

FORM OF CONTRACT

THIS AGREEMENT made the 21st day of 01 2022 between **Makambako Urban Water Supply and Sanitation Authority (MAKUWASA)** of Tanzania (hereinafter called "the PE") of the one part and **FRED TILIUS MAHENGE** (hereinafter called "the Supplier") of the other part:

WHEREAS the PE invited Tenders for certain goods and ancillary services, **TRENCH EXCAVATION AT MAGONGO AND IGANGIDUMU** and has accepted a Tender by the Supplier for the supply of those goods and services in the sum of TZS *Twenty eight Million Eight Hundred seventy one thousand nine hundred Only* (**Tzs 28,871,900/=**) (Hereinafter called "the Contract Price").

NOW THIS AGREEMENT WITNESSED AS FOLLOWS:

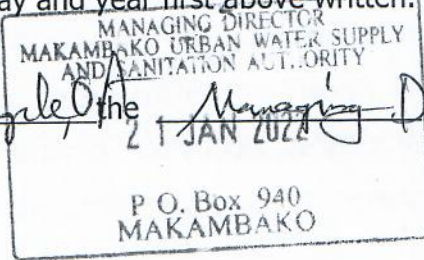
1. In this Agreement words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract referred to.
2. The following documents shall be deemed to form and be read and construed as part of this Agreement, In the event of any ambiguity or conflict between 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 agreement;
 - (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

3. In consideration of the payments to be made by the PE to the Supplier as hereinafter mentioned, the Supplier hereby covenants with the PE to provide the goods and services and to remedy defects therein in conformity in all respects with the provisions of the Contract
4. The PE hereby covenants to pay the Supplier in consideration of the provision of the goods and services and the remedying of defects therein, the Contract Price or such other sum as may become payable under the provisions of the contract at the times and in the manner prescribed by the contract.

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

Signed, sealed, delivered by Inqubuzile the Managing Director (for the PE)



Witness to the signatures of the PE:

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Signed, sealed, delivered by Hassan R. Ally the Technical Manager (for the PE)

Witness to the signatures of the Supplier: Rehuf