



**Ministerie van Volkshuisvesting,
Ruimtelijke Ontwikkeling, Milieu
en Infrastructuur**

Ministry of Public Housing, Spatial Development,
Environment and Infrastructure

#16 Tamarindestee
Philipsburg, Sint
Maarten
T: 542-4289
F: 543-7817

COPY

Millinium Construction Pro's
N.V.,
Att.: Mr. Franklin Patrick,
Bill-Bill Drive #19 A,
Cole Bay,
St. Maarten,

2592

Re: "Infrastructural Works for Foga Development 2" : Contract assignment for the execution of the works.

Philipsburg, JUN -3 2013

Dear Mr. Patrick,

You are hereby awarded the contract for the "Infrastructural Works for Foga Development 2" in accordance with your tender offer dated January 16, 2013 for an amount of NAfl. 5.291.137,07 (Say: Five million two hundred and ninety one thousand one hundred and thirty seven and 07/100 Netherlands Antillean Guilders) including 5% T.O.T. and the total provisional sum of NAfl. 500.000,=.

This contract letter along with the documents mentioned below will form part of the contract documents:

- Specifications for the Infrastructural Works for Foga Development 2 Document nr. LC1213.02 dated Rev. date : 11-10-2012;
- Drawings numbers: LC1213-SS-00-00/October 31, 2012 respectively:
- Drawing numbers : LC1213-SS-00-00/LC1213-SS-00-01/LC1213-SS-01-01/LC1213-SS-02-01/LC1213-SS-03-01/LC1213-SS-04-01/LC1213-SS-05-01/LC1213-SS-06-01/LC1213-SS-07-01/LC1213-SS-07-02/LC1213-SS-07-03/LC1213-SS-07-04;
- Minutes of the information meeting held on December 6, 2013;
- Addendum 1 Document nr. LC1213.02 rev 2 add;
- Revised Tender form, revised bill of unit prices;

Prior to the start of the project these documents will be signed off by all representatives involved with the execution of the project.

The regulations of the SAAB 1988 and the U.A.V. 1968 are applicable for this project.



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The project is the responsibility of the Ministry of VROMI, New Projects Development and Planning.

Your contact person is Mr. Ing. Kurt A. Ruan, Department Head of New Projects Development and Planning. Supporting staff of the Department will be managing the execution of the project. All correspondences related to the project shall be addressed to the above-mentioned.

In the event your works are being carried out by sub contractors, prior approval by the Ministry shall be given. The documents mentioned below are to be fully compliant in order for your subcontractors to qualify for carrying out works on the project:

1. Chamber of Commerce registration 2013;
2. Business License as issued by the Government of St. Maarten;
3. Proof of payment of taxes at the Receivers Office;
4. Evidence that the company is not in a state of bankruptcy from the court of first instance;
5. Proof of payment of social insurance premiums (SZV);

The principal maintains all rights to accept or reject any subcontractor which may be submitted by the contractor with valid reasoning for such.

The construction Management and Site Supervision during the execution of the works will be made known to you prior to the start of the construction.

During the start up of the project you will be required to submit the following documents according to the regulations of the SAAB 1988:

- Original bank guarantee, according to art. 110 of the SAAB 1988;
- Construction all risk insurance (CAR) according to art. 111 of the SAAB 1988;
- In the event you are requesting an advance payment there will be a bank guarantee required for the amount requested;
- The Curriculum Vitae of your superintendent and all relevant supervisors who are responsible for the execution shall be provided;
- A work plan in accordance with art. 121, which incorporates a planning of the execution of the works and a work layout;
- A plan in the event of natural disaster and emergency actions that will be undertaken;
- A payment schedule according to art. 127 of the SAAB 1988.

Your invoices shall be submitted along with a copy of this contract letter, including mention of your Crib number, bank name and account number. The invoices shall be submitted to the attention of the Secretary General of the Ministry VROMI.



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The starting date of the execution will be established in consultation with the Ministry of VROMI, New Projects Development and Planning. The execution period for the project is an amount of 5 calendar months.

For acceptance of this contract awarding you are hereby requested to sign for agreement and return within 3 working days to the Ministry of VROMI, New Projects Development and Planning, to Mr. Kurt A. Ruan.

Sincerely,


Hon. William V. Marlin
Minister of VROMI



For agreement:



Millinium Construction Pro's
N.V.
Mr. Franklin S. Patrick

c.c.: Minister VROMI; W. Marlin / Minister of Finance; R. Tuitt/VROMI;SG; L. Brown/ VROMI ,
New Projects Development and Planning ; K.A. Ruan