

# COMPILATION OF PPP TERMS AND CONDITIONS OF CONTRACT

## PUBLIC SECTOR VERSION

### CLAUSE 62: WHOLE AGREEMENT

#### DBFOM CONTRACT

#### CONCESSION CONTRACT

#### DBFM CONTRACT

#### DBF CONTRACT

#### OMF CONTRACT

## INTRODUCTION

The purpose of a contract is to provide an all-inclusive record of the parties' rights and obligations. This is a standard provision which ensures that no other discussions between the parties, be they written or oral, will be included in the contract.

## CORE CONTRACT DRAFTING

### 62. WHOLE AGREEMENT

This Agreement, the Custody Agreement, the Performance Guarantee, the Credit Providers' Direct Agreement, the Principal Sub-Contractor's Direct Agreements and the Letter of Undertaking constitute the whole agreement and understanding of the parties as to the subject matter hereof and there are no prior or contemporaneous agreements between the parties with respect thereto. No party has relied on any representation except as expressly set out in this Agreement.

## CROSS REFERENCES

This clause is referred to in the following clause of the Compendium:

- Clause 3 (Effectiveness of this Agreement)

There are no references to this clause in the Risk Matrix.