

গণপ্রজাতন্ত্রী বাংলাদেশ সরকার

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### DEED OF AGREEMENT

This DEED OF AGREEMENT is made on December 3, 2017 Christian era.

#### BETWEEN

ALS FARMS LTD, Barochowna, Shakhipur, Tangail **BANGLADESH**, is the 'FIRST PARTY', which expression, where the context so admits shall include its successors in interest and assigns of the **FIRST PARTY**.

#### AND

**M/S. CROSS WORLD POWER LTD.** having its office at Plot # (1/B), 1-A, Road # 90, Gulshan-2, Dhaka-1212, Bangladesh, the local agent and exclusive distributor of **TEMPEST Brand**, Diesel Generating Set, hereinafter referred to as the Contractor or Supplier which expression, where the context so admits shall include its successors in interest and assigns of the **SECOND PARTY**.

**W H E R E A S** the **Second party** has made the offer vide has letter no. CWPL-AM/2357/17-R02 December 3, 2017 for supply, installation, testing and commissioning of **80 kva (Prime) Tempest Brand** new UK origin diesel generating set coupled with **Perkins engine** and **Stamford alternator**.

#### Terms and conditions:

**A.1. Gen-Set details:** Tempest brand new 80 KVA (Prime) / 88 KVA (Standby) Diesel Generating Set Model: PS80, 415/240 V, 3 Phase, 4 Wire, 50 Hz, 1500 rpm, 0.8 P.F. Powered by **Perkins engine Model : 1104A-44TG2 (UK)** coupled with **Stamford Alternator model : UC1224G (UK)**, **Control module (DSE) model : 7220 (UK)** Set Mounted Automatic Start (AMF), Main Line Circuit Breaker, with base Fuel Tank for 10 hours operation, Industrial Silencer box, Flexible Bellows, Lead Acid Battery with Auto Battery Charger.

**Manufacturer : Allam Marine Limited**  
**Assemble Plant : HULL; UK**  
**Shipment : UK**

**Total Quantity of Gen-Set: 01 No. (One).**

**A.2. Work Scope:** The **Second party** agreed to carry out supply, installation, testing and commissioning of the Gen-Set & Local ATS at site and the **First party** will provide all kinds of installation & commissioning related materials including all civil work.

**A.3.** The other technical specifications as mentioned in the offer No. REF: CWPL-AM/2357/17-R02 December 3, 2017.





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*[Handwritten signatures]*

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**B. Delivery Schedule:** Gen set with ATS should be delivered within 7 days from the date of 1<sup>st</sup> payment (Gen set will be delivered 3/12/2017 and ATS will be delivered 8/12/2017).

**C.1. PRICE:** Total price for 01 nos Generator is BDT 9, 85,000.00 (Nine lack Eighty Five Thousand Only) is agreed by the First Party.

**C.2. Payment Terms:** First Party agreed to pay BDT 7,38,000.00 as an advance through Pay Order Cheque No : 1917111 Dated : 30/11/2017 at the time of Order confirmation and balance payment BDT 2,47,000.00 will be paid through a PDC of 2 months later from the date of 1<sup>st</sup> cheque Cheque No :IBV 1047479 Dated : 30/01/2018.

**Warranty:**

As per standard of manufacturer, we provide **3000 hours or 2 year warranty** whichever comes first, effective from the date of delivery at the client's premises. Our warranty policy is for any manufacturing defects or any premature wear & tear due to usage. The faulty part(s) is/are replaced/repared within the warranty period. However, Warranty doesn't cover improper maintenance by the user, consumable items, servicing by unauthorized person, running the genset above its capacity or any unauthorized modification of the genset

**Services:**

The supplier or Second Party will provide **2 years / 3000 hours** free service support for the above mentioned Generator Set from the date of commissioning, within this period, the First Party or buyer will pay only the cost of consumable items like lube oil, coolant, battery electrolyte and all kinds of filter items.

**Installation & Commissioning:**

The price quoted here includes Installation & Commissioning charge provided the genset is installed in Basement or at Ground Floor level. However, this offer does not include the cost of commissioning materials, such as, Power/Control Cable, Lube Oil, Coolant, Diesel, Civil works, Ducting, Manual labor, Silencer pipe Extension Work, & any other materials that may be necessary for installation of the generator set.





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In witness whereof:

Both the Buyer & supplier have conceded in this agreement to be executed with their seal & signature as of the day & year first above written.

For and on behalf of " ALS FARMS LTD ".

Md. Shariful Islam  
Managing Director  
ALS FARMS LTD

Witness:

- 1.
- 2.

For And On behalf of "CROSS-WORLD POWER LTD."

Md. Abdul Hai Haroon  
General Manager; Business Development  
CROSS WORLD POWER LTD

Witness:

- 1.
- 2.