

## VOLUME 2

### SECTION 1

#### CONTRACT FORM

##### WORKS CONTRACT FOR EUROPEAN UNION EXTERNAL ACTIONS

CRIS NO <xxx-xxx>

##### FINANCED FROM THE EU GENERAL BUDGET

Between

The European Union, represented by the European Union Delegation to the Republic of Serbia, on behalf of and for the account of the government of the Republic of Serbia,

("the Contracting Authority"),

and

of the one part,

<Full official Name of Contractor>

[Legal status/title]<sup>1</sup>

[Official registration number]<sup>2</sup>

[Full official address]

[VAT number],<sup>3</sup>

("the Contractor")

of the other part,

have agreed as follows:

**CONTRACT TITLE "Strengthening the Facilities of the Forensic Laboratory of the Republic of Serbia"**

**Identification number: EuropeAid/135220/DD/WKS/RS**

Whereas the Contracting Authority would like the Contractor to carry out the following work:

**"Strengthening the Facilities of the Forensic Laboratory of the Republic of Serbia"**

and has accepted a tender by the Contractor for the execution and completion of such works and the remedying of any defects therein.

**It is hereby agreed as follows:**

- (1) In this Contract, words and expressions shall have the meanings assigned to them in the contractual conditions set out below.

<sup>1</sup> Where the contracting party is an individual.

<sup>2</sup> Where applicable.

<sup>3</sup> Except where the contracting party is not VAT registered.

- (2) The following documents shall be deemed to form and be read and construed as part of this Contract, in the following order of precedence:
- (a) the Contract,
  - (b) the Special Conditions,
  - (c) the General Conditions,
  - (d) the Technical Specifications,
  - (e) the Design Documentation (drawings),
  - (f) the Bill of Quantities (after arithmetical corrections)/breakdown,
  - (g) the tender with appendix [including the clarifications during the tendering process],
  - (h) any other documents forming part of the Contract.

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. Addenda shall have the order of precedence of the document they are amending.

- (3) In consideration of the payments to be made by the Contracting Authority to the Contractor as hereinafter mentioned, the Contractor undertakes to execute and complete the works and remedy defects therein in full compliance with the provisions of the Contract.
- (4) The Contracting Authority hereby agrees to pay the Contractor in consideration of the execution and completion of the works and remedying of defects therein the amount of:

**The contract prices are:**

Contract price excluding provisional sum and VAT/other taxes ..... euro

Provisional sum of 10 % ..... euro

**Total contract price, excluding provisional sum ..... euro**

(in words: .....euro)

**Total contract price, including provisional sum ..... euro**

(in words: .....euro)

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. VAT shall be paid in compliance with the binding regulations, national law and international agreements concerning the execution of the program. VAT and other taxes shall not be paid on the funds originating from EU funds.

**The provisional sum envisaged to be used in case of unforeseen work, is subject to the prior approval of the Contracting Authority as specified in Article 37.3 of the Special Conditions of the Contract.**

**In addition, all variations or modifications of the scope of works that influence the total contract value can only be approved by the Contracting Authority.**

In witness whereof the parties hereto have signed the contract. This contract shall take effect on the date on which it is signed by the last party, namely the Contractor.

3

Done in English in three originals: two originals 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:

