

2016 Edition

CWa/P&T/Scot

**Contractor Collateral Warranty
for a Purchaser or Tenant for use in
Scotland**

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SBC577

SAMPLE ONLY

Contents

Warranty Agreement

Warranty Particulars

Signing

Guidance Notes

SAMPLE ONLY

Warranty Agreement

Between (1) _____

 _____ (Company No. _____) [1]

of/whose registered office is at _____

 _____ ('the Contractor')

And (2) _____

 _____ (Company No. _____) [1]

of/whose registered office is at _____

 _____ ('the Purchaser/Tenant' [2],
 which term shall include all permitted assignees under this Agreement).

[1] Where the Contractor or Purchaser/Tenant 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 or England and Wales, particulars of its place of incorporation should be inserted immediately before its Company number.

[2] Delete as appropriate.

Whereas

- First** the Purchaser/Tenant^[2] has entered into an agreement to purchase/an agreement to lease/a lease^[2]
with _____ ('the Employer')
relating to _____
_____ forming the whole/a part^[2] of
_____ ('the Works');
- Second** by a contract dated _____ ('the Building Contract', which term shall include any enforceable agreements reached between the Employer and the Contractor and which arise out of and relate to the same) the Employer has appointed the Contractor to carry out and complete the Works;
- Third** under the Building Contract the Contractor has agreed to give to the Purchaser or Tenant the warranties set out in this Agreement;