

AGREEMENT

THIS AGREEMENT made on the 26th day of June 2023 between the **SECURITIES AND EXCHANGE COMMISSION** (hereinafter called the "Entity"), with office address at The SEC Headquarters, 7907 Makati Avenue, Salcedo Village, Bel-Air, 1209 Makati City, represented herein by **Director FILBERT CATALINO F. FLORES III**, of the one part, and **NGP CONSTRUCTION**, herein represented by **Engr. NOEL G. PUNU**, with office address at No. 1 Doña Adou St., Toril, Davao City Philippines (hereinafter called the "Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly **SUPPLY OF LABOR AND MATERIALS FOR THE PROPOSED RENOVATION AND CONSTRUCTION WORKS AT SEC CAGAYAN DE ORO EXTENSION OFFICE** ("the Project") and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **Nine Hundred Ninety Thousand Thirty-two and 89/100 Pesos (Php990,032.89), Inclusive of VAT** (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.1 Schedule of Requirements;
 - i.2 Technical Specifications;
 - i.3 General Conditions of Contracts;
 - i.4 Special Condition of Contracts; and
 - i.5 Supplemental or Bid Bulletin, 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: Surety Bond issued by Travellers Insurance Surety Corporation in the sum of PESOS: TWO HUNDRED NINETY-SEVEN THOUSAND TEN (Php 297,010.00);
 - 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 Order, and Warranty Security, shall likewise form part of the Agreement**
- 3. In consideration for the sum of the Contract Price or such other sums as may be ascertained, the Supplier agrees to provide the Project in accordance with his/her/its Bid.
- 4. The SEC agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

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.

For:

**SECURITIES AND EXCHANGE
COMMISSION**

For:

NGP CONSTRUCTION

Signing for Commission by:

by:

FILBERT CATALINO F. FLORES III
Director, HRAD

ENGR. NOEL G. PUNU
Owner/General Manager

CERTIFIED FUNDS AVAILABLE:

DONDIE Q. ESGUERRA
Director
Financial Management Department

Funds Available:	
Burs No.	OC-2024-2023-07-002272
Date:	July 11, 2023

ACKNOWLEDGMENT

Republic of the Philippines)
Makati City) SS

BEFORE ME, a Notary Public for and in above jurisdiction, on this personally appeared the following:

<u>NAME</u>	<u>Competent Evidence of Identity</u>
FILBERT CATALINO F. FLORES	TIN: 156-149-622-000
NOEL G. PUNU	TIN: 150-222-374-000

known to me and to be known to be the same persons who executed the foregoing instrument consisting of _____ pages including the page on which this Acknowledgement is written and signed by them and their witnesses on each and every page hereof, and that the same is their free and voluntary act, as well as that of the corporations/agencies which they represent

WITNESS MY HAND AND SEAL on the date and at the place first above written.

Doc. No. :
Page No. :
Book No. :
Series of 2023.