# SECTION-4

# FORM OF TENDER, LETTER OF ACCEPTANCE, AND AGREEMENT FORM ETC.

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## FORM OF TENDER (DELETED)

Please refer Form PS-1 of Section 3: Qualification Information & Bidding Forms.

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**FORM-1**

**LETTER OF ACCEPTANCE**

(On the Letter head of the Employer)

[Date]_____

To: _____[name and address of the Contractor]

Dear Sirs,

a) This is to notify you that your Bid dated _____ for the execution of _____ for the Accepted Contract Amount of Rupees_____[amount in words and figures], as corrected and modified in accordance with the Instructions to Tenderers is hereby accepted by the Competent Authority of K-RIDE.

You are hereby requested to furnish Performance Security plus additional security for unbalanced tenders in accordance with of Clause 25.5 of ITT, in the form detailed in Clause 29.1 of ITT and clause 4.2of the general conditions of contract for an amount of ₹. _____within 28 days of the receipt of this letter of acceptance, valid up to 30 days from the date of expiry of Defects Liability Period i.e., up to _____and sign the contract.

You are hereby instructed to proceed with the execution of the said works in accordance with the contract documents from ----------date of issuance of this letter.

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Yours faithfully,

Authorized Signature

Name and Title of Signatory

Name of Agency.

**FORM-2**

**DELETED**

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**FORM-3**

## AGREEMENT FORM

This agreement is made on the _ _____day of_____20_____, between _____

_____ (Name and Address of Employer) (herein after called "the Employer") of the one part and _____[name and address of contractor] (herein after called "the Contractor") of the other part.

Whereas the Employer is desirous that the Contractor execute _____

vide Tender No. _____dated _____(herein after called "The Works") and the Employer has accepted the Tender by the Contractor for the execution and completion of such Works and the remedying of any defects therein at any defects therein at a contract price of Rupees_____

**NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:**

1. In this Agreement, words and expression shall have the same meanings as are respectively assigned to them in the Conditions of Contract hereinafter referred to, and they shall be deemed to form and be read and construed as part of this Agreement.
2. 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 aspects with the provisions of the Contract.
3. The Employer hereby covenants to pay the Contractor in consideration of the execution and completion of the Works and the remedying the defects wherein 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.
4. The following documents shall be deemed to form and be read and construed as part of this Agreement,

   The documents forming the Contract shall be interpreted in the following order of priority:

   i. This Contract Agreement and the Appendices hereto.
   ii. Letter of Acceptance
   iii. Letter of Bid and the Price Schedule submitted by the Contractor.
   iv. Addendums, Corrigendum and Pre-bid clarifications to the Tender
   v. Special provisions (if any)
   vi. Particular Conditions of Contract (PCC) / Contract Data
   vii. General Conditions of Contract (GCC) / Conditions of Contract (CC)
   viii. Employers Requirements including scope of works, the Schedules.
   ix. Technical specification, Safety, Health & Environment Manual
   x. Design and Drawings
   xi. Any other documents pertaining to tender, issued by the Employer
   xii. Contractor's Technical Proposal
   xiii. Any other documents pertaining to tender, submitted by the contractor

If an ambiguity or discrepancy is found in the documents, the Engineer will bring the same to the notice of the Employer and the Employer will issue necessary clarification or instruction, as per the need.

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In witness whereof the parties thereto have caused this Agreement to be executed the day and year first before written.

The Common Seal of _____
was hereunto affixed in the presence of:

Signed, Sealed and Delivered by the said _____

_____

in the presence of:

Binding Signature of Employer _____

Binding Signature of Contractor _____

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