**Form of Offer**

**PROJECT TITLE**

**[insert name of Tenderer]**

 (‘the Tenderer’) of **[insert address of Tenderer]**

**Agrees:**

* 1. That this offer and any contracts arising from it shall be subject to the Terms of Offer, the Terms and Conditions of Contract and all other terms (if any) issued with the Invitation to Tender; and

***OR (please delete as required)***

**1.1 That this offer and any contracts arising from it shall be conditional upon the changes to the** Terms of Offer, the Terms and Conditions of Contract and all other terms (if any) issued with the Invitation to Tender as listed in Annex 1 being accepted by NELFT, BEH and C&I Procurement Shared Service; and

**1.2** if its offer is accepted, to enter into the agreement with **the Trust** and thereafter to supply the goods and/or services in respect of which its offer is accepted to the exact quality, sort and price specified in the Tender Response in such quantities, to such extent and at such times and locations as ordered; and

**1.3** that this offer is made in good faith and that the Tenderer has not fixed or adjusted the amount of the Tender by or in accordance with any agreement or arrangement with any other person. The Tenderer certifies that it has not and undertakes that it will not:

1.3.1 communicate to any person other than the person inviting these Tenders the amount or approximate amount of the offer, except where the disclosure, in confidence, of the approximate amount of the offer was necessary to obtain quotations required for the preparation of the Tender, for insurance purposes or for a contract guarantee bond;

1.3.2 enter into any arrangement or agreement with any other person that he or the other person(s) shall refrain from making an offer or as to the amount of any offer to be submitted.

Dated this day of **[insert day, month and year]**

Name (print)

Signature

Title

The Form of Offer must be signed by an authorised signatory: in the case of a partnership, by a partner for and on behalf of the firm; in the case of a limited company, by an officer duly authorised, the designation of the officer being stated.

Annex 1

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| **Contract clause reference no.** | **Amendment to be made** | **Justification for Amendment**  |
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