

Contract Ref. No.: R4B-REGION-MLTG1-500M-CY2024-015
Contract Name: CONSTRUCTION OF MALATGAO RIS CANAL LINING, CANAL STRUCTURES, AND CONCRETE PAVEMENT ALONG LATERAL AN
Contract Location: Palawan

CONTRACT AGREEMENT

THIS AGREEMENT, made this OCT 09 2024, 2024 between **THE GOVERNMENT OF THE PHILIPPINES**, thru the **NATIONAL IRRIGATION ADMINISTRATION MIMAROPA REGIONAL OFFICE**, represented herein by the Regional Manager, **RONILIO M. CERVANTES**, with office address at Bayanan II, Calapan City, Oriental Mindoro (hereinafter called the "Entity") and **Octagon Concrete Solutions Inc.**, represented by its Authorized Managing Officer, **MR. FERDINAND A. CAYANONG**, with office address at Purok 8, Brgy. Linao, Ormoc City, Leyte (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor execute **Construction of Malatgao RIS Canal Lining, Canal Structures, and Concrete Pavement along Lateral AN** with Contract No. R4B-REGION-MLTG1-500M-CY2024-015 (hereinafter called "the Works") and the Entity has accepted the Bid for **ONE HUNDRED NINETY MILLION SIX HUNDRED THIRTY-SIX THOUSAND SEVEN HUNDRED NINETY-TWO & 26/100 PESOS (Php 190,636,792.26)** by the contractor for the execution and completion of such Works within Two Hundred Forty (240) calendar days and the remedying of any defects therein.

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

- 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.
- 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:
 - Philippine Bidding Documents (PBDs);
 - Drawings/Plans;
 - Technical Specifications;
 - Bill of Quantities;
 - General and Special Conditions of Contract;
 - Invitation to Bid;
 - Instruction to Bidders;
 - Bid Data Sheet
 - Supplemental or Bid Bulletins, if any;
 - 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;

LOWELL E. LOZANO
Division Manager, EOD

KIRSTY CAROLINE M. HERNANDEZ-ACERON
Division Manager, AFD

FERDINAND A. CAYANONG
Authorized Managing Officer
Octagon Concrete Solutions Inc.

RONILIO M. CERVANTES
Regional Manager
NIA-MIMAROPA Regional Office

EDUARDO EDDIE G. GUILLEN
Administrator

Witness:


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- 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 PBDs.
- 1) Construction Schedule in the form of PERT/CPM Diagram and Bar Chart with S-Curve and Cash Flow,
 - 2) Manpower Schedule
 - 3) Construction Methods
 - 4) Equipment Utilization Schedule
 - 5) Organizational Chart
 - 6) List of Major Equipment Units; and
 - 7) Construction Safety and Health Program pursuant to DOLE Administrative Order No. 152 s. 2011
 - 8) Contractor's All Risk Insurance (CARI)

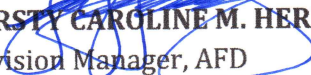
3. In consideration for the sum of **ONE HUNDRED NINETY MILLION SIX HUNDRED THIRTY-SIX THOUSAND SEVEN HUNDRED NINETY-TWO & 26/100 PESOS (Php 190,636,792.26)** or such other sums as may be ascertained, **Octagon Concrete Solutions Inc.** agrees to **CONSTRUCTION OF MALATGAO RIS CANAL LINING, CANAL STRUCTURES, AND CONCRETE PAVEMENT ALONG LATERAL AN** in accordance with his/her/its Bid.
4. The NATIONAL IRRIGATION ADMINISTRATION MIMAROPA REGIONAL OFFICE 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 this **OCT 09 2024** at **MAKATI CITY**.

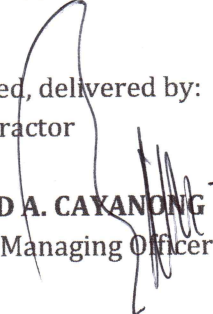
Signed, sealed, delivered by:
for the Entity


RONILIO M. CERVANTES
Regional Manager

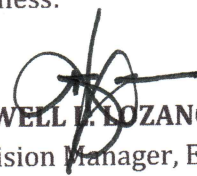
Signed in the presence of


KIRSTY CAROLINE M. HERNANDEZ-ACERON
Division Manager, AFD

Signed, sealed, delivered by:
for the Contractor


FERDINAND A. CAYANONG
Authorized Managing Officer

Witness:


LOWELL V. LOZANO
Division Manager, EOD


Approved 

EDUARDO EDDIE G. GUILLEN
Administrator

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LOWELL M. LOZANO
Division Manager, EOD

ACKNOWLEDGEMENT

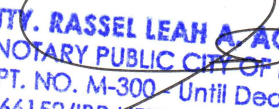
Republic of the Philippines)
)
MAKATI CITY) S.S.

BEFORE ME, as the Notary Public for and within the MAKATI CITY, personally appeared **RONILIO M. CERVANTES**, Regional Manager, representing the NATIONAL IRRIGATION ADMINISTRATION MIMAROPA REGIONAL OFFICE, with PRC ID No. 0080756 valid until May 29, 2026 and **MR. FERDINAND A. CAYANONG**, Authorized Managing Officer, representing Octagon Concrete Solutions Inc. with _____ as competent proof of identity, known to me as the same person who at the foregoing CONTRACT AGREEMENT and they acknowledged to me this is their true act and deed for in behalf of the parties they presented.

The instrument consists of three (3) pages, including this page, on which this acknowledgement is written, duly signed by the contracting parties and their instrumental witnesses on all pages.


IN WITNESS WHEREOF, I have hereunto affixed my Signature and Official Seal this OCT 09 2024, 2024 at MAKATI CITY, Philippines.

NOTARY PUBLIC



ATTY. RASSEL LEAH A. AG-AGWA
NOTARY PUBLIC CITY OF MAKATI
APPT. NO. M-300 - Until Dec. 31, 2025
ROLL No. 66152/IBP LIFETIME NO. 18067-09/26/2017
PTR NO. MKT0124566 - 01/25/2024 - MAKATI CITY
MCLE No. VII-0028819 - VALID UNTIL 04/14/2025
U3802 AIR RESIDENCES, MALUGAY ST, MAKATI CITY

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Series of 2024

Procuring Entity


RONILIO M. CERVANTES
Regional Manager
NIA-MIMAROPA Regional Office

Contractor


FERDINAND A. CAYANONG
Authorized Managing Officer
Octagon Concrete Solutions Inc.

Witness:


KIRSTY CAROLINE M. HERNANDEZ-ACERON
Division Manager, AFD

Approved:


EDUARDO EDDIE G. GUILLEN
Administrator

Witness:

