

The Contract also requires the Contractor to return the assets at the end of the Contract period in the same conditions minus normal wear and tear as they are described in above mentioned acceptance procedure.

7.3.2 Asset Hand-Over

Physical and financial responsibility for the services remains with the DMAT for the first 30 days after the asset inspection and familiarization period has commenced. If the DMAT, the Contractor and the Consultant unanimously agree that a full transfer of responsibility from the DMAT to the Contractor is feasible, practical and appropriate then the Hand-over of responsibility shall be effective from 31st day after commencement on asset inspection.

If, for any reason whatsoever, the DMAT and the Consultant do not agree that the transfer is feasible, practical and appropriate on the 31st day after the asset inspection period begins, then the Hand-over shall be postponed in 7 day increments until such agreement is reached. At the end of 60 days after the commencement of the asset inspection period begins, the Hand-over shall be deemed complete with or without unanimous agreement.

- a) During the site Handover Period, conduct an equipment survey of all the outfalls and pumping stations in the presence of representatives from the Consultant and the DMAT.
- b) Prepare and produce a detailed report of all equipment and their condition.
- c) Agree with the DMAT / Consultant the condition of all equipment being taken over.
- d) Prepare a detailed list of work required for all equipment which needs refurbishment/ replacement.
- e) Prepare a detailed schedule of all routine operational work, and agree with the DMAT / Consultant the scheduling.

7.3.3 Hand-Over of New Assets at Existing Sites or New Sites

The DMAT may add new assets to the systems from time to time. Liability for the facilities under construction belongs to the construction contractor. After the construction of the facilities is substantially and satisfactorily complete, the DMAT will, in consultation with the Construction Engineer, issue a Partial Acceptance Certificate (PAC). Prior to issuance of the PAC, the DMAT / Consultant, the Contractor, the Construction Engineer and the construction contractor will conduct and witness validation tests for every single equipment item, process and system in the facility. If these validation tests prove that the facility is substantially and satisfactorily complete and functional, and that only minor defects or malfunctions remain, the DMAT may at its discretion issue the PAC.

The Contractor can be present during the validation tests. During such inspection, testing, validation and acceptance procedures the Contractor is required to provide written documentation of all notes, observations and concerns about the asset being tested or validated. The DMAT may add all or some of the Contractor's notes, observations and procedures to the acceptance snag list. The DMAT'S Representative shall notify both the DMAT and the Contractor as to his recommendations vis a vis the DMAT'S and Contractor's respective contributions to the snag list.

In case the Contractor fails to participate in inspection, testing, validation and acceptance procedures deemed necessary by the DMAT/Engineer then it shall be