



AIA North Carolina

A Chapter of The American Institute of Architects



JCR-6

Error in Bid

December 1973

May 1977, October 1999

Recommendations:

1. If, after bids are opened, the low bidder claims he/she has made an appreciable error in the preparation of his/her bid and can support such claim with evidence satisfactory to the owner and the architect, he should be permitted to withdraw his bid.
2. If the owner and the architect permit the low bidder to withdraw his/her bid, then written notification should be given within 72 hours. His bid guarantee should be returned and he should be disqualified from again bidding on the project in the event additional bids are requested.
3. In such event, action on the remaining bids should be considered as though the withdrawn bid had not been received.
4. Under no circumstances should a bidder claiming an error be permitted to alter his/her bid after the bids have been opened.

Comments:

North Carolina General Statute 143-129.1 contains provisions for allowing a bidder to withdraw his bid on public work without forfeiture of the bid security when the bid contains a mistake that is clerical in nature.

End of JCR-6

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.