

**CONTRACT OF RE-WATERPROOFING OF DAP CONFERENCE
CENTER – TAGAYTAY CITY**
Invitation to Bid No. IB19-389530-03

This **CONTRACT** is made and entered into this ___th day of _____ 2019, by and between:

The **DEVELOPMENT ACADEMY OF THE PHILIPPINES**, a government institution duly organized and existing under and by virtue of Presidential Decree 205, as amended, with principal office address at DAP Building, San Miguel Avenue, Ortigas Center, Pasig City 1600, represented herein by its President and Chief Executive Officer, **ATTY. ENGELBERT C. CARONAN, JR.**, hereinafter called the “**DAP**”;

-and-

The **POWER K CONSTRUCTION SUPPLY & SERVICES**, a sole proprietor, duly organized and existing under and by virtue of Philippine laws, with principal office address at Brgy. Aplaya, Pila, Laguna, duly represented herein by its Sole Proprietor, **MR. KENNEDY T. HAW**, hereinafter called the “**PKCSS**”.

-and-

Hereinafter, collectively referred to as “**Parties**”.

- WITNESSETH, that -

WHEREAS, the **DAP**, in compliance to the pertinent provision of Republic Act No. 9184 for competitive public bidding, has determined that **PKCSS**' bid, to be the most advantageous bid for the Project: One Lot Re-Waterproofing of Roof Decks of Main Building at DAP Conference Center – Tagaytay per Invitation to Bid No. **IB19-389530-03** (hereinafter called the “**WORKS**”).

WHEREAS, the **PKCSS** accepts and obligates itself to execute the **WORKS** and the **DAP** has accepted the **PKCSS**' bid amounting to **SEVEN MILLION FIVE HUNDRED ONE THOUSAND TWO HUNDRED SEVENTY TWO PESOS & 24/100 (P7,501,272.²⁴)** for the execution and completion of such **WORKS** and the repairs needed for any defects therein.

WHEREAS, the following documents shall be attached, deemed to form, and be read and construed as part of this Contract, to wit:

- A.** All Sections contained in the Official Bid Documents (OBD) inclusive of all the reference materials indicated thereat.
- B.** **PKCSS**' Bid, including Eligibility and Technical Documents, and Financial Proposal;
- C.** Notice of Award received by **PKCSS** (Annex “**A**”);
- D.** Performance Security submitted by **PKCSS** (Annex “**B**”);
- E.** Certificate as to Availability of Funds (Annex “**C**”);
- F.** Bid Bulletin No. 1 (Annex “**D**”); and,
- G.** Financial Bid Form containing the Bid Proposal of **PKCSS** (Annex “**E**”);

WHEREAS, the **PKCSS** commits to execute the bid **WORKS** within Ninety (90) calendar days without delay, counted from the date of Conformity of Notice-to-Proceed (NTP), which **DAP** will give to **PKCSS** after this **Contract** has been signed by both Parties.