

TENDER NOTICE

MediaCorp Pte. Ltd. invites Submission for:

PRE-QUALIFICATION – REF NO: 025/2011

Pre-Qualification of Contractors for Electrical Works for the Proposed Erection of a 12 Storey Media Complex comprising 4 Basements, Theatre, Studios, Retails and Other Media Facilities at Mediapolis @ one-north.

SUBMISSION CLOSING DATE:

26 March 2012 (Before 3pm)

Duly completed hardcopies of Pre-Qualification documents are to be submitted at:

Tender Box 1

MediaCorp Pte Ltd
Caldecott Broadcast Centre
Reception Area
Andrew Road
Singapore 299939
Attention: Ms Mary Chan

ELIGIBILITY

Only BCA registered contractors in “ME05 – Electrical” of financial grade **L6 (unlimited)** are eligible for the **Pre-Qualification Exercise**. The company or business must currently not be barred from participating in Government tenders.

Please refer to MediaCorp's website to view the Pre-Qualification Criteria at:

<http://www.mediacorp.sg/en/tendernotices>

COLLECTION OF PRE-QUALIFICATION DOCUMENT

The Pre-Qualification document can be downloaded from MediaCorp's website at:

<http://www.mediacorp.sg/en/tendernotices>

MEDIACORP

MediaCorp Pte Ltd
Caldecott Broadcast Centre
Andrew Road Singapore 299939
+65 6333 3888 Telephone
+65 6250 3503 Facsimile
www.mediacorp.com.sg
Registration No: 189201312E



Our ref : 025/2011

Date: 12 Mar 2012

To All Contractors

Dear Sirs

PROPOSED ERECTION OF 12 STOREY MEDIA COMPLEX COMPRISING OF 4 BASEMENTS, THEATRE, STUDIOS, RETAILS AND OTHER MEDIA FACILITIES AT MEDIAPOLIS @ONE NORTH ON LOT 4818N PT, 4675X PT & 3401N PT MK03 AT AYER RAJAH AVENUE

**TENDER FOR ELECTRICAL WORKS
- PRE-QUALIFICATION OF CONTRACTORS**

We are pleased to invite you to participate in the pre-qualification for the above-mentioned project.

The tender pre-qualification questionnaire and appendices are enclosed for your due submission.

Please submit your response to the questionnaire attached together with any other relevant information in **six (6) sets (one original and 5 copies)** in a sealed envelope marked as follows:

PRIVATE & CONFIDENTIAL

**PROPOSED ERECTION OF 12 STOREY MEDIA COMPLEX COMPRISING OF 4 BASEMENTS, THEATRE, STUDIOS, RETAILS AND OTHER MEDIA FACILITIES AT MEDIAPOLIS
PRE-QUALIFICATION (ELECTRICAL)**

addressed and delivered to :

MediaCorp Pte Ltd
Tender Box No. 1
Caldecott Broadcast Centre
Andrew Road
Singapore 299939

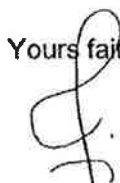
Attention to : Ms Mary Chan

Not later than **3.00pm on 26 March 2012** or such later date as may be notified by MediaCorp. Late submissions shall not be considered.

The 6 copies shall be in separate envelopes and addressed to the following parties:

- A) ORIGINAL and One Copy to:
MediaCorp Pte Ltd
Attention to : Mr Kenneth Ng/ Yeo Teong Chuan
- B) One copy to
Jurong Consultants Pte Ltd
Attention to: Mr Seow Joo Heng
- C) One copy to
DP Architects Pte Ltd
Attention to: Ms Liz Tan
- D) One copy to
Parsons Brinckerhoff Pte Ltd
Attention to: Mr Yong Siew Onn
- E) One copy to
RLB/Rider Levett Bucknall
Attention to: Ms Annie Long/ Ms RubyWang

Yours faithfully,



Isaac CHAN
Head of Procurement
For and on behalf of
MediaCorp Pte Ltd

PRE-QUALIFICATION QUESTIONNAIRE

**PROPOSED ERECTION OF 12 STOREY MEDIA COMPLEX
COMPRISING OF 4 BASEMENTS, THEATRE, STUDIOS,
RETAILS AND OTHER MEDIA FACILITIES
AT MEDIAPOLIS @ONE NORTH ON LOT 4818N PT, 4675X
PT & 3401N PT MK03 AT AYER RAJAH AVENUE
TENDER FOR ELECTRICAL WORKS
PRE-QUALIFICATION OF CONTRACTORS**

SECTION A

You are invited to participate in the Pre-Qualification of Contractors for Electrical Works for the Proposed Erection of 12 Storey Media Complex Comprising of Theatre, Studios, Retail and Other Media Facilities located at Mediapolis.

1. Particulars of Employer & Consultants

Employer

MediaCorp Pte. Ltd.

Caldecott Broadcast Centre
Andrew Road
Singapore 299939

Project Manager

Jurong Consultants Pte Ltd

8 Jurong Town Hall Road
#08-00 The JTC Summit
Singapore 609434

Architect

DP Architects Pte Ltd

6 Raffles Boulevard
#04-100 Marina Square
Singapore 039594

Structure Engineer

Web Structures Pte Ltd

146 Robinson Road
#05-01
Singapore 068909

M&E Engineer

Parsons Brinckerhoff Pte Ltd

300 Beach Road #05-00
The Concourse
Singapore 199555

Quantity Surveyor

Rider Levett Bucknall

150 Beach Road
#09-01 Gateway West
Singapore 189720

PRE-QUALIFICATION QUESTIONNAIRE

SECTION A

2. Project Brief & Information

Brief description of the work is as follows:

The proposed 1.5 Ha site is located within Mediapolis, Buona Vista one-north at the junction of Ayer Rajah Extension and Portsdown Ave. Please see Appendix A for the site plan.

The project is a new media complex to accommodate a 1600 seats theatre, the corporate offices, broadcasting studios and associated back-up services of MediaCorp. The overall gross floor area is approximately 79,500 m². The proposed design comprises a 4-storey basement, a multi-level theatre building, broadcasting studio complex and a 12-storey office.

Electrical systems consist of the following (list is not exhaustive) :

- a) Sub-Station
- b) High Tension Switchgears and Transformers
- c) Low Tension Supply
- d) Standby generators, bulk fuel tank and fuel delivery system
- e) Earthing (Clean Earth)
- f) Lightning and Surge Protection
- g) Uninterrupted Power Supply
- h) Lighting and power

The electrical system shall have level of redundancy to ensure high availability of electrical supply to Mission Critical Facilities.

Project information shall be subject to a Non Disclosure Agreement. Applicants must submit together, with all the completed Pre-Qualification Documents and the required information as per the requirements set out below, their duly signed Non Disclosure Agreement in the format attached herein. Please see Appendix B for the form of the Non Disclosure Agreement.

3. Tender Packaging

3.1 Forward Contracts

The following forward contracts are completed:

- (a) Underground Services Detection
- (b) Soil Investigation Works
- (c) Environmental Baseline Study

The following forward contracts have been awarded and are in work progress at the site :

- (a) Diversion of 66KV and water pipe

The following forward contract is under tender evaluation stage:

- (a) Basement Wall & Associated Works

PRE-QUALIFICATION QUESTIONNAIRE

SECTION A

3. Tender Packaging (cont'd)

3.2 Main Contract

The Conditions of Contract for this Project are Public Sector Standard Conditions of Contract for Construction Works 2008 (Sixth Edition) published by the Building and Construction Authority (including all amendments made up to the date that tenders for the Contract had to be submitted).

The mechanical and electrical works will be separate Nominated Sub-contracts tenders. The Conditions of Contract for the Nominated Sub-contracts are Public Sector Standard Conditions of Nominated Sub-Contract 2008, published by Building & Construction Authority, 5th Edition December 2008.

The contract period for the Main Contract shall be 28 months from the contract commencement date which is tentatively in September 2012.

4. Submissions

Please refer to instructions in the cover letter.

Correspondence bearing the questions of the applicant should have the name of the applicant firm/company clearly marked. Replies to questions concerning the submissions will be made only in those instances where they are considered necessary. No verbal inquiries will be entertained.

5. Eligibility

5.1 Only BCA registered applicants in "ME05 – Electrical" of financial grade L6 (unlimited) are eligible for the Pre-Qualification Exercise.

5.1.1 Main Criteria

- (a) The applicant must list a proven track record of successfully **completed local or overseas building projects related to the Media Industry^(*) and/or large complex non-residential projects with contract value more than S\$5M.** The criteria (i) to (iv) may be satisfied by a single project and/or multiple projects. Only projects within the past ten (10) years will be considered.
 - (i) Relevant experience in building projects in Media Industry of GFA of more than 40,000m2 OR
 - (ii) Production studio for dramas/variety and related broadcasting/media facilities. The studio must have at least a capacity of 300 seats OR Theatrical Performance theatre with at least 1000 seats OR

PRE-QUALIFICATION QUESTIONNAIRE

SECTION A

5. Eligibility (cont'd)

5.1.1 Main Criteria (cont'd)

- (iii) Relevant experience in significant mission critical facilities (eg. Data Centre, Redundant MEP/Control systems, Live play-out centres, etc.) OR
- (iv) Relevant large complex non-residential projects in Singapore or other countries with a contract value of more than S\$5M per project.

[() Definition of building projects related to Media industry shall mean broadcasting/media facilities which include : Media Resource Data Center, Pre/Post Editing suites and studios, Broadcast News center, Studio Production center, Transmission center, Play-out Center, TV broadcast theatre, drama production studio, facilities that allow broadcast operation.]*

- (b) The applicant shall not be suspended or debarred by the Standing Committee on Debarment c/o Ministry of Finance, from participating in public sector projects.

5.1.2 Secondary Criteria

- (a) The applicant is to submit list of current project commitments.
- (b) The applicant is to be BIM competent. The applicant is to submit 4 pages A4 font Arial 11 spacing 1.0 write up to demonstrate their ability to use, update, modify and develop BIM models locally for services coordination, clash deletion, as-built documentation.

5.1.3 Additional Submission

Applicants are to submit the CVs of the following key personnel of their proposed site organisation, and to highlight their experiences (if any) in relevant projects with media building/large complex non-residential building :

- (a) Project Director/ Project Manager
- (b) Deputy Director/ Deputy Project Manager
- (c) Project Engineer

PRE-QUALIFICATION QUESTIONNAIRE

SECTION A

6. Joint Ventures and Collaborations

6.1 For any JV/consortium/collaborations between contractors, the applicant must submit a write-up of no less than 4 pages explaining and detailing their approach on the following :

- (a) Management and make-up of the project team among the partners
- (b) Decision making process among the partners
- (c) Quality control mechanism among the partners
- (d) Project funding and cashflow
- (e) Resources (equipment, machinery, etc) among the partners
- (f) Project bonds, guarantees and warranties

7. Foreign Firms (firms not registered or incorporated in Singapore for Construction related business)

7.1 All foreign firms will be allowed to tender for the stated project ONLY if they are registered as a BCA Contractor in "ME05 – Electrical" of financial grade L6 (unlimited). The foreign firm has to submit a copy of their BCA registration upon collection of the tender documents, failing which no document will be issued.

7.2 The applicant must submit a write-up of no less than 4 pages explaining and detailing their approach on the following :

- (a) Local manpower, management and resources
- (b) Management of the project.
- (c) Decision making procedures between local and foreign managers/ directors
- (d) Quality control mechanism
- (e) Project funding and cash flow
- (f) Bonds, Guarantees and Warranties
- (g) Compliance to local BCA registration and regulations for ME05 grade contractor

PRE-QUALIFICATION QUESTIONNAIRE
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SECTION B

The questions set out hereafter are to be completed by organisations wishing to be included on the Electrical tendering list.

- 1. Name of Organisation**

- 2. State BCA Registration Category, ISO 9002, ISO 14000 & ISO 18000 Certificate No. and date of expiry**

- 3. Registered Office Address with telephone, facsimile number and e-mail address**

- 4. Person dealing with the application on the organisation's behalf**
 - 4.1 Name:**
 - 4.2 Designation:**
 - 4.3 Contact email and number:**

PRE-QUALIFICATION QUESTIONNAIRE
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SECTION B

5. Company Particulars

5.1 Date and Country of Incorporation or Registration

5.2 Company Registration Number

5.3 Enclose current copy of Registrar of Companies report from Instant Information Service

6. Full names and address of the Company Chairman, CEO and Directors and the Company Secretary including percentage of shares of Directors

7. Authorised and Paid-up share capital of company

PRE-QUALIFICATION QUESTIONNAIRE
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SECTION B

8. **Submit your company total staff strength giving details of Directors, Managers, Engineers (M&E, site, planning, other classified engineers), Technical Support Staff (QS, foremen, surveyors, draughtsmen, other technical staff), and Administrative Support Staff (secretarial, clerical, dispatches, accounts, HR, other non-technical staff).**

NUMBERS

DIRECTORS AND MANAGERS

ENGINEERS

TECHNICAL SUPPORT

ADMINISTRATIVE SUPPORT

TOTAL STAFF STRENGTH**Note:**

Directors & Managers include:

Directors
Project Managers
Assistant Project Managers

Engineer include:

M&E Engineers
Site Engineers
Planning Engineers
Other classified Engineers with
Professional Qualifications

Technical Support include:

Quantity Surveyors
Foremen
Surveyors
Draughtsmen
Other Technical supporting
staff

Administrative Support include:

Secretarial
Clerical
Dispatches
Accounts Department
Human Resource Department
Other non-technical staff

PRE-QUALIFICATION QUESTIONNAIRE

SECTION B

9. Submit your experience for current and completed projects in the last 10 years (both local and overseas building projects related to the Media Industry/complex non-residential projects) in the following format with relevant/related experience in :

9.1 Relevant experience in building projects in the Media Industry of Gross Floor Area (GFA) of more than 40,000 m2

NO.	PROJECT DESCRIPTION (INCLUDING PROJECT NAME, NO OF UNITS, NOS OF BASEMENT LEVELS,ETC)	PROJECT ARCHITECT	CLIENT	CONTRACT VALUE	CONTRACT START DATE	CONTRACT END DATE	TYPE OF CONTRACT	GROSS FLOOR AREA (M2)

Note:

i) The 'Type of Contract' is with reference to the type of Conditions of Contract used. Eg. PSSCOC, SIA, JCT etc.

Sheet _____ of _____

PRE-QUALIFICATION QUESTIONNAIRE

SECTION B

9. Submit your experience for current and completed projects in the last 10 years (both local and overseas building projects related to the Media Industry/complex non-residential projects) in the following format with relevant/related experience in :

9.2 Production studio for dramas/variety and related broadcasting/media facilities. The production studio must have at least a capacity of 300 seats OR Theatrical Performance theatre with at least 1000 seats

NO.	PROJECT DESCRIPTION (INCLUDING PROJECT NAME, NO OF UNITS, NOS OF BASEMENT LEVELS,ETC)	PROJECT ARCHITECT	CLIENT	CONTRACT VALUE	CONTRACT START DATE	CONTRACT END DATE	TYPE OF CONTRACT	CAPACITY (No. of seats)

Note:

i) The 'Type of Contract' is with reference to the type of Conditions of Contract used. Eg. PSSCOC, SIA, JCT etc.

Sheet ____ of ____

PRE-QUALIFICATION QUESTIONNAIRE

SECTION B

9. Submit your experience for current and completed projects in the last 10 years (both local and overseas building projects related to the Media Industry/complex non-residential projects) in the following format with relevant/related experience in :

9.3 Relevant experience in significant mission critical facilities (eg. Data Centers, Redundant MEP/ Control Systems, Live play-out centers, etc.)

NO.	PROJECT DESCRIPTION (INCLUDING PROJECT NAME, NO OF UNITS, NOS OF BASEMENT LEVELS,ETC)	PROJECT ARCHITECT	CLIENT	CONTRACT VALUE	CONTRACT START DATE	CONTRACT END DATE	TYPE OF CONTRACT	TYPE OF MISSION CRITICAL FACILITIES

Note:

i) The 'Type of Contract' is with reference to the type of Conditions of Contract used. Eg. PSSCOC, SIA, JCT etc.

Sheet ____ of ____

PRE-QUALIFICATION QUESTIONNAIRE

SECTION B

9. Submit your experience for current and completed projects in the last 10 years (both local and overseas building projects related to the Media Industry/complex non-residential projects) in the following format with relevant/related experience in :

9.4 Relevant large complex non-residential projects in Singapore or other countries with a contract value of more than S\$5M per project

NO.	PROJECT DESCRIPTION (INCLUDING PROJECT NAME, NO OF UNITS, NOS OF BASEMENT LEVELS,ETC)	PROJECT ARCHITECT	CLIENT	CONTRACT VALUE	CONTRACT START DATE	CONTRACT END DATE	TYPE OF CONTRACT	TYPE OF COMPLEXITY

Note:

i) The 'Type of Contract' is with reference to the type of Conditions of Contract used. Eg. PSSCOC, SIA, JCT etc.

Sheet ____ of ____

SECTION B

10. Submit your Safety Records in the following format:

NO.	PROJECT DESCRIPTION (INCLUDING PROJECT NAME, NO OF UNITS, ETC)	CONTRACT VALUE	TYPE OF CONTRACT	NO. OF DEMERIT POINTS TODATE

Total no. of demerit points issued within past 12 months

Total no. of workplace fatality incidents within the past 12 months

Receipt of warning letter from MOM for bad safety record:-

Yes/No/N.A. *

If yes, date of receipt:-

no. of demerit points after receipt of warning letter:-

Any previous debarment from MOM? :-

Yes/No/N.A. *

If yes, details of debarment:-

*Please delete where applicable

SECTION B

11. Company Financial Particulars

11.1 Indicate the annual company construction turnover during the last three years

Year	Total Turnover
2008	<hr/>
2009	<hr/>
2010	<hr/>

11.2 Attach a copy of an audited financial statement of the company's balance sheet and profit and loss statement for the last 3 years (i.e. the year 2009, 2010 and 2011).

11.3 To indicate the following :

- (a) Net tangible worth
- (b) Revenue / Sale/ Turnover in the past 3 years
- (c) $(\text{Current Assets} \div \text{Current Liabilities})$ ratio
- (d) $(\text{Net Profit after Tax} \div \text{Sales}) \times 100\%$
- (e) $(\text{Net Operating Income} \div \text{Interest Expense})$ ratio

12. Arbitration / Litigation involved at present or in the past five (5) years (if any)

12.1 Applicants to submit details (eg. the nature of dispute, amount under dispute, parties involved and the current status) of current legal cases pending resolution (eg. adjudication, litigation, arbitration, mediation, etc.) that may have adverse impact on the firm.

13. Awards obtained in the last three (3) years (if any)

13.1 Safety certificates and awards (eg Workplace Safety and Health Management System (WSHMS), OHSAS 18001/ SS506, bizSAFE)

13.2 Letters of commendation by reputable developers, owners, clients, etc. in the last ten (10) years

SECTION B

14. Organisation Chart

14.1 To provide proposed organization chart with personnel resume in the following format:

A. HEAD OFFICE

CATEGORY	NAME(s)	YEARS OF EXPERIENCE	EDUCATIONAL QUALIFICATION	RELEVANT EXPERIENCE
General Management				
Administration				
Technical Management				
Contract Management				
Others				

B. SITE OFFICE

*The Applicant to highlight any **key site personnel** (i.e. Managers/Project Director/team leads) in the proposed site organisation with **relevant media related & project complexity experiences***

CATEGORY	NAME(s)	YEARS OF EXPERIENCE	EDUCATIONAL QUALIFICATION	RELEVANT EXPERIENCE
General Management				
Project Director				
Project Manager				
Administration				
Technical Management				
Contract Management				
Others				

NOTE:

C.V.s of the work experience of each key member of staff shall be attached.

SECTION B

15. Joint Venture Information (if any)

If the applicant is a joint venture, it must provide the following details:

1. Name and address of the agent appointed by the joint venture.
2. Confirmation that the agent appointed by the joint venture is authorised to:
 - (a) bind the joint venture;
 - (b) incur liabilities on behalf of the joint venture;
 - (c) receive instructions on behalf of the joint venture; and
 - (d) be the single point of contact for the joint venture.

Confirmation? Yes/No

3. The applicant must attach to this form evidence of the appointment of the agent, the terms of this agent's appointment and the scope of the agent's authority.
4. The applicant must describe how the Works will be executed by or on behalf of the joint venture, so as to be legally binding on each party performing the joint venture.

Description:

5. The applicant must attach to this Form a copy of the joint venture agreement, which must state:
 - (a) each party's percentage participation in the joint venture; and
 - (b) that the parties to the joint venture are jointly and severally liable to the Employer for the performance of the Works

DECLARATION BY APPLICANT

We hereby certify and declare that to the best of our knowledge the information submitted by us for the purposes of this Pre-Qualification Exercise are complete, true and correct.

We are fully aware that the costs incurred by us in preparation of our submission for this Pre-Qualification Exercise will be borne by us and that in no case will any expenses be reimbursed by the Consultants or the Employer.

We are also aware that the Consultants and the Employer have no obligation whatsoever to respond to any company making a submission for the Pre-Qualification Exercise. We also agree that the prequalification of applicants for inclusion in the tendering list is at the sole discretion of the Consultants and the Employer and neither the Consultants nor the Employer shall be obliged to provide any reasons for their decisions.

Signature _____

in the capacity of _____

duly authorised to sign on
behalf of _____

Date _____

Witness _____

Signature _____

Address _____

Position _____

Date _____

NON-DISCLOSURE AGREEMENT

Date:

MEDIACORP PTE LTD
Caldecott Broadcast Centre
Andrew Road
Singapore 299939

Dear Sirs

IN CONSIDERATION of your agreement upon our request to disclose to us certain confidential, secret and proprietary information in relation to your proposed erection of a 12-storey media complex at Mediapolis (the "Project"), we the undersigned hereby undertake and agree as follows:

1. You are the sole owner of the copyright and all other proprietary rights in and to the Project.
2. We understand and agree that all Confidential Information as defined in this Agreement, in relation to the Project, are of a strictly secret and confidential nature. We undertake not to disclose, communicate or otherwise release to any person (i) any Confidential Information disclosed whether before or after the date of this Agreement, and (ii) that discussions are taking place between the parties concerning the Project nor the status, terms, conditions or other facts concerning such discussions.
3. "**Confidential Information**" includes, but is not limited to, all information of a commercial, technical or financial nature relating to the Project, MediaCorp Pte Ltd ("**MediaCorp**") and/or its subsidiaries, associates or partners which contains, amongst other matters, trade secrets, know-how, show-how, designs, plans and structure, patents research, development or technical information, confidential and proprietary product or information, intellectual property right, business plans, operations or systems, financial and trading positions, details of customers, suppliers, debtors or creditors, information relating to the officers, directors or employees of MediaCorp and/or its subsidiaries, associates or partners, marketing information, brochures, printed matter, rates and rate tables, contracts regardless of form, format or media including, without limitation, written, oral, or information reduced to tangible form and also includes information communicated or obtained through meetings, documents, correspondence or inspection of tangible items, and all materials produced, developed or compiled by MediaCorp for the Project.
4. Notwithstanding the foregoing, we shall not be liable for the disclosure or use of Confidential Information to the extent it:
 - (a) is in or enters the public domain through no act or omission on our part;
 - (b) is known to us on a non-confidential basis prior to disclosure by MediaCorp;
 - (c) is or has been lawfully disclosed to us by a third party without an obligation of confidentiality;
 - (d) is required to be disclosed pursuant to any applicable laws, rules or regulations or direction of statutory or regulatory authority or stock exchange or order of a relevant court of law provided that we shall first obtain MediaCorp's prior written consent to the contents of such disclosure prior to making of the same; or
 - (e) is released from confidential treatment by written consent of MediaCorp.
5. We shall not make any other use of the Confidential Information for our own benefit or that of any third party except for the Project nor make unnecessary copies of the same without the prior written approval of MediaCorp.
6. All written Confidential Information or any part thereof (including without limitation, information incorporated in computer software or held in electronic storage media) together with any analyses, compilations, studies, reports or other documents or materials as are in possession, power or control of us shall be returned to MediaCorp or destroyed by us, when requested by MediaCorp. In the event of the destruction, we shall certify in writing to MediaCorp, within seven (7) days, that such destruction has been accomplished. We shall make no further use of nor retain such Confidential Information in any form whatsoever.
7. We shall use our best endeavours to guard against disclosure or use of the Confidential Information other than for the Project. We shall make the Confidential Information disclosed by MediaCorp

available only to those of its employees, officers, directors, agents, advisors or any persons employed by us and/or involved in the Project ("**Authorised Persons**") strictly on a 'need to know' basis and to the extent necessary to carry out the Project. We shall procure that each of the Authorised Persons to whom Confidential Information is disclosed strictly complies with the terms of this Agreement as if he was a party hereto, and shall take all steps available to it to enforce such obligations of confidentiality.

8. The rights, powers and remedies provided in that Agreement are cumulative and do not exclude the rights or remedies provided at law and in equity independently of this Agreement.
9. We agree and acknowledge that money damages are not a sufficient remedy for any breach of this Agreement by us and that MediaCorp shall be entitled to specific performance or injunctive relief (as appropriate) as a remedy for any breach or threatened breach thereof, in addition to any other remedies available at law or in equity.
10. Nothing contained in this Agreement shall be deemed to grant to us, whether directly or by implication, any right, (whether by licence or otherwise), under any patent(s), patent applications, copyrights or other intellectual property rights with respect to any Confidential Information.
11. This Agreement contains the entire understanding between us and MediaCorp with respect to the safeguarding of the Confidential Information and supersedes all prior communications and understandings with respect thereto. No waiver, alteration, modification, or amendment shall be binding or effective for any purpose whatsoever unless and until reduced to writing and executed by both parties.
12. Each provision (or part thereof) of this Agreement shall be construed separately and independently from each other. Accordingly, if any provision of this Agreement is found to be unenforceable or invalid, such provision shall be ineffective to the extent of such unenforceability or invalidity, without affecting the remaining provisions of this Agreement.
13. This Agreement shall be governed and construed in all respects in accordance with the laws of Singapore and the parties shall submit to the non-exclusive jurisdiction of the Singapore courts.

Signed By :

Name of Company :

Address of Company :

Name of Signatory :

Title :
