

Contract Form

CONTRACT FOR PROVISION OF MACHINERY AND EQUIPMENT – MEDICAL EQUIPMENT FOR SCHOOL OF MEDICINE

This CONTRACT executed on the DEC 29 2023 day of _____ 20____ by and between:

Caraga State University, a government agency of the Republic of the Philippines, hereinafter called "the Entity";

-and-

Aspen Multi-System Corp. a company duly organized and existing under the laws of the Republic of the Philippines, with principal office at Unit D5 Lui Gin Condo, Manila East Road El Monteverde Subd., Brgy. San Juan, Taytay Riza, hereinafter called "the Supplier/Contractor/Consultant".

WHEREAS, the Entity invited Bids for certain goods and services/works/consulting services, particularly the procurement of essential tools to support the instructional and laboratory functions for the School of Medicine;

WHEREAS, the Supplier/Contractor/Consultant submitted a responsive bid and was awarded the contract for the procurement in the total amount of **Ten Million Five Hundred Thirty Thousand Pesos (P 10,530,000.00)** for item no. 1 & 2, hereinafter referred to as the "Contract Price."

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

1. Unless otherwise stated, terms and expressions used in this Contract shall have the same meanings as those assigned to them in the Conditions of Contract, which form an integral part of this Contract.
2. The following documents as required by the Implementing Rules and Regulations of Republic Act No. 12009 shall form part and be read and construed as integral parts of this Contract, viz.:
 - a. Philippine Bidding Documents (PBD);
 - *For Procurement of Goods*
 - i. Invitation to Bid;
 - ii. Instruction to Bidders;
 - iii. 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;
 - iv. Bid Data Sheet;
 - v. Schedule of Requirements;
 - vi. Technical Specifications;
 - vii. General and Special Conditions of Contract;

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- viii. Supplemental Bid Bulletins, if any; and
 - ix. Other contract documents that may be required by existing laws and/or the Entity.
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- b. Winning bidder's bid, including the Eligibility Requirements, Technical and Financial Proposals, and all other documents or statements submitted;
 - 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 PBD, such as but not limited to the Notice to Proceed and Warranty Security.
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- 3. In consideration of the Contract Price of **Ten Million Five Hundred Thirty Thousand Pesos (P 10,530,000.00)**, or such other sums as may be determined in accordance with the terms of the Contract, the Supplier/Contractor/Consultant agrees to deliver and perform the items and related services for the **Provision of Machinery and Equipment – Medical Equipment for School of Medicine** described herein in accordance with the terms and conditions specified in the Contract and its annexed documents.
 - 4. The **Caraga State University** agrees to pay the above-mentioned sum to the Supplier/Contractor/Consultant in accordance with the schedule and manner provided in the Bidding Documents and its annexes.
 - 5. Any dispute, difference, or claim arising out of or relating to this Contract, including its existence, validity, interpretation, breach, or termination thereof, may be submitted to arbitration or other form of alternative dispute resolution in accordance with the applicable law, such as Republic Act No. 9285 (Alternative Dispute Resolution Act of 2004) or Executive Order No 1008, series 1985 (Construction Industry Arbitration Law).

IN WITNESS WHEREOF, the parties hereto have caused this Contract to be executed in accordance with the laws of the Republic of the Philippines on the day and year first above written.

For the Procuring Entity

REDACTED

ROLYN C. DAGUIL, Ph.D.
University President

For the Bidder

REDACTED

RHODORA PAGILAGAN
Bid Coordinator

Signed in the presence of:

REDACTED

MICHELLE V. JAPITANA, D.Eng.
Chairperson, Bids and Awards Committee
Witness – Procuring Entity

REDACTED

ADRIANO JACKIE FATARDO JR.
ACCOUNT EXECUTIVE
Witness- Supplier

ACKNOWLEDGMENT

BEFORE ME, A Notary Public for and in the CITY OF MAKATI City/Province of DEC 29 2025, this ____ day of ____, 20____, personally appeared the above-named persons who have satisfactorily proven to me their identity, through their identifying documents written below their names and signatures, that they are the same persons who executed and voluntarily signed the foregoing instrument consisting of ____ pages, including this page where this Acknowledgement is written, which they acknowledged before me as their free and voluntary act and deed.

WITNESS MY HAND AND SEAL this ____ day of DEC 29 2025.

Doc. No. 292
Page No. 60
Book No. 74
Series of WNS

REDACTED

Appointment No. M-032 (2024-2025)
PTR No. 1046600 - Jan. 2, 2025/Makati City
IBP No. 486534 - Dec. 27, 2024
MCLE No. VIII-0040638 Roll No. 27932
101 Urban Ave., Campos Rueda Bldg.
Brgy. Pio Del Pilar, Makati City

REDACTED