

1. Form of Contract

This Agreement, made the ^{26th} day of ~~NOVEMBER~~ 2021 between
MEDICAL OFFICER INCHARGE
MAWENI REGIONAL REFERRAL HOSPITAL,
P.O BOX 16,
KIGOMA (hereinafter called "the Employer")

And

NEVAN WORKS AND GENERAL SUPPLY CO LTD
P.O BOX 849,
KIGOMA.

(Hereinafter called "the Contractor") of the other part.


Whereas the Employer is desirous that the Contractor execute **CONSTRUCTION OF EMERGENCY MEDICAL DEPARTMENT (EMD) AND INTENSIVE CARE UNIT(ICU) BLOCK** (hereinafter called "the Works") and the Employer has accepted the Tender by the Contractor for the execution and completion of such works and the remedying of any defects therein in the sum of **ONE BILLION THREE HUNDRED THIRTY-FIVE MILLION THREE HUNDRED FOURTY EIGHT THOUSAND ONLY (1,335,348,000/=)** (hereinafter called "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 hereinafter referred to, and they shall be deemed to form and be read and construed as part of this Agreement.
2. 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 and complete the Works and remedy any defects therein in conformity in all respects with the provisions of the Contract.
3. The Employer hereby covenants to pay the Contractor in consideration of the execution and completion of the Works and the remedying of defects wherein the Contract Price of **ONE BILLION THREE HUNDRED THIRTY-FIVE MILLION THREE HUNDRED FOURTY EIGHT THOUSAND ONLY (1,335,348,000/=)** 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.

Signed by the said MEDICAL OFFICER INCHARGE, MAWENI REGIONAL REFERRAL HOSPITAL, P. O BOX 16, KIGOMA for and on behalf of "The Employer"

Name..... Stanley Bwagi

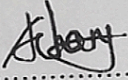
Signature..... 

Designation..... MOI

MGANGA MFAWIDHI
HOSPITALI YA RUFAA YA MAWENI
KIGOMA

In the presence of

Name..... Ayub Charles


Signature..... 

Designation..... Health Secretary

MGANGA MFAWIDHI
HOSPITALI YA RUFAA YA MAWENI
KIGOMA

Signed by the said NEVAN WORKS AND GENERAL SUPPLY CO LTD, P. O BOX 849, KIGOMA for and on behalf of "The Employee"


Name..... Lameck Otonde

Signature..... 

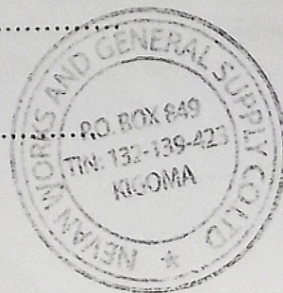
Designation..... Director

In the presence of

Name..... ENG. SHILUNGU SHTJO

Signature..... 

Designation..... ENGINEER



Form of Agreement

This Agreement, made the 12th day of JUNE, 2020 between Permanent Secretary, Ministry of Health, Community Development, Gender, Elderly and Children of P. O. Box 743, 40478 DODOMA (hereinafter called "the Employer") and M/S MIST ENG CONTRACTORS LTD P.O. Box 131, MBEYA (hereinafter called "the Contractor") of the other part.

Whereas the Employer is desirous that the Contractor execute Tender No. ME/007/2019-2020/HQ/W/5 PROVISION OF LABOUR FOR PROPOSED CONSTRUCTION OF BLOOD CENTRES AT SELECTED REGION REFERAL HOSPITALS IN TANZANIA (RUKWA, MANYARA, TANGA AND KIGOMA). (hereinafter called "the Works") and the Employer has accepted the Tender by the Contractor for the execution and completion of such works and the remedying of any defects therein in the sum of Tanzanian Shillings One Billion One Hundred Eight Million Three Hundred Twenty One Thousand Three Hundred Seventy Nine Eight Cents Only (1,108,321,379.08) VAT Inclusive for a period of Four Months from date of Possession of the Site. (hereinafter called "Contract Price").

AND WHEREAS the Contractor has supplied the Employer with a full priced copy of the said Bills of Quantities which is herein-after referred to as 'the Contract Bills'

WITNESS WHEREOF, the Parties hereto have caused this Agreement to be executed in accordance with the respective laws in the day and year first above written.

Now this Agreement witnesseth 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 hereinafter referred to, and they shall be deemed to form and be read and construed as part of this Agreement.
2. 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 and complete the Works and remedy any defects therein in conformity in all respects with the provisions of the Contract.
3. The Employer hereby covenants to pay the Contractor in consideration of the execution and completion of the Works and the remedying of defects wherein 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 sum of Tanzanian Shillings One Billion One Hundred Eight Million Three Hundred Twenty One Thousand Three Hundred Seventy Nine Eight Cents Only (1,108,321,379.08) VAT Inclusive.

SIGNED by the said PERMANENT SECRETARY, MINISTRY OF HEALTH, COMMUNITY DEVELOPMENT, GENDER, ELDERLY AND CHILDREN of P. O. BOX 743, 40478 DODOMA for and on behalf of "the Employer".

Name: PROF. MABULA D. MUKHEMBE

Signature: [Handwritten Signature]

Designation: PS

In the Presence of

Name: MERICK E. LOVINGA

Signature: [Handwritten Signature]

Designation: DIRECTOR FOR LEGAL SERVICES

SIGNED by the said,
M/S MIST ENGINEERING CONTRACTORS LTD P.O. Box, MBEYA for
and on behalf of the "Contractor".

Name: IVOR G. NDIWUBO

Signature: [Handwritten Signature]

Occupation: MANAGING DIRECTOR

MIST ENG. CONTRACTORS LTD
P. O. BOX 131
MBEYA

In the Presence of

Name: ABDON A. BUNDALA

Signature: [Handwritten Signature]

Designation: LEGAL OFFICER