

CONTRACT AGREEMENT

FEB 16 2023

THIS AGREEMENT made the _____ day of _____ 2023 between **CULTURAL CENTER OF THE PHILIPPINES** (hereinafter called "the **CCP**") of the one part and **PALMER-ASIA INC.** of Edsa Bangkal, Makati City, Philippines (hereinafter called "the **CONTRACTOR**") of the other part;

WHEREAS, the CCP invited Bids for certain goods and ancillary services, particularly the **Supply and Installation for the Upgrading of Fire Protection System at the Production Design Center (PDC) Building** and has accepted a Bid by the **CONTRACTOR** for the supply of those goods and services in the sum of **Nine Million Eight Hundred Forty-Two Thousand Five Hundred Ninety-Eight Pesos and 08/100 only (Php 9,842,598.08)**, inclusive of Value Added Tax (VAT), (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.*:
 - (a) Philippine Bidding Documents (PBDs);
 - i. Schedule of Requirements;
 - ii. Technical Specifications;
 - iii. Terms of Reference (TOR);
 - iv. Drawings/Plans;
 - v. General and Special Conditions of Contract;
 - vi. 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;
 - (c) 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 CCP's bid evaluation;



- (d) Performance Security;
 - (e) Notice of Award of Contract; and the Bidder's conforme thereto; and
 - (f) Other contract documents that may be required by existing laws and/or the CCP 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 **Nine Million Eight Hundred Forty-Two Thousand Five Hundred Ninety-Eight Pesos and 08/100 only (Php 9,842,598.08)**, inclusive of Value Added Tax (VAT), **PALMER-ASIA INC.** agrees to the **Supply and Installation for the Upgrading of Fire Protection System at the Production Design Center (PDC) Building** in accordance with his/her/its Bid;
 4. The **CCP** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding;
 5. Settlement of Disputes:

All actions, disputes, and controversies that may arise from, or in relation to, this Contract involving but not limited to demands for the specific performance of the obligations as specified herein and/or in the interpretation of any provisions or clauses contained herein, shall, in the first instance, be settled within thirty (30) calendar days through amicable means, such as, but not limited to mutual discussion.

Should the dispute remain unresolved by the end of the aforementioned period, the dispute shall be submitted to arbitration in the Philippines according to the provisions of R.A. No. 876, otherwise known as the "Arbitration Law" and R.A. No. 9285, otherwise known as the "Alternative Dispute Resolution Act of 2001." Whenever necessary to promote Arbitration or to seek judicial relief, the Parties agree that any legal action, suit or proceeding arising out of or relating to the Contract may be instituted in any competent court of Pasay City, to the exclusion of other courts of equal jurisdiction.

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.




to

For: CULTURAL CENTER OF TH PHILLIPINES

For: PALMER-ASIA.



MARIA MARGARITA MORAN-FLOIRENDO
President


ANGEL P. PALMIERY
President




Signed in the presence of:


TERESA S. RANCES
Department Manager III
Administrative Services Department


JINKY E. COLLADO
Authorized Representative

Funds Available:


DENNIS P. LOPEZ *Pete*
Department Manager III
Finance Services Department
1069899004 (6E) 9,842,598.00
CI 2021 BAC # 12-070-21 *ya 1/4/20*
23-01-0090



ACKNOWLEDGEMENT

Republic of the Philippines)
City of MAKATI CITY) s.s.

BEFORE ME, personally appeared:

Name	Identification Document	Expiry Date
MARIA MARGARITA MORAN-FLOIRENDO	Passport No.: P3126934B	September 7, 2029

Known to me to be the same person who executed the foregoing CONTRACT and she acknowledged to me that the signature her affixed confirms his voluntary act and that of the entity he represents.

SIGNED AND SEALED on FEB 16 2023 2023 in MAKATI CITY

Doc. No. 167
Page No. 34
Book No. 19
Series of 2023

ATTY. JOSELINO N. SUCON
NOTARY PUBLIC FOR MAKATI CITY
UNTIL JANUARY 31, 2025
2740 ZENARDO E. PULAGAN ST., MAKATI
CITY, METRO MANILA
PERRALTA 02533-1901
E COMPLAINT NO. Y884-2015/04/14/2023
P. 311/23-1/23
APPOINTMENT NO. M-075



ACKNOWLEDGEMENT

Republic of the Philippines
City of MAKATI CITY) s.s.

BEFORE ME, personally appeared:

Name	Identification Document	Expiry Date
ANGEL P. PALMIERY	Driver's License No.: N04-86-037469	February 16, 2024

Known to me to be the same person who executed the foregoing CONTRACT and she acknowledged to me that the signature her affixed confirms his voluntary act and that of the entity he represents.

SIGNED AND SEALED on FEB 16 2023 2023 in MAKATI CITY

Doc. No. 165
Page No. 33
Book No. 19
Series of 2023

ATTY. JOSELYN N. SUCION
NOTARY PUBLIC FOR MAKATI CITY
UNTIL DECEMBER 31, 2023
2746 ZENAIDA ST. POBLACION MAKATI
IBP NO. 257632/01/02/23
PTR NO. 956233/01/03/23
MCLE COMPLAINT NO. VII-0013028/04/14/2023
ROLL NO. 60799
APPOINTMENT NO. M-078

CERTIFIED TRUE COPY
CULTURAL CENTER OF THE PHILIPPINES
2023