

কেমিক্যাল মেট্রোলজি অবকাঠামো সমৃদ্ধকরণ প্রকল্প
বাংলাদেশ বিজ্ঞান ও শিল্প গবেষণা পরিষদ

Notification of Award (Form PW3-8)

Contract No: 5600.8400.05.007.2019/NoA-06/516

Date: 03/04/2019

To

Mukta Construction Ltd.-Benfix Steel Building Development Ltd. JV
(MCL-BSBDL JV)
House-1289, Road-11
Avenue-2, Mirpur DOHS
Dhaka

This is to notify you that your Tender dated 17 January 2019 for the execution of the Works for Construction of 01(one) Basement + 07(seven) Storied Laboratory Building with 07(seven) Storied Foundation at Dhanmondi Campus of BCSIR, Dhanmondi, Dhaka under **Augmentation of Chemical Metrology Infrastructure Project** for the contract price of Tk. 68,92,54,020.00 only (Sixty Eight Crore Ninety Two Lac Fifty Four Thousand and Twenty taka only) as corrected and modified in accordance with the Instructions to Tenderers, has been approved by Project Director, Augmentation of Chemical Metrology Infrastructure Project, DRiCM, BCSIR.

You are thus requested to take following actions:

- accept in writing the Notification of Award within seven (7) working days of its issuance in accordance with ITT Clause 64.
- furnish a Performance Security in the form as specified and in the amount of Tk. Tk. 6,89,25,402.00 only (Six Crore Eighty Nine Lac Twenty Five Thousand Four Hundred Two taka only) within (fourteen) 14 days of acceptance of this Notification of Award but not later than 24/04/2019, in accordance with ITT Clause 65 & 66.
- sign the Contract within twenty-eight (28) days of issuance of this Notification of Award but not later than 30/04/2019, in accordance with ITT Clause 69 (Contract Signing)

You may proceed with the execution of the Works only upon completion of the above tasks. You may also please note that this Notification of Award shall constitute the formation of this Contract which shall become binding upon you.

We attach the draft Contract and all other documents for your perusal and signature.

Dr. Mala Khan
Project Director

Date: 03/4/19

ডিআরআইসিএম

বিসিএসআইআর ডি. কুদ্দুসাত-ই-খুদা রোড, ধানমন্ডি
ঢাকা-১২০৫, ফোন: ৯৬৭১৮৩০, ফ্যাক্স: ৮৬১৩৮১৯

Contract Agreement (Form PW3-9)

THIS AGREEMENT made the [day] day of [month][year] between [name and address of Procuring Entity] (hereinafter called "the Procuring Entity") of the one part and [name and address of Contractor] (hereinafter called "the Contractor") of the other part:

WHEREAS the Procuring Entity invited Tenders for certain works, viz, [brief description of works] and has accepted a Tender by the Contractor for the execution of those works in the sum of Taka [Contract Price in figures and in words] (hereinafter called "the 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 General Conditions of Contract hereafter referred to.
2. The documents forming the Contract shall be interpreted in the following order of priority:
 - (a) the signed Contract Agreement
 - (b) the Notification of Award
 - (c) the completed Tender and the Appendix to the Tender
 - (d) the Particular Conditions of Contract
 - (e) the General Conditions of Contract
 - (f) the Technical Specifications
 - (g) the General Specifications
 - (h) the Drawings
 - (i) the priced BOQ and the Schedules
 - (j) any other document listed in the **PCC** forming part of the Contract.
3. In consideration of the payments to be made by the Procuring Entity to the Contractor as hereinafter mentioned, the Contractor hereby covenants with the Procuring Entity to execute and complete the works and to remedy any defects therein in conformity in all respects with the provisions of the Contract.
4. The Procuring Entity hereby covenants to pay the Contractor in consideration of the execution and completion of the works 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 the laws of Bangladesh on the day, month and year first written above.

For the Procuring Entity For the Contractor

Signature

Name

National ID No.

Title

In the presence of Name

Address

Bank Guarantee for Performance Security (Form PW3-10)

[This is the format for the Performance Security to be issued by any scheduled Bank of Bangladesh in accordance with ITT Clause 65, 66, 67 & 68]

Contract No: [insert reference number]

Date: [insert date]

To:

[insert Name and address of Procuring Entity]

PERFORMANCE GUARANTEE No: [insert number]

We have been informed that *[name of Contractor]* (hereinafter called "the Contractor") has undertaken, pursuant to Contract No *[insert reference number of Contract]* dated *[insert date of Contract]* (hereinafter called "the Contract"), the execution of works *[description of works]* under the Contract.

Furthermore, we understand that, according to your conditions, the Contract must be supported by a Bank Guarantee for Performance Security.

At the request of the Contractor, we *[name of Bank]* hereby irrevocably unconditionally undertake to pay you, without cavil or argument, any sum or sums not exceeding in total an amount of Tk *[insert amount in figures and in words]* upon receipt by us of your first written demand accompanied by a written statement that the Contractor is in breach of its obligation(s) under the Contract conditions, without you needing to prove or show grounds or reasons for your demand of the sum specified therein.

This guarantee is valid until *[date of validity of guarantee]*, consequently, we must receive at the above-mentioned office any demand for payment under this guarantee on or before that date.

Signature

Signature