2022 Edition

PBA/Scot

Project Bank Account Documentation for use in Scotland

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SBC591

Scottish Building Contract Committee Limited

Project Bank Account Documentation (PBA)

This document contains the three relevant parts, i.e. Project Bank Account Agreement, form of Joining Agreement and the Enabling Provisions, to enable a project bank account to be set up and operated.

It is appropriate for use in conjunction with the following standard forms of SBCC main contract and their related standard forms of SBCC sub-contract:

- a SBCC Standard Building Contract (SBC/ Scot);
 - o a SBCC Standard Building Sub-Contract Agreement for use in Scotland 2016 (SBCSub/A/Scot); or
 - a SBCC Standard Building Sub-Contract with sub-contractor's Design Agreement Scotland 2016 (SBCSub/D/A/Scot).
- a SBCC Design and Build Contract For Use in Scotland 2016 (DB/Scot);
 - o a SBCC Design and Build Sub-Contract Agreement For Use in Scotland 2016 (DBSub/A/Scot).

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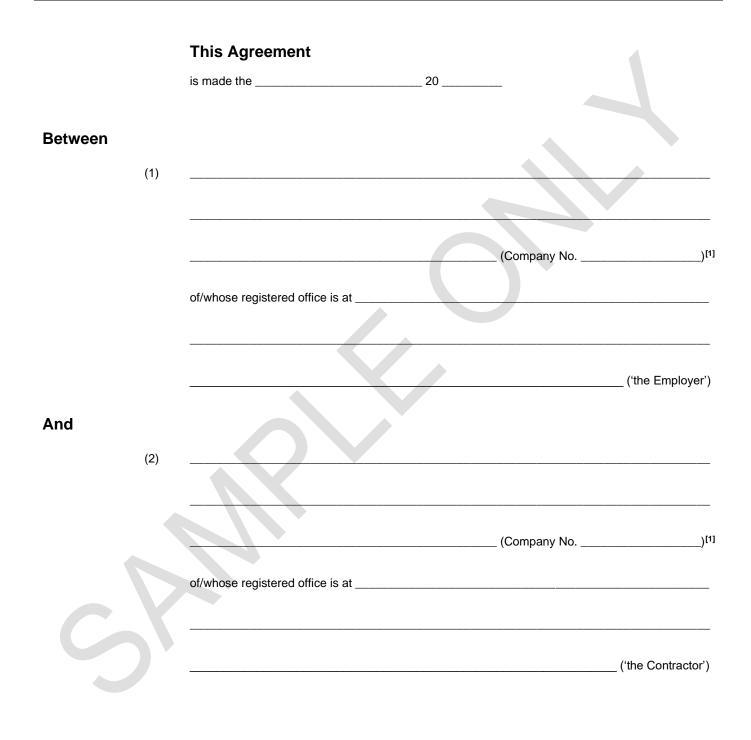
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Contents

	SBCC Project Bank Account Agreemen	it	1
	Recitals		4
1 2 3 4 5 6 7 8 9 10 11 12 13 15	Conditions Definitions Reference to clauses etc. Agreement to be read as a whole etc. Headings, references to persons etc. Project Bank Account Operation of the Project Bank Account Payment New Sub-Contractors Removal of Sub-Contractor Confidentiality Assignation Termination Contract (Third Party Rights) (Scotland) Act 201714 General	Applicable law	5
	Attestation		10
Schedul	e 1 SBCC Joining Agreement (PBA/JA)		15
	Particulars Attestation		
	Enabling Provisions for Project Bank A	ccount	23
	Guidance Notes		25

SBCC Project Bank Account Agreement



[1] Where the Employer, Contractor or Sub-Contractor is neither a company incorporated under the Companies Acts nor a company registered under the laws of another country, delete the references to Company number and registered office. In the case of a company incorporated outside Scotland, particulars of its place of incorporation should be inserted immediately before its Company number.

And

	(3)			
		(Co		
		of/whose registered office is at		
And				_('the Sub-Contractor')
	(4)			
			mpany No)[1]
		of/whose registered office is at		
A				_('the Sub-Contractor')
And	(5)			
		(Co	mpany No)[1]
C	5	of/whose registered office is at		
				_('the Sub-Contractor')

And

(6) _____ (Company No. ______)^[1] of/whose registered office is at _____ ____ _('the Sub-Contractor')

Recitals

Whereas

First	
	the Employer has engaged the Contractor by a contract dated
	('the Building Contract') to carry out the following building works
	at
	('the Project');
Second	
	to assist in the development and performance of the Project, the Contractor has engaged or will engage Sub-Contractors to carry out parts of the Project as set out in the Sub-Contracts;
Third	
	the Employer, Contractor and Sub-Contractors wish to adopt a payment mechanism which will ensure that the Sub-Contractors receive payment at the same time as the Contractor by having agreed to operate the Project Bank Account (PBA) in accordance with the terms of this Agreement;
Fourth	
	this Agreement is supplemental to the Building Contract identified in the First Recital;
Fifth	
	this Agreement is supplemental to any Sub-Contract identified in the Second Recital or added through a Joining Agreement;
Sixth	
6	the Building Contract and the Sub-Contracts as referred to in the Fifth Recital are varied by this Agreement;