

## Contract Agreement Form for the Procurement of Infrastructures

### CONTRACT AGREEMENT

THIS AGREEMENT made the 27 day of DEC 2023 between **DEPARTMENT OF EDUCATION - DIVISION OF DAVAO DE ORO** of the Philippines of the one part and **KURIAKON CONSTRUCTION**, Cara Subdivision, Sudlon Riverside, Barangay Central, Mati City, Philippines, of the other part;

WHEREAS, the Entity is desirous that the Contractor execute **CONSTRUCTION OF DEP ED TEMPORARY LEARNING SPACES IN SCHOOLS AFFECTED BY SERIES OF EARTHQUAKES IN DAVAO DE ORO - BATCH 1 - LOT 3 (SDDO-013-2023 LOT 3)** and the Entity has accepted the Bid for **One Million Seven Hundred Ninety-Nine Thousand Nine Hundred Forty-Two Pesos and Thirty-Two Centavos (P 1,799,942.32)** 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 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 integral part of this Agreement, *viz.*:
  - a. Philippine Bidding Documents (PBDs);
    - i. Drawing/Plans;
    - ii. Specifications;
    - iii. Bill of Quantities;
    - iv. General and Special Conditions of the Contract;
    - v. Supplemental or Bid Bulletin, if any;
  - 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 conforme thereto; and
  - e. Other contract documents that may be required by existing


  
CRISTY C. EPE  
Schools Division Superintendent

  
MARIO A. TONGCO  
Authorized Managing Officer

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 **One Million Seven Hundred Ninety-Nine Thousand Nine Hundred Forty-Two Pesos and Thirty-Two Centavos (P 1,799,942.32)**, or such other sums as may be ascertained, **KURIAKON CONSTRUCTION** agrees to particularly **CONSTRUCTION OF DEP ED TEMPORARY LEARNING SPACES IN SCHOOLS AFFECTED BY SERIES OF EARTHQUAKES IN DAVAO DE ORO – BATCH 1 – LOT 3 (SDDO-013-2023 LOT 3)** in accordance with his/her/its Bid.
4. The **DEPARTMENT OF EDUCATION DIVISION OF DAVAO DE ORO** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

IN WITNESS whereof the parties hereto have caused this Agreement to be executed in accordance with the laws of the Republic of the Philippines on the day and year first above written.

  
**CRISTY C. EPE**  
Schools Division Superintendent  
Division of Davao de Oro

  
**MARIO A. TONGCO**  
Authorized Managing Officer  
KURIAKON CONSTRUCTION  
OSCA 21936 / Davao City

**ACKNOWLEDGEMENT**


*[Format shall be based on the latest Rules on Notarial Practice]*

BEFORE ME, a Notary Public for and in the Province of Davao de Oro, Philippines, this 12/29/2023 personally appeared herein party(ies) with his/her/their competent evidence of identity, the details of which are written above, known to me and to me known to be the same person(s) who executed the foregoing instrument consisting of 2 page(s), including this page where this acknowledgment is written, and he/she/they further acknowledged to me that the same is his/her/their free act and voluntary deed.

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

**Certified Availability of Funds**

  
**LEWI MAT DEXTER M. BELLO, CPA**  
Accountant III

  
**ATTY. ROLAND PAUL P. LOMGO**  
Notary Public for and in the Province of Davao de Oro  
until December 31, 2023  
Roll of Attorney No. 78872  
IBP No. 253683 / December 27, 2022  
PTR No. 0883638 / DDO, December 09, 2022  
J. Layug Avenue, Nabunturan, Davao de Oro

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