

**CONTRACT AGREEMENT**

**Lot 2 Assembled/ Pre-Order Desktop Workstation - Rebidding of Supply & Installation of Equipment for the Modernization of Various Laboratory, IT, Teaching and Research Classroom Equipment and Equipment to Furnish New Buildings (PBM 2023-15)**

**14 AUG 2023**

THIS AGREEMENT made on the \_\_\_\_\_ day of \_\_\_\_\_ between:

The **UNIVERSITY OF THE PHILIPPINES**, the national university of the Philippines, created by virtue of Act No. 1870, as amended and re-organized and operating by virtue of Republic Act No. 9500, through its constituent unit, the **UNIVERSITY OF THE PHILIPPINES MINDANAO (UP MINDANAO)**, established by virtue of Republic Act No. 7889, with office address at Administration Building, Mintal, Tugbok District, Davao City, represented herein by its Chancellor, **LYRE ANNI E. MURAO, Ph.D.**, hereinafter referred to as the "**THE ENTITY**";

and

The **MASANGKAY COMPUTER CENTER**, with office address at 1143 G. Masangkay St., Sta. Cruz Manila, represented herein by its Sole Proprietor, **WAI SHING PETER KO**, hereinafter referred to as "**THE SUPPLIER**".

**WHEREAS**, THE ENTITY invited Bids for certain goods and ancillary services, particularly **Lot 2 Assembled/ Pre-Order Desktop Workstation - Rebidding of Supply & Installation of Equipment for the Modernization of Various Laboratory, IT, Teaching and Research Classroom Equipment and Equipment to Furnish New Buildings (PBM 2023-15)** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **Two Million Three Hundred Eighteen Thousand Six Hundred Twenty-Five Pesos (P2,318,625.00)** (hereinafter referred to as "**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;

Note: BAC Secretariat Copy

**CUA U.P. MIN  
RECEIVED**

University of the Philippines Mindanao  
**BIDS AND AWARDS COMMITTEE**

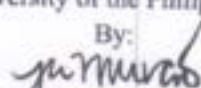
Bid form, including all the documents/statements contained in the Bidder's bidding envelopes, as annexes, and all other documents submitted (e.g., Bidder's response to request for clarifications on the bid), including corrections to the bid, if any, resulting from the Procuring Entity's bid evaluation;

- iii. Performance Security (see attached Irrevocable Domestic Standby Letter of Credit/Bank Guarantee);
  - 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.
3. In consideration for the sum of **Two Million Three Hundred Eighteen Thousand Six Hundred Twenty-Five Pesos (P2,318,625.00)** or such other sums as may be ascertained, Masangkay Computer Center agrees to deliver/perform the **Lot 2 Assembled/ Pre-Order Desktop Workstation - Rebidding of Supply & Installation of Equipment for the Modernization of Various Laboratory, IT, Teaching and Research Classroom Equipment and Equipment to Furnish New Buildings (PBM 2023-15)** in accordance its Bid.
  4. The **UNIVERSITY OF THE PHILIPPINES MINDANAO** 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.


University of the Philippines Mindanao

By:


  
DR. LORE ANNI E. MURAO  
Chancellor


Masangkay Computer Center

By:

  
W. PETER KO  
Sole Proprietor

SIGNED IN THE PRESENCE OF:

  
MS. ZENaida G. CALATRAVA  
Chief, Accounting Office  
University of the Philippines Mindanao

  
CARINI PUJANERA  
ACADEMIC EXECUTIVE  
Position  
Masangkay Computer Center



Republic of the Philippines )  
 City of \_\_\_\_\_ ) S.S

### ACKNOWLEDGMENT

**BEFORE ME**, a Notary Public for and in the City of Davao, personally appeared the following persons, to wit:

Name	Gov't Issued ID	Date Issued
1. Lyre Anni E. Murao	<u>L02-06-003064</u>	<u>07/03/2018</u>
2. Wai Shing Peter Ko	<u>No 4-86-047117</u>	<u>10/01/2021</u>

known to me and to me known to be the same persons who executed the foregoing instrument and acknowledged to me that the same is their free and voluntary act and deed and that it is within the authority of the entities they respectively represent in this instance.

This instrument consisting of three (3) pages including this page where the Acknowledgement is written, refers to a Contract Agreement between the UNIVERSITY OF THE PHILIPPINES MINDANAO and MASANGKAY COMPUTER CENTER. It has been signed by the parties and their instrumental witnesses at every page.

WITNESS MY HAND AND NOTARIAL SEAL this AUG 14 2023 day of \_\_\_\_\_ 2023 at  
 Davao City, Philippines.

Doc. No.: 117;  
 Page No.: 97;  
 Book No.: XV;  
 Series of 2023.

**ATTY. MARY ANN RIVERA SAGANA**  
 Notary Public, City of Davao  
 Notarial Commission No. 2012-108 Valid until Dec. 31, 2023  
 Lifetime GP No. 06409 issued at Quezon City  
 PTR No. 2012203 issued at January 2, 2013 at Manila  
 Roll No. 47259 issued on May 7, 2012  
 MCLE No. VII-202285 issued on June 24, 2022  
 Valid until April 14, 2023  
 3rd Flr. Wilconser Bldg. No. 174 P. Corpa St. Cor. Espita, Malab

*Jan*

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