**Dated Day of 2023**

**Formal Instrument of Agreement**

Refer to clause 7.5 of the General Conditions of Contract

This Contract is made between:

**COMMISSIONER OF HIGHWAYS a body corporate established pursuant to the Highways Act 1926 (SA) (ABN 45 751 448 902)**

*(“****The Principal****”)*

**and:**

**[ENTITY NAME] (ACN xxxxxxxxx)**

*(“****The Contractor****”)*

**Contract Name: [insert]**

**Contract No: [insert]**

**The Parties agree:**

1. The Contractor must:
   1. perform the Contractor’s design obligations specified in the Contract;
   2. construct the Works in accordance with the Contract; and

1.3 perform and observe all its other obligations under the Contract.

1. The Principal must:

2.1 pay the Contractor the Contract Price for its performance, in accordance with   
and subject to the Contract; and

2.2 perform and observe all its other obligations under the Contract.

1. The Contract is defined in the attached General Conditions of Contract.
2. The attached Contract Information forms part of the Contract.
3. Words in this Contract Agreement have the meanings given in the attached General Conditions of Contract.

**Execution**

|  |  |  |
| --- | --- | --- |
| **SIGNED** by a duly authorised officer for and on behalf of **THE PRINCIPAL** in the presence of: |  |  |
| Witness signature    Witness name    Date | | Authorised officer signature    Authorised officer name    Date |
| **SIGNED** by **THE CONTRACTOR** in accordance with section 127 of the *Corporations Act 2001* (Cth) by two directors or by one director and the company secretary: | |  |  |
| Director signature    Director name    Date | | Director/Company Secretary signature    Director/Company Secretary name    Date |  |