

# **Update Summary**

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**UPDATE 142** 

**SEPTEMBER 2024** 

# BUILDING AND CONSTRUCTION CONTRACTS IN AUSTRALIA

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Material Code 42724999 Print Post Approved PP255003/00378

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#### UPDATED COMMENTARY

Highlights include the following.

#### Contracts

- New annotation on Contracts under seal see [1.13]
- New cases on Compromise of existing claim see [1.200]
- New commentary on Warranty of fitness for purpose see [1.490]
- New commentary on remedies to a person who suffers loss by reason of a contravention see [1.660]
- New commentary on Acceptance of repudiation see [1.780]

#### **Tenders**

- New and updated commentary on Liability for information provided or not see [2.300]
- New and updated commentary on powers and duties of the superintendent see [7.500]

## Indemnities and insurances

- New commentary on insurance clauses in construction contracts see [6.10]
- New commentary on Waiver of subrogation see [6.14]

#### Variations

- New commentary on the effect of an express power see [8.85]
- New and updated commentary on Waiver and estoppel see [8.190]

# Time

• New commentary on extension of time for practical completion – see [9.295]

## Security of Payment

- New and updated commentary on Payment schedules see [SOPA.VIC.15.10]
- New commentary on Adjudication applications see [SOPA.VIC.18.20]
- New and updated commentary on Adjudication procedures see [SOPA.VIC.22.20]
- New commentary on payment claim see [BIFA.QLD.68.20]
  New commentary on adjudicator's decision see [BIFA.QLD.88.10]