



THE CONTRACT AGREEMENT

BETWEEN

ZOMBA CITY COUNCIL

AND

WILLS NJOKA
Carrying on Business as

PROWS CIVILS

For

CONSTRUCTION OF FLEA MARKET SHOPS
CONTRACT NO.: ZCC/DFLA/SHOPS/ENG-FLEA- MARKET /2022-2023/1

DATE: 6TH MARCH, 2023

AGREEMENT

THIS AGREEMENT made the day of **Monday, 6th March, 2023**, between **Zomba City Council of Box 43, Zomba** (hereinafter called "the Procuring Entity") the one part, and **Wills Njoka Carrying on business as PROW Civils of P.O Box 1064 Lilongwe** (hereinafter called "the Supplier"), of the other part:

WHEREAS the Procuring Entity invited bids for certain works and Related Services, viz., **Construction of Flea Market Shops**, and has accepted a Bid by the Contractor for the construction those works and Related Services in the sum of **Mk 204,016,347.27** (hereinafter "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 Contract referred to.
2. The following documents shall be deemed to form and be read and construed as part of this Agreement, viz.:
 - a) the General Conditions of Contract;
 - b) the Special Conditions of Contract;
 - c) The Schedule of Requirements;
 - d) the Bid Submission Sheet and the Priced Bill of Quantities submitted by the Contractor;
 - e) the Procuring Entity's Notification to the Supplier of award of Contract; and
 - f) Negotiation Minutes
 - g) Letter of acceptance
3. In consideration of the payments to be made by the Procuring Entity to the Supplier as indicated in this Agreement, the Supplier hereby covenants with the Purchaser to provide the Goods and Related Services and to remedy defects therein in conformity in all respects with the provisions of the Contract.
4. The Procuring Entity hereby covenants to pay the Supplier in consideration of the provision of the Goods and Related 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.

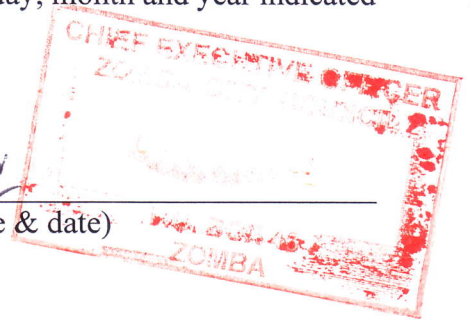
IN WITNESS whereof the parties thereto have caused this Agreement to be executed in accordance with the law specified in the Special Conditions of Contract on the day, month and year indicated above.

FOR AND ON BEHALF OF ZOMBA CITY COUNCIL

Name: **Fred Nankuyu**

Position: Ag. Chief Executive Officer
(in that behalf duly authorised)


(Signature & date)

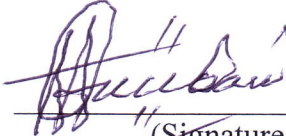


In the presence of:

Witness No. 1

Name: Martin Kumbani

Position (Director of Engineering Services)


(Signature & date)

Address: P.O Box 43, Zomba

FOR AND ON BEHALF OF (PROW CIVILS)

Name: WILLS NJOKA

Position: CHIEF EXECUTIVE OFFICER
(In that behalf duly authorised)


(Signature & Date)




In the presence of:

Witness No. 1

Name: GLORY NJOKA

Position (MANAGING PARTNER)


(Signature & date)

Address: P.O. Box 1064, Lilongwe

ZOMBA CITY COUNCIL



Your Ref:.....

P.O BOX 43
ZOMBA
MALAWI

Our Ref: ZCC/DFLA/SHOPS/ENG-SHOPS-BUS-DEPOT/2022-2023/03

Tel: (265) 01 525039

Fax: (265) 01 525362

E-mail: info@zombacitycouncil.org

2nd March, 2023

The Managing Director
PROW Civils
P.O BOX 1064
Lilongwe

Dear Sir/Madam,

NOTIFICATION OF CONTRACT AWARD: CONSTRUCTION OF BUS DEPOT SHOPS LOT3

The above subject refers.

Following the negotiation meeting held on Thursday, 2nd March 2023 for the procurement captioned above, Zomba City Council through IPDC has granted an approval to enter into the contract with you (PROW Civils) as the following:

CONSTRUCTION OF BUS DEPOT SHOPS LOT 1			
LOT	SITE	CONTRACT AMOUNT (MK)	COMPLETION PERIOD
1	Zomba City	281, 104, 455.85	180 Days

This notification serves as a formal agreement between PROW Civils and Zomba City Council. However, the standard contract documents with detailed information are being processed for onward submission to you for your review and signature.

Meanwhile, you are required to respond to this offer either by accepting or rejecting it within 2 working days.

Zomba City Council congratulates you and hope for your full participation and commitment in any of the upcoming proceedings.

Your Statutory and prompt response on these matters is always appreciated.

Yours faithfully



Fred Nankuyu

Ag. Chief Executive Officer

