



## TENDER NOTICE

MediaCorp Pte. Ltd. invites submissions for:

### PRE-QUALIFICATION

Pre-Qualification of Contractors for Supply, Delivery and Installation of Loose and Built In Furniture for the Proposed Erection of 12 Storey Media Complex comprising 3 Basements, Theatre, Studios, Retails and Other Media Facilities at Mediapolis @ one-north.

### SUBMISSION CLOSING DATE

**3 July 2015 (Before 3pm)**

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

**DP ARCHITECTS PTE LTD**

6 Raffles Boulevard

#04-100 Marina Square (Studio 1)

Singapore 039594

Attention: Mr Tan Jiann Woei

### ELIGIBILITY

1. The applicant must have relevant project experience for Supply, Delivery and Installation of Loose and Built In Furniture for the following areas:
  - Corporate Entrances and Reception Areas
  - Public Engagement Areas e.g. foyer, atrium etc.
  - Meeting Areas i.e. boardrooms and staff meeting rooms
  - Lounges for VIPs and Staff
  - Storage solutions for offices
2. The contract reference(s) shall be for similar works (local and overseas) completed over the last 2 years with a combined project value of S\$ 4M.

The company must not be currently barred from participating in Government tenders.

Please refer to MediaCorp's website to view and download the Pre-Qualification documents at the following link:

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



**DP ARCHITECTS PTE LTD**  
6 Raffles Boulevard  
#04-100 Marina Square  
Singapore 039594  
Tel +65 6338 3988  
Fax +65 6337 9989  
dparchitects@dpa.com.sg  
www.dpa.com.sg  
Regn No 197501778E

**Chairman**  
Chan Sui Him

**CEO**

Francis S W Lee  
**Deputy CEO**

Angelene Chan  
**Directors**

Ti Lian Seng

Teoh Hai Pin

Wu Tzu Chiang

Chin Thoe Chong

Vikas M Gore

Lesley Y L Lim

Dadi Surya

Suneeth Changaroth

Jeremy M H Tan

Toh Sze Chong

Tong Bin Sin

Seah Chee Huang

Our ref : SG11A.A01.134 /TJW/LC:st/1240

18 June 2015

To All Contractors

Dear Sirs

**PROPOSED ERECTION OF 12 STOREY MEDIA COMPLEX COMPRISING OF 3 BASEMENTS, THEATRE, STUDIOS, RETAILS AND OTHER MEDIA FACILITIES AT MEDIAPOLIS @ONE NORTH ON LOT 4897N & 4888W MK03 AT AYER RAJAH AVENUE, SINGAPORE**

**TENDER FOR LOOSE AND BUILT-IN FURNITURE WORKS  
– PRE-QUALIFICATION OF CONTRACTORS**

On behalf of the Employer, MediaCorp Pte Ltd, 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 **four (4) sets (one original and 3 copies)** in a **sealed envelope** marked as follows:

PRIVATE & CONFIDENTIAL

**PROPOSED ERECTION OF 12 STOREY MEDIA COMPLEX COMPRISING OF 3 BASEMENTS, THEATRE, STUDIOS, RETAILS AND OTHER MEDIA FACILITIES AT MEDIAPOLIS  
PRE-QUALIFICATION (LOOSE AND BUILT-IN FURNITURE WORKS SUB-CONTRACT)**

addressed and delivered to :

**DP ARCHITECTS PTE LTD**

6 Raffles Boulevard  
#04-200 Marina Square (Studio 3)  
Singapore 039594

Attention to : Mr John Tan / Ms Esther Ang

Not later than **3.00pm on 03 July 2015** or such later date as may be notified by MediaCorp.  
**Late submissions shall not be considered.**

.. /2



Our ref : SG11A.A01.134 /TJW/LC:st/1240

Page 2 of 2

**To All Contractors**

**18 June 2015**

---

The 4 copies shall be in separate envelopes and attention to the following parties:

- A) ORIGINAL Copy to:  
MediaCorp Pte Ltd  
Attention to: Mr Kenneth Ng
- B) One copy to  
Jurong Consultants Pte Ltd  
Attention to: Mr Thomas Chee
- C) One copy to  
DP Architects Pte Ltd  
Attention to: Mr John Tan
- D) One copy to  
RLB/Rider Levett Bucknall  
Attention to: Ms Annie Long/ Ms Ruby Wang

Yours faithfully,



Tan Jiann Woei  
DP ARCHITECTS PTE LTD  
For and on behalf of  
MEDIACORP PTE LTD

<b>PRE-QUALIFICATION QUESTIONNAIRE</b>
--

**PROPOSED ERECTION OF 12 STOREY MEDIA COMPLEX  
COMPRISES OF 3 BASEMENTS, THEATRE, STUDIOS,  
RETAILS AND OTHER MEDIA FACILITIES AT  
MEDIAPOLIS @ ONE NORTH ON LOT 4897N & 4888W MK  
03 AT AYER RAJAH AVENUE  
TENDER FOR SUPPLY, DELIVERY AND INSTALLATION  
OF LOOSE AND BUILT IN FURNITURE  
PRE-QUALIFICATION OF CONTRACTORS**

**SECTION A**

You are invited to participate in the Pre-Qualification of Contractors for **Loose Furniture & Built In Furniture Works** for the *Proposed Erection of 12 Story Media Complex Comprises 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 & Interior Designer**

**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

**Security Consultant**

**Certis CISCO Security Pte Ltd**

20 Jalan Afifi

Certis CISCO Centre

Singapore 409179

## **SECTION A**

### **1. Particulars of Employer & Consultants**

#### **Quantity Surveyor**

#### **Rider Levett Bucknall**

150 Beach Road  
#09-01 Gateway West  
Singapore 189720

### **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 1,600 seats theatre, the corporate offices, broadcasting studios and associated back-up services of MediaCorp. The overall gross floor area is approximately 79,500 m<sup>2</sup>. The proposed design comprises a 3-storey basement, a multi-level theatre building, broadcasting studio complex and a 12-storey office.

The work shall be Supply, Delivery and Installation of Loose and Built In Furniture and shall be for the project wide.

And shall include but not limited to the following works unless otherwise stated.

- 1) Loose furniture for Corporate Entrances – Several sophisticated or cozy Reception areas catering to general public and staff
- 2) Loose furniture for Public Engagement Areas – Functional, modular and colourful Foyer seatings for the general public
- 3) Loose furniture for Meeting Areas – Ranges from Boardroom, to functional and stylish staff meeting rooms, to playful and casual collaboration spaces for guests and staff
- 4) Loose furniture for VIP Lounges – Elegant and serene lounges for VIPs
- 5) Loose furniture for Staff Lounges and Breakout Areas – Ranges from functional, private and minimal lounges, to casual, colourful and homely relaxation spaces for staff
- 6) Built in fitments for the various staff lounges and meeting rooms
- 7) Storage Solutions – Functional and practical storage for staff

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.

## **SECTION A**

<b>PRE-QUALIFICATION QUESTIONNAIRE</b>
--

### **3. Tender Packaging**

#### **3.1 Direct 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 contract period for the Direct Contract shall be 18 weeks and the commencement date on site is tentatively August 2015.

### **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. Evaluation Criteria**

#### **5.1 Main Criteria**

- (a) The applicant must have relevant project experience for **Supply, Delivery and Installation of Loose and Built In Furniture** for the following areas:
- Corporate Entrances and Reception Areas
  - Public Engagement Areas e.g. foyer, atrium etc.
  - Meeting Areas i.e. boardrooms and staff meeting rooms
  - Lounges for VIPs and Staff
  - Storage solutions for offices

The contract reference(s) should be for similar works (local and overseas) completed over the last 2 years with a combined project value of S\$ 4M.

- (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. The applicant shall confirm this in writing in its submission.

## **SECTION A**

## **5. Evaluation Criteria**

### **5.2 Secondary Criteria**

- (a) Current work load. Capacity for new work based on applicant's current work load.
- (b) Required manpower resources as follows:
  - (i) Project Manager shall have minimum 5 years of Project management experience.
  - (ii) Co-ordinator/Site Supervisor with 5 years on-site experience.
- (c) Local Manufacturing and Fabrication Facilities unless the product is sourced from out of country.
- (d) ISO 9001 certification with certification bodies accredited by the Singapore Accreditation Council.

### **5.3 Submissions**

The following are to be submitted:

- (a) CVs for the Project Manager
- (b) CVs for the co-ordinator/site supervisor
- (c) Copy of the document for the ISO 9001 certification if the contractor is credited

## **6. Joint Ventures and Collaborations**

- 6.1 For any JV/consortium/collaborations between applicants, the applicants 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

## **SECTION A**

<b>PRE-QUALIFICATION QUESTIONNAIRE</b>
--

- 7. Foreign Firms** (firms not registered or incorporated in Singapore for construction related business)
- 7.1 All foreign firms will be allowed to submit an application for pre-qualification for the stated project. The foreign firm has to submit a copy of their registration upon submission of the pre-qualification documents, failing which the submission will not be considered.
- 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 Authority registration and regulations
  - (h) Interfacing Plan for the Proposed Systems
- 7.3 The applicant must also submit the following :
- (a) Quality Assurance Plan
  - (b) Workplace Safety and Health Management Plan



<b>PRE-QUALIFICATION QUESTIONNAIRE</b>
--

**SECTION B**

The questions set out hereafter are to be completed by organisations wishing to be considered for inclusion on the Loose and Built In Furniture tendering list.

- 1. Name of Organisation**
  
- 2. State BCA Registration Category, ISO 9002, ISO 14000 & ISO 18000 Certificate No. and date of expiry (please include copies of the certificates in your submission)**
  
- 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:
  
- 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**

<b>PRE-QUALIFICATION QUESTIONNAIRE</b>
--

**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	<input type="text"/>
ENGINEERS	<input type="text"/>
TECHNICAL SUPPORT	<input type="text"/>
ADMINISTRATIVE SUPPORT	<input type="text"/>
<b>TOTAL STAFF STRENGTH</b>	<input type="text"/>

**Note:**

Directors &amp; Managers include:

Directors  
Project Managers  
Assistant Project Managers  
Site Managers

Engineer include:

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

Technical Support include:

Quantity Surveyors  
Foremen  
Surveyors  
Other Technical supporting  
staff

Administrative Support include:

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

<b>PRE-QUALIFICATION QUESTIONNAIRE</b>
--

**SECTION B**

9. Submit your experience for current and completed projects in the last 2 years in the following format with relevant/related experience in:

9.1 Relevant PAST LOCAL experience in the Supply, delivery and installation of loose and built in furniture projects

NO.	PROJECT DESCRIPTION (INCLUDING PROJECT NAME, NO. OF UNITS, NO. OF BASEMENT LEVELS, ETC)	CLIENTS/ PROJECT MANAGERS	MAIN CONTRACTOR	CONTRACT VALUE	CONTRACT START DATE	CONTRACT END DATE

Sheet \_\_\_\_ of \_\_\_\_

**SECTION B**

<b>PRE-QUALIFICATION QUESTIONNAIRE</b>
--

9. Submit your experience for current and completed projects in the last 2 years in the following format with relevant/related experience in:

9.2 Relevant PAST OVERSEAS experience in the Supply, delivery and installation of loose and built in furniture projects

NO.	PROJECT DESCRIPTION (INCLUDING PROJECT NAME, NO. OF UNITS, NO. OF BASEMENT LEVELS, ETC)	CLIENTS/ PROJECT MANAGERS	MAIN CONTRACTOR	CONTRACT VALUE	CONTRACT START DATE	CONTRACT END DATE

**SECTION B**

<b>PRE-QUALIFICATION QUESTIONNAIRE</b>
--

9. Submit your experience for current and completed projects in the last 2 years in the following format with relevant/related experience in:

9.3 **CURRENT Supply, delivery of loose and built in furniture projects in Singapore**

NO.	PROJECT DESCRIPTION (INCLUDING PROJECT NAME, NO. OF UNITS, NO. OF BASEMENT LEVELS, ETC)	CLIENTS/ PROJECT MANAGERS	MAIN CONTRACTOR	CONTRACT VALUE	CONTRACT START DATE	CONTRACT END DATE

Sheet \_\_\_\_ of \_\_\_\_

<b>PRE-QUALIFICATION QUESTIONNAIRE</b>
--

**SECTION B**

9. Submit your experience for current and completed projects in the last 2 years in the following format with relevant/related experience in:

9.4 Proposed three (3) projects for feedback on Contractor performance (Projects in Singapore only)

NO.	PROJECT DESCRIPTION (INCLUDING PROJECT NAME, NO. OF UNITS, NO. OF BASEMENT LEVELS, ETC)	CLIENTS/ PROJECT MANAGERS	MAIN CONTRACTOR	CONTRACT VALUE	CONTRACT START DATE	CONTRACT END DATE

Sheet \_\_\_\_ of \_\_\_\_

<b>PRE-QUALIFICATION QUESTIONNAIRE</b>
--

**SECTION B**

**10.1** Submit your company Safety and Health Management System and your company's List of Safety Records of major projects in the following format:

NO.	PROJECT DESCRIPTION (INCLUDING PROJECT NAME, NO. OF UNITS, NO. OF BASEMENT LEVELS, ETC)	CLIENTS/ PROJECT MANAGERS	MAIN CONTRACTOR	CONTRACT VALUE	CONTRACT START DATE	CONTRACT END DATE

**Total no. of accidents within past 12 months**

--

Sheet \_\_\_\_ of \_\_\_\_

## SECTION B

### 11. Company Financial Particulars

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

Year	Total Turnover
2012	_____
2013	_____
2014	_____

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. year 2012, 2013 and 2014).

11.3 To indicate the following:

- (a) Net tangible worth: \_\_\_\_\_
- (b) Revenue / Sale/ Turnover in the past 3 years: \_\_\_\_\_
- (c) (Current Assets ÷ Current Liabilities) ratio: \_\_\_\_\_
- (d) (Net Profit after Tax ÷ Sales) x 100%: \_\_\_\_\_
- (e) (Net Operating Income ÷ Interest Expense) ratio: \_\_\_\_\_

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

12.1 Applicants to submit details (e.g. the nature of dispute, amount under dispute, parties involved and the current status) of current legal cases pending resolution (e.g. 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 (e.g. 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 three (3) years



## SECTION B

### 14. Organization 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				
Technical Management				
Others				
Administration				

NOTE: C.Vs of the work experience of each key member of staff shall be attached.

### 15. Manufacturing and Fabrication Facilities

15.1 To list your manufacturing and fabrication facilities, size of facilities (in terms of area of production)

TYPE OF FACILITIES	LOCATION	DATE OF ESTABLISHMENT	SIZE OF FACILITIES	PRODUCTION RATE (in m2)

## **SECTION B**

### **16. 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.
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

<b>DECLARATION BY APPLICANT</b>
---------------------------------

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 \_\_\_\_\_

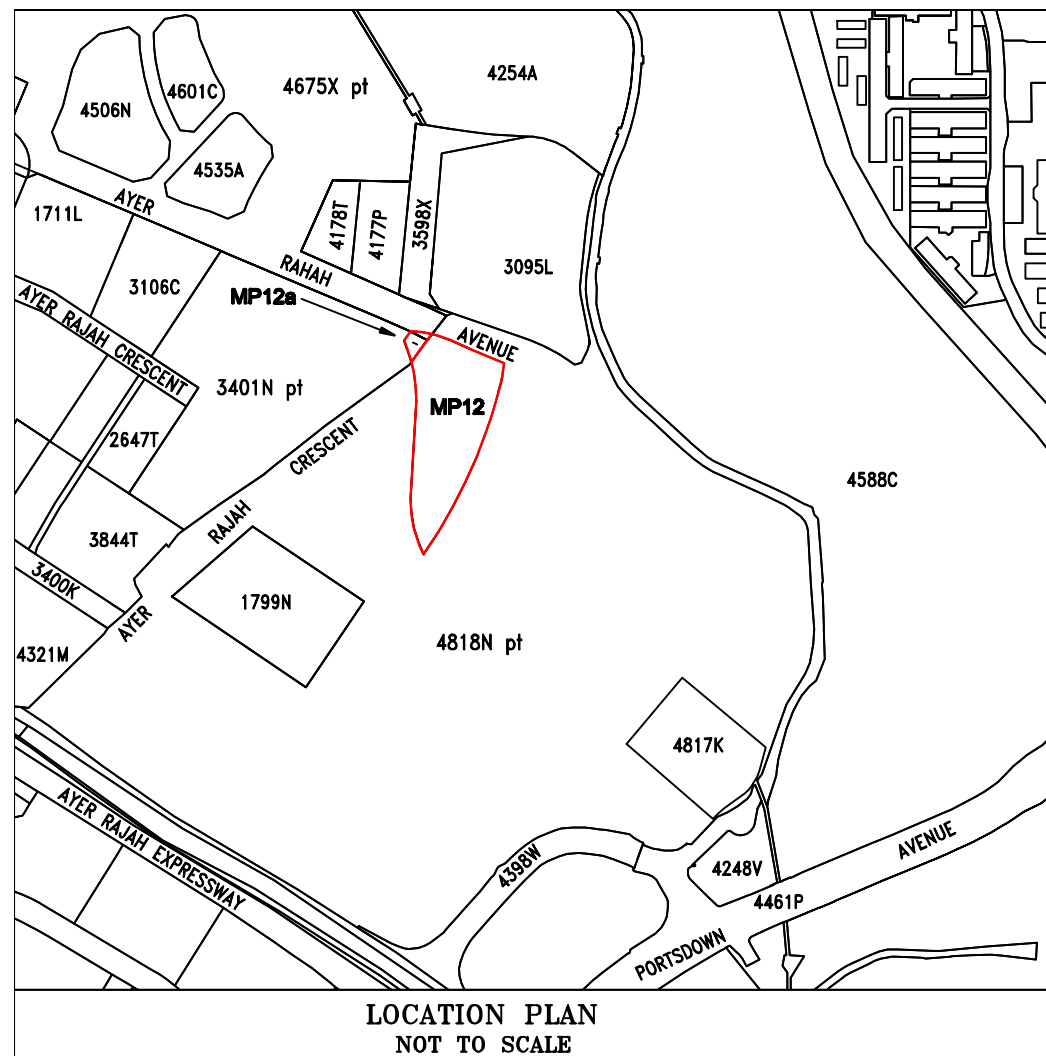
Witness \_\_\_\_\_

Signature \_\_\_\_\_

Address \_\_\_\_\_

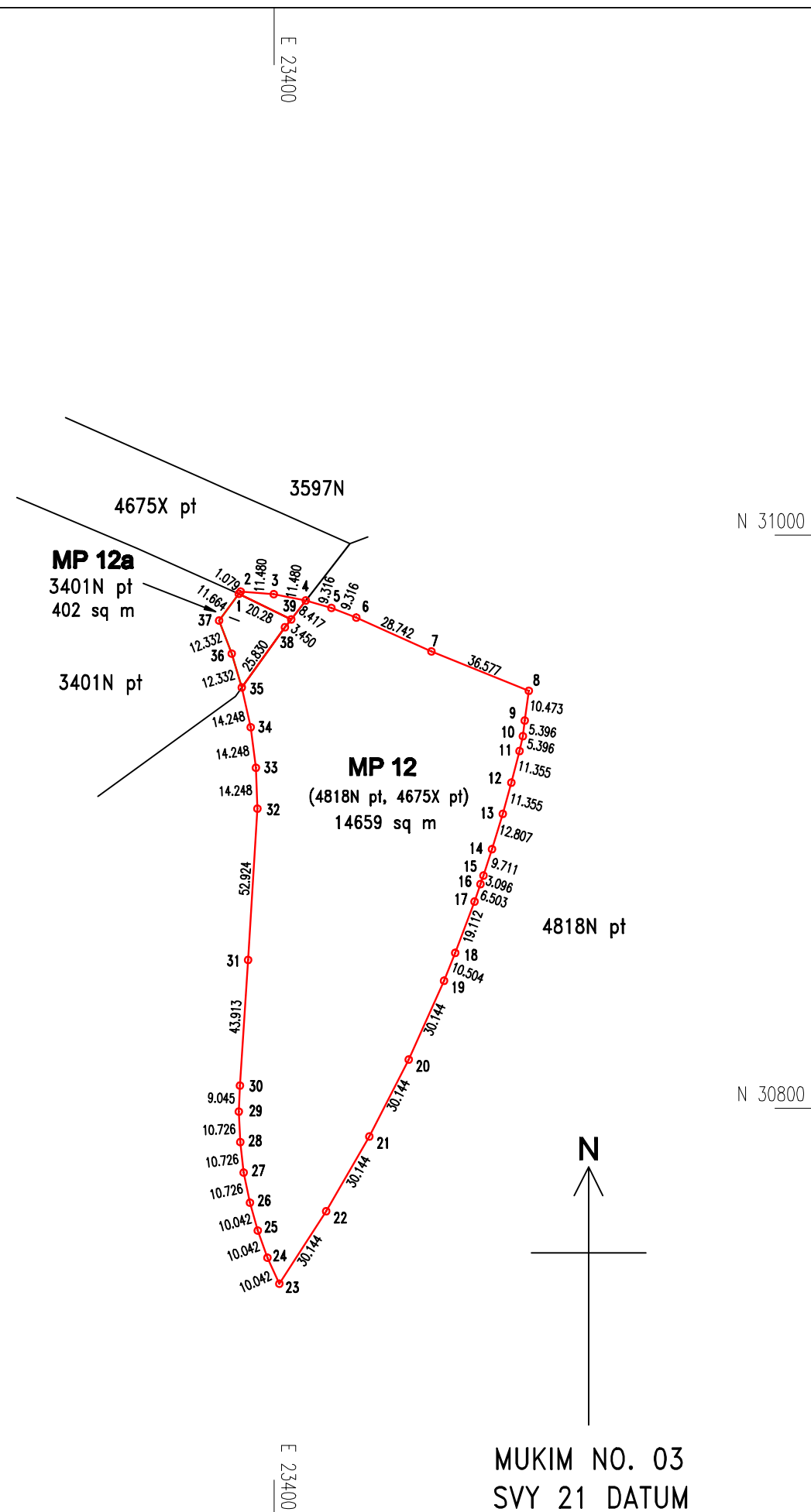
Position \_\_\_\_\_

Date \_\_\_\_\_



NO.	NORTHING	EASTING
1	30979.498	23387.703
2	30980.363	23388.348
3	30979.363	23399.784
4	30977.182	23411.055
5	30974.561	23419.994
6	30971.196	23428.681
7	30959.427	23454.903
8	30945.628	23488.777
9	30935.238	23487.468
10	30929.891	23486.735
11	30924.610	23485.631
12	30913.621	23482.772
13	30902.693	23479.688
14	30890.433	23475.983
15	30881.197	23472.983
16	30878.263	23471.994
17	30872.120	23469.861
18	30854.215	23463.176
19	30844.477	23459.240
20	30816.957	23446.940

NO.	NORTHING	EASTING
21	30790.107	23433.238
22	30764.000	23418.169
23	30738.705	23401.774
24	30747.863	23397.653
25	30757.301	23394.222
26	30766.967	23391.498
27	30777.484	23389.389
28	30788.135	23388.118
29	30798.853	23387.693
30	30807.893	23387.995
31	30851.708	23390.925
32	30904.535	23394.141
33	30918.771	23393.544
34	30932.903	23391.732
35	30946.829	23388.718
36	30958.636	23385.156
37	30970.147	23380.730
38	30967.872	23403.698
39	30970.530	23405.897



- NOTES**
1. BOUNDARY DIMENSIONS, CO-ORDINATES & AREAS SHOWN HEREON ARE SUBJECT TO CHANGE ON FINAL SURVEY.
  2. ALL DISTANCE ARE IN METERS.
  3. PROPOSED BOUNDARY BASED ON  
"parcel MP12(included access road).dwg" FROM JTC.
  4. BOUNDARY INFORMATION FORM CP82716.
  5. SVY 21 DATUM.



JOB TITLE

ALIENATION SUVEY OF PARCEL LAND  
MP 12 & MP 12A  
ON LOT 4818N PT, 4675X PT  
& 3401N PT MK 03  
AT AYER RAJAH AVENUE  
/ ONE NORTH

DRAWING TITLE

PRE-COMPUTATION PLAN

**SURVEYOR**

**CAK & FG SURVEY PTE. LTD.**

701 Sims Drive  
#05-02 LHK Building  
Singapore 387383  
Tel:62991776 Fax:62991416

**CHIA AIK KOK,<sup>PBM</sup>**  
B. Surv.(Q'Id), F.S.I.S.V.  
Registered Surveyor  
Singapore

JTC REF NO. : JTC(Svy) T9651	
DRAWING NO. CAK_FG/T9651/A3/PRE-B	
SCALE: 1 : 2000	DRAWN: LINFEN
DATE: 05.08.2010	SURVEYED: -

## 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 : \_\_\_\_\_