

***B. DRAFT CONTRACT AND SPECIAL CONDITIONS,
INCLUDING ANNEXES***

DRAFT CONTRACT

SUPPLY CONTRACT FOR EUROPEAN UNION EXTERNAL ACTIONS No. FED/2018/397-275/MV/MAOPE 02 FINANCED FROM THE EDF

The Permanent Secretary, Ministry of Agriculture Animal Industry and Fisheries
(11th EDF Support to Promoting Environmentally Sustainable Commercial Aquaculture in Uganda
Project)
Plot 16 – 18, Lugard Avenue
P. O. Box 102
Entebbe - Uganda

(‘The contracting authority’),

of the one part,

and

<Full official name of contractor>
[<Legal status/title>]¹
[<Official registration number>]²
<Full official address>
[<VAT number>]³, (‘the contractor’)

of the other part,

have agreed as follows:

PROJECT: SUPPORT TO PROMOTING COMMERCIAL AQUACULTURE PROJECT IN UGANDA – Financing Agreement no. FED/2016/038-334

CONTRACT TITLE: Supply and Delivery of Four (4) 4X4 Wheel Drive Vehicles (1 Station Wagon and 3 Double Cabin Pick-Ups), and Three (3) motorcycles to the Ministry of Agriculture Animal Industry & Fisheries – Support to the Promotion of Commercial Aquaculture Project in Uganda

Identification number : FED/2018/397-275/MV/MAOPE 02.

¹ Where the contracting party is an individual.

² Where applicable. For individuals, mention their ID card or passport or equivalent document – number.

³ Except where the contracting party is not VAT registered.

Article 1 Subject

- 1.1 The subject of the contract is the supply and delivery by the contractor of the following goods:

Lot 1

Item No.	Description	Quantity
1	4 x 4 Station Wagon Motor Vehicle	1

Lot 2

Item No.	Description	Quantity
1	4 x 4 Double Cabin Motor Vehicles	3

Lot 3

Item No.	Description	Quantity
1	Motor Cycles	3

The place of acceptance of the supplies shall be the “Support to Promoting Commercial Aquaculture Project in Uganda” at the Ministry Agriculture Animal Industry and Fisheries, Plot 16-18, Lugard Avenue Entebbe, the time limits for delivery shall be 60 days from the date of signature of the contract by the last party and the Incoterm applicable shall be DDP⁴. The period of implementation of tasks shall run from 60 days from the date of signature of the contract by the last party to the date for provisional acceptance.

- 1.2 The contractor shall comply strictly with the terms of the special conditions and the technical annex.
- 1.3 The supplies which form the Supply and Delivery of Motor Vehicles and Motorcycles of all lots must be accompanied by the spare parts described by the contractor in its tender and by the accessories and other items necessary for using the goods over a period of one year, as specified in the instructions to tenderers.

Article 2 Origin

The rules of origin of the goods are defined in Article 10 of the special conditions.

A certificate of origin for the goods must be provided by the contractor at the latest when it requests provisional acceptance of the goods. Failure to comply with this condition may result in the termination of the contract and/or suspension of payment.

Article 3 Price

- 3.1 The price of the supplies shall be that shown on the financial offer (specimen in Annex IV). The total maximum contract price shall be: _____EUR.

⁴ DDP (Delivered Duty Paid) / DAP (Delivered At Place) — Incoterms 2020 International Chamber of Commerce <http://www.iccwbo.org/incoterms/>

3.2 Payments shall be made in accordance with the general and/or special conditions (Articles 26 to 28).

Article 4 Order of precedence of contract documents

The contract is made up of the following documents, in order of precedence:

- the contract agreement;
- the special conditions
- the general conditions (Annex I);
- the technical specifications (Annex II including clarifications before the deadline for submission of tenders);
- the technical offer (Annex III including clarifications from the tenderer provided during tender evaluation);
- the budget breakdown (Annex IV);
- specified forms and other relevant documents (Annex V);

The various documents making up the contract shall be deemed to be mutually explanatory; in cases of ambiguity or divergence, they shall prevail in the order in which they appear above.

Article 5 Other specific conditions applying to the contract

For the purpose of Article 44 of the general conditions, for the part of the data transferred by the contracting authority to the European Commission:

- (a) the controller for the processing of personal data carried out within the Commission is the head of legal affairs unit of DG International Cooperation and Development.
- (b) the data protection notice is available at <http://ec.europa.eu/europeaid/prag/annexes.do?chapterTitleCode=A>.

Done in English in two originals, one original being for the contracting authority, and one original being for the contractor.

For the contractor

Name:

Title:

Signature:

Date:

For the contracting authority

Name:

Title:

Signature:

Date: