



JCR-52

Payment Bond

October 1994

October 1999

Recommendations:

On private projects in North Carolina, consideration should be given to modifying AIA Document A312, PAYMENT BOND, March 1987 Edition, by deleting Paragraph 4.2 in its entirety and by deleting the phrase "or with a subcontractor of the contractor" from Paragraph 15.1 in order to make payment bond consistent with North Carolina lien law.

Comments:

1. The above recommendation removes "third tier" protection from the Payment Bond.
2. The above recommendation is applicable only to private projects.
3. Those modifying AIA Document A312 are encouraged to consult with their professional advisor (attorney or bond specialist) with respect to completing or modifying the form.

End of JCR-52

This recommendation is the result of considerable discussion and deliberation by the Architect and General Contractor members of the Joint Cooperative Committee of AIA North Carolina and the Carolinas AGC. While its provisions are not binding on individual Architects or General Contractors, the committee believes that adherence to the recommendations will benefit the Owner and the Construction Industry in general.