

CONTRACT AGREEMENT

THIS AGREEMENT made the 18th day of December 2023 between **MUNICIPALITY OF CAPAS** of the Philippines (hereinafter called "the Entity") of the one part and **TOYOTA TARLAC CITY** represented by: Ms. Mary Grace F. Soluta with office address at Plaza Luisita Center, San Miguel, Tarlac City (hereinafter called "the Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly **PROCUREMENT OF 3 UNITS BRAND NEW 4X4 RESCUE PICK-UP** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **SIX MILLION TWO HUNDRED EIGHTY-EIGHT THOUSAND PESOS ONLY (₱ 6,288,000.00)** (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 **SIX MILLION TWO HUNDRED EIGHTY-EIGHT THOUSAND PESOS ONLY (₱ 6,288,000.00)** or such other sums as may be ascertained, **POWERTRAC INCORPORATED** agrees to supply and deliver **PROCUREMENT OF 3 UNITS BRAND NEW 4X4 RESCUE PICK-UP** in