



18 August 2021

Circular on Public Sector Approach for COVID-19 (Temporary Measures) Act 2020 (“COTMA”) Part 10A – Reliefs For Construction Contracts Affected By Increase In Foreign Manpower Salary Costs

COTMA Part 10A has commenced on 6 August 2021. Part 10A is premised on negotiation between contract parties to reach a mutually agreeable cost-sharing arrangement to address foreign manpower (i.e. Work Permit Holders) salary cost increases.

To minimise the time and resources spent in negotiation, the public sector will take a proactive stance by offering a base 1.3% of monthly progress payment to address foreign manpower salary costs increase (for the period of 1 October 2020 to 30 April 2021) to eligible construction contracts under COTMA Part 10A. Contractors that have incurred foreign manpower salary costs increase more than the industry average of 1.3% monthly progress payment can still put up his proposed adjustment to the Contract Sum to the respective Government Procuring Entities (“GPEs”) for negotiation.

Notwithstanding that this approach only applies to public sector construction contracts, private sector contract parties (including subcontracts) are encouraged to adopt the similar method to minimise the potential time and resources spent in negotiation. As COVID-19 is unprecedented and all parties would have suffered to certain extent, we hope all project parties can come together and agree on an amicable outcome for the project.

A copy of this circular can be downloaded from <https://go.gov.sg/bca-circular-cotma10-manpower-costs-relief>. More info on COTMA Part 10A can be accessed at <https://go.gov.sg/cotma10a>.

For enquiries / feedback, please use our online feedback form.

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公共部门对COTMA 第10A部分（为那些因外籍劳工成本攀升而受影响的建筑业者提供建筑合同方面的援助）的应对措施

COTMA第10A部分已于2021年8月6日生效。第10A部分的前提是让各方通过协商，进行双方同意的成本分担安排，以应对聘用外籍劳工成本的增加。

为了方便协商的过程，公共部门将主动为符合条件的建筑合同提供从**2020年10月1日至2021年4月30日期间**，每月进度付款的**1.3%**为基础，以应对因冠病疫情导致聘用持工作准证外籍劳工

的成本增加。承包商若因外籍员工薪金成本攀升支付超过业界平均的每月进度付款的1.3%，仍可向相关公共部门提出调整合约金额的建议，进行协商。

尽管这一做法适用于公共部门的建筑合同，但我们鼓励私人领域合同（包括分包合同）采取类似的做法，以减少可能花费在协商上的时间和资源。由于冠病疫情是前所未有的，而且各方都会在一定程度上受到影响，我们希望各方能够团结一致，就项目达成和睦的结果。

更多详情，请浏览 通告：<https://go.gov.sg/bca-circular-cotma10-manpower-costs-relief-chi>。有关COTMA第10A部分法令的更多详情，包括评估员申请表格、成本分担计算范例和指南，可上网<https://go.gov.sg/cotma10a> 查看。