

## CONTRACT AGREEMENT

THIS AGREEMENT made this 27<sup>th</sup> day of July, 2023 between **TARLAC STATE UNIVERSITY of Romulo Boulevard, San Vicente, Tarlac City** (hereinafter called the "Entity") and **AR. ESBI CONSTRUCTION of Prk. 6, Panabingan, San Antonio, Nueva Ecija** (hereinafter called the "Contractor").


WHEREAS, the Entity is desirous that the Contractor execute **Refurbishment of TSU Main Campus Library** (hereinafter called "the Works") and the Entity has accepted the Bid for **Five Million Six Hundred Twenty Eight Thousand Six Hundred Thirty Six Pesos & Fourteen Centavos (PhP 5,628,636.14)** 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 as required by the 2016 revised Implementing Rules and Regulations of Republic Act No. 9184 shall be deemed to form and be read and construed as part of this Agreement, *viz.*:
  - a. Philippine Bidding Documents (PBDs);
    - i. Drawings/Plans;
    - ii. Specifications;
    - iii. Bill of Quantities;
    - iv. General and Special Conditions of Contract;
    - v. Supplemental or Bid Bulletins, if any;
  - b. Winning bidder's bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted;  
  
Bid form, including all the documents/statements contained in the Bidder's bidding envelopes, as annexes, and all other documents submitted (*e.g.*, Bidder's response to request for clarifications on the bid), including corrections to the bid, if any, resulting from the Procuring Entity's bid evaluation;
  - c. Performance Security;
  - d. Notice of Award of Contract and the Bidder's conforme thereto; and
  - e. Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBDs. **Winning bidder agrees that additional contract documents or information prescribed by the GPPB that are subsequently required for submission after the contract execution, such as the Notice to Proceed, Variation Orders, and Warranty Security, shall likewise form part of the Contract.**
3. In consideration for the sum of **Five Million Six Hundred Twenty Eight Thousand Six Hundred Thirty Six Pesos & Fourteen Centavos (PhP 5,628,636.14)** or such other sums as may be ascertained, **AR. ESBI Construction** agrees with the project: **Refurbishment of TSU Main Campus Library in accordance with his/her/its Bid.**

4. The Tarlac State University agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.
5. This Agreement shall take effect upon date of confirmation of **NOTICE TO PROCEED** by the Contractor from the Entity. The Contract shall remain in force until all obligations of both parties as contained in this contract have been fully complied with.
6. The Contractor shall commence execution of the project within ten (10) calendar days from the confirmation of written Notice to Proceed from the Entity and shall finish and complete the construction of the project within **Two Hundred Forty (240) calendar days** from the date of confirmation unless extended in accordance with the IRR of R.A. 9184.

IN WITNESS whereof the parties thereto have caused this Agreement to be executed the day and year first before written and have hereunto affixed their signatures this 27th day of July, 2023 at Tarlac, Philippines.

  
**DR. ARNOLD E. VELASCO**  
 President  
 for:

**TARLAC STATE UNIVERSITY**

  
**ARLENE E. BIAG**  
 Owner  
 for:

**AR. ESBI CONSTRUCTION**

Signed in the presence of:

Witnesses:

  
DR. ARCOS M. MACARAEG

  
JOCELYN DE GUZMAN

**ACKNOWLEDGEMENT**

REPUBLIC OF THE PHILIPPINES)

CITY OF \_\_\_\_\_ ) S. S.

Before me, this 27th day of July, 2023 at Taal, Philippines, personally appeared **ARNOLD E. VELASCO** with Unified Multi-Purpose ID No. 006-0121-4748-9 and **ARLENE E. BIAG** with his Government Issued ID No. 0156321 issued on 12/5/17 and issued at Manila known to me to be the same persons who executed the foregoing instrument and they acknowledged to me that the same is their free act and voluntary deed.

This document refers to Contract and it consists of three (3) pages, including this page whereon this acknowledgement appears and is signed by the parties and their instrumental witnesses on each and every page thereof.

WITNESS MY HAND AND SEAL at the place and on the date first above written.

DATE: 27/7/23  
AGE: 44  
SEX: M  
FRIED OF: ARM

**ATILIO M. BULIPSE**  
NOTARY PUBLIC  
MINDANAO  
NOTARIAL OFFICE  
PTR NO. \_\_\_\_\_  
ISSUED ON: \_\_\_\_\_  
ISSUED AT: \_\_\_\_\_  
CITY: \_\_\_\_\_