

CONTRACT No: \_\_\_\_\_

## SERVICE CONTRACT – CONSTRUCTION / MAINTENANCE

(For work not exceeding \$50,000.00)

CONTRACTOR: _____ (Legal Company Name)	CONTACT PERSON: _____
ADDRESS: _____ : _____	Fax/E-mail: _____
DEPARTMENT/DIVISION CONTACT PERSON NAME: _____ : _____	Fax/E-mail: _____

Description of Work/Services to be provided:

The Work is considered to be \_\_\_\_\_ (low or high) hazard work as defined by the Occupational Health and Safety Regulations.

Lump Sum / Upset Fee: \$ \_\_\_\_\_ (not to exceed \$50,000.00)

LENGTH OF CONTRACT: From: \_\_\_\_\_ to \_\_\_\_\_ (not to exceed 1 year)

WCB ACCOUNT No: \_\_\_\_\_ (Mandatory)

CERTIFICATE OF RECOGNITION (COR) No.: \_\_\_\_\_ (Mandatory for high hazard work)

Expiry Date: \_\_\_\_\_

**PAYMENT TERMS:** "This is to certify that the services ordered/purchased hereby are being purchased by Alberta Transportation, which is part of the Alberta Crown or is listed as a tax free Alberta Government agency, and are therefore not subject to the Goods and Services Tax."

### CONDITIONS AND SPECIAL PROVISIONS:

1. The Minister agrees to pay the Contractor for providing the services at the quoted lump sum or at the quoted rates up to the upset fee upon submission of an appropriate invoice and subject always to the approval of the Minister.
2. The Contractor shall indemnify and hold harmless the Minister, its employees and agents from any and all third party claims, demands, actions or costs (including legal costs on a solicitor-client basis) for which the Contractor is legally responsible, including those arising out of negligence or willful acts by the Contractor, or the Contractor's employees or agents.  
The Minister shall indemnify and hold harmless the Contractor, its employees and agents from any and all third party claims, demands, actions or costs (including legal costs on a solicitor-client basis) for which the Minister is legally responsible, including those arising out of negligence or willful acts by the Minister or the Minister's employees or agents.  
This hold harmless provision shall survive this Contract.
3. The Minister shall not be liable nor responsible for any bodily or personal injury or property damage of an nature whatsoever that may be suffered or sustained by the Contractor, his employees or agents in the performance of this Contract.
4. The Contractor shall, at his own expense and without limiting his liabilities herein, insure his operations under a contract of General Liability Insurance, in accordance with the Alberta Insurance Act, in an amount not less than \$2,000,000.00 inclusive per occurrence, insuring against bodily injury, personal injury and property damage including loss of use thereof. Such insurance shall include blanket contractual liability.
5. The Contractor agrees to provide skilled, well trained and experienced employees.
6. The Contractor shall possess a Certificate of Recognition (COR) which is relevant to their industry and which is recognized by Alberta Human Resources and Employment, Workplace Health and Safety. The small employers' certificate of recognition (for employers with less than ten employees) is not considered acceptable.

# The Building Professionals Guide To Contract Documents

**Kathleen Armour**



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## **Table of Contents The Building Professionals Guide To Contract Documents**

1. Understanding the eBook The Building Professionals Guide To Contract Documents
  - The Rise of Digital Reading The Building Professionals Guide To Contract Documents
  - Advantages of eBooks Over Traditional Books
2. Identifying The Building Professionals Guide To Contract Documents
  - Exploring Different Genres
  - Considering Fiction vs. Non-Fiction
  - Determining Your Reading Goals
3. Choosing the Right eBook Platform
  - Popular eBook Platforms
  - Features to Look for in an The Building Professionals Guide To Contract Documents
  - User-Friendly Interface
4. Exploring eBook Recommendations from The Building Professionals Guide To Contract Documents
  - Personalized Recommendations
  - The Building Professionals Guide To Contract Documents User Reviews and Ratings
  - The Building Professionals Guide To Contract Documents and Bestseller Lists

5. Accessing The Building Professionals Guide To Contract Documents Free and Paid eBooks
  - The Building Professionals Guide To Contract Documents Public Domain eBooks
  - The Building Professionals Guide To Contract Documents eBook Subscription Services
  - The Building Professionals Guide To Contract Documents Budget-Friendly Options
6. Navigating The Building Professionals Guide To Contract Documents eBook Formats
  - ePub, PDF, MOBI, and More
  - The Building Professionals Guide To Contract Documents Compatibility with Devices
  - The Building Professionals Guide To Contract Documents Enhanced eBook Features
7. Enhancing Your Reading Experience
  - Adjustable Fonts and Text Sizes of The Building Professionals Guide To Contract Documents
  - Highlighting and Note-Taking The Building Professionals Guide To Contract Documents
  - Interactive Elements The Building Professionals Guide To Contract Documents
8. Staying Engaged with The Building Professionals Guide To Contract Documents
  - Joining Online Reading Communities
  - Participating in Virtual Book Clubs
  - Following Authors and Publishers The Building Professionals Guide To Contract Documents
9. Balancing eBooks and Physical Books The Building Professionals Guide To Contract Documents
  - Benefits of a Digital Library
  - Creating a Diverse Reading Collection The Building Professionals Guide To Contract Documents
10. Overcoming Reading Challenges
  - Dealing with Digital Eye Strain
  - Minimizing Distractions
  - Managing Screen Time
11. Cultivating a Reading Routine The Building Professionals Guide To Contract Documents
  - Setting Reading Goals The Building Professionals Guide To Contract Documents
  - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of The Building Professionals Guide To Contract Documents
  - Fact-Checking eBook Content of The Building Professionals Guide To Contract Documents
  - Distinguishing Credible Sources
13. Promoting Lifelong Learning

- Utilizing eBooks for Skill Development
  - Exploring Educational eBooks
14. Embracing eBook Trends
- Integration of Multimedia Elements
  - Interactive and Gamified eBooks

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