

CONTRACT AGREEMENT

(Contract No. 2023-001)

THIS AGREEMENT, made this 7th JAN 2023 day of MANILA CITY 2023 in MANILA CITY between:

The **TOURISM INFRASTRUCTURE AND ENTERPRISE ZONE AUTHORITY**, an attached body corporate of the Department of Tourism by virtue of Republic Act No. 9593, with principal office address at 6th and 7th Floors, Tower 1 Double Dragon Plaza, DD Meridian Park, Macapagal Avenue corner EDSA Extension, Pasay City, Metro Manila, represented herein by its Chief Operating Officer, **MARK T. LAPID** (hereafter referred to as "TIEZA"),

-and-

DJB CONSTRUCTION SERVICES, with principal office address at Lot 9 Primrose St. Hobart Village 2, Brgy. Ugong, Valenzuela City, represented herein by its General Manager, **JANICE ARLENE C. DELA CRUZ** (hereafter called the "CONTRACTOR").

RECITALS

WHEREAS, TIEZA is desirous that the contractor execute the **DESIGN AND BUILD SCHEME FOR REHABILITATION OF DAMAGED SLOPE PROTECTION AND OTHER AFFECTED AREAS CAUSED BY FLASH FLOODING AT BANAUE HOTEL AND YOUTH HOSTEL** and TIEZA has accepted the bid for **FIFTY-TWO MILLION EIGHTY-EIGHT THOUSAND ONE PESOS AND TWENTY-NINE CENTAVOS (PhP52,088,001.29)** (hereafter called "the Contract Price") by the CONTRACTOR for the execution and completion of such Works and the remedying of any defects therein.

NOW THEREFORE, for and in consideration of the foregoing, the parties agree as follows:

1. In this Agreement, words and expressions shall have the same meaning as are respectively assigned to them in the Conditions of Contract hereinafter referred to.
2. The following documents, as applicable, shall be attached, deemed to form, and be read and construed as part of this Agreement:
 - a. BAC Resolution recommending award;
 - b. Bid Bulletin/s, Addendum or Supplement, if any;
 - c. Bid Data Sheet;
 - d. Bid Forms, including all the documents and statements contained in the bid envelopes;
 - e. Cash Flow Chart;
 - f. Construction Schedule (PERT/CPM);
 - g. Drawings/Plans;
 - h. Eligibility requirements, documents/statements;
 - i. Financial and Technical Component;
 - j. General and Special Conditions of Contract;
 - k. Invitation to Apply for Eligibility and to Bid;
 - l. Instructions to Bidders;
 - m. Notice of Award of Contract and the Bidder's *conforme*;
 - n. Performance Security
 - o. Program of Work (POW) / Terms of Reference;
 - p. Specifications;
 - q. TWG Evaluation and Recommendation/Resolution;
 - r. Warranty Security;
 - s. Other supporting documents.

The enumeration above shall not be construed as a limitation to the inclusion of other relevant documents submitted and/or required to be submitted by applicable law, issuances, or TIEZA.

3. In consideration of the payment to be made by TIEZA to the CONTRACTOR, the latter binds and obligates itself to faithfully undertake and accomplish the WORKS and remedy any defect in conformity with all the provisions of this Agreement in all aspects.
4. TIEZA hereby covenants to pay the CONTRACTOR, in consideration of the execution and completion of the Works and the remedying of defects, the Contract Price or such other sum as may become payable under the provisions of this Contract at the time and in the manner prescribed herein.

IN WITNESS THEREOF, the parties hereto have caused this Agreement to be executed in accordance with the laws of the Republic of the Philippines on the date and place first above-written.

**TOURISM INFRASTRUCTURE AND
ENTERPRISE ZONE AUTHORITY**

DJB CONSTRUCTION SERVICES

By


MARK T. LAPID
Chief Operating Officer

By


JANICE ARLENE C. DELA CRUZ
General Manager

SIGNED IN THE PRESENCE OF:

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)

MANILA CITY) S.S.

18 JAN 2023

BEFORE ME, a Notary Public in and for MANILA CITY, Philippines, this ____ day of JANUARY 2023 personally appeared:


Name	ID Presented/ID No.	Date & Place Issued
MARK T. LAPID	TIEZA No. 2356	Pasay City
JANICE ARLENE C. DELA CRUZ	_____	_____

all known to me to be the same persons who executed the foregoing Contract Agreement and acknowledged to me that the same is their free and voluntary act and deed and that of the entities they respectively represent.

This instrument consists of **TWO (2) pages**, including this page where this acknowledgment is written.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my notarial seal on the date and at the place first above written.

Doc No. 95;
Page No. 7;
Book No. 7;
Series of 2023.


ATTY. HENRICH ADASA
NOTARY PUBLIC - CITY OF MANILA
APPOINTMENT 097/12/31/2023 MANILA
ISP NO. 181139 / 01/03/2023
PTR N. 0861145 / 01/03/2023
ROLL NO. 29679, TIN NO. 172-528-620
MCLE COMP. NO. VII-0000165 VALID UNTIL APRIL 14, 2025
(30) 1411 TAYUMAN ST., STA. CRUZ, MANILA