**PAYMENT STATEMENT**

**[CLAUSE 10 - OPTION 1]**

**[FOR USE WITH DEFENCE INFRASTRUCTURE PANEL 2022-2027 - SECTION 4B TERMS OF ENGAGEMENT ONLY]**

**[FOR USE IF CLAUSE 10 PAYMENT (OPTION 1) APPLIES]**

To: **The Consultant**

|  |  |
| --- | --- |
| Payment statement number: | ***[INSERT]*** |
| Name (including ABN) of Consultant: | ***[INSERT]*** |
| Consultant's email address: | ***[INSERT]*** |

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

This is a payment statement under clause 10.4 of the Contract.

|  |  |
| --- | --- |
| Project: | ***[INSERT]*** |
| Payment claim number (if any): | ***[INSERT]*** |
| Date of payment claim (if any): | ***[INSERT]*** |
| Date of receipt of payment claim: | ***[INSERT]*** |
| Total Amount Claimed (including GST): | ***[INSERT]*** |

The amount of payment (if any) that the Commonwealth's Representative believes to be payable and that the Commonwealth proposes to pay in respect of the payment claim is:

|  |  |  |
| --- | --- | --- |
|  | Amount | $***[INSERT]*** |
|  | GST | $***[INSERT]*** |
|  | **Schedule Amount (including GST)** | $***[INSERT]*** |

The calculation of the Schedule Amount is set out in the Particulars to this payment statement.

If the Schedule Amount is less than the Total Amount Claimed, the reasons why the amount is less, including any reason why the Commonwealth is retaining, deducting, withholding or setting-off moneys otherwise due to the Consultant, are set out in the Particulars to this payment statement.

Signed: ................................................. Date:

**Commonwealth's Representative**

Payment statement number: ***[INSERT]***

**PARTICULARS**

The Schedule Amount is calculated as follows:

|  |  |  |
| --- | --- | --- |
| (1) Consultant's total value of entitlement under the Contract: | | $***[INSERT]*** |
| (2) Amount previously paid to the Consultant: | | $***[INSERT]*** |
| (3) Amount (if any) payable in respect of this payment claim: | |  |
| (a) | the Fee | $***[INSERT]*** |
| (b) | other amounts payable by the Commonwealth to the Consultant under the Contract | $***[INSERT]*** |
| (4) GST | | $***[INSERT]*** |
| (5) Amount which theCommonwealth is entitled to retain, deduct, withhold or set‑off against moneys otherwise due tothe Consultant, in respect of which the Consultant has not yet become entitled or otherwise is not included in the Schedule Amount: | | $***[INSERT]*** |

The reasons why the Schedule Amount is less than the Total Amount Claimed, including, if applicable, the reasons why the Commonwealth is retaining, deducting, withholding or setting-off moneys otherwise due to the Consultant are set out below or attached as follows:

***[TO BE INSERTED BY COMMONWEALTH'S REPRESENTATIVE]***

**Description of attachments referred to in Particulars (if any):**

|  |
| --- |
| **Attachment** |
| ***[TO BE INSERTED BY COMMONWEALTH'S REPRESENTATIVE]*** |
|  |

**IMPORTANT NOTE:**

1. Any evaluation or issue of a payment statement by the Commonwealth's Representative will not:
   * 1. constitute approval of any Services nor will it be taken as an admission or evidence that the part of the Services covered by the payment statement has been satisfactorily carried out in accordance with the Contract; or
     2. constitute a waiver of the requirements of clauses 10.2 and 10.3 in relation to any payment claim other than to the extent (if any) to which the Commonwealth expressly waives such requirements in respect of the payment claim the subject of the payment statement.

This payment statement is a "payment schedule" for the purposes of any Security of Payment Legislation.