

CONTRACT AGREEMENT

THIS AGREEMENT made and entered into this _____ between the **Bases Conversion and Development Authority (BCDA)**, a government instrumentality vested with corporate powers created by virtue of Republic Act (RA) No. 7227, as amended, with office address at the BCDA Corporate Center, 2nd Floor Bonifacio Technology Center, 31st Street corner 2nd Avenue, Bonifacio Global City, Taguig City, represented by its Executive Vice President, **ATTY. GISELA Z. KALALO**, who is duly authorized for this purpose, as evidenced by Secretary's Certificate, a copy of which is hereto attached as **Annex "A"**

-and-

PENITON TRADING (the Supplier) with principal place of business at L7 B1 Zabarte Road, Brgy. 177 Camarin, Caloocan City represented by its Authorized Representative, **MR. JAY T. PENITON**, who is duly authorized for this purpose as evidenced by Secretary's Certificate, a copy of which is hereto attached as **Annex "B"**

WHEREAS, the BCDA invited Bids for certain goods and ancillary services, particularly the **Supply, Delivery and Installation of Office Furniture and Fixture for Lot 1 Office Furniture and Equipment** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **Eight Million Fifty Five Thousand Pesos and 00/100 (Php8,055,000.00)** inclusive of VAT, if any, (hereinafter called "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;

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;
 - 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 **Php8,055,000.00 (Lot 1)** inclusive of VAT, if any, or such other sums as may be ascertained, Peniton Trading agrees to supply, deliver and install the office furniture and fixture 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. Anti-Bribery. The Contractor has not made and will not make any offer, promise to pay, or authorization of the payment of any money, gift or any other inducement to any official, political party, employee of Government or any other person, in contravention with applicable laws in connection with execution of this Contract and performance of its obligations thereunder. Violation of this provision shall be a ground for immediate termination of this Contract.
6. Assignment. Contractor shall not assign this contract or sub-contract any portion of it, without BCDA's prior written consent, Prior to the assignment or subcontracting and the approval by BCDA thereof, Contractor must disclose to BCDA the name of its assignee/s or subcontractor who/which should have a written agreement/s with Contractor indicating: (i) that the assignee/s or subcontractor/s is aware and shall abide with all the terms of the assignment/subcontract shall not exceed the term of this Contract, and (iii) the detailed terms of the assignment/subcontract.
7. To ensure continuing compliance with tax laws pursuant to Executive Order No. 398:
 - a. Contractor shall pay taxes in full and on time
 - b. Contractor is likewise required to regularly present, within the duration of the Contract, a tax clearance from the Bureau of Internal Revenue (BIR) as well as copy of its income and business tax returns duly stamped and received by the BIR and duly validated with the tax payments made therein.

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.


ATTY. GISELA Z. KALALO
Executive Vice President

for:

**BASES CONVERSION AND
DEVELOPMENT AUTHORITY**


JAY T. PENITON
Authorized Representative

for:

PENITON TRADING

Signed in the Presence of:


ATTY. ELVIRA V. ESTANISLAO
Senior Vice President, CSG


GIRLYN A. HERCER
Sales Representative

BCDA
Bases Conversion and
Development Authority


General Services Division

FE2025-0182

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES))
CITY OF TAGUIG) SS.

BEFORE ME, A Notary Public, for and in the City of Taguig City, this
_____ day of JAN 24 2025 2025, personally appears the following:

NAME	IDENTIFICATION DOCUMENTS	DATE & PLACE OF ISSUE
ATTY. GISELA Z. KALALO		
JAY T. PENITON		

Who is known to me to be the same person who executed the foregoing instrument and they acknowledged to me that the signature they affixed confirms their own free act and the entity they represent.

SIGNED AND SEALED at the place and on the place stated above.



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Series of 2025.



NOTARY PUBLIC

ATTY. MARICEL C. CORONACION-SANTOS
NOTARY PUBLIC FOR AND IN TAGUIG CITY
NOTARIAL COMMISSION UNTIL DECEMBER 31, 2025
ROLL OF ATTORNEYS NO. 63834
IBP NO. 423744 / 1-16-2024 / RIZAL
PTR NO. 6089649 / 1-16-2024 / TAGUIG CITY
MCLE COMPLIANCE NO. VIII-0004912 / 11-20-2023

