

ADDENDUM 1 TO JBCC PRINCIPAL BUILDING AGREEMENT WITH CONTRACT DATA CE AND EC ("THE AGREEMENT")

Notwithstanding anything to the contrary contained in the Agreement:

1. the Agreement is subject to the suspensive condition that the sale agreement ("the Sale Agreement") between the Employer and Zelpy 2127 (Proprietary) Limited in respect of the purchase by the Employer of the property on which the works are to be carried out in terms of the Agreement, is signed and entered into by not later than the expiry of a period of 90 (NINETY) days after the date of signature of this Agreement by the Contractor and the Sale Agreement is duly perfected to the extent that all suspensive conditions to which it is subject are duly and timeously fulfilled;
2. a breach the Employer, prior to registration of transfer into its name of the property referred to in 1 above, of any of the provisions of the Sale Agreement shall be deemed for all purposes to constitute a breach by it of a provision of the Agreement, entitling the Contractor to proceed in terms of clause 38 of the Agreement.

THUS DONE AND SIGNED AT _____ on the _____ day of _____ 2010
in the presence of the undersigned witnesses:

AS WITNESSES:

1.
2.

EMPLOYER

THUS DONE AND SIGNED at _____ on the _____ day of _____ 2010
in the presence of the undersigned witnesses.

AS WITNESSES:

1.
2.

CONTRACTOR