

## **CONTRACT OF AGREEMENT**

THIS AGREEMENT, made this 17th day of February, 2023, 2022 between **TARLAC STATE UNIVERSITY of Romulo Boulevard, San Vicente, Tarlac City** (hereinafter called "the Entity") and **THE BRAIN COMPUTER CORPORATION of TBCC Bldg., No. 150, F. Blumentritt St., Brgy. Batis, San Juan City, Metro Manila** (hereinafter called "the Supplier").

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly **NEGOTIATED PROCUREMENT FOR THE SUPPLY AND DELIVERY OF AUDIO-VISUAL EQUIPMENT FOR THE COLLEGE OF ARTS AND SOCIAL SCIENCES** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **One Million Eight Hundred Eighty Seven Thousand Three Hundred Thirty Pesos (Php 1,887,330.00)**.

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 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 integral part of this Agreement, viz.:
  - i. Philippine Bidding Documents (PBDS);
    - i. *Schedule of Requirements*;
    - ii. *Technical Specifications*;
    - iii. *General and Special Conditions of the Contract*; and
    - iv. *Supplemental or Bid Bulletins if any*
  - ii. 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;
  - iii. Performance Security;
  - iv. Notice of Award of Contract; and the Bidder's conforme thereto; and
  - v. 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**

3. In consideration for the sum of **One Million Eight Hundred Eighty Seven Thousand Three Hundred Thirty Pesos (Php 1,887,330.00)** or such other sums as may be ascertained, **The Brain Computer Corporation** agrees with the project: **Negotiated Procurement for the Supply and Delivery of Audio-Visual Equipment for The College of Arts and Social Sciences** in accordance with his/her/its Bid.
4. The Tarlac State University agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.
5. This Agreement shall take effect upon date of confirmation of **NOTICE TO PROCEED** by the Supplier from the Entity. The Contract shall remain in force until all obligations of both parties as contained in this contract have been fully complied with.
6. The Supplier shall commence execution of the project upon the confirmation of the written Notice to Proceed from the Entity and shall finish and complete the delivery of the project within **Sixty (60) calendar days** from the date of confirmation unless extended in accordance with the IRR of R.A. 9184.

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 and have hereunto affixed their signatures this \_\_\_\_ day CITY OF MANILA, 2022 at Tarlac City, Philippines.

**DR. ARNOLD E. VELASCO**

President

for:

**TARLAC STATE UNIVERSITY**

**NOEL G. ASILO**

Product Specialist/ Authorized Signatory

for:

**THE BRAIN COMPUTER CORPORATION**

Signed in the presence of:

Witnesses:

BRICIDO CORPUZ  
Bongal Lopez

Mary Rose R. Pivapin

**ACKNOWLEDGEMENT**

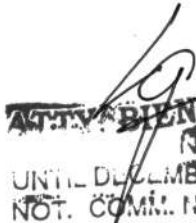
REPUBLIC OF THE PHILIPPINES)  
CITY OF MANILA ) S. S.

Before me, this 17th day of February, 2023 2022 at CITY OF MANILA, personally appeared **ARNOLD E. VELASCO** with Unified Multi-Purpose ID No. **006-0121-4748-9** and **NOEL G. ASILO** with his Government Issued ID No. 408992069 issued on \_\_\_\_\_ and issued at \_\_\_\_\_ known to me to be the same persons who executed the foregoing instrument and they acknowledged to me that the same is their free act and voluntary deed.

This document refers to Contract and it consists of three (3) pages, including this page whereon this acknowledgement appears and is signed by the parties and their instrumental witnesses on each and every page thereof.

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

Doc. No. 260  
Page No. 52  
Book No. 09  
Series of 2023

  
**ATTY. BIENVENIDO N. QUINONES**  
NOTARY PUBLIC  
UNTIL DECEMBER 31, 2023  
NOT. COMM. NO. 2022-060  
PTR NO. 5105304-1.3.2023-MAND. CITY  
ROLL OF ATTORNEY 28685  
IBP/LRN NO. 02038 / 12.29.00-MLA. III  
MCLE COMP. VI-0015851 / 1.7.19  
#1760 Paz Mendoza Guazon St., Paco, Manila