

Authorization for Use and Possession (AUP) Prior to Completion

In accordance with Section titled, Use and Possession Prior to Completion of (Construction) Subcontract Terms and Conditions, Fermi Research Alliance (FRA) shall have the right to take possession of or use any completed or partially completed part of the work.

Before taking possession of or using any work, FRA shall furnish the Subcontractor a list of items of work remaining to be performed or corrected on those portions of the work that FRA intends to take possession of or use. However, failure of FRA to list any item of work shall not relieve the Subcontractor of responsibility for complying with the terms of the Subcontract.

FRA's possession or use shall not be deemed an acceptance of any work under the Subcontract.

While FRA has such possession or use, the Subcontractor shall be relieved of the responsibility for the loss of or damage to the work resulting from FRA's possession or use, notwithstanding the terms of the clause in this Subcontract entitled "Permits and Responsibilities." If prior possession or use by FRA delays the progress of the work or causes additional expense to the Subcontractor, an equitable adjustment shall be made in the Subcontract price or the time of completion, and the Subcontract shall be modified in writing accordingly.

Project Information

Project Title	Big Project
Subcontractor	The Best Subcontractor
Purchase Order Number	123456

I. AREA DESCRIPTION

In accordance with Section – "Use and Possession Prior to Completion" of the FRA Construction Subcontract Terms and Conditions, FRA hereby takes use and possession of the following work areas and/or features (i.e. mechanical equipment, etc.) prior to subcontract completion (reference additional sheets or drawings as needed):

Area 1 includes.....

II. INSPECTION

In accordance with the requirement of Section, Use and Possession Prior to Completion of (Construction) Subcontract Terms and Conditions, FRA shall furnish the Subcontractor a list of items of work remaining to be performed or corrected on those portions of the work that FRA intends to take possession of or use. However, failure of FRA to list any item of work shall not relieve the Subcontractor of responsibility for complying with the terms of the Subcontract. The attached Inspection List complies with this subcontract requirement.

Inspection Date:	April 4, 2018
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III. CONDITIONS

While FRA has such possession or use, the Subcontractor shall be relieved of the responsibility for the loss of or damage to the work resulting from FRA's possession or use, notwithstanding the terms of the clause in this Subcontract entitled "Permits and Responsibilities." If prior possession or use by FRA delays the progress of the work or causes additional expense to the Subcontractor, an equitable adjustment shall be made in the Subcontract price or the time of completion, and the Subcontract shall be modified in writing accordingly.

It shall be understood that FRA's possession of the described work does not waive the provisions of the Subcontract regarding guarantees and that FRA will provide the Subcontractor every reasonable opportunity to complete the Subcontract work as expeditiously as is practicable and with the following conditions and understandings:

Contractual Impact

List any impacts here...	
Procurement Administrator	
Date	April 4, 2018

Occupancy Impact

List any impacts here...	
Landlord D/S Senior Safety Officer	
Date	April 4, 2018

Note: The Landlord Division/Section Senior Safety Officer should consider FESHM 2060 "Working Planning and Hazard Analysis" when Fermilab personnel or its subcontractors are working in the area being possessed by the laboratory.

(The following is modified for Non-Leased Space)

Fire Protection Impacts

List any impacts here...	
Fire Department Chief	
Date	April 4, 2018
Authority Having Jurisdiction Fire Protection	
Date	April 4, 2018

Electrical Impacts

List any impacts here...	
Authority Having Jurisdiction Electrical	
Date	April 4, 2018

IV. Signatories

The signatories below concur with the Use and Possession Prior to Completion as described above.

Effective Date	April 4, 2018
Landlord Division/Section	
Project Representative	
Procurement Administrator	
Subcontractor	

Distribution:

Procurement Administrator (original)
 Signatories
 FESS Section Head (Only if on Fermilab Site)
 ESH&Q/Security (Only if on Fermilab Site)