

## SCHEDULE 0

### HEAVY GOODS VEHICLE DIRECT VISION STANDARD SCHEDULE

**[Internal Drafting Note (to be deleted prior to issue):** please review and – if necessary – amend the terms in square brackets [ ] to ensure they are consistent with the terms used elsewhere in the [Contract]]. If any of the defined terms in section 1 below are already defined elsewhere in the [Contract] they should be deleted from section 1 of this schedule.]

#### 1. Introduction

In addition to the capitalised terms defined in the Contract, in this Schedule, the following terms shall have the corresponding meanings.

**“Agreed DVS Plan”** the Initial DVS Plan as updated and approved in accordance with the terms of this Schedule; and

**“Initial DVS Plan”** the initial plan set out at Appendix 1 which sets out and proposes how the Service Provider shall ensure that all Category N3 HGVs used in the delivery of the Contract achieve a minimum of a three (3) star Direct Vision Standard rating.

#### 2. DVS Plan

2.1 The Service Provider shall comply with the Initial DVS Plan from the Contract Commencement Date.

2.2 Within fifteen (15) Business Days of the [Contract Commencement Date (or insert other more appropriate milestone if HGVs will not be used in the initial stages of the contract)] the Authority shall either;

2.2.1 confirm that the Initial DVS Plan is approved, in which case such plan shall become the Agreed DVS Plan; or

2.2.2 provide the Service Provider with any comments on and/or amendments to the Initial DVS Plan.

2.3 Within thirty (30) Business Days (for the purpose of paragraph 0) or 15 Business Days (for the purpose of paragraph 0) of receipt of any comments and/or amendments from the Authority] in accordance with paragraph 0 or paragraph 0 (as applicable), the Service Provider shall:

2.3.1 expand the Initial DVS Plan to reflect such comments and/or amendments; and

2.3.2 submit an updated Initial DVS Plan to the Authority for approval.

2.4 Within fifteen (15) Business Days of receipt of the updated Initial DVS Plan, the Authority shall confirm that either the updated Initial DVS Plan:

- 2.4.1 is approved, in which case it shall become the Agreed DVS Plan; or
- 2.4.2 not approved and provide its further comments and/or amendments to the Service Provider and the Service Provider shall revise and re-submit the updated Initial DVS Plan for approval in accordance with paragraph 0.

The process set out in this paragraph 0 shall be repeated until the updated Initial DVS Plan is approved by the Authority.

- 2.5 Where the Authority, acting reasonably, has not approved the updated Initial DVS Plan, the Service Provider may refer that decision to the dispute resolution process set out in the Contract.
- 2.6 Without limiting any other provision of this Contract, the Service Provider shall, at no additional cost to the Authority, and as part of the Services:
  - 2.6.1 implement, observe and comply with the Agreed DVS Plan; and
  - 2.6.2 review and amend the Agreed DVS Plan (as necessary) on each 12 month anniversary of the [Contract Commencement Date (or insert other more appropriate milestone if HGVs will not be used in the initial stages of the contract)] or earlier if requested by the Authority, to reflect:
    - 2.6.2.1 any changes to the nature of the Services; and
    - 2.6.2.2 any comments and/or amendments made or proposed by the Authority.

### **3. DVS Co-ordinator**

- 3.1 The Service Provider shall nominate a member of the Service Provider's Personnel with the necessary experience, competency and authority to:
  - 3.1.1 be responsible for implementation and compliance with the Agreed DVS Plan; and
  - 3.1.2 act as the Service Provider's authorised representative on all matters concerning the Agreed DVS Plan ("**DVS Co-ordinator**").
- 3.2 The Service Provider shall add the DVS Co-ordinator's details to the list of Key Personnel.

### **4 Self Certification and Reporting**

On each 12 month anniversary of the [Contract Commencement Date (or insert other more appropriate milestone if HGVs will not be used in the initial stages of the contract)], the Service Provider shall submit a report to the Authority, which report sets out the Service Provider's progress in respect of implementation of the Agreed DVS Plan and confirms (with supporting evidence) that the Service Provider has complied with the Agreed DVS Plan.

## **APPENDIX 1 TO SCHEDULE 9**

### **[Note to bidders**

Appendix 1 will be the Initial DVS Plan submitted as part of the tender submission and will be developed to form the Agreed DVS Plan.]