

GOVERNMENT OF SOCIALIST REPUBLIC OF VIET NAM  
MINISTRY OF TRANSPORT



**Expressway Development (Da Nang - Quang Ngai) Project**  
**CREDIT NO. 3843-VN DATED MAY 27, 2004**



**ADDENDUM NO. 7**

**(EXTENSION OF TIME)**

**TO**

**Consulting Services Contract**

**No. 01/DD-EDDQP/2011**

**FOR (DETAILED DESIGN)**

**BETWEEN**

**PROJECT MANAGEMENT UNIT NO. 85 (PMU85)**

**AND**

**THE JOINT VENTURE**

**NIPPON KOEI Co., Ltd. - NIPPON ENGINEERING  
CONSULTANTS Co.,Ltd. - CHODAI Co., Ltd. – THAI  
ENGINEERING CONSULTANTS Co.,Ltd.**

**DECEMBER 2014**

*[Handwritten signatures]*

**ADDENDUM NO. 7**  
**TO CONTRACT NO. 01/DD-EDDQP/2011**  
**FOR DETAILED DESIGN (D.D) CONSULTING SERVICES UNDER (DA NANG – QUANG**  
**NGAI) EXPRESSWAY DEVELOPMENT PROJECT (DQEP)**

This **ADDENDUM NO. 7** to Contract No. 01/DD-EDDQP/2011 is made on *29<sup>th</sup> December* /2014, between, on the one hand, Project Management Unit No. 85 (PMU85) (hereinafter called the “Client”), and, on the other hand, a joint venture of consisting of the following entities, each of which will be jointly and severally liable to the Client for all the Consultant’s obligations under this Contract, namely, Nippon Koei Co., Ltd., Nippon Engineering Consultants Co., Ltd., Chodai Co., Ltd. and Thai Engineering Consultants Co., Ltd. (hereinafter called the “Consultant”).

**WHEREAS**, the parties hereto signed Contract No. 01/DD-EDDQP/2011 dated November 15, 2011 (the Original Contract), Addendum No. 1 dated December 27, 2011, Addendum No. 2 dated November 29, 2012, Addendum No. 3 dated January 30, 2013, Addendum No. 4 dated April 26, 2013, Addendum No. 5 dated July 31, 2013, and Addendum No. 6 dated January 09, 2014 to the Original Contract for D.D consulting services under DQEP.

**WHEREAS**, the Consultant’s letters No. DQEDD-PMU85-98-14 dated August 12, 2014 regarding request for Extension of Time for Detailed Design (D.D) Consulting Services for DQEP.

**WHEREAS**, WB’s letters dated June 27, 2014, August 5, 2014 and November 06, 2014 regarding no objection to contract time extension for detailed design consulting services under DQEP;

**WHEREAS**, WB’s letter dated December 29<sup>th</sup>, 2014 regarding no objection to the draft Addendum No.7 on contract time extension for detailed design consulting services under DQEP;

**WHEREAS**, MOT’s letter No. 15419/BGTVT-QLXD dated December 03, 2014 regarding Extension of Time for contract on detailed design consulting services under DQEP;

**WHEREAS**, The content of Clause 2.3 in the Special Conditions of the Original Contract stipulating that the contract period shall be 14 months and the contents of Addendum No. 3, 5 and 6 stipulating that the contract period shall be extended to be 31 months. Due to some objective reasons, the Consultant can not complete the assignment within the extended period. In order to complete all assignment, it is necessary to extend the contract period for 6 months further.

**NOW THIS ADDENDUM NO. 7 WITNESSES THE FOLLOWINGS:**

1. The Clause 2.3 in the General Conditions of the Original Contract and clause 1 in the Addendum No. 7 shall be revised as: “The period shall be 37 months”.
2. All terms and conditions of the Original Contract, Addendum No. 1, Addendum No. 2, Addendum No. 3, Addendum No. 4, Addendum No.5 and Addendum No.6 other than those amended above shall remain unchanged and in force. The extension of time for the D.D consulting services shall not change the original contract price.
3. Addendum No. 7 is made in ten (10) sets of the same validity, each party shall keep five (5) sets.

**IN WITNESS WHEREOF**, the Parties hereto have caused this Addendum No. 7 to be executed on the day, month and year indicated above.

For and on behalf of Project Management Unit No. 85



**Nguyen Thanh Van**  
General Director

For and on behalf of each of the Members of the Consultant

**Nippon Koei Co., Ltd.**

**Ichizuru Ishimoto**  
*Project Manager/Team Leader*  
*Da Nang-Quang Ngai Expressway Development Project*  
*Nippon Koei Co., Ltd.*

**Nippon Engineering Consultants Co., Ltd.**

**Satoshi Yoshizaki**  
*Chief Representative of Hanoi Office*

**Chodai Co., Ltd.**

**Hitoshi Nakamura**  
*Director International Division of Structural Engineering Department*

**Thai Engineering Consultants Co., Ltd.**

**Pongsak Dej-Udom**  
*President*

December 29, 2014

Mr. Nguyen Thanh Van  
General Director  
PMU85

Dear Mr. Van,

**Subject: Cr. 4941.4942-VN; Ln. 8049-VN**  
**Da Nang – Quang Ngai Expressway Development Project (DQEP)**

**Detailed Design Consulting Service:**  
**Draft Contract Addendum No. 7 on retroactive extension of contract period**  
**Conditional No objection**

We refer to your letter dated December 24, 2014 enclosing for our review the subject draft Addendum No. 7 to the Detailed Design Contract with the J/V of Nippon Koei, NE, Chodai and TEC. We have reviewed the provided documents and have the following comments:

1. In paragraph 3 of the draft Addendum, we note number "(5)" was indicated after the text "Extension of Time", which appears to be a typo mistake. If this is the case please delete that number "(5)".
2. WB's letter dated November 6, 2014 was about our no objection in principle to the proposed extension period of 6 months for the above referenced contract, not the no objection to draft contract Addendum No. 6. Please revise accordingly. Please also make a reference to the Bank's letters dated June 27, 2014 and August 5, 2014 to PPTAF PCU regarding the Bank's no objection to the proposed contract time extension.
3. The text "the content of Addendum No. 7 stipulating that the contract period shall be extended to be 37 months" shall be revised to read as "the contents of Addendum No. 3, 5 and 6 stipulating that the contract period has been extended to 31 months".
4. The text "NOW THIS ADDENDUM NO. 6 WITNESSES..." shall be modified to "NOW THIS ADDENDUM NO. 7 WITNESSES..."

Subject that our above comments are duly incorporated into the final revised addendum, the Bank has no objection to your signing the final revised Addendum No. 7 on retroactive extension of the contract period for 6 months more, until 31 December 2014. The extension of time shall not change the original contract price.

Please proceed the finalization of signing the Addendum No. 7 as soon as possible before December 31, 2014, and furnish a conformed copy for our records.

Sincerely yours,



Hoang Anh Dung  
Senior Transport Specialist  
Task Team Leader