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| **Section Cover Page** |
| **Section 00 73 08**  **Supplementary Conditions**  **2016-06-24 (Insurance – Contractor’s Care, Custody and Control)** |

Use this Section only for Infrastructure Projects where the Contractor will have care, custody and control of the entire facility or a significant portion of the facility. Please contact Risk Management and Insurance (RMI) division of Treasury Board and Finance if in doubt as to whether this section applies to a specific project.

This coverage is required due to common exclusions found in Contractor’s liability policies. We need to ensure that the existing building is covered under the Contractor’s “Course of Construction and Boiler and Machinery / Equipment Breakdown Insurance” policies identified in this Supplementary Conditions.

This Section only applies to Infrastructure Projects and does not apply to School or Hospital Projects.

These Supplementary Conditions revise the insurance conditions contained in:

Section 00 73 16.05 ‑ Insurance Conditions – Infrastructure Projects 0.25M to 10M

OR

Section 00 73 16.06 ‑ Insurance Conditions – Infrastructure Projects 10M to 50M

This Master Specification Section contains:

.1 This Cover Sheet.

.2 Specification Section Text:

.1 Supplementary Conditions

.2 Care Custody and Control Insurance Conditions

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| **Change Log** |
| **Section 00 73 06**  **Supplementary Conditions**  **2016-06-24 (Insurance – Contractor’s Care, Custody and Control)** |

**Changes made in this Section Update (2016-06-24):**

1. Section Cover Page revised to clarify use of this Section.

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**Changes made in this Section Update (2016-03-10):**

1. This is a new Section.

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1. SUPPLEMENTARY CONDITIONS

.1 These Supplementary Conditions modify the following Infrastructure standard document, as specified herein:

***SPEC NOTE:  Refer to the referenced section and include the appropriate edition date.***

[.1 Section 00 73 16.05 ‑ Insurance Conditions – Infrastructure Projects 0.25M to 10M [ ] Edition.]

[.1 Section 00 73 16.06 ‑ Insurance Conditions – Infrastructure Projects 10M to 50M [ ] Edition.]

Provisions which are not so modified shall remain in full force and effect.

2. Care, Custody and ConTRol Insurance conditions

.1 Delete article 6. in its entirety and substitute the following:

6. COURSE OF CONSTRUCTION AND BOILER and machinery/EQUIPMENT BREAKDOWN INSURANCE

.1 Contractor shall provide Course of Construction Insurance in the form of an “all risks” Builder's Risk Policy on a replacement cost basis, insuring the existing building on a replacement cost basis to the total of the estimated replacement cost of the completed building, which will be $[ ] upon completion of the Work and such insurance shall include full value of Products specified to be provided by Province for incorporation into the Work

.1 This insurance requirement cannot be satisfied with an installation floater.

.2 The named insureds on the policy shall be the Contractor and the Province. Other insureds shall include all subcontractors, consultants and subconsultants, whether named or unnamed in the policy, and all others having an insurable interest in the Work.

.3 The Province as a named insured must have the right to make a claim directly to the insurer.

.4 Coverage shall extend to any location and while in transit and shall be maintained continuously until date of Interim Acceptance of the Work.

.2 Where such risks exist~~,~~ Contractor shall provide Boiler and Machinery /Equipment Breakdown Insurance, insuring not less than the replacement value of the estimated replacement cost of the completed building, which will be $[ ] upon completion of the Work.

.1 Such risk shall be deemed to exist when the Work includes any boiler, fired or unfired pressure vessel, refrigerating or air conditioning system, mechanical or electrical machine or apparatus used for the generation, transmission or utilization of mechanical or electrical power.

.2 The insurance coverage shall not be less than the insurance provided by a comprehensive boiler and machinery policy.

.3 The policy shall have the same limits as specified for the course of construction policy and shall be written on a replacement cost basis and shall cover all boilers, pressure vessels and other objects insurable under a standard boiler and machinery policy.

.4 The policy shall include:

.1 The Contractor and the Province as named insureds,

.2 All subcontractors, consultants and subconsultants of every tier, whether named or unnamed in the policy, and all others having an insurable interest in the Work as other insureds.

.5 The policy shall be maintained continuously until date of Interim Acceptance of the Work or until such objects have been installed, tested and accepted by the Province, whichever is the latest.

END OF SECTION