

CONTRACT AGREEMENT

(Contract No. 2022-028)

THIS AGREEMENT, made this ____ day of _____ 2022 in _____ 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-

TOKWING CONSTRUCTION CORP., with principal office address at Sitio Palakol, San Jose, Floridablanca, Pampanga, represented herein by its President, **REYNALDO N. MANALANSAN** (hereafter called the "**CONTRACTOR**").

RECITALS

WHEREAS, TIEZA is desirous that the contractor execute the **SUPPLY, DELIVERY, INSTALLATION AND OTHER NECESSARY WORKS FOR THE FLOATING DOCKS AT SIETE PECADOS AND LUALHATI PARK CORON, PALAWAN** and TIEZA has accepted the bid for **FORTY-TWO MILLION SIX HUNDRED FOURTEEN THOUSAND NINE HUNDRED NINETY-THREE PESOS AND SEVEN CENTAVOS (PhP42,614,993.07)** (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**

By


MARK T. LAPID
Chief Operating Officer

TOKWING CONSTRUCTION CORP.

By


REYNALDO N. MANALANSAN
President

SIGNED IN THE PRESENCE OF:

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
QUEZON CITY) S.S.

BEFORE ME, a Notary Public in and for QUEZON CITY Philippines, this NOV 29 2022 day of 2022 personally appeared:

Name	ID Presented/ID No.	Date & Place Issued
MARK T. LAPID	TIEZA No. 2356	Pasay City
REYNALDO N. MANALANSAN	<u>P1420513B</u>	DEA - Pampanga

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. 237;
Page No. 00;
Book No. XVI;
Series of 2022.


ATTY. MANNY V. GRAGASIN
NOTARY PUBLIC
COMMISSION NO. 017 UNTIL DEC. 31, 2022, P.C.
DPOS BLDG. 3RD, FLR., QUEZON CITY HALL
IBP NO. 171381 01-03-22 / QUEZON CITY
PTR NO. 2429993 01-03-22 / QUEZON CITY
ROLL OF ATTORNEY'S NO. 56070
MCLE NO. VI-0023364
TIN NO. 243-085-918