

VOLUME 2

SECTION 1

CONTRACT FORM

WORKS CONTRACT

NO. 157/2024

**FINANCED FROM THE ITALIAN AGENCY FOR DEVELOPMENT COOPERATION (AICS) – NAIROBI
REGIONAL OFFICE**

Between

AMICI DEL MONDO – WORLD FRIENDS – ONLUS

Ruaraka Uhai Neema Hospital,
Off Thika Rd., opp. Safari Park Hotel
P.O. Box 39433 – 00623,
Nairobi, Kenya
("The contracting authority"),

of the one part,

and

<Full official name of contractor>
[<Legal status/title>]¹
[<Official registration number>]²
<Full official address>
[<VAT number>]³,

("the contractor")

of the other part,

have agreed as follows:

**ESTABLISHMENT OF A HEALTH NETWORK IN KENYA, TANZANIA AND UGANDA (AID 012519/01/1)
Construction of the Maternity Block at Malindi Sub-County Hospital**

Identification number: 157/2024

Whereas the contracting authority would like the contractor to carry out the following works:

Construction of the Maternity Block at Malindi Sub-County Hospital

and has accepted a tender by the contractor for the execution and completion of such works and the remedying of any defects therein.

¹ Where the contracting party is an individual.

² Where applicable.

³ Except where the contracting party is not VAT registered.



Insieme neglislum

It is hereby agreed as follows:

- (1) In this contract, words and expressions shall have the meanings assigned to them in the contractual conditions set out below.
- (2) The following documents shall be deemed to form and be read and construed as part of this contract, in the following order of precedence:
 - (a) the contract,
 - (b) the special conditions,
 - (c) the general conditions,
 - (d) the general conditions for building works (JBC),
 - (e) the bill of quantities (after arithmetical corrections),
 - (f) the technical and/or performance specifications,
 - (g) the design documentation (drawings),
 - (h) any other documents forming part of the contract.

The various documents making up the contract shall be deemed to be mutually explanatory; in cases of ambiguity or divergence, they shall prevail in the order in which they appear above. Addenda shall have the order of precedence of the document they are amending.

- (3) In consideration of the payments to be made by the contracting authority to the contractor as hereinafter mentioned, the contractor undertakes to execute and complete the works and remedy defects therein in full compliance with the provisions of the contract.
- (4) The contracting authority hereby agrees to pay the contractor in consideration of the execution and completion of the works and remedying of defects therein the amount of:
 - **<amount in words Kenyan Shillings Only (XX,XXX,XXX.XX KES) (VAT/other taxes inclusive)**

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. VAT will be paid in compliance with the binding regulations, national law and international agreements concerning the execution of the project.

In witness whereof the parties hereto have signed the contract. This contract shall take effect on the date on which it is signed by the last party, namely the contractor.

Done in English in three originals, one original for the contracting authority, one original for the Donor, and one original for the contractor.

For the contractor

For the contracting authority

Name:

Name:

Title:

Title:

Signature:

Signature:

Date:

Date: