Engineering and Construction

Short Contract

|  |  |
| --- | --- |
| **A contract between** | Cook Islands Investment Corporation |

|  |  |
| --- | --- |
| **and** | [Insert Name of successful contractor] |

|  |  |
| --- | --- |
| **for** | Geotechnical Investigations |

Contract Forms

Contract Data

The *Contractor’s* Offer and *Client’s* Acceptance

Price List

Scope

Site Information

Contract Data

The *Client’s* Contract Data

The *Client* is

|  |  |
| --- | --- |
| Name | Cook Islands Investment Corporation, a body corporate established under s 4 of the Cook Islands Investment Corporation Act 1998 |
|  |  |
| Address for communications | Asset Development Division  Takuvaine Road  Avarua  Rarotonga |

|  |  |
| --- | --- |
| Address for electronic communications | [amber.numanga@cookislands.gov.ck](mailto:amber.numanga@cookislands.gov.ck) |

|  |  |
| --- | --- |
| The *works* are | Geotechnical ground investigations for proposed developments |

|  |  |
| --- | --- |
| The *site* is | ***Site 1:*** National Emergency Operations Centre, situated at the Office of the Prime Minister in Tutakimoa, Avarua, Rarotonga, Cook Islands  ***Site 2:*** Government House, situated in Titikaveka, Rarotonga, Cook Islands |

|  |  |
| --- | --- |
| The *starting date* is | [exact date to be confirmed with the successful contractor] |

|  |  |
| --- | --- |
| The *completion date* is | [exact date to be confirmed with the successful contractor] |

|  |  |  |
| --- | --- | --- |
| The *delay damages* are | $250 NZD | per day |

|  |  |  |
| --- | --- | --- |
| The *period for reply* is | Two | Week(s) |

|  |  |  |
| --- | --- | --- |
| The *defects date* is | Six | weeks after Completion |

|  |  |  |
| --- | --- | --- |
| The *defect correction period* is | Two | Week(s) |

|  |  |  |
| --- | --- | --- |
| The *assessment day* is the | Last day | of each month |

|  |  |  |
| --- | --- | --- |
| The *retention* is | Ten | % |

The United Kingdom Housing Grants, Construction and Regeneration Act (1996) **does not** apply.

The *Adjudicator* is

|  |  |
| --- | --- |
| Name | Nominated by the Cook Islands High Court |

|  |  |
| --- | --- |
| Address for communications |  |

|  |  |
| --- | --- |
| Address for electronic communications |  |

Contract Data

The *Client’s* Contract Data

|  |  |  |
| --- | --- | --- |
| The interest rate on late payment is | 0.25 | % per complete week of delay. |

|  |  |
| --- | --- |
| For any one event, the liability |  |
| of the *Contractor* to the *Client* |  |
| for loss of or damage to the |  |
| *Client’s* property is limited to | Full reinstatement cost |

|  |  |
| --- | --- |
| The *Client* provides this insurance | - |

|  |  |
| --- | --- |
| The minimum amount of |  |
| cover for the third insurance |  |
| stated in the Insurance Table is, |  |
| for any one event | $2,000,000 NZD |

|  |  |
| --- | --- |
| The minimum amount of |  |
| cover for the fourth insurance |  |
| stated in the Insurance Table |  |
| is, for any one event | $100,000 NZD |

|  |  |
| --- | --- |
| The *Adjudicator nominating* |  |
| *body* is | Chief Justice of the Cook Islands High Court |

|  |  |
| --- | --- |
| The *tribunal* is | Arbitration |

|  |  |
| --- | --- |
| If the *tribunal* is arbitration, the |  |
| arbitration procedure is | Cook Islands Arbitration Act 2014 |

The *conditions of contract* are the NEC4 Engineering and Construction Short Contract June 2017 and the following additional conditions

Contract Data

The *Contractor’s* Contract Data

The *Contractor* is

|  |  |
| --- | --- |
| Name | [Insert Name of successful contractor] |
|  |  |
| Address for communications | [Insert successful contractor’s details] |

|  |  |
| --- | --- |
| Address for electronic communications | [Insert successful contractor’s details] |

|  |  |  |
| --- | --- | --- |
| The *fee percentage* is |  | % |

The *people rates* are

|  |  |  |
| --- | --- | --- |
| category of person | unit | rate |

|  |  |  |
| --- | --- | --- |
|  |  |  |

|  |  |  |
| --- | --- | --- |
|  |  |  |

|  |  |
| --- | --- |
| The *published list of Equipment* is | nil |

|  |  |  |
| --- | --- | --- |
| The *percentage for adjustment for Equipment* is |  | % (state plus |
|  | nil | or minus) |

The *Contractor’s* Offer and *Client’s* Acceptance

The *Contractor* offers to Provide the *Works* in accordance with these *conditions of contract* for an amount to be determined in accordance with these *conditions of contract*.

|  |  |
| --- | --- |
| The offered total of the Prices is | [Insert total price] NZD |

Signed on behalf of the *Contractor*

|  |  |
| --- | --- |
| Common seal |  |

In the presence of:

|  |  |
| --- | --- |
| Name | [Insert successful contractor’s details] |

|  |  |
| --- | --- |
| Position | [Insert successful contractor’s details] |

|  |  |
| --- | --- |
| Signature |  |

|  |  |
| --- | --- |
| Date |  |

The *Client* accepts the *Contractor’s* Offer to Provide the *Works*

Signed on behalf of the *Client*

|  |  |
| --- | --- |
| Common seal |  |

In the presence of:

|  |  |  |
| --- | --- | --- |
| Name | Fletcher Melvin | Allan Jensen |

|  |  |  |
| --- | --- | --- |
| Position | Chairman, Board of Directors | Chief Executive Officer |

|  |  |  |
| --- | --- | --- |
| Signature |  |  |

|  |  |  |
| --- | --- | --- |
| Date |  |  |

Price List

[Insert final price list from the Contractor’s Quote and Bill of Quantities]

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| ITEM NUMBER | DESCRIPTION | UNIT | QUANTITY | RATE | PRICE |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
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|  |  |
| --- | --- |
| **The total of the Prices** | $ NZD |

The method and rules used to compile the Price List are

|  |
| --- |
| Not applicable. |

Scope

[Insert Scope from RFQ Document (Attachment 1)]

*Site* Information

[Insert Site Information from RFQ Document (Attachment 3)]