

Amendment 2 issued February 2018 (Effective from 26 February 2018) for:

Measured Term Contract for use in Scotland (MTC/Scot 2011)

This is Amendment 2: Contract (Third Party Rights) (Scotland) Act 2017 forming part of the contract between [] and []

| Clause number and heading | Action |
|------------------------------------|---|
| Contents at Conditions, Clause 1.5 | Delete ' Third Party Rights' and insert ' Contract (Third Party Rights) (Scotland) Act 2017 ' |
| Conditions at Clause 1.5 -heading | Delete ' Third Party Rights' and insert ' Contract (Third Party Rights) (Scotland) Act 2017 ' |

Incorporation of the modifications

The modifications may readily be incorporated as follows:

By attaching this Amendment to the Contract; and, prior to execution, inserting the following further provision in the Conditions as Article 9):

"Article 9: Amendment 2:- Contract (Third Party Rights) (Scotland) Act 2017 incorporation

This Agreement and the Conditions shall have effect as modified by the amendments set out in the attached Amendment 2: Contract (Third Party Rights) (Scotland) Act 2017."

(with Article 9 in similar fashion being initialled on execution.)

Note

Reference is now made to the Contract (Third Party Rights) (Scotland) Act 2017 (the 'Act') which creates Third Party Rights and abolishes the common law rule *ius quaesitum tertio* . The Contract excludes the application of the Act.



