

A G R E E M E N T**KNOW ALL MEN BY THESE PRESENTS:**

AUG - 9 2019

This Agreement, entered into this ____ day of July 2019, in the City of Pasay, Philippines, by and between:

PHILIPPINE INTERNATIONAL CONVENTION CENTER INC., a government corporation created and existing by authority of Presidential Decree No. 520 dated July 23, 1974, as amended by Presidential Decree No. 710 with principal office at the PICC Complex, 1307 Pasay City, represented herein by its General Manager, **Atty. RENATO B. PADILLA**, hereinafter referred to as "**PICCI**".

and

TRUE-TEMP CORPORATION, a corporation duly organized and existing under the laws of the Republic of the Philippines with office address at 27-A Old National Highway, Brgy. Platero, Biñan, Laguna and represented herein by its Operation Manager/Corporate Secretary, **RAMON G. ABAYA**, duly authorized for the purpose, hereinafter referred to as "**CONTRACTOR**".

WITNESSETH : That -

WHEREAS, PICCI, through its Bids and Awards Committee (BAC), invited Bids for the Supply, Delivery and Installation of Multi-Split Variable Refrigerant Flow/Volume (VRF/VRV) Inverter-type Packaged Air-conditioners at the Various Areas of PICC and has accepted a bid from the **CONTRACTOR** in the sum of **THIRTY-FOUR MILLION ONE HUNDRED THOUSAND PESOS (₱34,100,000.00)**, **VAT Inclusive**;

WHEREAS, the PICCI Board of Directors, in its meeting held on June 25, 2019 has approved the award of the contract for said project to the **CONTRACTOR**, which offered the lower calculated and responsive bid;

NOW, THEREFORE, the PICCI and the **CONTRACTOR** enter into this Agreement under the following terms and conditions;

1. In this Agreement, words and expressions shall have the same meanings as are respectively assigned to them in the Special Conditions of Contract and in the Technical Specification of the bid documents;
2. The following documents shall be deemed to form and be read and construed as part of this Agreement, viz:
 - a. The Supplier's Bid submitted on May 16, 2019, including the Eligibility, Technical, and Post-Qualification Documents;
 - b. Section VI – Specifications;
 - c. Section VII – Drawings;
 - d. Section III – Bid Data Sheet;
 - e. Section IV – General Conditions of Contract;
 - f. Section V – Special Conditions of Contract;
 - g. Notice of Award
 - h. Schedule of Works;
 - i. Manpower Schedule;
 - j. Installation Methodology;
 - k. Safety and Health Program; and.
 - h. the Performance Security

WITNESSES:

WILSON B. DELOS REYES

JOMAR A. ECHON

PARTIES:

RENATO B. PADILLA

RAMON G. ABAYA


3. In consideration of the payments to be made by the PICCI to the CONTRACTOR as hereinafter mentioned, the CONTRACTOR hereby covenants with the PICCI to undertake the completion of the project in accordance with the Scope of Works enumerated in Section VII – Technical Requirements of the bid documents, and to remedy defects therein in conformity in all respects with the provisions of the Contract;
4. The PICCI hereby covenants to pay the CONTRACTOR in consideration of the completion of the services and the remedying of defects therein, the Contract Price or such other sum as may become payable under the provisions of the contract at the time and in the manner prescribed by the contract specifically Section V – Special Conditions of the Contract.

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.

**PHILIPPINE INTERNATIONAL
CONVENTION CENTER
(PICC)**

**TRUE-TEMP CORPORATION
(CONTRACTOR)**

By:


RENATO B. PADILLA
General Manager

By:


RAMON G. ABAYA
Operation Manager/Corporate Secretary

SIGNED IN THE PRESENCE OF:


WILSON B. DELOS REYES


JOMAR A. ECHON

ACKNOWLEDGEMENT


REPUBLIC OF THE PHILIPPINES)
PASAY CITY) S.S.
x-----x

BEFORE ME, a Notary Public, for and in the City of Pasay, personally appeared:

RENATO B. PADILLA, in his capacity as General Manager, PICCI, with his TIN 129-425-833 and **RAMON G. ABAYA** in his capacity as Operation Manager/Corporate Secretary, True Temp Corporation with his TIN No. 107-112-830, both known to me and to me known to be the same persons who executed the foregoing Agreement consisting of two (2) pages including this page where the acknowledgement is written signed on each and every pages thereof by the parties and their witnesses; other attachments enumerated on page one (1) of this Agreement are considered part and parcel of this document; the parties further acknowledged to me that the same are their free acts and voluntary deeds.

WITNESS MY HAND AND NOTARIAL SEAL on this 13 day of August, 2019, in Pasay City, Philippines.

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ATTY. VICTOR C. ESTRADA
NOTARY PUBLIC
Notary Public for and in the City of Pasay
Commission No. 19-03
Until December 31, 2020
Roll of Attorneys No. 27218
PTR No. 6398145 01/04/19 Pasay City
IBP 065721 01/10/19 Q.C.
MCLE No. VI-0008296 until 04/14/2022