

Date: 12 December 2023
File ref.: CPB-1005-LET-442

Attention: Craig Ramm, Engineer Representative
Worley Services Pty Ltd
Level 1, 93-95 William Street
Perth WA 6000

Dear Craig,

CONTRACT NO: WR/C/CC/1005
WESTERN RANGE PROJECT – MAIN INFRASTRUCTURE BULK EARTHWORKS
Clause 9.2 Notice of Variation.

REFERENCE: VAR-217/NOD-217

VARIATION: Acceleration Costs - Nightshift

The Contractor refers to the above Contract. Capitalised words within this correspondence have the same meaning as in the Contract.

Notice of potential Variation - Clause 9.2(a)	
The Contractor reasonably believes a Variation to the Works has occurred in the absence of a Direction by the Engineer.	
Details of claimed Variation	
Reference	
Details	Due to the ongoing delays imposed on the contractor, discussions were held with the Engineer, Contractor and the Company, the Contractor was directed as part of the combined mitigation measures to accelerate works on the critical path with the introduction of nightshifts. This introduction was agreed to assist in the reprogramming and scheduling of the works, to achieve revised priority handovers across the site. The measures are ongoing and remain in place as part of the mitigation. This variation costing is up to and including the 06 December 2023.
Effect of the Variation on the Completion Date - Clause 56.2 and Clause 56.1(f)	
Delay to the Completion Date	These activities are being undertaken to improve / mitigate any impact on the potential completion dates.
Opinion of the impact of claimed Variation to the Contract Price - Clause 9.2(b)	
The Contractor provides the following pricing for the performance of the Variation.	

Impact to Contract Price	The Contract Price in the order of approximately ~\$1,335,000.00 (ex. GST). These costs include personnel uplift costs for nightshift, additional mobilization costs, additional finder's fee costs incurred, additional lighting towers hired, daily costs for setting up and putting down lighting towers and refueling lighting towers.
Qualifications	The above costs are from 19 June 2023 until and including 08 December 2023. No allowance has been made for inefficiencies of working nightshifts for the above dates, as inefficiencies for the above dates are covered in other variations which are awaiting finalization with the Engineer. The Contractor reserves the right to revisit this variation should other variations be rejected.

The Contractor trusts that this provides the requisite information to allow the Company to issue a Variation Direction to confirm the Variation.

The Contractor reserves all its rights under the Contract and at law.

Yours sincerely,

CPB Contractors Pty Ltd



Richard Walford

Contractor's Representative