

**CONTRACT AGREEMENT FOR THE
PROVISION OF PETROLEUM FOR CLARK INTERNATIONAL
AIRPORT CORPORATION FOR CY 2023
(SECTION 53.14: NEGOTIATED PROCUREMENT – DIRECT
RETAIL PURCHASE OF PETROLEUM FUEL, OIL AND LUBRICANT
(POL) PRODUCTS, AIRLINE TICKETS AND ONLINE
SUBSCRIPTIONS)**

MAY 08 2023

This Contract Agreement made and entered into this ___ day of _____ by and between:

CLARK INTERNATIONAL AIRPORT CORPORATION (CIAC), a government-owned and controlled corporation duly organized and existing under the laws of the Philippines, with principal office address at Building 7584 Civil Aviation Complex, Clark Freeport Zone (CFZ), Philippines 2023, represented herein by its President and Chief Executive Officer, **ENGR. JOSHUA M. BINGCANG**, duly authorized for the purpose of this Agreement hereinafter referred to as the "**ENTITY**".

and

PETRON CORPORATION, a corporation duly organized and existing under the laws of the Philippines, with principal office address at SMC Head Office Complex, 40 San Miguel Avenue, 1550 Mandaluyong City Philippines represented herein by its Vice President for Retail Sales, **MS. MAGNOLIA CECILIA D. UY**, and by its Manager for Cards Business Group, **MR. ALVIN CHRISTOPHER J. BECINA**, duly authorized for the purpose of this Agreement hereinafter referred to as the "**SUPPLIER**".

WITNESSETH:

WHEREAS, the Bids and Awards Committee (BAC) conducted several public biddings for the project, "Provision of Petroleum for CIAC for CY 2023", which were all declared as failures pursuant to Section 35.1.c of the 2016 Revised Implementing Rules and Regulations (IRR) of R.A. No. 9184, which states that "*the BAC shall declare the bidding a failure when all bids fail to comply with all the bid requirements or fail post-qualification, or, in the case of Consulting Services, there is no successful negotiation.*"

WHEREAS, in view of the conduct of several public biddings and the subsequent declarations of failure of bidding, on 17 March 2023, the Property Division of the Administrative Department submitted a request to the BAC to resort to Section 53.14 (Negotiated Procurement – Direct Retail Purchase of Petroleum Fuel, Oil and Lubricant (POL) Products, Airline Tickets and Online Subscriptions) for the Provision of Petroleum for CIAC for CY 2023;

WHEREAS, on 20 March 2023, the BAC convened to deliberate the request;

WHEREAS, considering that this is the initial time for the BAC to utilize the said mode of procurement, the BAC deferred the discussion and instructed the Administrative Department to research on the procedure and conditions of the said mode of procurement.



Magnolia Cecilia D. Uy
Magnolia Cecilia D. Uy

Alvin Christopher J. Becina
ALVIN CHRISTOPHER J. BECINA

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