

NEC Term Service Contract (TSC) 18 October 2022

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Questions Asked	Questions Answered
What is the contractual implication if contractor don't provide key persons under CD2?	Good question. Note that under clause 22 the Contractor has a process to ask nicely to get the Service Manager to accept a proposed replacement. There is no direct remedy ie penalty on the Contractor for non-compliance - other than that they will be in breach of contract.
Any guidance for Consultant who is working on TSC with public body when Client and Contractor are both not following NEC4 TSC contract and public money is being spent	Good question!!! All you can do is get in writing your concerns at their non-compliance with the contracts and tell them it may all end in tears! (Dispute!)
For Option E the scope is not defined so we say the service is outside the scope?	No. The Contractor still has to DO what it says in the Scope. But if the contract is reimbursable the Scope MAY not be and does not NEED to be so well defined. But the Contractor still should only be doing what it says in the Scope.