

## SPECIAL CONDITIONS

**THE ITEMS ARE BEING OFFERED FOR SALE BY SEVERN TRENT TO BUSINESS CUSTOMERS ONLY.  
THE ITEMS ARE NOT SUITABLE FOR USE BY INDIVIDUAL CONSUMERS.**

**IF YOU ARE AN INDIVIDUAL CONSUMER, THEN YOU SHOULD NOT BID ON THESE ITEMS. THE  
WARRANTY AND LIABILITY POSITION IN CONNECTION WITH THESE ITEM(S) HAVE BEEN OFFERED  
BASED ON THIS ASSUMPTION.**

### **BIDDERS OF THE ITEM(S) HEREBY**

- a) confirm that they are either:
  - individuals acting in the course of a business; and/or
  - are a commercial entity contracting on behalf of their business;
- b) confirm that they are not an individual consumer;
- c) confirm that they have examined and/or inspected (or have been provided with the opportunity to examine and/or inspect) the Item(s) to satisfy themselves that they are satisfied it/they is/are in satisfactory working order;
- d) acknowledge that Severn Trent has no responsibility for the repair or replacement of the Item(s) and that the rectification of any defects in the Item(s), present or future, is the responsibility of the bidder and will be at its own expense;
- e) acknowledge that Severn Trent has no responsibility for any future maintenance or other support in respect of the same;
- f) accept the Item(s) is/are used, “second-hand” goods and that the Item(s) is/are provided on an “as is” basis without any guarantee or warranty (whether express or implied) **PROVIDED THAT** nothing in these special conditions will have the effect of excluding or limiting Severn Trent’s liability (if any) for death or personal injury caused as a result of its negligence or for fraud;
- g) undertake, pursuant to Section 6(8) of the Health and Safety At Work Act 1974, that, where the Item(s) are intended to be purchased for use at work, they will take such steps as are appropriate (including as appropriate (and without limitation) testing examining and installing the Item(s) and providing instructions for their use) in order to ensure so far as reasonably practicable that the Item(s) will be safe and without risks to health at all times when being set, used, cleaned or maintained by a person at work.