

## **1.0 GENERAL**

### **1.1 SUMMARY OF PROCESS**

- .1 A Contract acceptance process will be used to facilitate the Minister's acceptance of the Work. The process can be summarized as follows:
  - .1 Substantial Performance of the Work:
    - .1 Fulfilment of prerequisites to Substantial Performance.
    - .2 Inspection for Substantial Performance.
    - .3 Issuance of a Certificate of Substantial Performance of the Work.
  - .2 Total Performance of the Work:
    - .1 Fulfilment of prerequisites to Total Performance.
    - .2 Inspection for Total Performance.
    - .3 Issuance of a Certificate of Total Performance of the Work.
  - .3 Warranty Performance of the Work:
    - .1 Fulfilment of prerequisites to Warranty Performance.
    - .2 Inspection for Warranty Performance.
    - .3 Issuance of Certificate of Warranty Performance of the Work.

### **1.2 SUBSTANTIAL PERFORMANCE OF PART OF THE PERMANENT WORK**

- .1 When utilization of part of the Permanent Work is required and Substantial Performance of part of the Permanent Work is a condition of such utilization, the applicable requirements specified in this section will apply to the part of the Permanent Work to be utilized.

### **1.3 PREREQUISITES TO SUBSTANTIAL PERFORMANCE**

- .1 Prior to requesting the Minister's inspection for Substantial Performance carry out the following:
  - .1 Perform [Commissioning] [Initial Commissioning].
  - .2 Obtain and submit evidence of compliance with Regulatory Requirements, including:
    - .1 [ ]
    - .2 [ ]
  - .3 Remove from the Site temporary facilities along with construction tools, equipment, mock-ups, and similar items.

- .4 Complete final clean-up.
- .5 Submit Contract Record Documents.
- .6 Submit Operation and Maintenance Data.
- .7 Submit product warranties and extended warranties when specified in the Contract Documents.
- .8 Provide spare parts and maintenance products.
- .9 Make final change-over of locks and transmit keys to the Minister.
- .10 Complete installation of architectural finish items, including all mechanical and electrical covers and trims.
- .11 Correct all Contract Deficiencies that may affect operation of the facility.
- .12 Complete the Work and have it ready for the purpose intended [except for the parts of the Permanent Work specified in clause [1.3] [1.4] of Section 01110 – Summary of Work].
- .13 Review the Contract Documents and inspect the Work to confirm that prerequisites to Substantial Performance have been fulfilled and that the Work is ready for inspection for Substantial Performance.

#### **1.4 INSPECTION FOR SUBSTANTIAL PERFORMANCE**

- .1 Submit a written request to the Minister for inspection for Substantial Performance, certifying that prerequisites have been fulfilled and specifying known exceptions in the form of a list of items to be completed, corrected, or submitted.
- .2 The Minister will, within a reasonable time after receipt of the Contractor's request:
  - .1 proceed with the inspection; or
  - .2 advise the Contractor that prerequisites are not adequately fulfilled.
- .3 Results of the Minister's inspection for Substantial Performance will form the Substantial Performance Contract Deficiency List (SPC Deficiency List).

#### **1.5 SUBSTANTIAL PERFORMANCE OF THE WORK**

- .1 Following the inspection, the Minister will:
  - .1 issue a Certificate of Substantial Performance of the Work stating the effective date of Substantial Performance, with a copy of the SPC Deficiency List attached (A form of a Certificate of Substantial Performance is appended to this section); or
  - .2 advise the Contractor that prerequisites to Substantial Performance are not fulfilled and repeat the inspection for Substantial Performance as necessary.
- .2 Upon issuance of a Certificate of Substantial Performance of the Work, the Minister will assume responsibility for care, custody, and control of the Work, including responsibility for the following:

- .1 [Canal and structure] [Facility] operation, including all systems and equipment.
- .2 Maintenance.
- .3 Security.
- .4 Property insurance.
- .5 Utility costs.
- .6 [ ].

## **1.6 PREREQUISITES TO TOTAL PERFORMANCE**

- .1 Prior to requesting the Minister's inspection for Total Performance carry out the following:
  - .1 Perform the entire Work, including the correction of all Contract Deficiencies, except those items arising from the warranty provisions of the Contract Documents.
  - .2 Review the Contract Documents and inspect the Work to confirm that prerequisites to Total Performance have been met and that the Work is ready for inspection for Total Performance.

## **1.7 INSPECTION FOR TOTAL PERFORMANCE**

- .1 Submit a written request to the Minister for inspection for Total Performance, including a copy of the Minister's most recent SPC Deficiency List, and certify that each Contract Deficiency has been corrected or otherwise resolved in a manner agreed to between the Minister and the Contractor. List known exceptions, if any, in the request.
- .2 The Minister will, within a reasonable time after receipt of the Contractor's request:
  - .1 proceed with the inspection; or
  - .2 advise the Contractor that prerequisites are not adequately fulfilled.

## **1.8 TOTAL PERFORMANCE OF THE WORK**

- .1 Following the inspection, the Minister will:
  - .1 issue a Certificate of Total Performance of the Work, stating the effective date of Total Performance (A form of a Certificate of Total Performance is appended to this section); or
  - .2 advise the Contractor of Contract Deficiencies that must be corrected prior to issuance of a Certificate of Total Performance of the Work.

## **1.9 PREREQUISITES TO WARRANTY PERFORMANCE**

- .1 The prerequisites to Warranty Performance are:
  - .1 Total Performance of the Work;
  - .2 expiry of the warranty period; and

- .3 correction of items arising from the warranty period required by the Contract Documents.

**1.10 INSPECTION FOR WARRANTY PERFORMANCE**

- .1 Just prior to the end of the warranty period, the Minister will conduct an inspection for Warranty Performance.

**1.11 WARRANTY PERFORMANCE OF THE WORK**

- .1 Following the inspection, the Minister will:
  - .1 issue a Certificate of Warranty Performance of the Work (A form of a Certificate of Warranty is appended to this section); or
  - .2 advise the Contractor of items that must be corrected prior to issuance of the Certificate of Warranty Performance of the Work.

**2.0 PRODUCTS – NOT USED**

**3.0 EXECUTION – NOT USED**

**END OF SECTION**