

Form of Agreement

This Agreement, made the 1st November, 2021

Between

Moshi Municipal Council, P.O. Box 318, Moshi (hereinafter called "the Employer") "of the one part"

And

M/s. RAVJI CONSTRUCTION Ltd P.O Box 8322, BOMA MBUZI, MOSHI (hereinafter called "the Contractor") of the other part.

Whereas the Employer is desirous that the Contractor execute **Construction of 22 Classrooms for Secondary Schools at Moshi Municipal Council. Contract Number LGA-045/2021-2022/HQ/W/93.** (hereinafter called "the Works") and the Employer has accepted the Bid by the Contractor for the execution and completion of such works and the remedying of any defects therein in the sum of **Tanzania Shillings, Four Hundred Thirty Nine Million Eight Hundred Forty Three only VAT INCLUSIVE, TShs (439,843,000.00) hereinafter called "Contract Price"**.

Now this Agreement witnesseth as follows :-

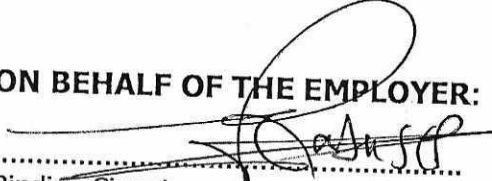
1. In this Agreement, words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract hereinafter referred to, and they shall be deemed to form and be read and construed as part of this Agreement.
2. The following documents shall be deemed to form and be read and construed as Part of this Agreement, namely:
 - i. Form of Agreement
 - ii. The Letter of Acceptance
 - iii. The Contractor's Bid dated 21th October, 2021
 - iv. The Special Condition of Contract
 - v. The General Condition of Contract
 - vi. The Specifications
 - vii. The Drawings
 - viii. The Bill of Quantities
 - ix. The Sample Form of Bond and Guarantees
3. All the aforesaid documents are hereinafter referred to as "**The Contract**", and shall be taken as complementary and mutually explanatory of one another but in case of ambiguities or discrepancies shall take precedence in the order set out above.
4. 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.

5. The Employer has accepted the Bid by the Contractor for the execution and completion of such works and the remedying of any defects therein in the sum of **Tanzania Shillings, Four Hundred Thirty Nine Million Eight Hundred Forty Three only VAT INCLUSIVE, TShs (439,843,000.00)** 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.

In Witness whereof the parties thereto have caused this Agreement to be executed the
Day and year first before written.

ON BEHALF OF THE EMPLOYER: In the Presence of:

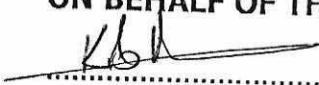

.....
Binding Signature
Name: Juma Raibu Juma
Honorable Mayor
Moshi Municipal Council

MAYOR
Moshi Municipal Council


.....
Binding Signature
Name: Rashid K. Gembe
Municipal Director
Moshi Municipal Council

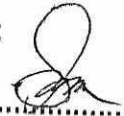
Municipal Director
Moshi

ON BEHALF OF THE CONTRACTOR: In the Presence of:


.....
Binding Signature
Name: **KISHAN VAESANTI**
Title: **DIRECTOR**

Company Stamp:

RAVJI CONSTRUCTION LTD.
Registered Building & Civil Contractor
P.O. Box 9936 Tel: +255 22 2701014
SHEKILANGO RD. Fax: +255 22 2700968
SINZA AREA DAR ES SALAAM


.....
Binding Signature
Name: **Eng. PETER MATWITI**
Occupation: **CHIEF**
ENGINEER