracts;
 - library of standard amendments to NEC TSC standard documents;
 - library of standard *additional conditions of contract*;
 - library of standard General Conditions of Tender with correction rules for tender errors;
 - library of standard Special Conditions of Tender;
 - library of standard Notes to Tenderers; and
 - specimens of other tender and contract provisions, including Contract Data Part one and Part two, Grand Summary of the Schedule of Percentages, General Particulars and Preambles to Specifications for the Service Information, Form of Tender and Articles of Agreement.
5. The Practice Notes are posted on the DEVB's website under the heading "Standard Contract Documents" in the "Publications" section, and will be updated from time to time when new technical circulars are promulgated or the existing works policies are fine-tuned which may affect the contents of the Practice Notes.
6. Unless otherwise specified in the Practice Notes, prior approval of the DEVB shall be obtained for any deviation from the Practice Notes to suit the specific needs of individual contracts.

Enquiries

7. Enquiries on this Circular should be addressed to Chief Assistant Secretary (Works)⁷ of this Bureau.

(C K HON)
Permanent Secretary for Development (Works)