RFP NO. 20261101

AGREEMENT TO TERMS AND CONDITIONS

RFP for The Supply, Delivery, Installation And Commissioning Of The Following Equipment For Various NKF DCs:

1) **Hemodialysis Machines (HDMs) With RPOC**
2) **Hemodiafiltration Machines (HDFMs) With RPOC**
3) **Blood Tubing Set For HDFMs**

Please indicate clearly below your agreement to each clause of the Terms and Conditions. Where you are not in agreement, you should give your counter-proposal in the "Remarks" column or in a separate sheet to be attached to this form. Where you fail to expressly indicate disagreement against any clause, it shall be deemed that you agree to the same and the Request for Proposal shall be evaluated accordingly.

Title of Document: **Conditions of Contract (for goods)**

S/N	Heading of Clause	Please tick to confirm having read and agreed to the same	Remarks
1	Definitions		
2	Scope of Contract		
3	Provision of Services		
4	Delay in Delivery or Performance		
5	Alteration of Standards and/or Specifications		
6	Title to Deliverables		
7	Contract Price		
8	Payment		
9	Security Deposit		
10	Compliance with Law, Rules and Regulations		
11	Obtaining Services Elsewhere When Frequency Is Not Specified		
12	Works Orders		
13	Indemnity		
14	Limitation Of Liability		
15	Remedies For Intellectual Property Infringement		
16	Insurance		
17	Warranty		
18	Additional Terms and Conditions		
19	Suspension or Termination		
20	Force Majeure		
21	Confidentiality		

Authorised Signature: _____ Vendor's stamp : _____

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S/N	Heading of Clause	Please tick to confirm having read and agreed to the same	Remarks
22	Variation of Contract		
23	Dispute Resolution		
24	Assignment and Subcontracting		
25	Contractor Personnel		
26	Waiver		
27	Reliance Clause		
28	Insolvency		
29	Notices		
30	Entire Agreement		
31	Severability		
32	Reasonableness		
33	Language		
34	Survival Clause		
35	Independent Contractor / No Partnership		
36	Joint And Severable Liability		
37	No Third Party Beneficiaries		
38	Use of Name		
39	Governing Law		
40	Execution In Counterparts		
41	Personal Data		
42	Information Security		

Authorised Signature: _____ Vendor's stamp : _____

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Title of Document: **Additional Terms and Conditions (for goods)**

S/N	Heading of Clause	Please tick to confirm having read and agreed to the same	Remarks
1	Interpretation		
2	Term of Contract		
3	Orders for Goods		
4	Expiry Period for Goods		
5	Consumption of Goods		
6	Non-Performance of Goods		
7	Stockpile of Goods		
8	Right of Additional Purchase		

Title of Document: **Conditions of Contract – Suspension or Termination**

S/N	Heading of Clause	Please tick to confirm having read and agreed to the same	Remarks
1	Clause 19.2 (e)		
2	Clause 19.2 (f)		

Title of Document: **Conditions of Request For Proposal**

S/N	Heading of Clause	Please tick to confirm having read and agreed to the same	Remarks
1	Definitions		
2	General Requirements		
3	Partial and Conditional RFP Bids		
4	Delivery of RFP Bids		
5	Validity Periods		
6	Evaluation of RFP Bids		
7	Acceptance of RFP Bid		
8	No Return of RFP Bid		
9	Price Quotations		
10	Variations, Modifications and Amendments		
11	Cost of RFP Bid		
12	Confidentiality		
13	RFP Documents, Materials and/or Information		
14	Disclaimers		
15	Governing Law and Jurisdiction		

Authorised Signature: _____ Vendor's stamp : _____

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Title of Document: **NKF Vendor Code of Conduct**

S/N	Name of Document	Please tick to confirm having read and agreed to the same	Remarks
1	NKF Vendor Code of Conduct		

Title of Document: **Specimen of Banker's Guarantee, Performance Bond and Performance Guarantee**

S/N	Name of Document	Please tick to confirm having read and agreed to the same	Remarks
1	Specimen of Banker's Guarantee – **Annex 1**		
2	Specimen of Performance Bond – **Annex 2**		
3	Specimen of Performance Guarantee – **Annex 3**		

Title of Document: **Requirement Specifications**

S/N	Name of Document	Please tick to confirm having read and agreed to the same	Remarks
1	Requirements Specifications - **Annexes A1 to A2** **Annex B1 to B7**		
2	Quantity requirements and delivery schedule		

Title of Document: **Declarations**

S/N	Heading of Clause	Please tick to confirm having read and agreed to	Remarks
1	Meeting relevant regulatory requirements (HSA, BCA, NEA, MOM, FDA, EC, etc) in line with the nature of the supplies		
2	No qualification on auditor's statement on going concern or insolvent as shown in ACRA report		
3	Not under investigation or conviction for bribery or corruption for the last 3 years		
4	Employment practices are in line with local regulations		
5	Should products or services be sourced from overseas, to declare that no knowledge of bribery issues or employment issues at the source countries		
6	Any past rejections by NKF due to poor performance from internal records over 3 years		

Authorised Signature: _____ Vendor's stamp : _____