



Republic of the Philippines
DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS
SAMAR 2ND DISTRICT ENGINEERING OFFICE
REGIONAL OFFICE VIII
Catbalogan City, Samar

Contract ID: 23IK0058

Contract Name: Construction of Flood Control Structure along Antiao River

Location of the Contract: Brgy. San Andres, Catbalogan City

FORM OF CONTRACT AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

This **CONTRACT AGREEMENT**, made this 11th day of April, 2023, by and between:

The **GOVERNMENT OF THE REPUBLIC OF THE PHILIPPINES** through the **Department of Public Works and Highways (DPWH)** represented herein by **HERMINIO V. GULMATICO - District Engineer**, duly authorized for this purpose, with main office address at Samar 2nd District Engineering Office, Brgy. Guindapunan, Catbalogan City, Samar, hereinafter referred to as the **"PROCURING ENTITY"**;

-and-

PABLO S. LABASBAS CONSTRUCTION CORPORATION, a Single proprietorship/partnership/corporation/ joint venture organized and existing under and by virtue of laws of the Republic of the Philippines, with main office address at Purok 1, Brgy. Dagum, Calbayog City, represented herein by **CHUBASCO ORVILLO V. LABASBAS** duly authorized for this purpose, hereinafter referred to as the **"CONTRACTOR,"**

WITNESSETH:

WHEREAS, the **PROCURING ENTITY** is desirous that the **CONTRACTOR** execute the Works under **23IK0058 - Construction of Flood Control Structure along Antiao River, Brgy. San Andres, Catbalogan City**, hereinafter called "the Works," and the **PROCURING ENTITY** has accepted the Calculated Bid of the **CONTRACTOR** for the execution and completion of the Works at the calculated unit bid prices shown in the attached Bill of Quantities, or a total Contract price of **Twenty Nine Million One Hundred Sixty Five Thousand Eight Hundred Sixty Seven and 29/100. (29,165,867.29)**.

NOW, THEREFORE, for and consideration of the foregoing premises, the parties hereto agree as follows:

1. In this **CONTRACT 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 **CONTRACT AGREEMENT**, and shall be interpreted in the following order of priority:
 - a) This Contract Agreement
 - b) Documents forming part of the Contract Agreement:

(1) Notice of Award (NOA) with the Contractor's signed "conforme"



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- (2) Contractor's Bid in the Form of Bid, including its Technical and Financial Proposals, as calculated by the Procuring Entity and conformed to by the Contractor through the NOA.
- (3) Bidding Documents with Bulletins
- (4) Specifications
- (5) Drawings
- (6) Special Conditions of Contract (SCC)
- (7) General Conditions of Contract (GCC)
- (8) Performance Security
- (9) Integrity Pledge under Department Order No. 86, series of 2013
- (10) Other Documents
- (a) Construction Methods
 - (b) Construction Schedule in the form of PERT/CPM Diagram or Precedence Diagram and Bar Chart with S-Curve, or other approved tools of project scheduling, and Cash Flow.
 - (c) Manpower Schedule
 - (d) Equipment Utilization Schedule
 - (e) Construction Safety and Health Program initially approved by the Head of the Procuring Entity
 - (f) Contractor's All Risk Insurance (CARI)
3. In consideration of the payments to be made by the PROCURING ENTITY to the CONTRACTOR as hereinafter mentioned, the CONTRACTOR hereby covenants with the PROCURING ENTITY to execute and complete the Works and remedy any defects therein in conformity with the provisions of this **CONTRACT AGREEMENT** in all respects.
4. In consideration of the execution and completion of the Works by the CONTRACTOR, the PROCURING ENTITY hereby covenants to pay the CONTRACTOR the unit prices in the CONTRACTOR's Calculated Bid, as applied to the actual quantities accomplished as certified by the PROCURING ENTITY under the provisions of this **CONTRACT AGREEMENT**, at the times and in the manner prescribed by this **CONTRACT AGREEMENT**.



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IN WITNESS WHEREOF, the parties hereto set their respective hands on the day, month and year first above written.

PROCURING ENTITY:

Represented by:

HERMINIO V. GULMATICO
District Engineer

CONTRACTOR:

Represented by:

CHUBASCO ORVILLO V. LABASBAS
Authorized managing Officer

Witnessed by:

JOEL B. NUÑEZ
Accountant III

Representative

Date of Approval: 4/11/2023

IN WITNESS WHEREOF, I have hereunto affixed my signature and seal this
11th day of APRIL at TACLOBAN CITY.

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FAYE GLADYS M. TEBRENO
NOTARY PUBLIC
For Tacloban City, Province of Leyte
NC No. 2022-06 (Notary Public) - December 31, 2023
Roll No. 53206/ISP Receipt No. 240612/11-26-2022/CY-2023
PTR No. 8325194/01.24.2023/Tacloban City
Door A-106, 141 F. Mendoza Realty Complex
Sto. Niño St., Brgy. 28, Tacloban City
MCLE Compliance No. VII-0011085 valid until April 14, 2025