

SCHEDULE 5
PART I – WARRANTY PERIOD EXPIRY CRITERIA

Warranty Period Expiry Criteria means each of the following criteria:

- (a) the Warranty Period for all Works has elapsed in terms of this Contract;
- (b) the Contractor has settled and paid the Employer in full all amounts that are due to the Employer in respect of the time period on or prior to the expiry of the Warranty Period;
- (c) the Contractor has performed all Works and obligations, free of Defects, in accordance with the Contract that has to be performed by the Contractor during the Warranty Period, and the same is confirmed by the Employer;
- (d) the Complex, during the Warranty Period, has demonstrated to be Fit for the Purpose;
- (e) the Contractor has completed all items listed in the Handover List in accordance with the Contract, and the same has been confirmed by the Employer; and
- (f) if further changes to the drawings for the Complex, and/or any Contractor's Documents become necessary as a result of matters arising during the Warranty Period, the Contractor has submitted updated versions/amendments of the same to the Employer to the Employer's satisfaction.

PART II – FORM OF WARRANTY PERIOD EXPIRY CERTIFICATE

Date:

To,

Gasco Engineering (Private) Limited

[insert address]

REFERENCE: WARRANTY PERIOD EXPIRY CERTIFICATE

Dear Sir/Madam,

We, Engro Polymer & Chemicals Limited (the “**Employer**”), hereby refer you, Gasco Engineering (Private) Limited, to the Engineering, Procurement and Construction Contract dated [insert date] relating to expansion of the Employer’s high temperature direct chlorination plant outside battery limit (the “**Contract**”).

Unless defined herein, all capitalized terms shall bear the meaning ascribed thereto in the Contract.

Further to the written notice issued by you to the Employer dated [insert date], as attached hereto at Annexure A (the “**Contractor Request Notice**”), the Employer hereby accepts and acknowledges that the Warranty Period Expiry Criteria has been met.

Based on the foregoing, the Employer hereby issues this Warranty Period Expiry Certificate and confirms satisfaction of the Warranty Period Expiry Criteria on [insert date].

The Employer has caused this Warranty Bond Expiry Certificate to be executed by its duly authorized representative.

For and on behalf of,

ENGRO POLYMER & CHEMICALS LIMITED

.....

Name:

Designation:

**WARRANTY PERIOD EXPIRY CERTIFICATE
ANNEXURE A – CONTRACTOR REQUEST NOTICE**

Date:

To,

Engro Polymer & Chemicals Limited
12th Floor, Ocean Tower, G-3
Block-9, Clifton
Khayaban-E-Iqbal
Karachi, Pakistan

**REFERENCE: NOTICE TO REQUEST ISSUANCE OF WARRANTY PERIOD EXPIRY
CERTIFICATE**

Dear Sir/Madam,

We, Gasco Engineering (Private) Limited, hereby refer you, Engro Polymer & Chemicals Limited (the “**Employer**”), to the Engineering, Procurement and Construction Contract dated [insert date] relating to the expansion of the Employer’s high temperature direct chlorination plant outside battery limit (the “**Contract**”).

Unless defined herein, all capitalized terms shall bear the meaning ascribed thereto in the Contract.

Pursuant to and in accordance with the terms of the Contract, Gasco Engineering (Private) Limited hereby confirms that each of the Warranty Period Expiry Criteria has been met and satisfied.

Based on the foregoing, Gasco Engineering (Private) Limited hereby issues this notice to the Employer requesting the issuance of the Warranty Period Expiry Certificate by the Employer in accordance with the terms of the Contract.

The Contractor has caused this notice to be executed by its duly authorized representative as of the day of, 20.....

For and on behalf,

GASCO ENGINEERING (PRIVATE) LIMITED

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Name:

Designation: