

## **D.DEFINITIONS**

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**1. CONTRACT:**

The 'Contract' means the documents forming the tender and acceptance thereof and the formal agreement executed between the Director, NIT Meghalaya and the Contractor, together with the documents referred to therein including these conditions, the specifications, design, drawings and instructions issued from time to time by the Engineer-in-charge and all these documents taken together shall be deemed to form one contract and shall be complementary to one another.

**2. CONTRACTOR:**

The 'Contractor' means the individual or firm or company or joint ventures, whether incorporated or not, undertaking the work and shall include the legal personal representatives of such individual or the persons composing such firm or the successors of such firm or company and the permitted assignee of such individual or firm or firms or company.

**3. DEPARTMENT:**

'Department' means NIT Meghalaya.

**4. ENGINEER-IN-CHARGE:**

The 'Engineer-in-charge' means the Executive Engineer/Junior Engineer(Civil) as the case may be, or the appropriate competent authority declared by the Institute who shall supervise and be in charge of the work and who shall sign the contract on behalf of the Director, NIT Meghalaya.

**5. WORK (S):**

The expression 'Works' or 'Work' shall unless there is something either in the subject or context repugnant to such construction, be construed and taken to mean the works by or by virtue of the contract contracted to be executed whether temporary or permanent and whether original, altered, substituted or additional.

**6. SITE:**

The 'Site' means the land/or other places on, into or through which work is to be executed under the contract or any adjacent land, path or street through which work is to be executed under the contract or any adjacent land, path or street which may be allotted or used for the purpose of carrying out the contract.

**7. MARKET RATE:**

'Market Rate' shall be the rate as decided by the Engineer-in-charge on the basis of the cost of materials and labour at the site including applicable taxes, duties and also the transportation charge to where the work is to be executed plus the percentage mentioned in schedule 'F' to cover all overheads and profits.

**8. SCHEDULE (S):** 'Schedule(s)' referred to in these conditions shall mean the relevant schedule (s) annexed to the tender papers.

**9. SCHEDULE OF RATES (SOR):**

Meghalaya PWD Schedule of Rates (Roads) for the year 2020-21 mentioned in the schedule 'F' here under, with the amendments thereto issued up to the date of receipt of tender.

**10. TENDERED VALUE:**

'Tendered Value' means the value of the entire work as stipulated in the letter of award or work order.