

**Department of Public Works and Highways**

Contract ID :23A00044

Contract Name: Construction of By-pass and Diversion Roads, Pangasinan - Zambales to Judge Jose de Venecia Boulevard Ext'n Road (Binmaley Section), Package 2, Pangasinan

Subject to the provisions of Executive Order  
No. 91, s. 2019

  
DEXTER D. LOMBOY  
Accountant IV

**CONTRACT AGREEMENT**

THIS AGREEMENT, made this \_\_\_\_ day of APR 26 2023, between Department of Public Works and Highways-Regional Office 1 (DPWH-RO1) of Aguila Road, Sevilla, City of San Fernando, La Union (hereinafter called the "Entity") and Berson's Construction & Trading of D. Sison St., Pangapisan North, Lingayen Pangasinan (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor execute Construction of By-pass and Diversion Roads, Pangasinan - Zambales to Judge Jose de Venecia Boulevard Ext'n Road (Binmaley Section), Package 2, Pangasinan with Contract ID 23A00044 (hereinafter called "the Works") and the Entity has accepted the Bid for Forty Eight Million Six Hundred Fifty One Thousand Eight Hundred Fifty Six Pesos and Fifty Six Centavos (Php48,651,856.56) 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;

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 Forty Eight Million Six Hundred Fifty One Thousand Eight Hundred Fifty Six Pesos and Fifty Six Centavos (Php48,651,856.56) or such other sums as may be ascertained, Berson's Construction & Trading agrees for the execution and completion of the works in accordance with his/her/its Bid.

4. The DPWH-Regional Office I agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

Berson's Construction & Trading

  
GERRY G. JUICAR  
Chief, Construction Division

  
RUSSELL Q. BERNAL  
Berson's Construction & Trading

  
RONNIE M. TAIN, CESO III  
Regional Director

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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:

  
**RONNEL M. TAN, CESO III**  
Regional Director

**Witnessed by:**

  
**GERRY G. JUCAR**  
Chief, Construction Division

**CONTRACTOR:**

Represented by:

  
**RUSSELL O. BERNAL**  
Berson's Construction & Trading

Subject to the provisions of Executive Order  
No. 91, s. 2019

  
**DEXTER D. LOMBOY**  
Accountant IV

By:

RONNEL M. TAN, CESO III  
Regional Director

RUSSELL Q. BERNAL  
Berson's Construction & Trading

GERRY G. JUCAR  
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REPUBLIC OF THE PHILIPPINES )  
CITY OF San Fernando ) S. S.  
PROVINCE OF La Union )

## ACKNOWLEDGEMENT

BEFORE ME, Notary Public and in the Province of La Union personally appeared RONNEL M. TAN with DPWH Employee No. , in his Official capacity as Regional Director, Department of Public Works and Highways Region I, representing the Republic of the Philippines and RUSSELL Q. BERNAL with CTC No. 15137760 issued on January 20, 2023 issued at Municipal of Lingayen issued known to me and to me known to be the same persons who executed the foregoing CONTRACT AND AGREEMENT and they acknowledged to me that the same is their true acts and deeds for and behalf of the Parties they represent.

This instrument consists of Three (3) pages, including this page of which the ACKNOWLEDGEMENT is written, duly signed by the contracting parties and their witnesses at the left margin and above their typewritten.

IN WITNESS WHEREOF, I have hereunto affixed my signature and seal of office this \_\_\_\_ day of APR 26 2023 at San Fernando City, La Union.

Notary Public  
ATTY. RODRIGO GALVEZ NOTINIA  
NOTARY PUBLIC FOR THE CITY OF SAN FERNANDO, LA UNION  
A RESIDENCES/A BISTRO, P. BURGOS STREET CORNER DIVERSION ROAD  
BARANGAY TANQUI, 2500 CITY OF SAN FERNANDO, LA UNION  
NOTARIAL COMMISSION UNTIL DECEMBER 2023  
IBP No. 255637, 12-29-2022, LA UNION CHAPTER  
PTR No. SFC 2082067, 04-03-2023, CITY OF SAN FERNANDO, LA UNION  
TOLL No. 61328, 03-27-2012

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