



THE REPUBLIC OF MALAWI
MINISTRY OF LOCAL GOVERNMENT

CONTRACT NO: MW-CZDC-335894-CW-RFQ

**CONTRACT AGREEMENT FOR THE CONSTRUCTION
OF 5 TOILETS IN VARIOUS MARKETS**

BETWEEN

THE GOVERNMENT OF THE REPUBLIC OF MALAWI

Acting through its

**CHIRADZULU DISTRICT COUNCIL
P/Bag 1
CHIRADZULU**

And

**CHIMUJINTHE CONSTRUCTION
P.O. BOX 724.
MZUZU.**

THIS CONTRACT AGREEMENT is made on the 13th day of February, 2023

Between

1. **CHIRADZULU DISTRICT COUNCIL**, acting on behalf of the Government of Malawi, Ministry of Local Government and having its principal place of business at **Private Bag 1, Chiradzulu Malawi** (hereinafter called "the Employer")

AND

2. **CHIMUJINTHE CONSTRUCTION** a corporation incorporated under the laws of **Malawi** having its principal place of business **Post Office Box 724. Mzuzu** (hereinafter called "the Contractor")

Contact Details (Cell) 0995 28 2558

Whereas the Employer sourced bid for the works, describe as **Construction of toilets in various markets (Yasini, Boma, Masanjala, Ndunde and Khonjeni) in Chiradzulu District** and has accepted a Bid by the Contractor for execution and completion of these works and remedying of any defects therein, and the Employer agrees to pay the Contractor 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.

Employer and the Contractor agree as follows:

In this Agreement words and expressions shall have the same meanings as are respectively assigned to them in the Contract documents referred to.

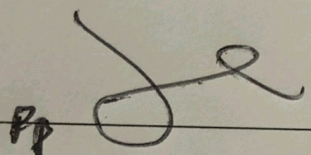
The following documents shall be deemed to form and be read and construed as part of this Agreement. This Agreement shall prevail over other Contract documents.

- A. The Minutes of Contract Negotiations
 - B. The Acceptance letter
 - C. The Award letter
 - D. The Bid submission form
 - E. The Bid Securing Declaration Form
 - F. The Priced Bill of Quantities
 - G. The Proposed Personnel
 - H. The Drawings
 - I. The Code of Conduct
 - J. The Environmental Declaration Form
 - K. The Sexual Exploitation and Abuse (SEA)/ Sexual Harassment Performance Declaration
 - L. The Proposed programme of works
 - M. The letter of acceptance of World Bank Anti-Corruption Guidelines
 - N. The General conditions
 - O. The Special conditions
 - P. The Schedule of requirements
3. In consideration of the payments to be made by the Employer to the Contractor as indicated in this Agreement, the Contractor hereby covenants with the Employer to execute the Works and to remedy 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 MK22, 059,367.50 (TWENTY TWO MILLION AND FIFTY NINE THOUSAND THREE HUNDRED AND SIXTY SEVEN THOUSAND KWACHA AND FIFTY TAMBALA ONLY)** or such other sum as may become payable under the provisions of the **admeasurements Contract** at the times and in the manner prescribed by the Contract.
5. The Mobilisation (Advance Payment) will be equivalent to a limit of **20%** of the Contract Price. It will be paid to the **Contractor** no later **than 30 days**.

6. The Start Date shall be: **5 days after Contract signing** and the Intended Completion Date for the whole of the Works shall be: **120 Days after the start date.**

Agreement to be executed in accordance with the laws of **Malawi** on the day, month and year indicated above.

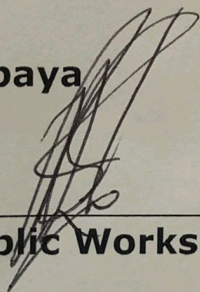
Name: Francis Matewere
Position: District Commissioner

Signature:  _____

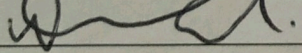
Date: 13/2/20

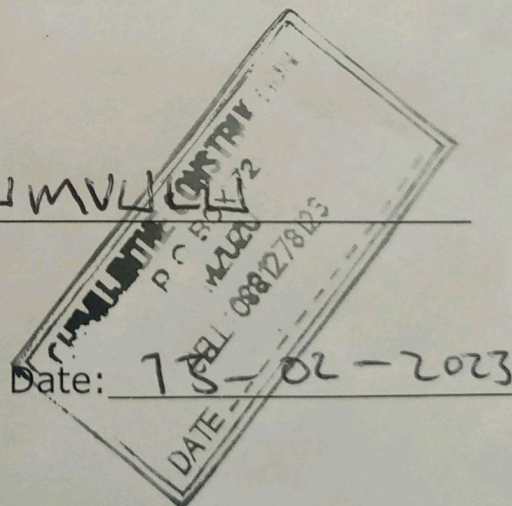
For and on behalf of the Employer,
CHIRADZULU DISTRICT COUNCIL

Name: Francis M'baya

Signature:  _____
Witness: Chief Public Works Officer

Name: JAMES KAMVWLUMVU

Signature:  _____
CHIMUJINTHE CONSTRUCTION.
Phone number:



Date: 13-02-2023

Witness Name: ANABEL KAIKANO

Signature:  _____

Date: 14-02-23