

**CONTRACT FOR THE DESIGN AND CONSTRUCTION OF DOE'S WATER, SEWER AND DRAINAGE CONNECTIONS IN BONIFACIO GLOBAL CITY**

THE PUBLIC IS INFORMED:

This **Contract** is executed between:

**BASES CONVERSION AND DEVELOPMENT AUTHORITY**, a government instrumentality vested with corporate powers, created by virtue of Republic Act No. 7227, as amended, with principal office address at the BCDA Corporate Center, 2<sup>nd</sup> Floor Bonifacio Technology Center, 31<sup>st</sup> Street corner 2<sup>nd</sup> Avenue, Bonifacio Global City, Taguig City, represented herein by the Officer-in-Charge of the Office of the President and CEO, **AILEEN ANNUNCIACION R. ZOSA**, who is duly authorized for this purpose under item 159 of the BCDA Manual of Approval duly approved by the BCDA Board on 22 November 2017, a copy of which is hereto attached as **Annex "A"**, hereinafter referred to as **"BCDA"**;

-and-

**POSITIVE BUILDERS AND TRADING**, a private corporation duly organized and existing under the laws of the Republic of the Philippines, with office address at Plaza San Nicolas 1<sup>st</sup>, Lubao, Pampanga, represented herein by its Authorized Representative, **RYAN M. CALADIAO**, who is duly authorized for this purpose as evidenced by the Special Power of Attorney dated 15 October 2021, a copy of which is hereto attached as **Annex "B"**, herein after referred to as **"Contractor"**.

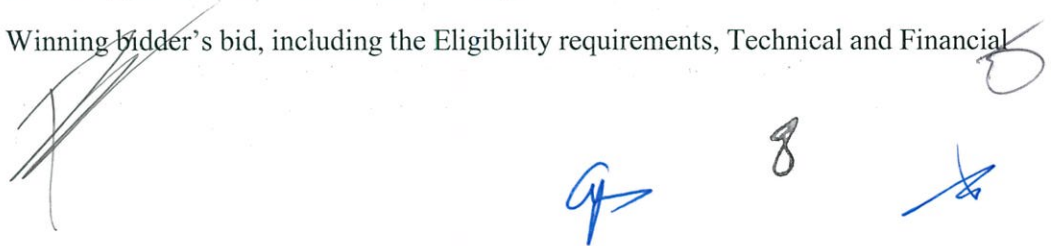
Individually referred to as "Party" and collectively as "Parties."

**ANTECEDENTS**

**BCDA** is desirous that the **Contractor** execute the Design and Construction of DOE's Water, Sewer and Drainage System in Bonifacio Global City (hereinafter called "the Works") and the Entity has accepted the Bid for **Pesos: Twenty Million Three Hundred Fifty One Thousand Six Hundred Fifty and 00/100 (Php 20,351,650.00)** by the **Contractor** for the execution and completion of such Works and the remedying of any defects therein.

ACCORDINGLY, the Parties agree as follows:

1. In this Contract, 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. Terms of reference
    - ii. Drawings/Plans;
    - iii. Specifications;
    - iv. Bill of Quantities;
    - 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;

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;

- 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 **Php 20,351,650.00** or such other sums as may be ascertained, the Contractor agrees to execute the Design and Construction of DOE's Water, Sewer and Drainage System in Bonifacio Global City in accordance with his/her/its Bid.
4. The BCDA agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.
5. Any amendment, modification or additional terms and conditions to this Contract shall be made in writing and executed with the same formalities hereof.

SIGNED BY THE PARTIES, on JAN 10 2022 in Taguig City, Philippines

**BASES CONVERSION AND DEVELOPMENT  
AUTHORITY**

By:

**AILEEN ANNUNCIACION R. ZOSA**  
Officer-in-Charge, Office of the President and CEO



Engineering & Social Support Department



DE2021-0977

**POSITIVE BUILDERS AND  
TRADING**

By:

**RYAN M. CALADIAO**  
Authorized Representative

**ACKNOWLEDGMENT**

Republic of the Philippines)  
**QUEZON CITY** ) ss.

**BEFORE ME**, a Notary Public, for and in **QUEZON CITY**, personally appeared the following:

Name	Government Issued ID	Date/Place Issued
AILEEN ANNUNCIACION R. ZOSA		
RYAN M. CALADIAO		

known to me to be the same persons who executed the foregoing instrument and they acknowledge to me that their signature confirm their own free acts and the entities they represent.

**SIGNED AND SEALED** on **JAN 10 2022** **QUEZON CITY** in Taguig City, Philippines

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Book No. 1  
Series of 2022

*[Signature]*  
**Socorro Marcel N. Nepomuceno**  
Notary Public for Quezon City  
NP 238 until December 31, 2022  
Roll No. 50756  
IBP No. 157733;02.17.2021  
PTR No. 2430516; 01.04.2022  
MCLE No VI-0018197  
35 Matalino Street, Barangay Central  
Quezon City, Metro Manila 1100  
Contact Number 09985510287

*[Signature]* 8 *[Signature]*