

**“CONSULTANCY SERVICES FOR THE TIER 2
STRUCTURAL INTEGRITY STUDY
OF PEZA-BCEZ SFB NO. 1 (RE-BID)”**

KNOW ALL MEN BY THESE PRESENTS:

This Contract made and entered into by and between the:

PHILIPPINE ECONOMIC ZONE AUTHORITY, a government entity created and operating under Republic Act No. 7916, as amended by Republic Act No. 8748, with office address at the Buildings 3, 4A, 4B (Ground Floor) and 5, DOE-PNOC Complex, Energy Center, Rizal Drive, 34th Street, Bonifacio Global City, Taguig City, Metro Manila, represented herein by its Director General, **BGEN CHARITO B. PLAZA (AFPR), MNSA, PhD**, who is duly authorized, hereinafter referred to as the **PEZA**,

-and-

GIBMA ENGINEERING SERVICES, a business entity organized and existing under and by virtue of the laws of the Republic of the Philippines, with office address at 93 Kalikasan Street, Karangalan Village, Phase 2A, Barangay Dela Paz, Pasig City, represented herein by General Manager, **ENGR. GILBERT B. MAGBUTAY**, hereinafter referred to as the **“CONSULTANT”**;

WITNESSETH that:

WHEREAS, the **PEZA** invited Bids for certain Project viz., **“CONSULTANCY SERVICES FOR THE TIER 2 STRUCTURAL INTEGRITY STUDY OF PEZA-BCEZ SFB NO. 1 (RE-BID)”** as accepted the Bid of the **CONSULTANT** by virtue of the Letter/Notice of Award issued dated February 14, 2019 for the procurement categorized as within the definition of Consultancy in the amount of **PESOS: THREE MILLION SIX HUNDRED TWENTY-THREE THOUSAND TWO HUNDRED (PHP3,623,200.00)**, Philippine Currency, hereinafter referred to as **“the Contract Price”**;

NOW, THEREFORE, in view of the foregoing premises and the mutual covenants and undertaking hereinafter provided, the parties hereto have agreed 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 in the next paragraph.
2. The following documents shall be deemed to form, read and be construed as part of this Agreement, viz.:
 - (a) the General and Special Conditions of Contract;
 - (b) the Specifications (Annex “A”);
 - (c) the Invitation to Apply for Eligibility and to Bid;



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- (d) the Instruction to Bidders;
- (e) the Bid Data Sheet;
- (f) the Addenda and/or Supplemental/Bid Bulletin/s, if any;
- (g) the Bid Form, including all the documents/statements contained in the Bidder's bidding envelopes, as annexes;
- (h) the Eligibility Requirements, documents and/or statements;
- (i) the Performance Security (Annex B");
- (j) the Credit Line issued by the Licensed Bank, if any;
- (k) the Post Qualification Requirements;
- (l) PEZA-BCEZ BAC Resolution No. BC-2019-01-01 recommending to the Procuring Entity the award of the **CONSULTANT**;
- (m) PEZA Memorandum dated January 17, 2019 approving the recommendation for award to **GIBMA ENGINEERING SERVICES**;
- (n) the Notification of Award and the Bidder's "conforme" thereto;
- (o) PEZA Memorandum approving the PR of the Project; and
- (p) Other contract documents that may be required by existing laws and/or the Entity.

3. In consideration of the payment/s to be made by the **PEZA** to the **CONSULTANT** as hereinafter mentioned, the **CONSULTANT** hereby covenants with the **PEZA** to execute and complete the delivery and/or remedy all defects therein in conformity and in all respects with the provisions of the documents mentioned in the preceding paragraph.

4. The **PEZA** hereby covenants to pay the **CONSULTANT**, in consideration of the execution and completion of the deliveries/services therein, the Contract Price or such other sum as may become payable under the provisions of the documents mentioned in paragraph 2 at the time and in the manner prescribed by the same.

IN WITNESS WHEREOF, the parties hereto have signed these presents in the City of Baguio, Philippines this 28th day of February 2019.

**PHILIPPINE ECONOMIC
ZONE AUTHORITY
(PEZA)**

**GIBMA ENGINEERING
SERVICES
(CONSULTANT)**

BY:

BY:


BGEN CHARITO B. PLAZA
Director General


ENGR. GILBERT B. MAGBUTAY
General Manager

SIGNED IN THE PRESENCE OF:


DDG TERESO O. PANGA
Policy and Planning/Concurrent
Zone Administrator, BCEZ

Certified funds available:


DONALENE D. SEVIDAL
Acting Budget Officer

ACKNOWLEDGMENT


**REPUBLIC OF THE PHILIPPINES)
DONE IN THE CITY OF BAGUIO) S.S.**

BEFORE ME, in the City of Baguio, Philippines, this JUN 03 2019 day of February 2019, personally appeared:

<u>Name</u>	<u>Proof/s or Evidence of Identity</u>
BGEN CHARITO B. PLAZA (AFPR), MNSA, PhD	
ENGR. GILBERT B. MAGBUTAY	Passport No. P5511514A

Both known to me and to me known to be the same person who executed the foregoing instrument and acknowledged before me that the same are their free and voluntary act or deed as well as that of the entities represented.

Said instrument refers to the "**CONSULTANCY SERVICES FOR THE TIER 2 STRUCTURAL INTEGRITY STUDY OF PEZA-BCEZ SFB NO. 1 (RE-BID)**" consisting of three (3) pages, including this page signed by them and their witnesses on each and every page thereof and sealed with my notarial seal


ATTY. RENE U. BAYSA
 Notary Public for the City of Baguio
 Notarial Commission Valid until 12-31-2019
 C.T. Ina Mansion, Kisad Road, Baguio City
 MCLE Compliance No. V-0008653
 PTR. No. 3421338; 12-27-17; Baguio City
 Roll of Attorney No. 42098
 IBP (Lifetime) No. 03452
 TIN No. 910-779-004-000

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