**FORM 4.8**

**SUB-CONTRACT AGREEMENT**

**This Sub-Contract Agreement**

is made between the Contractor of the one part and the Sub-Contractor of the other part.

**Recitals**

**Whereas:**

1. The Contractor has secured a contract to execute works for the whole or part of the Project commissioned by the Employer on the Project Site.
2. The Contractor wishes to sub-contract out part of the Contract Works ("the Sub Contract Works").
3. The Contractor has provided the Sub-Contractor with Tender Documents showing and describing the whole of the Sub-Contract Works to be done.
4. The Sub-Contractor has submitted a tender based on the Tender Documents (as may be modified by any tender addenda issued by the Contractor to the Sub-Contractor before the submission of the Tender).
5. To the extent that the Contractor and the Sub-Contractor (collectively "the Contract Parties”) have after tender submission until the acceptance of the Tender further clarified or adjusted the requirements of the Tender Documents and the proposals in the Tender, such clarifications or adjustments have been exchanged between them in writing.

**Now**

the Contract Parties hereby agree as follows:

**Article 1: Object of this Sub-Contract**

The Sub-Contractor will carry out and complete the Sub-Contract Works shown or described in the Sub-Contract Documents defined in recital 4 above hereof for the consideration hereinafter provided.

**Article 2: Sub-Contract Price**

The Contractor will pay to the Sub-Contractor the Sub-Contract Price stated in the Sub-Contract Particulars, or such other sum as shall become payable at the times and in the manner stated in this Sub-Contract.

**Article 3: Sub-Contract Periods**

The Sub-Contractor will complete each of the Sub-Contract Works Sections within the respective Subcontract Period or such extended period as may be authorized under this Sub-Contract.

**Article 4: Sub-Contract Documents**

The documents constituting this Sub-Contract (“the Sub-Contract Documents”) consist of the following:

1. this Sub-Contract Agreement;
2. the Sub-Contract Particulars (to be agreed upon by both parties) and superseding the one included in the Tender Documents;
3. the Tender Correspondence;
4. the Sub-Contract Conditions (to be agreed upon by both parties) as may be modified by the Special Sub-Contract Conditions included in the Tender Documents; and
5. the Tender Documents as completed by the Sub-Contractor when submitting their Tender to the main Contractor.[[1]](#footnote-1)

**SUB-CONTRACT AGREEMENT**

**Attestation**

This Sub-Contract Agreement is dated \_\_\_\_\_\_\_\_\_\_\_\_ and signed by both of the Contract Parties before witnesses:

The Contractor

Company Seal (if any)

Signature of legal or authorized representative

Name Position

Signature of witness

Name Position

The Sub-Contractor

Company Seal (if any)

Signature of legal or authorized representative

Name Position

Signature of witness

Name Position

1. A more extensive list (with some documents sub-divided for the purpose of precedence) is to be prepared by the subcontract parties

   DSCA/1 [↑](#footnote-ref-1)