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**CONTRACT AGREEMENT FOR THE
SUPPLY, INSTALLATION, TESTING AND COMMISSIONING OF
PRIMARY SURVEILLANCE RADAR AND MONOPULSE
SECONDARY SURVEILLANCE RADAR FOR CLARK
INTERNATIONAL AIRPORT**

16 AUG 2021

THIS AGREEMENT made the ____ day of _____ between **CLARK INTERNATIONAL AIRPORT CORPORATION** of Corporate Office Building, Civil Aviation Complex, Clark Freeport Zone, Philippines (hereinafter called the "**Entity**") of the one part and **EVERCON BUILDERS AND EQUIPMENT CORPORATION**, of Unit 3A, No. 644 Rajah Matanda St., Manila (hereinafter called the "**Contractor**") of the other part:

WHEREAS, the Entity is desirous that the Contractor execute CIAC Infra-P-08: **SUPPLY, INSTALLATION, TESTING AND COMMISSIONING OF PRIMARY SURVEILLANCE RADAR AND MONOPULSE SECONDARY SURVEILLANCE RADAR FOR CLARK INTERNATIONAL AIRPORT** (hereinafter called "the Works") and the Entity has accepted the Bid for **FIVE HUNDRED NINETY THREE MILLION FIVE HUNDRED EIGHTY EIGHT THOUSAND EIGHT HUNDRED EIGHTY EIGHT PESOS AND 10/100 (PHP593,588,888.10)** 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. Drawing Plans;
 - ii. Specifications;
 - iii. Bill of Quantities;
 - iv. General and Special Conditions of Contract; and
 - v. Supplemental or 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;



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- 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 the Notice to Proceed, Variation Orders, and Warranty Security, shall likewise form part of the Contract.**
 - a) Construction Schedule and S-Curve;
 - b) Manpower Schedule;
 - c) Construction Methods;
 - d) Equipment Utilization Schedule; and
 - e) Safety and Health Program

- 3. In consideration for the sum of **FIVE HUNDRED NINETY THREE MILLION FIVE HUNDRED EIGHTY EIGHT THOUSAND EIGHT HUNDRED EIGHTY EIGHT PESOS AND 10/100 (PHP593,588,888.10)** or such other sums as may be ascertained, **EVERCON BUILDERS AND EQUIPMENT CORPORATION** agrees to execute the contract in accordance with his/her/its Bid.
- 4. The **CLARK INTERNATIONAL AIRPORT CORPORATION** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.
- 5. Pursuant to the Department of Transportation Department Memorandum, a slippage of more than thirty (30) days shall result in non-payment, cancellation of the contract, blacklisting of the Contractor and the engagement of another Contractor to finish the project

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.

Clark International Airport Corporation

Evercon Builders and Equipment Corporation


GEN. AARON N. AQUINO (Ret.)
President and CEO


MARIO ONG
President

Witnesses:







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ACKNOWLEDGMENT

Republic of the Philippines]
] S.S.

Mabalacat, Pampanga **13 SEP 2021**

BEFORE ME, a Notary Public for and in _____ this _____ day
of _____ 2021 personally appeared the following:

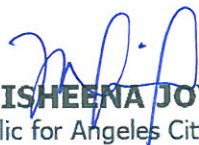
Name	Valid Identification Number	Date & Place of Issuance
GEN. AARON N. AQUINO (Ret.) in his capacity as President and Chief Executive Officer of Clark International Airport Corporation	Passport P3085037A	17 May 2017/ 16 May 2022

known to me to be the same person/s who executed the foregoing instrument, and acknowledged to me that the same is their free and voluntary act and deed, as well as the free and voluntary act and deed of the principals herein represented.

This document, consisting of four (4) pages including this page where the acknowledgement is written, refers to the Contract Agreement signed by the parties and their instrumental witnesses on every page thereof.

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

Doc. No. 254 ;
Page No. 34 ;
Book No. IV ;
Series of 2021 .



ATTY. MISHEENA JOYCE C. TIATCO
Notary Public for Angeles City, Mabalacat City and
Municipalities of Porac and Magalang, Pampanga
Commission No. 2019-801, until December 31, 2021
Atty's Roll No. 63340, IBP Lifetime Member No. 012612
PTR No. AC-1603113, 12/28/2020, Angeles City
Corporate Office Building, CCAC, CFZ 2023
MCLE Compliance No. VII-0001656

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ACKNOWLEDGMENT

Republic of the Philippines]
PASIG CITY] S.S.

BEFORE ME, a Notary Public for and in PASIG CITY this SEP 10 day of _____ 2021 personally appeared the following:

Name	Valid Identification Number	Date & Place of Issuance
MARIO ONG in his capacity as President of Evercon Builders and Equipment Corporation	<i>Unified Multi Purpose ID. NO. CRN 0111- 3426172-7</i>	

known to me to be the same person/s who executed the foregoing instrument, and acknowledged to me that the same is their free and voluntary act and deed, as well as the free and voluntary act and deed of the principals herein represented.

This document, consisting of four (4) pages including this page where the acknowledgement is written, refers to the Contract Agreement signed by the parties and their instrumental witnesses on every page thereof.

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

[Handwritten signatures]

Doc. No. 269 ;
Page No. 55 ;
Book No. VI ;
Series of 2021 .

[Handwritten Signature]
YSABEL KATHRYN M. SANTOS
 Notary Public for
 Pasig City, San Juan, Taguig & Patros
 Appointment No. 231 (2019-2020)
 (Commission Extended until 31 December 2021
 per Supreme Court Resolution dated 22 June 2021)
 2704 East Tower, PSE Centre, Exchange Road
 Ortigas Center, 1606 Pasig City
 PTR No. 6515070/01 29 21/Pasig
 IBP LRN No. 016949/06 28 2019/RSM
 Roll of Attorneys No. 70409
 MCLE No VI-0017136/01 10 19