

## **CONTRACT OF AGREEMENT**

THIS AGREEMENT, made this 31st day of August, 2022 between **TARLAC STATE UNIVERSITY of Romulo Boulevard, San Vicente, Tarlac City** (hereinafter called "the Entity") and **INSTRUMIX SUPPLIER, INC. of 4/F Unit 433/434 Cityland Pasong Tamo Tower, Don Chino Roces Avenue, Makati City** (hereinafter called "the Supplier").

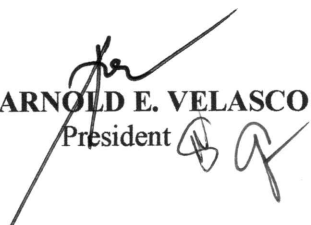
WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly **Supply, Delivery, and Installation of Fourier Transform Infrared Spectrophotometer for the College of Science** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **One Million Three Hundred Seventy Thousand Pesos (Php 1,370,000.00)**.

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 Three Hundred Seventy Thousand Pesos (Php 1,370,000.00)** or such other sums as may be ascertained, **Instrumix Supplier, Inc.** agrees with the project: **Supply, Delivery, and Installation of Fourier Transform Infrared Spectrophotometer for the College of Science** 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 Ninety (90) 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 31st day of August, 2022 at Tarlac City, Philippines.

  
**DR. ARNOLD E. VELASCO**  
 President

for:

**TARLAC STATE UNIVERSITY**

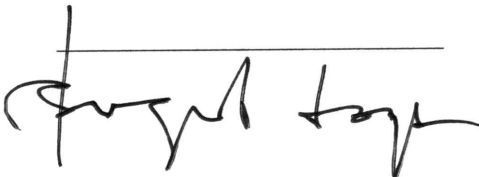
  
**DONALD G. RIVERA**  
 Authorized Representative

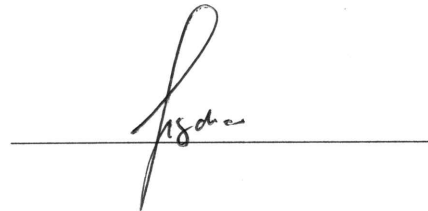
for:

**INSTRUMIX SUPPLIER, INC.**

Signed in the presence of:

Witnesses:





**ACKNOWLEDGEMENT**

REPUBLIC OF THE PHILIPPINES )  
CITY/MUNICIPALITY OF MAKATI) S.S.

Before me, this 31<sup>st</sup> day of August 2022 at Makati city, Philippines, personally appeared DONALD G. RIVERA with his Non-Professional Driver's License No. N01-16-028831 issued on 05/06/2019 with expiration date on 05/14/2024 known to me to be the same person 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) page, 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.

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Series of 2022

  
**HERMENEGILDO M. RAMOS, JR.**  
Notary Public for Makati City  
Until December 31, 2023  
Appointment No. M-131  
Rms. 301-303 3/F Erlag Bldg.,  
102 Esteban St., Legazpi Village,  
Makati City 1229  
PTR No. 8853610/1-03-2022/Makati City  
IBP Lifetime Member Roll No. 012125  
Roll of Attorney's No. 37404  
MCLE Compliance No. VI-0024140/4-04-19