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~~STANDARDS AUSTRALIA~~

WITHDRAWN:  
19970901  
SUPERSEDED BY:  
AS 2127-1986 (Form)

AS 2127—1981

# Australian Standard 2127—1981

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## FORM OF FORMAL INSTRUMENT OF AGREEMENT

FOR USE WITH AUSTRALIAN STANDARD GENERAL CONDITIONS OF CONTRACT

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**STANDARDS ASSOCIATION OF AUSTRALIA**

*Incorporated by Royal Charter*

# FORM OF FORMAL INSTRUMENT OF AGREEMENT

THIS AGREEMENT made the ..... day of ..... 19 .....  
between ..... of  
..... in the State of  
..... (hereinafter called 'the Principal') of the  
one part and .....  
of .....  
..... in the State of ..... (hereinafter called 'the Contractor')  
of the other part WHEREAS the Principal is desirous that certain Works should be  
undertaken, viz: .....

and has accepted a Tender by the Contractor for the undertaking completion and  
maintenance of such Works NOW THIS AGREEMENT WITNESSETH and the parties  
hereto mutually agree as follows:

1. In this Agreement words and expressions shall unless the context otherwise require  
have the same meanings as are respectively assigned to them in the General Con-  
ditions of Contract hereinafter referred to.
2. The following documents shall be deemed to form and be read and construed as  
part of this Agreement, viz:
  - (a) The General Conditions of Contract AS 2124—1981.
  - (b) The Drawings Numbers .....to ..... inclusive
  - (c) Specification Number .....
  - (d) .....
  - (e) .....
  - (f) .....
3. In consideration of the Agreements on the part of the Principal in this Agreement  
set forth the Contractor will construct complete and maintain the Works in con-  
formity in all respects with the provisions of the Contract and will perform fulfil  
comply with submit to and observe all and singular the provisions conditions  
stipulations and requirements and all matters and things expressed or shown in  
or reasonably to be inferred from the Contract and which are to be performed  
fulfilled complied with submitted to or observed by or on the part of the Contractor.
4. In consideration of the Agreements on the part of the Contractor in this Agreement  
set forth the Principal will make payments to the Contractor in accordance with  
the provisions of the Contract and will perform fulfil comply with submit to and  
observe all and singular the provisions conditions stipulations and requirements  
and all matters and things expressed or shown in or reasonably to be inferred from  
the Contract and which are to be performed fulfilled complied with submitted to  
or observed by or on the part of the Principal.
5. If any party to this Agreement consists of one or more persons and one or more  
Corporations or two or more persons or two or more Corporations this Agreement  
shall bind such person or persons and such Corporation or Corporations or such  
persons or Corporations (as the case may be) and their respective Executors,  
Administrators, Successors and permitted Assigns (in the case of the Contractor)  
and Assigns (in the case of the Principal) jointly and severally and the person or  
persons and or Corporation or Corporations included in the term 'Contractor' or the  
term 'Principal' in this Agreement shall jointly be entitled to the benefit of the  
Contract and the Contract shall be read and construed accordingly.

\* Insert list of other documents which are to be read and construed as part of the Agreement.