

Republic of the Philippines
INDUSTRIAL TECHNOLOGY DEVELOPMENT INSTITUTE
Department of Science and Technology
Gen. Santos Ave., DOST, Compound Bicutan, Taguig City

CONTRACT AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

This Agreement made and entered into by and between:

INDUSTRIAL TECHNOLOGY DEVELOPMENT INSTITUTE of the Department of Science and Technology (DOST), with principal office at DOST Compound, Gen. Santos Ave., Bicutan, Taguig City, represented herein by its Director, **DR. NUNA E. ALMANZOR** and hereinafter referred to as "ITDI",

and

WILAN EUIDERS with office address at 230-B 15th Avenue Socorro, Cubao Quezon City, represented herein by its Manager, **ENGR. WILFREDO D. ANTALAN JR.** and hereinafter called the "CONTRACTOR".

WHEREAS, the ITDI is desirous that the Contractor execute the **Renovation/Upgrading of the Laboratories of Standards and Testing Division**, hereinafter called "the Works" and the ITDI has accepted the Bid for **Eight Hundred Thirty Eight Thousand Five Hundred Twenty Pesos and 80/100 Only (Php838,520.80)** 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 shall be attached, deemed to form, and be read and construed as part of this Agreement, to wit:

<u>Description of Document</u>	<u>Annex</u>
Invitation To Bid	A
Instructions To Bidders	B
Bid Data Sheet	C
General Conditions of Contract	D
Special Conditions of Contract	E
Terms of Reference & Specifications	F
Drawings	G
Bill of Quantities/Detailed Estimates	H
Bid Bulletins	I
Bid Documents, including all the documents/statements contained in the Bidder's bidding envelopes	J
Notice of Award of Contract and the Bidder's conforme	K
Performance Security	L
Insurances	M
Construction Safety and Health Program	N
Program of Work	O
Construction Schedule with cash flow schedule and S-curve	P
Manpower Schedule	Q
Construction Methods	R
Equipment Utilization Schedule	S
PERT/CPM	T
Other contract documents that may be required by existing laws and/or the ITDI including BAC Resolutions	U

3. The ITDI hereby covenants to pay the Contractor in consideration of the execution and completion of the Works, the Contract Price of **Eight Hundred (P838,520.80)** or such other sum as may become payable under the provisions of this Contract at the times and in the manner prescribed by this Contract.
4. In consideration of the payments to be made by the ITDI to the Contractor as hereinafter mentioned, the Contractor hereby covenants with the ITDI to execute and complete the Works and remedy any defects therein in conformity with the provisions of this Contract in all respects.
5. The whole works comprised in this Agreement shall be completed within Forty Five (45) calendar days counted from receipt of Notice to Proceed. The Renovation/Upgrading of the Laboratories of Standards and Testing Division Building of shall be completed and ready for use not later than May 6, 2013.
6. The "As built" drawings shall be submitted to ITDI not later than five (5) calendar days from completion of the entire Works, not later than May 11, 2013. The amount to be withheld for failing to produce the "as built" drawings

and/or operating and maintenance manuals on the date required shall be equivalent to 10% of the cost of the Works.

7. In case the contractor refuses or fails to satisfactorily complete the Works stipulated herein within the specified contract time, plus any time extension duly granted, and is hereby in default under the contract, the contractor shall pay the ITDI liquidated damages for each calendar day of delay, in an amount to be determined and paid in accordance with the Implementing Rules and Regulations of R.A. 9184 and further stipulated in the General Conditions of the Contract Clause 9.
8. The implementation of this Agreement is further governed by the Contract Implementation Guidelines for Procurement of Infrastructure Projects issued by the Government Procurement Policy Board (GPPB) as Annex E of the IRR of R.A. No. 9184 as well as such other laws and issuances applicable to this Agreement.
9. This contract shall be effective within seven (7) days from receipt of the Notice to Proceed by the contractor.

IN WITNESS whereof the parties thereto have caused this Agreement to be executed the day and year first before written.

**INDUSTRIAL TECHNOLOGY
DEVELOPMENT INSTITUTE**

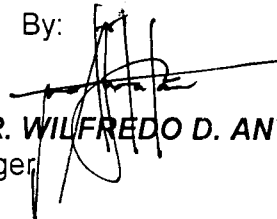
By:



DR. NUNA E. ALMANZOR
Director

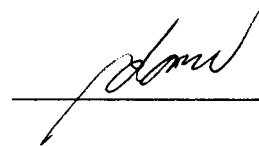
WILAN BUILDERS

By:



ENGR. WILFREDO D. ANTALAN JR.
Manager

Signed in the presence of:


_____

Funds Available:


SOLEDAD S. REYES
Chief Accountant

Ob. R # 2013030301

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES
Municipality of **RODEZON CITY**, S.S


On this _____ day of MAR 22 2013, personally appeared before me the following:

DR. NUNA E. ALMANZOR	Res. Cert No: <u>269 85531</u> Issued on : <u>JAN 8, 2013</u> Issued at : <u>PARANAQUE CITY</u>
ENGR. WILFREDO D. ANTALAN JR	PRC No: 0112078 Issue on: 12/12/2008 Issued at: Manila

Representing **Industrial Technology Development Institute and Wilan Builders** respectively, known to me to be the same persons who executed the foregoing Contract and Acknowledged to me that the same is their free act and deed and the free act and Deed of the entities they respectively represent.

I hereby certify that this instrument consists of Four (4) pages including this page signed by the Parties and their respective witnesses.

IN WITNESS WHEREOF, I hereby affix my signature and notarial seal on the date and place herein above mentioned.


ATTY. TOMAS F. DULAY JR.
 NOTARY PUBLIC
 UNTIL DECEMBER 31 2013
 COM. MATTER NO. MP-061 (2013-2014)
 PTR NO. 7612451/01/07/2013/O.L
 SP NO. 842680/01/07/2013/O.C.
 ROLL NO. 16583/03/13/1961
 POLY EXEMPTED NO. 000039

Doc. No. 421 :
 Page No. _____ :
 Book No. _____ :
 Series of 2013