

CONTRACT AGREEMENT

**Construction of Access Road, Drainage, and Earthworks at Morong
Discovery Park, Morong, Bataan**

This **CONTRACT** is executed between:

The **BASES CONVERSION AND DEVELOPMENT AUTHORITY (BCDA)**, a government instrumentality vested with corporate powers, created by virtue of Republic Act No. 7227, as amended, with the principal office address at the BCDA Corporate Center, 2/F Bonifacio Technology Center, 31st Street corner 2nd Avenue, Bonifacio Global City, Taguig City, represented herein by its President and CEO, **AILEEN ANUNCIACION R. ZOSA**, duly authorized for this purpose as evidence by BCDA Secretary's Certificate dated 22 August 2022, a copy of which is hereto attached as *Annex A*;

- and -

CAVDEAL – CAVITE IDEAL INTERNATIONAL CONSTRUCTION AND DEVELOPMENT CORPORATION AND CREDIBUILD DEVELOPMENT CORPORATION JOINT VENTURE, a Joint Venture duly organized and existing under the laws of the Republic of the Philippines, with office address at 408 TDS Building, 72 Kamias Road Brgy. East Kamias, Quezon City, represented herein by **ARON GINO U. EQUIPAJE**, Authorized Managing Officer and duly authorized representative for this purpose as evidenced by a Joint Resolution dated 15 November 2021, which is hereto attached as *Annex B*.

BCDA and Contractor shall hereinafter be referred to, individually, as Party or, collectively, as Parties.

ANTICIPEDENTS

THIS AGREEMENT, made this _____ day of _____, 2022 between BCDA and CAVDEAL – Cavite Ideal International Construction and Development Corporation and Credibuild Development Corporation Joint Venture (hereinafter called the Contractor).

WHEREAS, the BCDA has determined that negotiated procurement of an adjacent and contiguous contract was the most suitable for addressing the urgent need for access roads and other related works, following the provisions and requirements of the IRR of RA 9184. After a thorough evaluation, validation, and verification, it was found that the Contractor is competent and qualified to construct the Works required by the BCDA.

WHEREAS, the BCDA is desirous that the Contractor execute the Construction of

Access Road, Drainage, and Earthworks at Morong Discovery Park, Morong, Bataan (hereinafter called the Works) and the BCDA has accepted the proposal **Two Hundred Forty Six Million, Three Hundred Fifty Six Thousand, Eight Hundred Ninety Pesos and 83/100 (PhP 246,356,890.83)** 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 shall be attached, deemed to form, and be read and construed as part of this Agreement, to wit:
 - (a) General and Special Conditions of the Contract;
 - (b) Notice of Award of the Contract and their conforme thereto;
 - (c) Scope of Works;
 - (d) Drawings/Plans;
 - (e) Bill of Quantities;
 - (f) Performance Security; and
 - (g) Other contract documents that may be required by existing laws and/or the BCDA in the PBDs. The Contractor 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 of the full and satisfactory performance of the services rendered by the Contractor, BCDA shall pay the Contractor the Total Contract Price of **Two Hundred Forty Six Million, Three Hundred Fifty Six Thousand, Eight Hundred Ninety Pesos and 83/100 (PhP 246,356,890.83)** inclusive of applicable taxes and fees via progress billing.
4. In consideration of the payments to be made by the BCDA to the Contractor as hereinafter mentioned, the Contractor hereby covenants with the BCDA to execute and complete the Construction of Access Road, Drainage and Earthworks at Morong Discovery Park and remedy any defects therein in conformity with the provisions of this Contract in all respects.
5. The BCDA hereby covenants to pay the Contractor in consideration of the execution and completion of actual site accomplishment via progress billing, the Contract Price or such other sum as may become payable under the provisions of this Contract at the times

and in the manner prescribed by this Contract.

- Any amendment, modification or additional terms and conditions to this Contract shall be made in writing and executed with the same terms hereof.

SIGNED BY THE PARTIES on _____ in Taguig City, Philippines.

BASES CONVERSION AND DEVELOPMENT AUTHORITY

CAVDEAL – CAVITE IDEAL INTERNATIONAL CONSTRUCTION AND DEVELOPMENT CORPORATION AND CREDIBUILD DEVELOPMENT CORPORATION JOINT VENTURE

By:

By:


AILEEN ANUNCIACION R. ZOSA
President and Chief Executive Officer


ARON GINDOL EQUIPAJE
Authorized Managing Officer

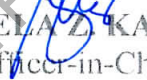


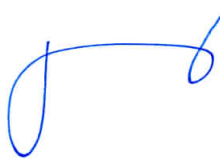

Engineering & Social Support Department



DE2022-1005

SIGNED IN THE PRESENCE OF:


GISELA Z. KALALO
Officer-in-Charge
Office of the Executive Vice President



ACKNOWLEDGMENT

Republic of the Philippines)
Taguig City) ss.

BEFORE ME, a Notary Public for and in Taguig City, personally appeared the following:

Name	Competent Evidence of Identity	Date/ Place of Issue
AILEEN ANUNCIACION R. ZOSA		
ARON GINO I. EQUIPAJE		

identified by me through competent evidence of identity to be the same person who executed the foregoing instrument and who acknowledged to me that the same is his/her own free and voluntary act and deed, as well as that of the entity represented.

This Contract for the Construction of Access Road, Drainage, and Earthworks at Morong Discovery Park, Morong, Bataan, including its Annexes, consisting of four (4) pages is signed by the Parties, together with their instrumental witnesses, on all pages including this page whereon the acknowledgement is written.

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

SIGNED AND SEALED on DEC 06 2022 in Taguig City, Philippines.

Doc. no. 262
Page no. 54
Book no. 03
Series of 2022.

MSJ
ATTY. MARICEL C. CORONACION-SANTOS
NOTARY PUBLIC FOR AND IN TAGUIG CITY
NOTARIAL COMMISSION UNTIL DECEMBER 31, 2023
ROLL OF ATTORNEYS NO 63834
IBP NO 178142 2-14-2022 / RIZAL
PTR NO A-5395113 02-03-22 / TAGUIG CITY
MCLE COMPLIANCE NO VII-0005758 30 JULY 2021