

PROSAG No.

PROVINCIAL GOVERNMENT OF PAMPANGA
BIDS AND AWARDS COMMITTEE

NOTICE TO PROCEED

June 15, 2022

MR. RYAN M. CALADIAO
Owner/General Manager
POSITIVE BUILDERS AND TRADING
Plaza San Nicolas 1st, Lubao, Pampanga

SIR:

The attached Contract for Infrastructure Project having been approved, notice is hereby served on you to proceed with the commencement of the works for Purchase Request No. 22-0369-(To supply labor, materials and necessary equipment for the Rehabilitation Improvement of Mexico-San Luis Road (San Antonio Section, Mexico and San Carlos Section, San Luis) at San Antonio, Mexico and San Carlos, San Luis, Pampanga”) immediately upon your receipt hereof. You shall be responsible for performing the services under the terms and conditions of the Contract and in accordance with the Implementation Schedule.

Kindly confirm your receipt of this notice, which consists of two (2) copies, by signing in the space provided below. You must return one copy with your signature to the Provincial Government of Pampanga through the Bids and Awards Committee Secretariat.

Very truly yours,



DENNIS G. PINEDA
Governor

Received by:



Date: July 25, 2022

Contract for Infrastructure

THIS AGREEMENT, made this _____ day of _____, 2022 between **PROVINCIAL GOVERNMENT OF PAMPANGA** (hereinafter called the "Entity") and **POSITIVE BUILDERS AND TRADING** (hereinafter called the "Contractor").

DENNIS G. PINEDA
Governor

WHEREAS, the Entity is desirous that the Contractor execute [To supply labor, materials and necessary equipment for the Rehabilitation Improvement of Mexico-San Luis Road (San Antonio Section, Mexico and San Carlos Section, San Luis) at San Antonio, Mexico and San Carlos, San Luis, Pampanga] (hereinafter called "the Works") and the Entity has accepted the Bid for [Twenty Nine Million Nine Hundred Ten Thousand Ninety Nine Pesos and 39/100, Philippine Currency (Php 29,910,099.39)] by the Contractor for the execution and completion of such Works and the remedying of any defects therein

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 hereinafter 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 part of this Agreement, viz.:

- a. Philippine Bidding Documents (PBDs);
 - i. Drawings/Plans;
 - ii. Specifications;
 - iii. Bill of Quantities
 - iv. General and Special Conditions of Contract;
 - v. Addenda and/or Supplemental/Bid Bulletins, if any;

- b. 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;

- c. Performance Security;
- d. Notice of Award of Contract and the Bidder's conforme thereto; and
- e. 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 Notice to Proceed, Variation Orders, and Warranty Security, shall likewise form part of the Contract.

3. In consideration for the sum of **Twenty Nine Million Nine Hundred Ten Thousand Ninety Nine Pesos and 39/100, Philippine Currency (Php 29,910,099.39)** or such other sums as may be ascertained, **POSITIVE BUILDERS AND TRADING** agrees To supply labor, materials and necessary equipment for the Rehabilitation Improvement of Mexico-San Luis Road (San Antonio Section, Mexico and San Carlos Section, San Luis) at San Antonio, Mexico and San Carlos, San Luis, Pampanga in accordance with its Bid.

4. The **PROVINCIAL GOVERNMENT OF PAMPANGA** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

IN WITNESS WHEREOF the parties thereto have caused this Agreement to be executed the day and year first before written.

RYAN M. CALADIAO
Owner/General Manager

Witness

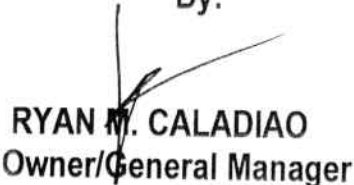
Witness

Provincial Government of Pampanga

By:


DENNIS G. PINEDA
Governor

POSITIVE BUILDERS AND TRADING
Contractor
By:


RYAN M. CALADIAO
Owner/General Manager

Signed in the presence of:

ACKNOWLEDGMENT

Republic of the Philippines)
Province of Pampanga.....)
City of San Fernando.....)S.S. 08 JUN 2022

BEFORE ME, a Notary Public for and in the City of San Fernando, Province of Pampanga, Philippines, on this ____ day of _____, personally appeared the following and who exhibited to me their respective identifications (ID):


| Name | IDENTIFICATION | | |
|------------------|----------------|---------------|----------------|
| | No. | Date of issue | Place of Issue |
| Dennis G. Pineda | | | |
| Ryan M. Caladiao | | | |

thereby made known to me to be the same persons who executed and voluntarily signed the foregoing Contract for Infrastructure Project, and acknowledged to me that the same is their free and voluntary act and deed, and of the entities they each represent.

The foregoing Contract for Infrastructure Project consisting of two (2) pages including the page on which this acknowledgment is written, has been signed on the right margin of each and every page by the parties and the witnesses.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed by notarial seal on the same date and place as above-written.

Doc. No. 511
Page No. 106
Book No. 112
Series of 2022.

PATERNOS GUDARRA
NOTARY PUBLIC

UNTI - DACEBER 31, 2022
ERP No. 13515 - 1/4/20 at CSFP
PR No. - 553886 - 1/3/22 at CSFP
ROLL No. 13319 & MCLE No. VIUNP007 93