

## CONTRACT AGREEMENT

Contract No.: 2023-05-008\_NNP\_CivilWorks

THIS AGREEMENT, made this **25<sup>th</sup>** day of **May 2023** between **KALINGA STATE UNIVERSITY** with principal office address at National Highway, Purok 6, Bulanao Centro, Tabuk City, Kalinga (hereinafter called the "Entity") and **ROSE ANN CONSTRUCTION AND GENERAL MERCHANDISE** with office address at Purok 3, Bulanao Norte, Tabuk City, Kalinga Province (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor execute **UPGRADING OF FOOD PROCESSING & RESEARCH CENTER** / Project Identification No.: NNP\_CIVILWORKS\_2023-05-031 (hereinafter called "the Works") and the Entity has accepted the Bid for **TWO HUNDRED THIRTY FIVE THOUSAND, FIVE HUNDRED SIXTY SEVEN PHILIPPINE PESOS AND THIRTY THREE CENTAVOS (PHP 235,567.33)** by the Contractor for the execution and completion of such Works and the remedying of any defects therein.

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:


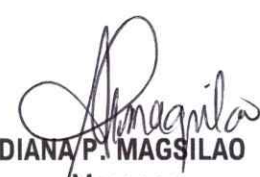
1. In this Agreement, words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract hereinafter referred to.
2. The following documents as required by the 2016 revised Implementing Rules and Regulations of Republic Act No. 9184 shall be deemed to form and be read and construed as part of this Agreement, viz.:
  - a. Philippine Bidding Documents (PBDs);
    - i. Eligibility/Technical Documents:
      - 1) CY 2023 Mayor's/Business Permit
      - 2) Valid PhilGEPS Registration Number
      - 3) Philippine Contractors Accreditation Board (PCAB) License
      - 4) Duly signed PROJECT REQUIREMENTS, which shall include the following:
        - a) List of Contractor's Key Personnel to be assigned to the Contract to be bid, with their complete qualification and experience data, as follows:
          - ✓ Key Personnel's Bio-data
          - ✓ Key Personnel's Certificate of Employment
        - b) List of contractor's major equipment units, which are owned, leased, and/or under purchase agreements, supported by Proof of Ownership or Certification of Availability of Equipment from the equipment lessor/vendor for the duration of the Project (SF-INFR-49)
      - 5) Original duly signed revised Omnibus Sworn Statement (OSS)
      - 6) Integrity Pledge for KSU Service Provider and AMO's valid Identification
    - ii. Financial Documents:
      - 1) Original of duly signed Bid Prices in the Bill of Quantities (BOQ).
      - 2) Duly accomplished DETAILED ESTIMATES, including a Summary Sheet indicating the unit prices of construction materials, labor rates, and equipment rentals used in coming up with the Bid.
  - b. Winning bidder'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 conformed thereto; and

ROSE ANN CONSTRUCTION AND GENERAL  
MERCHANDISE  
By:   
DIANNY P. MAGSILAO  
Manager and Authorized Representative

KALINGA STATE UNIVERSITY  
By:   
DR. EDUARDO T. BAGTANG  
University President

- e. Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the **PBDs. Winning bidder 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 **TWO HUNDRED THIRTY FIVE THOUSAND, FIVE HUNDRED SIXTY SEVEN PHILIPPINE PESOS AND THIRTY THREE CENTAVOS (PHP 235,567.33)** or such other sums as may be ascertained, **ROSE ANN CONSTRUCTION AND GENERAL MERCHANDISE** agrees to execute and complete the Works and remedy any defects therein in accordance with its Bid.
4. The **KALINGA STATE UNIVERSITY** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

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

 <p><b>EDUARDO T. BAGTANG, CPA, DBM</b> University President</p> <p>for:</p> <p><b>Kalinga State University</b></p>	 <p><b>DIANA P. MAGSILAO</b> Manager</p> <p>for:</p> <p><b>Rose Ann Construction and General Merchandise</b></p>
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**ACKNOWLEDGEMENT**

REPUBLIC OF THE PHILIPPINES)  
PROVINCE OF KALINGA) S.S  
CITY OF TABUK)

BEFORE ME, a Notary Public for and in this **25<sup>th</sup>** day of **May 2023** within the City of Tabuk, Kalinga, personally appeared:

**DR. EDUARDO T. BAGTANG**  
**DIANA P. MAGSILAO**

Competent Evidence of Identity  
**TIN 129-438-658-000**  
**TIN 483-959-367-000**

both known to be the same persons who executed the foregoing instrument and acknowledged to me that the same is their free and voluntary act and deed and that of the entities they respectively represent in this instance.

This instrument pertains to the CONTRACT for the **UPGRADING OF FOOD PROCESSING & RESEARCH CENTER** at the KSU-Main Campus consisting of Three (3) pages, including this Acknowledgement Page signed by the parties hereto and their instrumental witness on each and every page thereof.

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

Doc. No. 37  
Page No. 9  
Book No. 6X14  
Series of 2023

**ATTY. ERROL B. COMAFAY JR.**  
Notary Public for the Province of Kalinga until 31 Dec 2023  
Notarial Commission No. 2022-005  
2nd Floor UCCP Bldg., Manuel S. Agyao Blvd.,  
Purok 4, Brgy. Bulanao, Tabuk City, Kalinga, 3800  
Roll No. 56993, IBP Lifetime Member No. 014313  
PTR No. 0026795L, Tabuk City, Kalinga, 04 Jan 2023  
MCLE Compliance No. VII-0026763, 07 Mar 2023

ROSE ANN CONSTRUCTION AND GENERAL MERCHANDISE  
By: *[Signature]*  
**DIANA P. MAGSILAO**  
Manager and Authorized Representative

KALINGA STATE UNIVERSITY  
By: *[Signature]*  
**DR. EDUARDO T. BAGTANG**  
University President