

Contract Agreement

THIS AGREEMENT, made this 5th day of October, 2021 between the **COMMISSION ON AUDIT (COA)**, Regional Office No. VIII, Leyte Government Center, Palo, Leyte (hereinafter called the “**Entity**”) of the one part and represented in this transaction by its Regional Director, **LITA A. ESTIL-DIEZ**, who is duly authorized to represent the Commission; and **MJCG Construction Incorporated**, Blk. 7 Lot 3 GB Homes Subdivision, Brgy. 95 Caibaan, Tacloban City (hereinafter called the “**Contractor**”) of the other part and represented in this transaction by its President/CEO, **Engr. CEFERINO A. GARCIA, JR.**:

WHEREAS, the Entity is desirous that the Contractor execute the Construction of the Provincial Satellite Auditing Office (PSAO)-Baybay in Baybay City, Leyte with IB NO. I-2021-02 (hereinafter called “the Works”) and the Entity has accepted the Bid for Twenty-Nine Million One Hundred Ninety-Nine Thousand Two Hundred Twenty-Nine Pesos and 21/100 (PhP29,199,229.21) 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 Twenty-Nine Million One Hundred Ninety-Nine Thousand Two Hundred Twenty-Nine Pesos and 21/100 (PhP29,199,229.21), **MJCG Construction Incorporated** agrees to execute the Construction of the Provincial Satellite Auditing Office – Baybay in Baybay City, Leyte in accordance with its Bid.
4. The COA Regional Office No. VIII agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

CERTIFICATION AS TO AVAILABILITY OF FUNDS (CAF):

Bambie Eye A. Climacosa
BAMBIE EYE A. CLIMACOSA
Regional Accountant

Marilyn C. Gomez
MARILYN C. GOMEZ
Budget Officer



sub.



IN WITNESS whereof the parties thereto have caused this Agreement to be executed the day and year first before written.


LITA A. ESTIL-DIEZ
Regional Director


CEFERINO A. GARCIA, JR.
President/CEO

for:

for:

COMMISSION ON AUDIT
Regional Office No. VIII
(Entity)

MJCG Construction Incorporated
(Contractor)

SIGNED IN THE PRESENCE OF:


AIDA A. BARIATA
Chief Administrative Officer


Jonathan Repolde

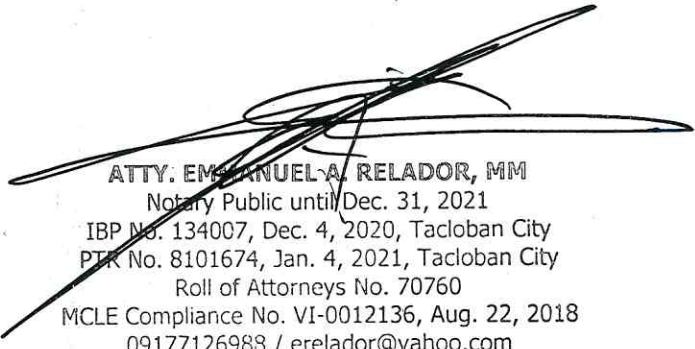
ACKNOWLEDGEMENT

BEFORE ME personally appeared **Engr. CEFERINO A. GARCIA, JR.** with ID No. _____ issued on _____ at _____ and **Regional Director LITA A. ESTIL-DIEZ** with COA ID No. **0183253**, the same persons who executed the foregoing acknowledgement and they acknowledged to me the same is their free act and deed.

This instrument consists of two (2) pages including this page wherein the acknowledgement is written and duly signed by the herein parties and their instrumental witnesses on each and every page thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal this 06 OCT 2021 at Tacloban City, Philippines.

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ATTY. EMERANUEL A. RELADOR, MM
Notary Public until Dec. 31, 2021
IBP No. 134007, Dec. 4, 2020, Tacloban City
PTR No. 8101674, Jan. 4, 2021, Tacloban City
Roll of Attorneys No. 70760
MCLE Compliance No. VI-0012136, Aug. 22, 2018
09177126983 / erelador@yahoo.com
Room A-108, Mendoza Complex (Kokoy's Building)
Sto. Niño Ext, Tacloban City

Participation as to Availability of Funds (CAF)
Lombia, Ana O. Jimenez
BAMBIE E. E. A. CLINACOSA
Regional Accountant
MARILYN C. GOMEZ
Budget Officer