

FORM OF CONTRACT

THIS CONTRACT is made on the 22ND day of NOVEMBER, 2021

BETWEEN

ARUSHA URBAN WATER SUPPLY AND SANITATION AUTHORITY P.O Box 13600, ARUSHA, (hereinafter called "the Purchaser") of the one part

AND

M/S TRANS OCEAN SUPPLIES P.O.BOX 10216 DAR ES SALAAM registered under the Companies Act [Cap 212, R.E 2002], and (Hereinafter called "the Supplier") of the other part

WHEREAS the Purchaser invited Tenders for Supply of Fittings for Karatu Urban Water Authority under COVID – 19 development plan project, tender number AE/029/2021-22/G/50A and has accepted a Tender for by letter with reference number AUWS/S.20/7/12/VOL.V/261 dated 22nd November, 2021.


NOW THIS AGREEMENT WITNESSETH 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 part of this Contract, In the event of any ambiguity or conflict between the Contract Documents listed below, the order of precedence shall be the order in which the Contract Documents are listed below: -
 - (a) This form of contract;
 - (b) The Form of Tender and the Price Schedule submitted by the Tenderer;
 - (c) The Schedule of Requirements;
 - (d) The Technical Specifications;
 - (e) The Special Conditions of Contract;
 - (f) The General Condition of Contract;
 - (g) The Purchaser's Letter of Acceptance; and
 - (h) Performance security;
 - (i) The Special Power of Attorney.

3. In consideration of the payments to be made by the Purchaser to the Supplier as hereinafter mentioned, the Supplier hereby covenants with the Purchaser supplying of Fittings for Karatu Urban Water Authority under COVID -19 development plan as per schedule of requirement and to remedy defects therein in conformity in all respects with the provisions of the Contract.
4. The Purchaser hereby covenants to pay the Supplier in consideration of supplying of Fittings Improvement of Water Supply to Peri Urban Water Network the remedying of defects therein, the Contract Price of TZS 37,474,900.00 Excluding VAT (Thirty-Seven Million, Four Hundred and Seventy-Four Thousand and Nine Hundred with zero cents) as may become payable under the provisions of the contract at the times and in the manner prescribed by the contract.
5. This contract is valid from for Twelve Months from date of signing.

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

SIGNED FOR AND ON BEHALF
OF THE PRUCHASER



 Signature
 (Name) Eng. Justine G. Rujomb
 (Occupation)
 Date: 22/11/2021


In the presence of



 Signature
 (Name) Alexander Sabu
 (Occupation) Head of legal Unit
 Date: 22/11/2021

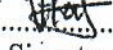
ORGANIZATION SEAL

ON BEHALF OF THE SUPPLIER:



 Signature
 (Name) BENSON KATANGA
 (Occupation) SALES EXECUTIVE
 (Address) P.O. BOX 10216 DSM
 Date:

In the presence of



 Signature
 (Name) VANESSA HESBON
 (Occupation) OPERATIONS OFFICER
 (Address) P.O. BOX 10216 DSM
 Date:

SUPPLIER/ COMPANY SEAL

TRANS OCEAN SUPPLIES LTD.
 P.O. Box 10216
 DAR-ES-SALAAM