



Responsibility/Liability for Owner Specified Material

If a contractor selects supplies and installs materials of its choice, then the contractor is solely responsible for the quality, suitability and delivery of those materials.

If an owner or their representative solely specifies equipment and materials, contractors should only be responsible for the installation of the equipment and material. The owner should be responsible for the quality and availability of those products.

In many cases, owners or their representatives transfer liabilities and costs arising out of availability, delivery and suitability to the contractor.

The Standard Practices and Ethics Committee of the Greater Toronto Electrical Contractors Association recommends to its members:

1. Use the following standard clarification at the time of tender:

"The contractor shall not be responsible for the availability or suitability, or any costs associated with providing alternatives for the following products...(list items that are solely specified)."

2. Identify within the contract that the contractor will not be held responsible for the availability or suitability of items that have been solely specified.