P58A – NOTICE OF FAILURE TO COMPLY WITH REQUIREMENTS FOR ACCESS TO OR POSSESSION OF SITE

(Subclause 24.1)

DATE: [INSERT DATE OF NOTICE]

TO CONTRACTOR: [INSERT CONTRACTOR NAME]

PROJECT NAME: [INSERT PROJECT/CONTRACT NAME]

CONTRACT No.: [INSERT CONTRACT NUMBER]

The Contractor is notified that the Purchaser is withholding site [INSERT EITHER 'ACCESS' OR 'POSSESSION'] because the Contractor has failed to provide the following information and/or documentation required by subclause 24.1 of the Contract:

|  |
| --- |
| [PROVIDE FULL PARTICULARS OF ALL INFORMATION AND DOCUMENTS NOT PROVIDED, OR IF THEY WERE PROVIDED BUT WERE NOT SATISFACTORY, REASONS WHY THEY WERE UNSATISFACTORY] |

The Purchaser will not grant possession of the site to the Contractor until the above information and/or documentation has been provided to the Purchaser.

|  |  |
| --- | --- |
| Signed by the Purchaser: |  |
|  |  |
| Signature |  |
|  |  |
| Name |  |
|  |  |
| Date |  |

|  |  |
| --- | --- |
| [REMOVE BEFORE SENDING] Notes: | |
| a) | Subclause 24.1 requires the Contractor to satisfy certain requirements before it is entitled to possession of the site. Additional requirements may be stated elsewhere in the Contract. |
| b) | The Purchaser must give this notice if it intends on withholding possession, otherwise it may be in breach of the Contract. See clause 39. |
| c) | As to service of this Form P58A, refer to clause 7. |