

महाराष्ट्र MAHARASHTRA

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प्रधान मुद्रांक कार्यालय, मुंबई  
प.म.लि.क. ८००००९६  
26 OCT 2018  
सक्षम अधिकारी

श्री. दि. क. गवई

## MEMORANDUM OF UNDERSTANDING (MoU)

This Memorandum of Understanding entered on 21<sup>ST</sup> February 2019

BETWEEN

ECO FRIEND INDUSTRIES,

1<sup>ST</sup> FLOOR, EFI, A205, TTC MIDC, PAWANE, SOUTH CENTRAL ROAD,

NAVI MUMBAI – 400 710

AND

S.I.W.S. N.R. SWAMY COLLEGE OF COMMERCE & ECONOMICS AND

SMT. THIRUMALAI COLLEGE OF SCIENCE,

PLOT NO. 337, SEWRI WADALA ESTATE, MAJOR R. PARMESHWARAN MARG,

WADALA, MUMBAI – 400 031



PRINCIPAL

S.I.W.S. N.R. Swamy College of  
Commerce & Economics and  
Smt. Thirumalai College of Science,  
Wadala, Mumbai - 400 031







## ECO FRIEND INDUSTRIES

OFF. . 1st Floor, EFI, A205 TTC MIDC, Pawane, South Central Rd., Navi Mumbai - 400 710  
TEL. : 022-2768 9020 / 21 / 22 / 29 FAX : 022 24222248  
EMAIL : asrao@raoagroup.com WEB : www.ecofriendindustries.com / www.raoagroup.com

### AGREEMENT E-WASTE COLLECTION POINTS

Dt: 21/02/2019

THIS AGREEMENT "E-WASTE COLLECTION BINS" is executed at Navi Mumbai on Dt: 21/02/2019

#### BETWEEN

M/s Eco Friend Industries, having its registered office at A205, TTC MIDC, South Central Rd. Pawane, Navi Mumbai 400710 Maharashtra, are in the Business of E-Waste, Electronic and Electrical Waste Collection, Transportation, Handling, Management, Recycling and Disposal hereinafter referred to as "EFI", which expression unless be repugnant to the context, shall mean and include successors and assigns of the One Part.

#### AND

S.I.W.S. N.R. Swamy College of Commerce & Economics  
[NAME] And Smt. Thirumalai College of Science  
Having its registered office at [Address] Plot No. 337 Sewri - Wadala Estate,  
Major A. Parmeshwaran Marg, Wadala, Mumbai - 400031

Having Bin/Bins to be installed at [Address]: See Annexure A.

hereinafter referred to as "PARTY", which expression unless be repugnant to the context, shall mean and include successors and assigns of the One Part.

PARTY is a:

- |  |  |                                     |                               |
|--|--|-------------------------------------|-------------------------------|
| <input checked="" type="checkbox"/> School/College | <input type="checkbox"/> Company/Corporate | <input type="checkbox"/> Society    | <input type="checkbox"/> Club |
| <input type="checkbox"/> Mall                      | <input type="checkbox"/> Retailer/Shops    | <input type="checkbox"/> Government | <input type="checkbox"/> NGO  |
| <input type="checkbox"/> Others: _____             |  |                                     |                               |

Pollution due to E-Waste is becoming a growing concern for our Cities, due to the unauthorized handling of E-Waste by Bhangarwalas. Informed Individuals have the inclination to dispose E-Waste in an authorized manner but find it difficult to coordinate disposal of small quantities of E-Waste with a Recycling and Management Companies. Hence EFI and PARTY are coming together to provide a solution for the general consumer and generator of E-Waste.

Eco Friend Industries (EFI) is in the business of Electronic and Electrical Waste Management, Disposal and Recycling. Eco Friend Industries having its facility at



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A205, TTC MIDC, Pawane, Navi Mumbai 400710 MAH India, Has been granted consent from MPCB/CPCB for the recycling of Electronic and Electrical Waste. Eco Friend Industries is in the business of Electronic and Electrical Waste Management, Disposal and Recycling since the year 2010. In the last 5 years we have provided efficient and eco friendly service to large Corporates like TCS, Godrej, Wipro etc; Large Government institutions like MTNL, HPCL, BPCL, RBI etc and NGOs like Stree Mukti Sanghatna, Swatch, Nirmal Welfare etc.

### BRIEF

In this agreement EFI and PARTY shall jointly setup E-Waste Collection Bin in the PARTY's premises. Once the bin is filled with E-Waste the responsible person shall contact EFI, after which EFI shall collect the E-Waste and dispose it as per the MPCB/CPCB guidelines.

NOTE: It shall be noted that the installation fee of a collection bin is Rs. 0.00 /- (in words) free

### TERMS OF CONTRACT

#### *Responsibilities of PARTY*

1. INVESTMENT: PARTY shall have to pay a one time installation fee for the collection bin from EFI (NOTE: It shall be noted that the cost of a collection bin is Rs. 10,000/-)
2. PARTY shall provide 10sqft area of Property for setting up Collection Point at the mutually agreed location.
3. PARTY shall take responsibility that NO HAZARDOUS Material (Other than E-Waste) is added into the collection point.
4. When the Collection bin gets full the authorized person of PARTY must inform EFI for the collection of the material.
5. PARTY must protect the Bin against thieves, vandalizes.
6. PARTY need NOT pay EFI any disposal charges or collection fees of the E-Waste generated from the Bin.

#### *Responsibilities of Eco Friend Industries*

1. It shall be noted that the Collection bin is the property of EFI.
2. EFI shall renew all its licenses and legal requirements as per the law of land.
3. EFI shall collect E-Waste promptly, within 72 hrs, as and when informed by PARTY's authorized person.
4. E-Waste shall be segregated, loaded and transported to EFI E-Waste Facility Navi Mumbai.



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5. E-Waste shall be handled and disposed as per guidelines and directives of E-Waste management and handling rules and MPCB/CPCB.
6. EFI shall not charge PARTY for the Collection, Transportation, Handling, Management, Recycling and Disposal of E-Waste Generated at the Collection Bin.
7. All authorized material collected, as E-Waste from the Collection Point shall be the property of EFI.
8. E-Waste Material generated from the bin cannot be disposed, traded or sold to any other service provider or Bhangarwala or another E-Waste solution provider.
9. There shall not be any monetary exchange with EFI for E-Waste material collected.
10. EFI shall procure all necessary insurance for risks that may arise in the process of transportation of E-Waste from Collection Bins to EFI's facility.
11. EFI shall have sole right over any revenue (Advertising, Marketing, Promotional, Creative, Any Other) that may be generated from the bin.
12. EFI shall not charge any Transportation / Freight for the E-Waste that will be collected from the Collection Bin.
13. EFI shall not charge any Labour Expense for the E-Waste that will be collected from the Collection Bin.
14. EFI shall issue PARTY
  - a. Green certificate of Disposal
  - b. Form 6 (Manifest Copy)
  - c. Photocopy of the entry of disposal in CPCB registration Pass book

### *Joint Responsibilities of PARTY and EFI*

1. The bin shall be made available to all and not exclusive to the PARTY to benefit public interest.
2. PARTY/EFI shall make all promotion and awareness activity to the best of their abilities for the success of our project.

### **DURATION**

1. The term of this Agreement will commence on the date of signing this Agreement and, unless earlier terminated as provided herein, will continue for Ten Years (10 Years).
2. Either Party may terminate this Agreement immediately on written notice at any time the other Party commits any irremediable material breach of this Agreement or for the avoidance of doubt, but without limitation, commits any remediable breach of this Agreement and fails to remedy such breach within a period of thirty (30) days from the service on it of a notice specifying the breach and requiring it to be remedied or, having so remedied.



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3. Either Party may terminate this Agreement, if a petition or application for winding up of the other Party has been admitted and a liquidator has been appointed or an order of bankruptcy or winding up or dissolution has been passed by competent courts.

### CONFIDENTIALITY

Each Party shall keep this Agreement and all related information and correspondence provided to the other Party in strict confidence, and shall not disclose the same to any third party, except if required to be disclosed under Applicable Laws. For the purpose of this clause, Parties may enter into an appropriate confidentiality agreement.

### FORCE MAJEURE

1. Force Majeure means any event or a combination of event that materially or adversely affect the performance of either Parties of its obligation ("Affected Party") of its obligations in whole or in part, pursuant to the terms of this Agreement but only to the extent that such event or circumstances are not within the Affected Party's reasonable control and have not been caused by willful neglect or act or omission of the Affected Party. The following events shall constitute Force Majeure: epidemic, nuclear emergency, earthquake, riot, war, acts of terrorist.
2. In the event Force Majeure continues unabated for an uninterrupted period of 30 days either Party has a right to terminate this Agreement by providing prior written notice.

### GOVERNING LAW & COURT OF JURISDICTION

The E-Waste Collection Agreement shall be governed by Law applicable in the state of India and Courts situated at Mumbai, Maharashtra will have exclusive jurisdiction in any matter arising out the contract.

### NOTE:

*It is important to note that this agreement can work on basis of Good Faith, Dedication and Commitment. EFI and PARTY will make all promotion and awareness to the best of their ability for the complete success of the 'E-Waste Collection Bin' Project.*



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### NOTE:

### ANNEXURE A:

#### Bin Installation Details:

No.	Location Name	Contact Person	Contact Person's Ph. No. / Cell No.	Email Id	Address
1	S.I.W.S College	Mrs. Neeta Khanolkar	-24180390	neetark@gmail.com	Plot No. 337 Sewri Wadala Estate Major R. Parmeshwar Marg, Wadala Mumbai - 400031



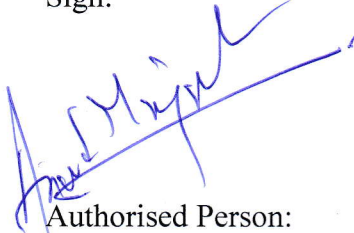
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Sign:



Authorised Person:

Title:

For and on behalf of M/s Eco Friend Industries

Stamp:



Date : 21/02/2019

Place : Navi Mumbai

Sign:



PRINCIPAL  
S.I.W.S. N.R. Swamy College of  
Commerce & Economics and  
Smt. Thirumalai College of Science,  
Wadala, Mumbai - 400 031

Authorised Person: Dr. Usha Iyer

Title: PRINCIPAL

For and on behalf of PARTY

S.I.W.S N.R. Swamy College of Commerce &  
Economics And Smt. Thirumalai college of Science

Stamp:



Date : 21/02/2019

Place : Mumbai