

## CONTRACT AGREEMENT

THIS AGREEMENT, made this 29<sup>th</sup> day of August, 2023 between **the PROVINCIAL GOVERNMENT OF ISABELA**, with office address at the **Provincial Capitol Compound, Alibagu, Ilagan City, Isabela** (hereinafter called the "Entity") and **SMT Construction** with office address at **Ilagan City, Isabela** (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor execute **Lot 8 - Improvement/Rehabilitation of Milagros Albano District Hospital, Cabagan, Isabela under ITB No. 2023-11**, (hereinafter called "the Works") and the Entity has accepted the Bid for **Six Million Three Hundred Eighty Seven Thousand Three Hundred Forty Three Pesos & 91/100 (Php6,387,343.91)** 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 **Six Million Three Hundred Eighty Seven Thousand Three Hundred Forty Three Pesos & 91/100 (Php6,387,343.91)** or such other sums as may be ascertained, **SMT Construction** agrees to hereby covenants with the Entity to execute and complete the Works and remedy any defects therein in conformity with the provisions of this Contract in accordance with his/her/its Bid.

4. The **PROVINCIAL GOVERNMENT OF ISABELA** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

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




**RODOLFO T. ALBANO III**

Provincial Governor

for:

**Provincial Government of Isabela**



**MR. SAMUEL M. TORIBIO**

Proprietor

for:

**SMT Construction**

**Acknowledgment**

REPUBLIC OF THE PHILIPPINES )  
Province of Isabela ) s.s  
City of Ilagan )

BEFORE ME, this 29<sup>th</sup> day of August, 2023 at the \_\_\_\_\_, Philippines personally appeared **HONORABLE GOVERNOR RODOLFO T. ALBANO III** with Community Tax Certificate No. 03738147, issued at Cabagan, Isabela, on January 11, 2023 and **Mr. Samuel M. Toribio, Proprietor, SMT CONSTRUCTION** of **Ilagan City, Isabela** with Community Tax Certificate No. 14114999, issued at Ilagan City, Is., on Jan. 11, 2023, known to me to be the same persons who executed the foregoing instrument and acknowledge to me that the same is their free and voluntary acts and deeds and of the entities they represent.

**WITNESS MY HAND AND NOTARIAL SEAL**

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Series of 2023

**Notary Public**  
ATTY. RANON V. BUNGE-ANGSON  
Notary Public for Isabela  
Until December 31, 2024  
M. Bingson, Cebu Street 2nd, City of Ilagan, Isabela  
Roll No. 70957  
PTR No. 1267171/01.03.2023, City of Ilagan, Isabela  
IBP OF No. 251624, 01/03/2023  
MCLE Compliance No. VII-0013030, 03.20.2022