

[REDACTED]

From: Ali Mahmoud [REDACTED]
Sent: Friday, 14 September 2018 11:07 PM
To: Security of Payment 2018
Cc: [REDACTED]
Subject: FEEDBACK - Government's REFORMS OF SOP

Hi

The Act should stipulate that payment of retentions from contractors to subcontractors is due and payable on dates triggered by completion of works under subcontract by the subcontractor.

Not by the dates of the works completed by the contractor to the principle.

Otherwise the subcontractor is awaiting for the contractor to be paid their retention before the subcontractor receives payment of retention they may have completed a significant time prior to the contractor achieving practical completion.

Also – this would otherwise constitute a pay when paid clause which the Act currently forbids, but contractors are tying a subcontractors retention payment into their own regardless of the relationship between works under subcontract completion and the contractor actually achieving practical completion.

Ali H