



## CONTRACT AGREEMENT

**THIS AGREEMENT**, executed this \_\_\_\_\_ day of \_\_\_\_\_, 2024 between **MOUNTAIN PROVINCE STATE POLYTECHNIC COLLEGE** (hereinafter called the "Entity") and **BAD-AY CONSTRUCTION AND BUILDERS** (hereinafter called the "Contractor").

**WHEREAS**, the **MOUNTAIN PROVINCE STATE POLYTECHNIC COLLEGE** is desirous that **BAD-AY CONSTRUCTION AND BUILDERS** executes the contract "**CONSTRUCTION OF PERIMETER FENCING AND GATES AT CVSD RESEARCH AND DEVELOPMENT CENTER**" (hereinafter called "the Works").

**WHEREAS**, the **MOUNTAIN PROVINCE STATE POLYTECHNIC COLLEGE** has accepted the Bid amounting to **THREE MILLION NINE HUNDRED FORTY EIGHT THOUSAND EIGHT HUNDRED NINETY-ONE PESOS AND FOURTY SIX CENTAVOS (P3,948,891.46)** by the Contractor for the execution and completion of such Works and including 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. 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 **MOUNTAIN PROVINCE STATE POLYTECHNIC COLLEGE** through its **BIDS AND AWARDS COMMITTEE'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. **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 **THREE MILLION NINE HUNDRED FOURTY EIGHT THOUSAND EIGHT HUNDRED NINETY-ONE PESOS AND FOURTY SIX CENTAVOS (P3,948,891.46)** or such other sums as may be ascertained, **BAD-AY CONSTRUCTION AND BUILDERS** agrees to execute the contract **"CONSTRUCTION OF PERIMETER FENCING AND GATES AT CVSD RESEARCH AND DEVELOPMENT CENTER"** in accordance with his/her/its Bid.
4. The **MOUNTAIN PROVINCE STATE POLYTECHNIC COLLEGE** 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.

**MOUNTAIN PROVINCE STATE  
POLYTECHNIC COLLEGE**

**(Entity)**

**BAD-AY CONSTRUCTION  
AND BUILDERS  
(Contractor)**

by:

  
**EDGAR G. CUE**  
*SUC President III*

by:

  
**GABRIEL M. SAWATE**  
*Proprietor*







**ACKNOWLEDGMENT**

**BEFORE ME**, a Notary Public for and in Bontoc, Mountain Province, this \_\_\_\_\_ personally appeared the parties:

NAME	GOVERNMENT ISSUED ID
GABRIEL M. SAWATE	
EDGAR G. CUE	

All known to me and identified by me through competent evidence of identity to be the same persons who executed the foregoing instrument and they acknowledge to me that the same is their free and voluntary act and deed.

This instrument refers to a **CONTRACT AND AGREEMENT** and consisting of three (3) pages, including this page where this is written, and signed by the parties and their instrumental witnesses on each other and every page hereof.

**WITNESS MY HAND AND SEAL.**

Doc. No. 174  
 Page No. 36  
 Book No. 86  
 Series of 2024.

*[Signature]*  
 JOSE NICO  
 NOTARY PUBLIC  
 UNTIL DECEMBER 31, 2024  
 PER NO. 0878198 / 12 24  
 TIN 183-340-302