

Contract Agreement Form for the Procurement of Infrastructures

CONTRACT AGREEMENT

THIS AGREEMENT made the 21 day of MAR 2024 between **DEPARTMENT OF EDUCATION - DIVISION OF DAVAO DE ORO** of the Philippines of the one part and **R. FABALE CONSTRUCTION CORP.**, Block 35, Lot 5, Soraya Homes, Davao City, Davao del Sur, Philippines, of the other part;

WHEREAS, the Entity is desirous that the Contractor execute **REPAIR & REHABILITATION OF CLASSROOMS UNDER 2023 QUICK RESPONSE FUND BATCH 2 - LOT 3 (SDDO-017-2023 LOT 3)** and the Entity has accepted the Bid for **Six Million Nine Hundred Seventy Thousand One Hundred Sixty-Three Pesos & Ninety-Six Centavos (P 6,970,163.96)** 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 laws and/or the Procuring Entity concerned in the PBDs.



CRISTY C. EPE
Schools Division Superintendent


ENGR. RENATO B. FABALE JR.
President

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 **Six Million Nine Hundred Seventy Thousand One Hundred Sixty-Three Pesos & Ninety-Six Centavos (P 6,970,163.96)**, or such other sums as may be ascertained, **R. FABALE CONSTRUCTION CORP.** agrees to particularly **REPAIR & REHABILITATION OF CLASSROOMS UNDER 2023 QUICK RESPONSE FUND BATCH 2 - LOT 3 (SDDO-017-2023 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


ENGR. RENATO B. FABALE JR.
President
R. FABALE CONSTRUCTION CORP.

ACKNOWLEDGEMENT

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

DOC. NO. 82
PAGE NO. 18
BOOK NO. 01
SERIES OF 2024


ATTY. EDGARD BUCO CUANAN JR.
Comm. No. 2023-010-2024
Roll No. 59086; 04/15/2011
PTR No. 9426219C; 01/03/2024 D.C
IBP O.R. No. 324794; 12/05/2016
TIN No. 410-778-238
MCLE Compliance No. VII-0009465; Valid until April 14, 2025

Certified Availability of Funds


LEWI MAT DEXTER M. BELLO, CPA
Accountant III