



Republic of the Philippines
Department of Education
REGION IV-A CALABARZON



CONTRACT OF SERVICE

KNOW ALL MEN BY THESE PRESENTS:

This contract is entered into this APR 04 2024 day of _____, by and between :

DEPARTMENT OF EDUCATION REGIONAL OFFICE IV-A CALABARZON, a component field office of the government entity known as the Department of Education organized under existing Philippine laws with office address at Gate 2, Karangalan Village, Cainta, Rizal and herein represented by its Regional Director, **ATTY. ALBERTO T. ESCOBARTE**. It shall be referred in this agreement as the **PROCURING ENTITY**.

-and-

NADI INTERNATIONAL CORPORATION, an entity duly organized and existing under the Philippine laws, represented herein by its Authorized Representative, **NARESH MIRANI**, with office address at 2nd Floor Alegria Bldg., 2229 Chino Roces Avenue, Bangkal, Makati City, herein after referred to as the **SUPPLIER**.

WHEREAS, on February 7, 2024, the **Procuring Entity** has advertised its procurement activity for the **ONE (1) UNIT PASSENGER VAN FOR THE NATIONAL EDUCATORS ACADEMY OF THE PHILIPPINES (NEAP), DEPED IV-A CALABARZON (ROIVA-24-02)**;

WHEREAS, the Approved Budget for the Contract (ABC) is **TWO MILLION PESOS ONLY (PhP2,000,000.00)**;

WHEREAS, the pre-procurement meeting was conducted on February 1, 2024, 1:00 PM at the Bulwagan ng Karangalan, DepEd Region 4A;

WHEREAS, the notice for pre-bid, bid opening, bid evaluation and post-qualification were sent to the members of BAC and TWG, while the invitation for the pre-bid, bid opening, bid evaluation and post-qualification were also sent to Gladdie Mallari, President of Philippine Chamber of Commerce and Industry - Rizal, Office of Transparency and Accountability Network-Quezon City, Maria Angelica H. Santiago, State Auditor III, and Merly P. Bona, GPTA Federation President as observers;

WHEREAS, the Invitation to Bid was posted in the Philippine Government Electronic Procurement System (PhilGEPS) on February 7, 2024, and at the website of DepEd Region IV-A CALABARZON, and conspicuous bulletin board in the premises of DepEd Region IV-A CALABARZON on February 6, 2024;

WHEREAS, the pre-bid conference was conducted on February 16, 2024 at 9:00 AM at the Bulwagan ng Karangalan, DepEd Region IVA.



Address: Gate 2, Karangalan Village, Cainta, Rizal
Telephone No.: 02-8682-2114
Email Address: region4a@deped.gov.ph
Website: depedcalabarzon.ph



Certificate No. PHP QMS
22 93 0085

WHEREAS, Bid Opening was conducted on February 29, 2024 at 9:00 AM at the Bulwagan ng Karangalan of DepEd Region IV-A.

WHEREAS, only one (1) bidder submitted its sealed bid at the Regional Office for Lot X. Bid evaluation was conducted on March 1, 2024 at 9:00 AM at the Bulwagan ng Karangalan, DepEd Region IV-A;

WHEREAS, using the checklist of required documents and taking into account the non-discretionary "Pass or Fail Criterion", the BAC found that the lone bidder, **NADI INTERNATIONAL CORPORATION** was eligible for being compliant with the required documents. Thus **NADI INTERNATIONAL CORPORATION** was rated as "Passed";

WHEREAS, per abstract of Bids, the lone bidder, **NADI INTERNATIONAL CORPORATION** has the single Calculated Bid with a total amount of **ONE MILLION NINE HUNDRED EIGHTY-EIGHT THOUSAND SIXTY-FIVE PESOS AND. 53/100 (PhP1,988,065.53)**;

WHEREAS, on March 12, 2024, post qualification was conducted on **NADI INTERNATIONAL CORPORATION** being the lone bidder;

WHEREAS, a careful examination, validation and verification of all the submitted legal, technical and financial requirements was conducted during the post-qualification and the supplier's requirements were verified;

WHEREAS, on March 21, 2024, the Bids and Awards Committee of DepEd Region IV-A CALABARZON recommended to the head of the procuring entity the award to **Supplier** for the **PROCUREMENT OF ONE (1) UNIT PASSENGER VAN FOR THE NATIONAL EDUCATORS ACADEMY OF THE PHILIPPINES (NEAP), DEPED IV-A CALABARZON (ROIVA-24-02)**.

NOW, THEREFORE, for and in consideration of the premises, the parties hereby agree as follows:

SECTION 1 **Use of words**

In this Agreement, words and expressions shall have the same meanings as those respectively assigned in the Philippine Bidding Document.

SECTION 2 **Documents deemed part**

All documents submitted by Supplier and all the documents released and issued by the Procuring Entity and its Bids and Awards Committee and Technical Working Group such as but not limited to:

- a) Invitation to Bid;
- b) Instructions to Bidders;
- c) Bid Data Sheet;
- d) General Conditions of Contract;
- e) Special Conditions of Contract;
- f) Schedule of Requirements;
- g) Technical Specifications;
- h) Addenda and/or Supplemental/Bid Bulletins, if any;
- i) Notice of Award of Contract and the Bidder's conforme thereto;
- j) Performance Security;
- k) Supplier's Bid, including the Technical and Financial Proposals, and all other documents/statements submitted (e.g. bidders response to request to clarifications on the bid), including corrections to the bid resulting from the Procuring Entity's bid evaluation;
- l) Eligibility requirements, documents and/or statements;

- m) Other contract documents that may be required by existing laws and/or the Entity.

shall form part of this contract.

SECTION 3

Monitoring and validation of the delivery progress

The **Supplier's** can make delivery at any time within the contract time of 45 calendar days upon receipt of the Notice to Proceed.

In case there was failure of the **supplier** to make delivery within the schedule stated, the procuring entity shall require the **supplier** to explain in writing the reason of the delay. This is without prejudice to the provisions on termination of contract under RA 9184, its implementing rules and regulations and issuances of GPPB.

SECTION 4

Obligations of the Supplier

In consideration of the payment to be made by the **Procuring Entity** to the **Supplier** as hereinafter mentioned, the Supplier hereby covenants with the **Procuring Entity** to provide the goods and services and to remedy defects therein in conformity in all respects with the provisions of the contract.

SECTION 5

Obligations of the Procuring Entity

The **Procuring Entity** hereby undertakes to pay the **Supplier**, in consideration of the faithful and full performance of the Supplier's obligations, the amount of **ONE MILLION NINE HUNDRED EIGHTY-EIGHT THOUSAND SIXTY-FIVE PESOS AND 53/100 (PhP1,988,065.53)**.

SECTION 6

Venue of Actions

The parties shall make every effort to resolve amicably and by mutual consultation any or all disputes or differences arising between the Parties in connection with the implementation of this contract. Should such dispute not be resolved amicably, it shall be submitted to arbitration in the Philippines according to the provisions of Presidential Decree No. 242 and Executive Order No. 292. Provided, however, that by mutual agreement, the parties may agree in writing to resort to other alternative modes of dispute resolution.

SECTION 7

Capacity and Authorization

Each of the parties to this contract hereby represents and warrants to the other that it is duly authorized and empowered to execute, deliver and perform this contract and that such action does not conflict with or violate any provision of law, regulation, policy, contract, deed of trust or other instrument to which it is a party or by which it is bound and that this contract constitutes a valid and binding obligation of it enforceable in accordance with its terms.

IN WITNESS WHEREOF, the parties have hereunto set their hands, this day of APR 04 2024 at QUEZON CITY, Philippines.


Department of Education
Region IV-A CALABARZON

Nadi Trading Corporation


ATTY. ALBERTO T. ESCOBARTE, CESO II
Regional Director


NARESH MIRANI
Authorized Representative

SIGNED IN THE PRESENCE OF:


JISELA N. ULPINA
Education Program Supervisor
OIC-Chief, HRDD/NEAP-R
DepEd Region IV-A CALABARZON

Republic of the Philippines
QUEZON CITY S.S.

ACKNOWLEDGMENT

BEFORE ME, a Notary Public for and in the City of QUEZON CITY, this APR 04 2024, personally appeared:


Name	Identification No.	Expiration Date
<u>Atty. Alberto T. Escobarte</u>	DepEd Employee No.4529876	_____
<u>Naresh Mirani</u>	PASSPORT ID : <u>PG590719A</u>	<u>27 MAR 2028</u>

who are known to me and to me known to be the same persons who executed the foregoing instrument and acknowledged to me that the same is their own free act and voluntary act and deed.

This instrument, consisting of four (4) pages, including the page on which this acknowledgment is written, has been signed on the left margin of each and every page hereof by the concerned parties and their witnesses, and sealed with my notarial seal.

WITNESS MY HAND AND SEAL, at the place and date above-written.

Doc. No. ...339
Page No. ...69
Book No. ...7;
Series of 2024.


ATTY. CONCEPCION P. VILLAREÑA
Notary Public for Quezon City
Until December 31, 2024
PTR No. 5565783 / January 03, 2024 Q.C
IBP No. 399899 / January 04, 2024 Q.C
Roll No. 30457 / 05-09-1980
MCLE VII-0006994 / 09-21-2021
ADM. MATTER No. NP-021 (2024-2025)
TIN NO. 131-942-754
Matallno Corner Malakas ST., Brgy. Central
District IV, Diliman Quezon City