

for in Clause 12.1, the Builders Yard located at Lunenburg Industrial Foundry shall be used.

- 1.1.6. 'Change Order Request' shall mean a request in the form set out in Schedule 6 attached hereto.
- 1.1.7. 'Contract Delivery Date' shall mean 29 May 2012 as from time to time extended pursuant to this Contract by Force Majeure delays, by Permissible Delay and/or by Minister Delays.
- 1.1.8. 'Contract Documents' shall mean those documents identified in section 33.
- 1.1.9. 'Contract Price' shall mean the price stipulated in Clause 8.1 as amended by the provisions of this Contract or any amendment thereof, which in any event is exclusive of Harmonized Sales Tax
- 1.1.10. 'Days' shall mean calendar days.
- 1.1.11. 'Defect or Defective Work' shall mean Work that has been determined by the Inspector to fail to conform to the Contract Documents whether or not the defective work has been incorporated in the Work and whether or not the defect is the result of poor workmanship, use of defective products or damage through carelessness or other act or omission of the Builder.
- 1.1.12. 'Delivery' or 'Delivery Date' shall mean the date upon which the Vessel is delivered to and accepted by the Minister in accordance with Clause 12.
- 1.1.13. 'Inspector' shall mean Lengkeek Vessel Engineering Inc., or such qualified alternate as the Minister may propose to the Builder and as the Builder may consent to, such consent not to be unreasonably withheld by the Builder
- 1.1.14. 'Milestone Payment Schedule' shall mean the Schedule of Work to be performed by the Builder as specified therein and attached hereto as Schedule 7.
- 1.1.15. 'Minister' shall mean the Minister of Tourism, Culture and Heritage or his Authorized Representative(s).
- 1.1.16. 'Minister Delays' shall mean acts or failure to act by the Minister, its employees, agents, subcontractors and suppliers as provided for in this Contract.
- 1.1.17. 'Minister Furnished Equipment' or 'MFE' shall mean any item of equipment outfit and/or stores for the Vessel set out as Schedule 4 attached hereto and as may otherwise be provided for in the Specifications.
- 1.1.18. 'Minister's Project Manager' shall mean the person authorized in writing by the Minister, and confirmed in writing to the Builder as having authority to act on behalf of the Minister, in the discharge of Minister's obligations hereunder. The authority of the Minister's Project Manager includes, but is

