

## AMENDMENT TO THE ORIGINAL DISTRIBUTION AGREEMENT

This Amendment is made this .....day of ..... by and between the **Agricultural Development Corporation** hereinafter referred to as **(ADC)** and hereinafter referred to as **(the Distribution Agent)**, for the purpose of amending the Distribution Agreement dated ..... between the Parties.

This is the first amendment to the original agreement. This Amendment does not take effect until signed by both parties.

**NOW, THEREFORE,** in consideration of the Distribution Agent continuing to offer distribution services for ADC's products, the Parties mutually agree to amend the previously executed Distribution Agreement as follows;

### 1. CONTRACT PRICE

The original agreement is hereby amended to include an addition to the agreement on ADC product prices as follows;

<b>Product</b>	<b>Wholesale Price to Distributor</b>	<b>Retail Price to Arm Length Service Providers</b>
Conventional Semen(Kenyan Sires)	Kshs.200.00	Kshs.250.00
Conventional Semen (South African Sires)	Ksh. 250.00	Ksh. 300.00
Liquid Nitrogen	Kshs.300.00	Kshs. ≤ 400.00

### 2. CONTROL OF PRODUCT AND MARKET

**Clause 10.2** of the Contract is deleted, and a revised Clause is inserted as follows;

The Corporation may vary the prices for the goods and vary its conditions of sale in each case with prior notice and consultation with the Distribution Agent.

### **3. TERRITORY**

**Clause 11** of the Contract is varied to designate the Counties and Sub counties for each Distribution Agent. The list for the designated territories is attached and marked as Schedule B.

### **4. TRADING TERMS**

**Clause 14.1** of the Contract is deleted, and a revised Clause is inserted as follows;

The Corporation shall give a credit of 30days for goods supplied and no further supplies before the previous order is paid in full.

Payment shall be by cheque and the distributor shall be required to give a bank guarantee for all cheques issued to the Corporation.

**Clause 14.3.2** of the Contract is deleted in its entirety.

**Clause 14.3.13** of the Contract is deleted, and a revised Clause is inserted as follows;

The Corporation shall strive to deliver goods to the Distribution Agent at the designated premises on a timely manner but is not obliged to do so if there is a handicap on transport availability.

### **5. TERMINATION**

**Clause 16.8** of the Contract is deleted in its entirety.

**6.** The revisions to the Distribution Agreement are limited to those specified above.

**7.** All other terms and conditions as set forth in the original Contract document shall remain in effect for the duration of this Contract.

### **8. SIGNATURE WARRANTY**

The undersigned represent and warrant that they are authorized to bind their principles to the terms of this Amendment to the Contract.

**IN WITNESS WHEREOF**, the Agricultural Development Corporation and the Distribution Agent have executed this Amendment in duplicate originals with one original being retained by each Party.

***a. For and on behalf of Agricultural Development Corporation***

Name .....

Signature .....

Date .....

***(AGRICULTURAL DEVELOPMENT CORPORATION)***

***In the presence of: -***

Name .....

Signature .....

Date .....

***(Company Secretary / Legal Officer)***

***b. For and on behalf of THE DISTRIBUTOR: -***

Contractor Name .....

Name of Signee.....

Designation.....Signature ..... Date .....

***In the presence of: -***

Name .....

Signature .....

Designation ..... Date .....