

CONTRACT AGREEMENT

Contract No.: 2023-11-011_NNP_CivilWorks

THIS AGREEMENT, made this **7th day of November 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 **CONSTRUCTION OF FOOD AND TECHNOLOGY INNOVATION CENTER AT RIZAL CAMPUS-SECOND BIDDING/** Project Identification No.: IB_CivilWorks_2023-10-098 (hereinafter called "**the Works**") and the Entity has accepted the Bid for **SEVEN MILLION, ONE HUNDRED THIRTY-NINE THOUSAND, TWO HUNDRED EIGHTY-SEVEN PHILIPPINE PESOS AND TWENTY-FIVE CENTAVOS (PHP 7,139,287.25)** by the Contractor for the execution and completion of such Works and the remedying of any defects therein.

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

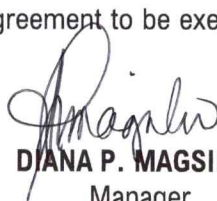
1. In this Agreement, words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract hereinafter referred to.
2. The following documents as required by the 2016 revised Implementing Rules and Regulations of Republic Act No. 9184 shall be deemed to form and be read and construed as part of this Agreement, viz.:
 - a. Philippine Bidding Documents (PBDs);
 - i. Drawings/Plans;
 - ii. Specifications;
 - iii. Bill of Quantities;
 - iv. General and Special Conditions of Contract;
 - v. Supplemental or Bid Bulletins;
 - 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. 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 **SEVEN MILLION, ONE HUNDRED THIRTY-NINE THOUSAND, TWO HUNDRED EIGHTY-SEVEN PHILIPPINE PESOS AND TWENTY-FIVE CENTAVOS (PHP 7,139,287.25)** 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.


EDUARDO T. BAGTANG, CPA, DBM
University President

for:
Kalinga State University


DIANA P. MAGSILAO
Manager

for:
Rose Ann Construction and General Merchandise

ACKNOWLEDGEMENT

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

BEFORE ME, a Notary Public for and in this NOV 07 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 **CONSTRUCTION OF FOOD AND TECHNOLOGY INNOVATION CENTER AT RIZAL CAMPUS-SECOND BIDDING** at KSU-Main Campus consisting of Two (2) 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. 96
Page No. 21
Book No. 1xxx14
Series of 2005

ATTY. ERROL B. COMANAY JR.
Notary Public for the Province of Kalinga until 31 Dec 2022
Notarial Commission No. 2022-005
2nd Floor UCCP Bldg., Daniel S. Agyao Blvd.,
Purok 4, Brgy. Bulanao, Tabuk City, Kalinga, 3800
Roll No. 56993, IBP Lifetime Member No. 014313
PTR No. 0926795L, Tabuk City, Kalinga, 04 Jan 2023
MCLE Compliance No. VII-0026763, 07 Mar 2023