

# CONTRACT AGREEMENT

(Contract No. 2023-042)

THIS AGREEMENT, made this 11 day of SEP 2023 BALAGTAS, BULACAN

The **TOURISM INFRASTRUCTURE AND ENTERPRISE ZONE AUTHORITY (TIEZA)**, an attached body corporate of the Department of Tourism by virtue of Republic Act No. 9593 holding office at 6<sup>th</sup> and 7<sup>th</sup> 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**, duly authorized for this purpose under Board Resolution \_\_\_\_\_, Series of \_\_\_\_\_ (copy of which is attached as Annex A);

-and-

**KHALIF BUILDERS AND GENERAL SERVICES JV WITH FFJ CONSTRUCTION**, with principal office address at Barangay Raya Saduc, Marawi City, Lanao Del Sur, represented here by **JALALODIN B. LAO** authorized under Resolution No. \_\_\_\_\_, Series of \_\_\_\_\_ (copy of which is attached as Annex B).

## RECITALS

WHEREAS, TIEZA is desirous that the CONTRACTOR execute the **DEVELOPMENT OF TOURISM FACILITIES IN BONGO ISLAND, PARANG, MAGUINDANAO** and TIEZA has accepted the bid for **THIRTY SEVEN MILLION ONE HUNDRED FORTY-TWO THOUSAND SEVEN HUNDRED TEN PESOS AND NINETY-EIGHT CENTAVOS (PhP37,142,710.98)** (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 contract documents that may be required by existing laws or by TIEZA. CONTRACTOR agrees that additional contract documents or information prescribed by the GPPB that are subsequently required for submission after the contract's

  
JALALODIN B. LAO  
FOR THE CONTRACTOR

  
MARK T. LAPID  
FOR TIEZA

execution, such as the Notice to Proceed, Variation Orders and Warranty Security, shall likewise form part of the Contract.

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 sum of **THIRTY SEVEN MILLION ONE HUNDRED FORTY-TWO THOUSAND SEVEN HUNDRED TEN PESOS AND NINETY-EIGHT CENTAVOS (Php37,142,710.98)** or such other sums as may be ascertained, CONTRACTOR agrees to the **DEVELOPMENT OF TOURISM FACILITIES IN BONGO ISLAND, PARANG, MAGUINDANAO** in accordance with its bid.
- 4. TIEZA agrees to pay the above-mentioned sum in accordance with the terms of the bidding.

**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**

**KHALIF BUILDERS AND GENERAL SERVICES JV WITH FFJJ CONSTRUCTION**

By   
**MARK T. LAPID**  
Chief Operating Officer

By   
**JALALODIN B. LAO**  
Authorized Managing Officer

**SIGNED IN THE PRESENCE OF:**

**ACKNOWLEDGMENT**

**REPUBLIC OF THE PHILIPPINES)**  
\_\_\_\_\_ ) S.S.

**BEFORE ME**, a Notary Public in and for **BALAGTAS, BULACAN** Philippines, this **11.1 SEP 2023** day of **2023** personally appeared:

Name	ID Presented/ID No.	Date & Place Issued
<b>MARK T. LAPID</b>	<b>TIEZA No. 2356</b>	<b>Pasay City</b>
<b>JALALODIN B. LAO</b>	_____	_____

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. **396**  
Page No. **81**;  
Book No. **X**;  
Series of **2023**.

**ATTY. HENRY S. BUNAGLAG**  
Notary Public  
Roll No. 73042  
PNC No. 48-2022, Until Dec. 31, 2024  
IBP No. 263866, 01/03/2023 Pasig City  
PCN No. 01/5271, 01/03/2023 Balagtas, Bulacan  
MLCE Compliance No. VII-0008640 until April 14, 2025  
03 Pulang Gubat, Balagtas, Bulacan