

**FORM OF CONTRACT**

This Contract is made the 14<sup>th</sup> day of January.....2021.

Between

**The Rural Water Supply and Sanitation Agency (RUWASA), Katavi Region** having its physical address NBC Plot, Mazengo Branch, Kuu Road at P.O. Box 412 **Dodoma**, Tanzania (hereinafter called "**the Employer**") of the one part;

And

**M/s. JEMASON INVESTMENT CO. LIMITED**, having its business address at P.O.Box 4277, **DAR ES SALAAM**, (hereinafter called "**the Contractor**") of the other part.

Both the Employer and the Contractor shall collectively and jointly be known as "**Parties**".

**WHEREAS:**

(a) The Employer is a Government Agency established under the Water Supply and Sanitation Act No. 5 of 2019 which is responsible for development and sustainable management of rural water supply and sanitation projects and the provision of water supply and sanitation services in rural areas;

(b) The Contractor is a class five local Company registered under the Laws of Tanzania which is responsible for Civil works;

The Employer invited Tenders for Extension Of Kibaoni Water Supply Scheme to Sub-Village, Kakuni, Ushirika, Ndemanilwa & Isamvu and Extension of Inyonga-Kalovya Water Supply Scheme to Sub Villages of Shama, Kakunka, Kalovya C, Mji Mpya And Chamanzi In Mlele Dc - Katavi Region. Contract No. AE-102/2021-2022/HQ-C/W/14

(c) under the terms and conditions set in this Contract; and

(d) The Contractor having represented to The Employer that it has the required professional skills, expertise and technical resources, The Employer through the Letter of Notification of Award of Tender with Ref. **No.RUW/MLE/JB/257/21/01 dated 13/01/2022** awarded a Tender to the Contractor at the contract sum of **Tanzanian Shillings Seven Hundred Six Million Nine Hundred Fifty Five Thousand One Hundred Ninety Five Only (706,955,195) VAT Exclusive**,

Extension of kibaoni Water Supply scheme to Sub-village, Kakuni, Ushirika, Ndemanilwa & Isamvu and Extension of Inyonga-Kalovya water supply Scheme to sub villages of Shame, Kamkunka, kalovya C, Mji Mpya and Chamnanzi in Mlele Dc - Katavi Region

(Hereinafter referred to as "**the Contract Price**"). The work to be completed within One Hundred Twenty (120) days (hereinafter called "**Contract Period**").

**NOW THEREFORE** the Parties hereby agree as follows:

1. In this contract, words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract referred to.
2. The following documents shall be deemed to form and be read and construed as an integral part to this contract, and shall be taken as complementary and mutually explanatory of one another but in the event of ambiguities, inconsistency or discrepancies within the Contract, the documents shall take precedence/prevail in the order set out below:
  - (a) Form of Contract;
  - (b) Special Conditions of Contract;
  - (c) General Conditions of Contract;
  - (d) Notification of Award of Tender;
  - (e) Letter of Acceptance;
  - (f) Price Schedule (BOQ);
  - (g) Anti – bribery Memorandum;
  - (h) Technical Specifications;
  - (i) Drawings; and,
  - (j) APPENDICES
    - (i.) Forms of Securities;
    - (ii.) Registered Power of Attorney; And
    - (iii.) Minutes of Negotiation Meeting.

In consideration of the payments to be made by The Employer to the Contractor as hereinafter mentioned, the Contractor hereby covenants with The Employer to execute the proposed Extension Of Kibaoni Water Supply Scheme to Sub-Village, Kakuni, Ushirika, Ndemanilwa & Isamvu and Eextension Of Inyonga-Kalovya Water Supply Scheme to Sub Villages of Shame, Kakunka, Kalovya C, Mji Mpya And Chamanzi in Mlele Dc - Katavi Region

Extension of kibaoni Water Supply scheme to Sub-village, Kakuni, Ushirika, Ndemanilwa & Isamvu and Extension of Inyonga-Kalovya water supply Scheme to sub villages of Shame, Kamkunka, kalovya C, Mji Mpya and Chamnanzi in Mlele Dc - Katavi Region

**IN WITNESS** whereof, the parties hereto have caused this Contract to be executed in accordance with their respective laws the day and year first above written.

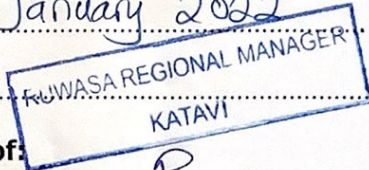
**FOR AND ON BEHALF OF THE EMPLOYER:**

Signature: 

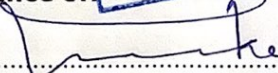
Name: Eng. Peter R. Nounala

Title: Regional Manager

Date: 14th January 2022

Seal: 

**In the presence of:**


Signature: 

Name: Eng. Gilbert Isaac

Title: DISTRICT MANAGER

Date: 14th Jan. 2022


**FOR AND ON BEHALF OF THE CONTRACTOR:**

Signature: 

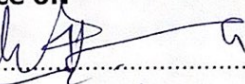
Name: Maxwell M. Njiru

Title: DIRECTOR

Date: 14 JAN. 2022

Seal: 

**In the presence of:**

Signature: 

Name: GADHUI Z. KASONGO

Title: TECHNICIAN

Date: 14/01/2022

Seal: .....

Extention of kibaoni Water Supply scheme to Sub-village, Kakuni, Ushirika, Ndemanilwa & Isamvu and Extention of Inyonga-Kalovya water supply Scheme to sub villages of Shame, Kamkunka, kalovya C, Mji Mpya and Chamnanzi in Mlele Dc - Katavi Region