

# CONTRACT AGREEMENT

(Contract No. 2024- 064)

THIS AGREEMENT, made this \_\_\_\_ day of \_\_\_\_\_ 2024 in \_\_\_\_\_ between:

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-

**YFL BUILDERS**, with principal office address at Msgr. Lino Gonzaga St. Brgy. II Pob. Jaro Leyte, represented here by **ENGR. YAZZAR F. LABASTIDA** authorized under Resolution No. \_\_\_\_\_, Series of \_\_\_\_\_ (copy of which is attached as Annex B).

## RECITALS

WHEREAS, TIEZA is desirous that the CONTRACTOR execute the **REHABILITATION AND DEVELOPMENT OF MCARTHUR LEYTE LANDING MEMORIAL PARK PALO, LEYTE** and TIEZA has accepted the bid for **ONE HUNDRED SEVEN MILLION THREE HUNDRED THIRTY THOUSAND EIGHT HUNDRED FORTY-SIX PESOS AND SEVENTY-TWO CENTAVOS (PhP107,330,846.72)** (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. Quantity take-off;
  - t. Other contract documents that may be required by existing laws or by TIEZA. CONTRACTOR agrees that additional contract documents or information provided

ENGR. YAZZAR F. LABASTIDA  
FOR THE CONTRACTOR

MARK T. LAPID  
FOR TIEZA

by the GPPB that are subsequently required for submission after contract execution shall likewise form part of this 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 **ONE HUNDRED SEVEN MILLION THREE HUNDRED THIRTY THOUSAND EIGHT HUNDRED FORTY-SIX PESOS AND SEVENTY-TWO CENTAVOS (PhP107,330,846.72)** or such other sums as may be ascertained, CONTRACTOR agrees to the construction of the **REHABILITATION AND DEVELOPMENT OF MCARTHUR LEYTE LANDING MEMORIAL PARK PALO, LEYTE** in accordance with its bid.
4. TIEZA agrees to pay the above-mentioned sum in accordance with the terms of the bidding.

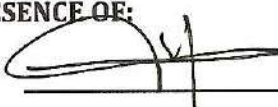
**IN WITNESS THEREOF**, the parties hereto have caused this Agreement to be executed in accordance with the laws of the Republic of the Philippines on the date and place first above-written.

**TOURISM INFRASTRUCTURE AND ENTERPRISE ZONE AUTHORITY**

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

**YFL BUILDERS**  
By   
**ENGR. YAZZAR F. LABASTIDA**  
Authorized Representative

**SIGNED IN THE PRESENCE OF:**

  
\_\_\_\_\_

**ACKNOWLEDGMENT**

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

BEFORE ME, a Notary Public in and for \_\_\_\_\_, Philippines, this 18<sup>th</sup> day of OCTOBER 2024 personally appeared:


Name	ID Presented/ID No.	Date & Place Issued
MARK T. LAPID	TIEZA No. 2356	Pasay City
ENGR. YAZZAR F. LABASTIDA	<u>PRC 0120551</u>	<u>CEBU CITY</u>

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. 204;  
Page No. 41;  
Book No. XVIIII  
Series of 2024.

  
**ATTY. MARTIN FRANZ SIA SY**  
Notary Public for Tacloban City  
MC No. 2024-01-09 until 31 December 2025  
Roll of Attorney's No. 70868 / IBP No. 363109; 10-11-23;  
PTR No. 1526515; 01-02-2024; Tacloban City  
MCLE Exemption No. VIII-BEPO00015; 4-20-22  
Palo, Leyte