

## MEMORANDUM OF AGREEMENT

An agreement made this 20 May, 2016 between the Nankana Sahib Education Trust, Ludhiana having its office at Guru Nanak Dev Engineering College campus at GILL PARK, GILL ROAD, LUDHIANA – 141006. Hereinafter referred to as the EMPLOYER and M/s Absolute Water Pvt. Ltd, New Delhi having its Head Office at M-58, 2nd Floor, Market Greater Kailash-II, New Delhi-110048. Hereinafter referred to as the CONTRACTOR, with respect to the Construction of 500 kLD STP using Biofilters with Ozonation as a tertiary treatment at the campus of Guru Nanak Dev Engineering College, Ludhiana.

The Employer and Contractor agree to collaborate in the construction of 500 kLD STP on the following terms:

The **EMPLOYER** shall:

1. Issue a Work Order for the construction of 500 kLD STP in favor of the Contractor.
2. Approve the Working drawings, Bill of Quantities, Specifications and other instructions related to the work submitted by the Contractor.
3. Hand over the site to the contractor and give necessary markings, etc. for the start of the construction.
4. Allocate space for the construction of temporary buildings/ shed for the storage of the building materials and accommodation of workers related to the work.

The **CONTRACTOR** agrees to:

1. Prepare and submit a detailed project proposal (duly vetted from CPCB approved consultants or any Indian Institute of Technology) related to the planning, design, bill of quantities and execution & commissioning of the 500 kLD STP, as per the approved technology at the time of bidding, for an approval from the technical committee constituted by the employer for this purpose.
2. Submit a duly signed copy of the letter of acceptance (LoA) and Memorandum of Agreement (MoA) to the employer along with the earnest money (as given in the work order).
3. Submit bank-guarantee (as per the format given in the contract document) from any nationalized bank having its office in Ludhiana of an amount equal to 10% of the approved capital cost of the STP to the employer for availing the advance/mobilization charges for starting the work.

4. Complete the construction work of the STP as per the scope of the contract document and the approved working drawings, specifications, conditions/ clause of CPWD/CPCB/PPCB and to the satisfaction of the technical committee within 04 (four) months from the date of issue of the work order.
5. Commission the STP and operate/run it for the five years, taken from the date of issue of the completion certificate and duly notified by the employer. The contractor also agrees to operate the STP for the next block period of 5 years at an approved recurring cost of the STP. The employer will inform him to run the STP well in advance in this regards. If the contractor refuses to operate the STP at an agreed amount, the performance bank guarantee submitted by him will be revoked by the employer.
6. Prove the efficiency (it must meet all requirements of safe discharge of the treated water into the water bodies) of the constructed and commissioned STP by means of the test results obtained from the standard testing procedures as stipulated by the Law/ CPWD/ CPCB/ PPCB norms.
7. Train the persons deputed by the Employer for safe and efficient operation of the STP.
8. Provide two copies of the standard operational procedure manual and prescribed maintenance schedule as required for an efficient operation of the STP.
9. Ensure safety of all persons deputed for the execution of the STP and its subsequent operation; the contractor will take all precautions to avoid accidents at the site/STP. The contractor will be wholly responsible for any mishap/accidents occurring at the site during the construction, and subsequently during the operations.

I have read; understand all term & conditions given in the contract document, the work-order and gone through all approved drawings /specifications related to the work.

I accept these terms & conditions and I am willing to execute the construction work as per various terms and conditions of the work order \_\_\_\_\_dated \_\_\_\_\_ and this memorandum of agreement.

Date

Contractor

(M/s Absolute Water Pvt Ltd, New Delhi)

Place

The contractor/agreement has signed this document on date \_\_\_\_\_in the presence of following members of the technical committee as witnesses.

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Director Trust Affair