

CONTRACT AGREEMENT

(as per GPPB Resolution No. 16-2020)

Invitation to Bid No.: IB23-408625-06

KNOW ALL MEN BY THESE PRESENTS:

THIS AGREEMENT (herein referred to as "Agreement") made this 15 JAN 2024 day of _____ 2023 between **DEVELOPMENT ACADEMY OF THE PHILIPPINES** of Pasig City, Philippines (*hereinafter called "DAP"*) of the one part and **JHOLAN AIRCONDITIONING SERVICES** of Quezon City, Philippines (*hereinafter called "JAS"*) of the other part.

WHEREAS, the **DAP** invited Bids for certain goods and ancillary services, particularly "**ONE (1) LOT SUPPLY, INSTALLATION AND COMMISSIONING OF NEW SEVENTEEN (17) UNITS INDIVIDUAL INVERTER-TYPE, BMS-READY AIRCONDITIONING UNITS AT FLOOR 2A IN BUILDING A, DAP BUILDING, PASIG CITY**" and has accepted a Bid by **JAS** for the supply of those goods and services in the sum of **FOUR MILLION THREE HUNDRED FIFTY THOUSAND PESOS [P4,350,000.00]** (*hereinafter called "the Contract Price"*), inclusive of VAT.

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 part of this Agreement, viz.:
 - i. Official Bidding Documents (OBDs):
 - i. Schedule of requirements;
 - ii. Technical Specifications;
 - iii. General and Special Conditions of Contracts;
 - iv. Bid Bulletin No. 1 dated November 15, 2023 (**ANNEX "A"**); and,
 - ii. 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 **DAP's** bid evaluation; (**ANNEX "B"**);
 - iii. Performance Security, through BDO Manager's Check No. 0011970 dated January 4, 2024, addressed to Development Academy of the Philippines, amounting to Two Hundred Seventeen Thousand Five Hundred Pesos (P217,500.00) or 5% of the Total Contract Price in compliance with Section 39 of the 2016 Revised IRR of RA 9184 (**ANNEX "C"**);
 - iv. Notice of Award of Contract; and the Bidder's conform thereto (**ANNEX "D"**); and
 - v. Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the OBDs. The 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 **FOUR MILLION THREE HUNDRED FIFTY THOUSAND PESOS [P4,350,000.00]** inclusive VAT or such other sums as may be ascertained, **JHOLAN AIRCONDITIONING SERVICES** agrees to supply and install those goods and services in accordance with his/her/its Bid.
4. The **DAP** 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.


for the DEVELOPMENT ACADEMY OF THE PHILIPPINES ("DAP"):


for the JHOLAN AIRCONDITIONING SERVICES ("JAS"):

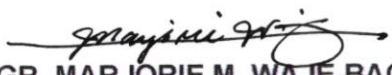

Atty. ENGELBERT C. CARONAN, JR., MNSA
President and CEO



JOSE V. EBONIA JR.
General Manager

witnesses


ALAN S. CAJES
Chairperson, BAC 2


JOHN KURT ALFRED PONCE
Supervisor, Head Engineer


ENGR. MARJORIE M. WAJE-BAGANG
End User


SHALOT RICO
Project Engineer

REMINDER: [Addendum showing the corrections, if any, made during the bid evaluation and/or negotiation should be attached to this Contract]

ACKNOWLEDGMENT

Republic of the Philippines)
City of MAKATI CITY) s.s.

BEFORE ME, a Notary Public for and in MAKATI CITY, personally appeared before me this _____ day of JAN 22 2024 20__:

Name	CTC/ID with No.	Date & Place of Issue
Atty. ENGELBERT C. CARONAN, JR., MNSA <i>President and CEO</i> DEVELOPMENT ACADEMY OF THE PHILIPPINES	Philippines Driver's License No. B04-94-028624	Valid until: December 02, 2025

And that, they acknowledged to me that they are the same persons who executed the foregoing instrument, consisting of 14 pages, including this page plus the attachments that form integral part of this contract; and, that they executed the foregoing instrument as their own free and voluntary act and deed.

Witness my Signature and Notarial Seal on the date and place first above written.

NOTARY PUBLIC

Doc. No. 2 ;
Page No. 2 ;
Book No. V1 ;
Series of 2024.

ATTY. GRETA ALMIRA C. GARCIA
Notary Public Makati City
Roll No. of Attorney 74688
IBP OR No. 370244/NOV. 24, 2023/Makati City
PTR OR No. 10104322/JAN. 22, 2024/Makati City
Notarial Appointment No. M-116 (2024-2025)
Until December 31, 2025
MCLE Compliance - Exempt Pursuant to
MCLE Exemption No. VII-BEP004105
12th Floor PMI Tower, 273 Pablo Ocampo Sr. Ext
Corner Cabanillas St., La Paz, Makati City