

Republic of the Philippines DEPARTMENT OF AGRICULTURE

Bureau of Soils and Water Management

Soil Research and Development Center Building, Elliptical Road corner Visayas Avenue, Diliman, Quezon City 1100 www.bswm.gov.ph email: bswmclientcenter@yahoo.com Tel No. (632)8332-9534

BIDS AND AWARDS COMMITTEE 0 1 - 0 0 0 5

Contract Agreement Form for the Procurement of Goods (Revised)

[shall be submitted within ten (10) days after receiving the Notice of Award]

CONTRACT AGREEMENT

THIS AGREEMENT made this ______ day of ______ 20 ____ between Bureau of Soils and Water Management of SRDC Building, Visayas Ave. corner Elliptical road, Diliman, Quezon City, Philippines herein represented by its Director, ENGR. PABLO M. MONTALLA (hereinafter called "the Entity") of the one part and Exotherm Inc. of Unit S-10 Daniel Commercial Complex National Hi-way Brgy. Parian City, Calamba, Laguna herein represented by its President and CEO, FRANCIS S. RAMOS (hereinafter called "the Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly PROCUREMENT OF MAINTENANCE OF BSWM SUBMERGE MEMBRANE BIOREACTOR (SMBR) FOR CY 2022- IB NO: BSWM-2022-00-003 procured through Public Bidding and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of Two Million Four Hundred Sixty-One Thousand and Six Pesos (Php 2,461,006.00) (hereinafter called "the Contract Price").

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 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 integral part of this Agreement, viz.:
 - i. Philippine Bidding Documents (PBDs);
 - i. Schedule of Requirements;
 - ii. Technical Specifications;
 - iii. General and Special Conditions of Contract; and
 - iv. Supplemental or Bid Bulletins, if any
 - ii. 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:
 - iii. Performance Security;
 - iv. Notice of Award of Contract; and the Bidder's conformed thereto; and
 - v. 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.

ENGR. PABLO M. MONT

FRANCIS S. RAI

RODRIGO I. ABLAZA Chief Accountant

WILIGHT C. VALLINAS



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- 3. In consideration for the sum of Two Million Four Hundred Sixty-One Thousand and Six Pesos (Php 2,461,006.00) or such other sums as may be ascertained, Exotherm Inc. agrees to PROCUREMENT OF MAINTENANCE OF BSWM SUBMERGE MEMBRANE BIOREACTOR (SMBR) FOR CY 2022-IB NO: BSWM-2022-00-003 in accordance with its Bid.
- 4. The Bureau of Soils and Water Management agrees to pay the abovementioned sum in accordance with the terms of the Bidding.

IN WITNESS whereof the parties hereto have caused this Agreement to be executed in accordance with the laws of the Republic of the Philippines on the day and year first above written.

APPROVED

BUREAU OF SOILS AND WATER MANAGEMENT

ENGR. PABLO M. MONTALLA

Director

EXOTHERMING

FRANCIS S. RAMOS

President & CEO

SIGNED IN THE PRESENCE OF:

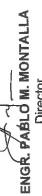
CRISALDO C. SOLANO

Head, BGA

FWILIGHT C. VALLINAS

CERTIFIED FUNDS AVAILABLE:

RODRIGO I. ABLAZA Chief Accountant



ident & CEO



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BIDS AND AWARDS COMMITTEE CONTRACT NUMBER: BSWM-2022

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES) QUEZON CITY

BEFORE ME, notary for and in <u>QUEZON</u> CITY, personally appeared the following:

Valid ID

Issued at/ Issued on

ENGR. PABLO M. MONTALLA TIN No. 102-413-057 FRANCIS S. RAMOS

TIN No. 206-224-950 Calamba City/12-21-2020

known to me be the same persons who executed the foregoing Contract and acknowledgement to me the same is their free and voluntary act and deed. This Contract consist of three (3) pages including this page in which the acknowledgement signed by the parties and every page thereof and sealed by the notarial seal.

WITNESS MY HAND AND SEAL, this _____ Quezon City, Philippines.

NOTARY PUBLIC

Doc. No. Page No. _

Book No.

Series of 2022

MCLF Commands no. VI-0008995 Adm Visited No. NP-207 (2020-2021) (Extended No. Until June 30, 2022) EN SANG "B.M. No. 3795 101 Malakas Lane Brgy. Central Q.C.