

**Conditions of Contract**  
for  
**Private Sector Building and Engineering Works**  
**Designed by the Employer**



**Agreement**

Version 1.0 – 27 March 2020

**AGREEMENT**

**THIS AGREEMENT** is made on ..... [date]

**BETWEEN:** The **Employer**

Principal Office of the Employer


**AND**

The **Contractor**

Registered office / principal place  
of business of Contractor


**BACKGROUND**

The Employer has accepted the Contractor's tender dated ,  
subject to any matters agreed post tender to complete the Works, described in the Tender Documents as

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**THE EMPLOYER AND THE CONTRACTOR AGREE** as follows:

**Article 1** The Contractor shall execute and complete the Works subject to and in accordance with the Contract and shall comply with its other obligations in the Contract.

**Article 2** The Employer shall pay the Contractor the Contract Sum subject to and in accordance with the Contract and shall comply with its other obligations in Contract.

**Article 3** The initial Contract Sum is

Insert in words

(€ ). This sum includes / excludes VAT.

The initial Contract Sum shall only be adjusted when the Contract says so.

**Article 4** The Contractor has satisfied itself before entering into the Contract of all the circumstances that may affect the cost of executing and completing the Works and of the correctness and sufficiency of the Contract Sum to cover the cost of performing the Contract. The Contractor has included in the initial Contract Sum for the performance of all its obligations under the Contract, except for events for which the Contract provides for adjustment of the Contract Sum.

**Article 5** The Contract consists of the following documents:-

- » this Agreement
- » the Contractor's tender, the Letter of Acceptance, if any, and any post-tender clarifications
- » the attached Conditions and completed Schedule
- » the Works Requirements, completed Bill of Quantities, and Works Proposals identified in the attached Schedule
- » the BIM Protocol

**Article 6** The Contract takes effect from the Contract Date.

**The Employer**  
**Given under the Employer's seal**

Affix Employer's Seal

Signatures of persons authorised to authenticate the seal:

OR

**Signed on behalf of the Employer:**

Signature of person authorised to sign contracts on behalf of the Employer:

**In the presence of**

Name of witness

Signature of witness

Witness's occupation

Witness's address

**The Contractor**  
**Given under the Contractor's seal**

Affix Contractor's Seal

Signatures of persons authorised to authenticate the seal:

OR

**Signed on behalf of the Contractor:**

Signature of person authorised to sign contracts on behalf of the Contractor:

**In the presence of**

Name of witness

Signature of witness

Witness's occupation

Witness's address