

Contract Agreement Form for the Procurement of Goods (Revised)
[Not required to be submitted with the Bid, but it shall be submitted within ten (10) days after receiving the Notice of Award]

CONTRACT AGREEMENT

THIS AGREEMENT made the _____ day of **MAR 22 2024** between **Bureau of Soils and Water Management** of SRDC Building, Visayas Ave. corner Elliptical Road, Diliman, Quezon City, Philippines (hereinafter called "the Entity") of the one part and **Toyota Otis, Inc.** of 1770 Paz M. Guazon St., Paco, Manila (hereinafter called "the Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly **Negotiated Procurement- Two Failed Biddings- Procurement of Three (3) Units of BSWM RP Vehicle For CY 2024- IB NO: BSWM-NP-2024-01-001** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **Eight Million Three Hundred Sixty Five Thousand Pesos (PhP 8,365,000.00)** (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 conforme 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.**

GINA P. NILO, Ph. D.
Director

ALVIN S. ALARCON
Authorized Representative


- 2024-03-0014
3. In consideration for the sum of **Eight Million Three Hundred Sixty Five Thousand Pesos (PhP 8,365,000.00)** or such other sums as may be ascertained, **Negotiated Procurement- Two Failed Biddings- Procurement of Three (3) Units of BSWM RP Vehicle For CY 2024- IB NO: BSWM-NP-2024-01-001** in accordance with his/her/its Bid.
4. The **Bureau of Soils and Water Management** agrees to pay the above-mentioned 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.


GINA P. NILO, Ph. D.
Director

for:

**BUREAU OF SOILS AND WATER
MANAGEMENT**


ALDIE S. ALARCON
Authorized Representative

for:

TOYOTA OTIS, INC.

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)

CITY OF MANILA

BEFORE ME, notary for and in _____, personally appeared the following:

Valid ID

Issued at/ Issued on

GINA P. NILO, Ph. D.
ALDIE S. ALARCON

TIN No. 102-413-160

TIN NO. 443-762-248

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 two (2) pages including this page in which the acknowledgement signed by the parties and every page thereof and sealed by the notarial seal. **MAR 22 2024**

WITNESS MY HAND AND SEAL, this _____ day of _____, 2024 at Philippines.

CITY OF MANILA

NOTARY PUBLIC

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Series of 2024

ATTY. PETER ANTHONY T. MALLARI
Notary Public until December 31, 2024
Notarial Commission # 2023-210
1155 Gen. Luna St., Ermita Manila
IBP # 317318, Roll# 77587 TIN: 133-031-552
PTR# 1527774 / 1-02-2024 Mla. 1-3-2024
MCLE VIII# 0002695