

STONO PARK ELEMENTARY SCHOOL

SECTION 004300

SUBMITTAL OF SUBSTITUTIONS

PART 1 - GENERAL

1.1 Related Documents

- 1.1.1 Furnish and install products specified under options and conditions for substitutions stated in this section and referred to in the General Conditions.

1.2 Products Lists

- 1.2.1 Within the bidding period for non-specified manufacturers of items specified by reference standards, submit to Program Manager for review by the Architect/Engineer five (5) copies of complete list of major products which are proposed for installation.

- 1.2.2 Tabulate products by specifications' section number and title.

- 1.2.3 For products only by reference standards, list for each product:

- A. Name and address of manufacturer
- B. Trade name
- C. Model or catalog designation
- D. Manufacturer's data:
 - 1) Reference standards
 - 2) Performance test data

1.3 Contractor's Options

- 1.3.1 For products specified only by reference standard, select product meeting that standard by any manufacturer.

- 1.3.2 For products specified by naming several products or manufacturers, select any one of the products and manufacturers named which complies with the specifications.

- 1.3.3 For products specified by naming several products or manufacturers and stating "or equivalent", "or equal," or "or approved equal" submit a request as for substitutions, for any product or manufacturer which is not specifically named.

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1.4 Substitutions

1.4.1 Contractor's Base Bid shall be in strict accordance with the drawings and project manual. Contractor has the option of requesting substitutions during the bidding period by submitting completed substitution requests a minimum of ten (10) days prior to Bid Date as described in Section 002113 Instruction to Bidders.

A. After the end of that period, requests will be considered only in case of product unavailability or other conditions beyond the control of the Contractor.

1.4.2 Submit separate requests for each substitution. Support each request with the following:

- A. Complete data substantiating compliance of proposed substitution with requirements stated in contract documents:
- 1) Product identification, including the manufacturer's name and address.
 - 2) Manufacturer's literature; identify:
 - a. Product description
 - b. Reference standards
 - c. Performance and test data
 - 3) Samples, as applicable.
 - 4) Name and address of similar projects on which product has been used, and date of each installation.
- B. Itemized comparison of the proposed substitution with product specified; list significant variations.
- C. Data relating to changes in construction schedule.
- D. Any effect of substitution on separate contracts.
- E. List of changes required in other work or products.
- F. Designation of required license fees or royalties.
- G. Designation of availability of maintenance services, sources of replacement materials.

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H. Details regarding any difference in cost.

1.4.3 Substitutions will not be considered for acceptance when:

- A. They are indicated or implied on shop drawings or product data submittals without formal request from Contractor.
- B. Acceptance will require substantial revision of contract documents.
- C. In the judgment of Architect/Engineer, do not include adequate information necessary for a complete evaluation.
- D. If requested after contract award directly by a trade Contractor, sub-contractor or supplier.

1.4.4 Substitute products shall not be ordered or installed without written acceptance of Architect/Engineer.

1.4.5 Architect/Engineer will determine acceptability of proposed substitutions.

1.5 Contractor's Representation

1.5.1 In making formal request for substitution, Contractor represents the following:

- A. He has investigated the proposed product and has determined that it is equivalent to or superior in all respects to that specified.
- B. He will provide same warranties or bonds for substitution as for product specified.
- C. He will coordinate installation of accepted substitution into the work, and make such changes as may be required for the work to be complete in all respects.
- D. He waives claims for additional costs caused by substitution which may subsequently become apparent.

1.6 Architect/Engineer Duties

1.6.1 Review Contractor's request for substitutions with reasonable promptness.

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1.6.2 Notification to Contractor shall be in accordance with General Conditions.

1.7 Substitution Request Form

1.7.1 The Substitution Request Form follows this Section.

END OF SECTION

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SUBSTITUTION REQUEST FORM

TO:

PROJECT:

We hereby submit for your consideration the following product instead of the specified item for the above project:

Drawing	Spec. Sect. No.	Paragraph	Specified Item
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_____	_____	_____	_____
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Proposed Substitution:

Attach complete information on changes to Drawings and/or Specifications which proposed substitution will require for its proper installation.

Submit with request all necessary samples and substantiating data to prove equal quality and performance to that which is specified. Clearly mark manufacturer's literature to indicate equality in performance.

Fill in blanks below:

A. Does the substitution affect dimensions shown on the Drawings?

Yes ___ No ___

If yes, clearly indicate the changes:

B. Will the undersigned pay for changes to the building design, including engineering and detailing costs caused by the requested substitution? Yes ___ No ___

C. What effect does substitution have on other Contracts or other Trades?

D. What effect does substitution have on construction schedule?

E. Manufacturer's warranties of the proposed and specified items are:
Same _____ Different _____(Explain on attachment.)

F. Reason for request:

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G. Itemized comparison of specified item(s) with the proposed substitution; list significant variations:

H. Accurate cost data comparing proposed substitution with product specified:

I. Designation of maintenance services and sources:

(Attach additional sheets if required.)

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**CERTIFICATE OF EQUAL PERFORMANCE AND ASSUMPTION OF
LIABILITY FOR EQUAL PERFORMANCE**

The undersigned states that the function, appearance and quality are equivalent or superior to the specified item.

Submitted By:

Signature

Title

Firm

Address

Telephone

Signature shall be by person having authority to legally bind his firm to the above terms. Failure to provide legally binding signature will result in rejection of proposed substitution.

For Use By Architect:

Accepted Accepted as Noted

Not Accepted

Received Too Late

By:

Date:

Remarks:

