



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

CONTRACT AGREEMENT FOR INFRASTRUCTURE PROJECT

THIS AGREEMENT, made this SEP 02 2021 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 **SENEN PRISCILLO P. PAULIN, CESO V**, 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, Bgry. Taclobo, Dumaguete City, Negros Oriental, Philippines, represented by its Proprietor / Project Manager, **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 2020 Basic Educational Facilities Funds (BEFF) Electrification of Un-Energized Schools and Modernization of Electrical Systems On-Grid Schools Batch 2 (RE-BID) at Mantiquil Masaligan High School, Siaton, Negros Oriental** hereinafter called **"the Works"** and the **HOPE** has accepted the Bid for **Seven Hundred Sixty Four Thousand Seven Hundred Fifty Eight and 06/100 Pesos (Php764,758.06)** 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;
 - iii Bill of Quantities;
 - 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;

- (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 **Seven Hundred Sixty Four Thousand Seven Hundred Fifty Eight and 06/100 Pesos (Php764,758.06)** 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:


SENEN PRISCILLO P. PAULIN, CESO V
Schools Division Superintendent
Schools Division of Negros Oriental
HOPE


ORLAND JAY A. BANIQUED
Proprietor / Project Manager
TRIBATA CONSTRUCTION AND DEVELOPMENT
CONTRACTOR

SIGNED IN THE PRESENCE OF:


JOELYZA MIGUEL ANCILLA, CSE
OIC-Assistant Schools Division Superintendent
School Division of Negros Oriental


ENGR. EMMANUEL J. LAJATO, CE

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

ACKNOWLEDGEMENT

BEFORE ME, a Notary Public in and for DUMAGUETE CITY, Philippines,
this SEP 02 2021 day of SEP 02 2021, 2021 personally appeared:

NAME _____

IDENTIFICATION CARD

Number

Issued On

Issued at

**SENEN PRISCILLO P. PAULIN, CESO V
HOPE**

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ORLAND JAY A. BANIQUED
CONTRACTOR

PRC 0115692 DEC. 15 2009 CBS 4

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.

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

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Doc. No. 4 ;
Book No. 3 ;
Series of 20 2

DEOGRADES, D. ELIANE, JK.
 NOTARY PUBLIC
 UNTIL DEC 31, 2021
 SERIAL NO 2020-030 DUMAGUETE CITY, SIGUAN, BACOLOD
 VALLEY, W. DAVAO DEL NORD, SOUTHERN NEG. OR.
 PTR NO 2014-00000000-000000000000000000000000
 IEP NO 2014-00000000-00000000-00000000-00000000
 MCLE COMPL. NO. 2014-00000000000000000000000000000000
 ROOM 111, DUMAGUETE PLAZA
 COR. PERDICES & STA. ROSA STS., DUMAGUETE CITY