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CONSULTING AGREEMENT

THIS AGREEMENT is made as of the * day of *, 20*

BETWEEN:

THE XYZ PERFORMING ARTS COMPANY

(hereinafter referred to as "XYZ")

AND:

(hereinafter referred to as the "Consultant")

1. ENGAGEMENT

XYZ hereby retains the Consultant and the Consultant hereby agrees to provide XYZ with consulting services as set forth in Appendix 1, for a term of * days/months, commencing on [date], in accordance with the terms and conditions of this Agreement.

2. CONSULTING FEE

2.1 XYZ shall pay to the Consultant the sum of CAD\$ * a day for up to, but not exceeding, * days. Payment shall be made to the Consultant on a monthly basis upon receipt of an invoice detailing the number of days for which services were rendered. The invoice shall [or shall not] include any provincial sales tax and GST required to be charged to XYZ.

2.2 Reimbursement of the Consultant for any travel, accommodation and incidental expenses incurred in connection with the delivery of the services shall require the prior written approval of XYZ and shall be subject to the delivery to XYZ of receipts and invoices by the Consultant.

3. CONFIDENTIAL INFORMATION

The Consultant acknowledges and agrees that it shall not, during the term of this Agreement, or at any time thereafter, directly or indirectly, disclose or grant access to XYZ's confidential information to any third party, nor shall it use or exploit such information for any purpose other than those of XYZ.

4. STATUS OF PARTIES

The Consultant's relationship with XYZ shall be that of an independent contractor and not that of an employee or agent. The Consultant shall be solely responsible for remitting such amounts as may be required by law to the Canada Customs and Revenue Agency, the Employment Insurance Commission, the Workers' Compensation Board and the Canada or Quebec Pension Plan.

5. INDEMNIFICATION OF XYZ

In the event that XYZ is required to make any payment to any third party in relation to this Agreement, the Consultant shall immediately indemnify and hold harmless XYZ against any and all claims, expenses, costs, losses or debts incurred by XYZ.

6. TERMINATION

6.1 This Agreement shall be terminated immediately in the event: a) that a party has failed

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SB Merriam



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AGC Contract Documents Handbook J. William Ernststrom, Kevin F. Peartree, 2003-01-01 AGC Contract Documents Handbook is a guidebook To The Associated General Contractors of America s many standard contract document forms it examines the elements of various AGC standard form contract documents including an examination of specific contract provisions And The theory underlying the language The standard contract document forms cover a variety of project delivery systems design bid build design build construction management program management The documents are unique in their creation by a joint effort of owners and contractors The standard contract document forms establish the relationships between the parties To The construction project The owner the contractor the surety the subcontractor the architect engineer the design builder the construction manager the program manager The book offers great value and assistance to attorneys owners contractors subcontractors designers design builders construction managers others in the construction industry and educators The AGC Contract Documents Handbook provides practical advice to document users on how to manuscript the documents to address project specific issues as well as offer comments on the documents The Associated General Contractors of America supports efforts to provide thoughtful discourse on matters of importance to construction project participants A work such as the AGC Documents Handbook written by seasoned industry veterans increases the body of knowledge for our industry and provides an invaluable reference to those using or considering use of AGC s comprehensive library of consensus industry form documents Stephen E Sandherr Chief Executive Officer Associated General Contractors of America *Sample contract agreement* , Specifications and Contract Agreement for Bridge Construction Oregon State Highway Commission, Oregon. State Highway Dept, 1922 Records & Briefs , *Engineer's Procurement Manual for Major Plant Equipment* Robert C. Leeser, 1996 This book provides practical guidance on procurement formation techniques from planning to placing the contract in mechanical electrical process and mining engineering It covers the commercial and technical aspects of an engineering contract for the **Using and Understanding Engineering Service and Construction Contracts** John R. Clark, 2012-12-06 1 HISTORICAL BACKGROUND In the late 1950s many members of the design professions Engineers as well as Architects became concerned about their exposure to claims for professional malpractice and particularly about the increasing number of claims that had been successfully brought against them arising out of their Construction Phase activities This led to special studies sponsored by the American Institute of Architects and the Engineers joint Counsel The outcome was twofold the development of a policy of professional liability insurance to insure Engineers and Architects against errors and omissions in the performance of their professional services and the review and development of the customary contractual arrangements defining the design professional s undertakings vis a vis his client the Owner the Project to be designed and the Contractor who was to implement that design At the outset the AIA s Owner Architect Agreement No B131 General Conditions No A201

and the Owner Contractor Agreements Nos A101 111 were the documents most frequently used by design professionals and these received particular attention In the early 1960s it became apparent that there was a need for a separate series of documents prepared to address these relationships when the Project to be designed involved primarily engineering considerations The number of Projects for which the Engineer was employed by the Owner as the prime professional to handle the Project design and construction administration was increasing Legislative Document New York (State). Legislature,1928 **Construction Contracts** Jimmie Hinze,2001 Written in layman s terms this all you need to know text focuses on the most important aspect of contract administration Covers many legal issues related to construction law and provides essential background material about fundamentals Examples of filled out documents help clarify the key points

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