



Republic of the Philippines
Department of Education
 REGION VII – CENTRAL VISAYAS
SCHOOLS DIVISION OF NEGROS ORIENTAL

PROJECT ID NO.:
ITB 2023-02-018
 CONTRACT NO.:
QRF202304018

CONTRACT AGREEMENT FOR INFRASTRUCTURE PROJECT

THIS AGREEMENT, made this **APR 21 2023**, _____ day of _____, _____ by and between:

DEPARTMENT OF EDUCATION, DIVISION OF NEGROS ORIENTAL, with principal address at Kagawasan Avenue, Capitol Area, Dumaguete City, Negros Oriental, Philippines, represented by the Schools Division Superintendent **NERI C. OJASTRO EdD, CESE**, Filipino, of legal age, and hereinafter referred to as the Head of the Procuring Entity or **“HOPE”**

-and-


TRIBATA CONSTRUCTION AND DEVELOPMENT, with office address at 214 San Jose Extension, Purok Tugas, Brgy. Taclobo, Dumaguete City, Negros Oriental, Philippines, represented by its Proprietor, **ORLAND JAY A. BANIQUED**, Filipino, of legal age, and hereinafter referred to as the **“CONTRACTOR”**.



WHEREAS, the **HOPE** is desirous that the **CONTRACTOR** execute **CY 2022 Quick Response Fund (QRF) Repair of School Buildings Affected by Calamities, Epidemics, Crises, & Catastrophes - Lot 1 (Ayungon Central Elementary School, Negros Oriental)** hereinafter called **“the Works”** and the **HOPE** has accepted the Bid for **Six Million Two Hundred Ten Thousand Pesos (Php6,210,000.00)** by the **CONTRACTOR** for the execution and completion of such Works and the remedying of any defects therein.

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. In this Agreement, words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract hereinafter referred to.
2. The following documents as required by the 2016 revised Implementing Rules and Regulations of Republic Act No. 9184 shall be deemed to form and be read and construed as part of this Agreement, *viz.*:
 - (a) Philippine Bidding Documents (PBDs);
 - i Drawings/Plans;
 - ii Specifications / Program of Works;
 - iii Bill of Quantities / Detailed Cost Estimates;
 - iv General and Special Conditions of Contract;
 - v Supplemental or Bid Bulletins, if any;
 - (b) Contractor’s bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted;

Bid form, including all the documents/statements contained in the Bidder’s bidding envelopes, as annexes, and all other documents submitted (e.g., Bidder’s response to request for clarifications on the bid), including corrections to the bid, if any, resulting from the Procuring Entity’s bid evaluation;



NERI C. OJASTRO EdD, CESE
 Schools Division Superintendent / SDO Negros Oriental
HOPE



ORLAND JAY A. BANIQUED
 Proprietor
CONTRACTOR

ENGR. EMMANUEL J. LAJATO, CE

- (c) Performance Security;
 - (d) Notice of Award of Contract and the Bidder's conforme thereto; and
 - (e) Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBDs. CONTRACTOR agrees that additional contract documents or information prescribed by the GPPB that are subsequently required for submission after the contract execution, such as the Notice to Proceed, Variation Orders, and Warranty Security, shall likewise form part of the Contract.
3. In consideration for the sum of **Six Million Two Hundred Ten Thousand Pesos (Php6,210,000.00)** or such other sums as may be ascertained, **TRIBATA CONSTRUCTION AND DEVELOPMENT** agrees to execute and complete the Works and remedy any defects therein in conformity with the provisions of this Contract in all respects and in accordance with his/her/its Bid.
4. The HOPE hereby covenants to pay the CONTRACTOR in consideration of the execution and completion of the Works and the remedying of defects wherein, the Contract Price or such other sum as may become payable under the provisions of this Contract at the time and in the manner prescribed by this Contract.

IN WITNESS whereof the parties thereto have caused this Agreement to be executed the day and year first before written.


SIGNED, SEALED, AND DELIVERED BY:


NERI C. OJASTRO EdD, CESE
Schools Division Superintendent
Schools Division of Negros Oriental
HOPE


ORLAND JAY A. BANIQUED
Proprietor
TRIBATA CONSTRUCTION AND DEVELOPMENT
CONTRACTOR

SIGNED IN THE PRESENCE OF:

MA. JENNIFER P. PIDOS
ACCOUNTANT III


ENGR. EMMANUEL J. LAJATO, CE

REPUBLIC OF THE PHILIPPINES)
CITY OF _____) s.s.

ACKNOWLEDGEMENT

BEFORE ME, a Notary Public in and for _____, Philippines,
this _____ day of **APR 21 2023**, 20____ personally appeared:

NAME	IDENTIFICATION CARD		
	Number	Issued On	Issued at
NERI C. OJASTRO EdD, CESE HOPE	5614-3153-2574-1903	12/2/2012	PSA MAIL ID
ORLAND JAY A. BANIQUED CONTRACTOR	PECH 0115692	12-15-2009	CEBU CITY

For Ojastro

Known to me to be the same persons who executed the foregoing instrument and they acknowledge to me the same is their free and voluntary act and deed and that of the offices they respectively represent.

The foregoing instrument is a Contract Agreement consisting of three (3) pages including this page on which this Acknowledgement is written and signed by the parties hereto and their instrumental witnesses on the left margin of each and every page hereof.

[Handwritten mark]

WITNESS MY HAND AND SEAL on the place and date first above written.

Page No. 69 ;
Doc. No. 15 ;
Book No. 2 ;
Series of 20 23

[Handwritten mark]

[Signature]
DEOGRACIAS U. ELTANAL, JR
NOTARY PUBLIC UNTIL DECEMBER 31, 2023
SERIAL NO. 2020-007 DUMAGUETE CITY, SIBULAN, BACOR,
VALENCIA, DAVU, ZAMBOANGA, SIATON, NEG OS
PTR NO. 3549849 A-0172472023 DUMAGUETE CITY
IBP LIFETIME NO. 010145-4/24/2010
ROLL NO. 48003
MCLE COMPLIANCE NO. VII-0024138 UNTIL 4/14/19
ROOM M-4, DONA MILAGROS PLAZA
COR. PERDICES, PINILI * STA. ROSA STS. DGT. CI