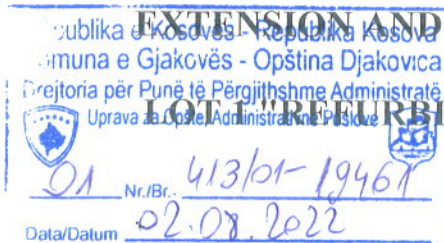


ADDENDUM N° 6 TO WORKS CONTRACT



EXTENSION AND REFURBISHMENT OF THE MUNICIPAL BUILDING IN GJAKOVË/ĐAKOVICA LOT 1 "REFURBISHMENT OF PART OF THE MUNICIPAL BUILDING IN GJAKOVË/ĐAKOVICA"

The Municipality of Gjakovë/Dakovica
Gjakova, Republic of Kosovo

("the Contracting Authority"),

of the one part,

and

NPN Hidroterm sh.p.k., with official registration number 70035994 and VAT number 330069717 with its registered office at Str. Brigada 123 p.n., 23 000 Suhareka, Kosovo,

("the Contractor")

of the other part,

have agreed as follows:

The following provisions of Contract "Extension and refurbishment of the Municipal Building in Gjakovë/Dakovica – Lot 1 "Refurbishment of part of the municipal building in Gjakovë/Dakovica" concluded between the Contracting Authority and the Contractor on 14/08/2018 (the "Contract") are hereby replaced / completed as follows:

- **Article (4) of the Contract is replaced as follows:**

The Contracting Authority hereby agrees to pay the Contractor in consideration of the execution and completion of the works and remedying of defects therein the amount of:

- Contract price excluding provisional sum and VAT/other Taxes:	635,823.65 Euro
- Provisional sum (contingencies):	37,403.29 Euro
- Total Contract price including provisional sum:	673,226.94 Euro

or such other sum as may become payable under the provisions of the Contract at the times and in the manner prescribed by the Contract. VAT will be paid in compliance with the binding regulations, national law and international agreements concerning the execution of the project. VAT and other taxes shall not be paid on the funds originating from EU funds.

Use of the provisional sum in application of the Article 37 of the General Conditions is subject to prior approval of the Contracting Authority.

- **(a) Special Conditions**

Article 34.1 is amended as follows:

34.1 The period of implementation of tasks is forty six (46) months and eleven (11) days from the commencement date mentioned in the administrative order issued in accordance with article 33.1 of the General Conditions, followed by twelve (12) months of defects liability period, without prejudice of the extensions of the period which may be granted under Article 35.

The end date of activities should be 31 July 2022.

A. G. G. W

Article 48 is amended as follows

48.1 Prices contained in the Contractor's tender must be deemed to have been established at the economic conditions in force 30 days prior the latest date fixed for the submission of the tenders (reference date = April 2018). If there is a variation in the economic conditions during the works, the monthly interim payment certificate will be adjusted by applying the revision formulas in accordance with article 48.2.

48.2 The revision of prices must be calculated by proportional formula as follows

- b) the proportional revision shall be applied to the amount of each interim payment certificate after deduction of any amount due for repayment of pre-financing:

$$P_n = P_0 \left(a + b \frac{T_n}{T_0} + c \frac{C_n}{C_0} + d \frac{L_n}{L_0} + e \frac{M_n}{M_0} \right);$$

Where:

P_n = amount of the interim payment certificate after deduction of any amount due for repayment of pre-financing after price revision

P_0 = amount of the interim payment certificate after deduction of any amount due for repayment of pre-financing before application of proportional price revision

T_0 = Relevant index of transport in at the reference date (*column 4, Transport*)

T_n = Relevant index of transport in at **quarter n** (*column 4, Transport*)

C_0 = Relevant index of materials or products in at the reference date (*column 1, Materials (a+b+c)*)

C_n = Relevant index of materials or products in at **quarter n** (*column 1, Materials (a+b+c)*)

L_0 = Relevant index of labour cost in at the reference date (*column 2, Wages*)

L_n = Relevant index of labour cost in at **quarter n** (*column 2, Wages*)

M_0 = Relevant index of for the supply and maintenance of equipment/machinery in at the reference date (*column 3, Machinery*)

M_n = Relevant index of for the supply and maintenance of equipment/machinery in at **quarter n** (*column 3, Machinery*)

Coefficients:

a = 0.20, coefficient representing the fixed part of the price i.e. general costs

b = 0.10, coefficient/weight of transport

c = 0.55, coefficient/weight of materials or products

d = 0.10, coefficient/weight of labour costs

e = 0.05, coefficient/weight of supply and maintenance of equipment/machinery

The total of the coefficients must be equal to 1.

The **quarter n** relevant for the price revision is the quarter of the implementation of the works.

The official indices used in the price revision calculation will be those published by Kosovo Agency of Statistics (Source: <https://ask.rks-gov.net/en/kosovo-agency-of-statistics/add-news/construction-cost-index-cci-q4-2022>).

The maximum amount of contract increase through the revision of prices is capped at 67,143.37 Euro;

The proportional revision shall be applied only for payments due from 22 February 2022 (the date of the request from the contractor) until the end of the period of implementation of tasks.

Article 50.1: The following text is additional to the existing provisions:

If the relevant indexes at **quarter n** are not yet available at the time of payment, the invoices will be paid based on the originally contracted unit prices (including amendments until the present addendum no 6). The revision of prices will be calculated once the indexes for construction costs of the relevant quarter **n** are published by the Kosovo Agency of Statistics.

(g) The tender [including clarifications during evaluation process]

The new version of the program for implementation of works is annexed to this addendum.

All other terms and conditions of the Contract and its previous addenda remain unchanged. This addendum shall form an integral part of the Contract and it shall enter into force on the later date of signature by the Parties.

Done in English in three originals, two originals being for the Contracting Authority and one original being for the Contractor.

For the Contractor

Name: **DOL PALOXA**

Title: **CEO**

Signature: 

Date: **25.07.2022**



For the Contracting Authority

Name: **Ardian GJINI**

Title: **Mayor**

Signature: 

Date: **02.08.2022**

