



THE CONTRACT AGREEMENT

BETWEEN

ZOMBA CITY COUNCIL

AND

PATRICK AUGUSTINE MBALAMBE

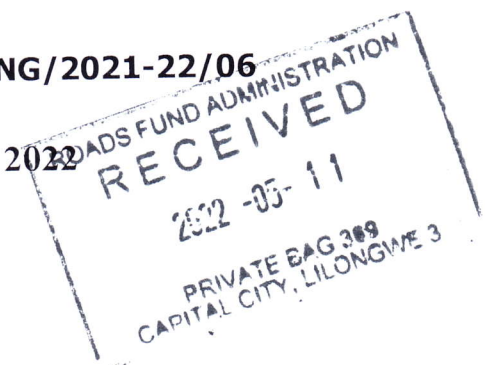
Carrying on business as

PAMS CONSTRUCTION

FOR UPGRADING OF SOGOJA ROAD IN ZOMBA CITY

CONTRACT NO.: ZCC/RF/RD/ENG/2021-22/06

DATE: 30TH MARCH, 2022



Contract agreement between Zomba City Council and Pams Construction for Upgrading of Sogoja Road, in Zomba City. March, 2022

Agreement

THIS AGREEMENT made the 30th day of March, 2022, between Zomba City Council of Box 43, Zomba (hereinafter called “the Employer”), of the one part, **and PATRICK AUGUSTINE MBALAMBE** carrying on business as **PAMS CONSTRUCTION** of P.O Box 1286, Blantyre (hereinafter called “the Contractor”), **of the other part:**

WHEREAS the Employer is desirous that the Contractor execute the works (UPGRADING OF SOGOJA ROAD (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 for the sum of **MK 1,363,715,490.00** (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 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 Form and the priced Activity Schedule or priced Bill of Quantities submitted by the Contractor;
 - (e) The Employer’s Notification to the Contractor of award of contract; and
 - (f) Negotiation Minutes
 - (g) Letter of acceptance
3. 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.
4. The Employer 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

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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**


(Signature & date)

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

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 (PAMS CONSTRUCTION)

Name: *Patrick Malame*


Position: *Managing Director*
(In that behalf duly authorised)


(Signature & Date)

In the presence of:
Witness No. 1

Name: *Alex Borjans*

Position: *Operations Manager*
Address: P.O Box 1286, Blantyre


(Signature & Date)

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