

National Irrigation Administration

Contract ID : R4A-LSRIPD-DB-01
Contract Name : Design and Construction of Earthfill Dam, Reservoir, Appurtenant Structures, and
Irrigation Facilities of Lopez Small Reservoir Irrigation Project in Region IV-A
Location of the Contract : Cawayanin, Lopez, Quezon

**CONTRACT AGREEMENT
FOR DESIGN-AND-BUILD CONTRACT**

KNOW ALL MEN BY THESE PRESENTS:

This **CONTRACT AGREEMENT**, made this 19 DEC 2024, by and between:

The **GOVERNMENT OF THE REPUBLIC OF THE PHILIPPINES** through the **NATIONAL IRRIGATION ADMINISTRATION (NIA)**, represented herein by **ENGR. EDUARDO EDDIE G. GUILLEN**, duly authorized for this purpose, with main office address at EDSA, Diliman, Quezon City, hereinafter referred to as the "**PROCURING ENTITY**";

-and-

EEI CORPORATION, a corporation organized and existing under and by virtue of laws of the Republic of the Philippines, with main office address at #12 Manggahan St., Brgy. Bagumbayan, Quezon City, represented herein by **MR. CHRISTOPHER F. ESGUERRA**, duly authorized representative for this purpose, hereinafter referred to as the "**CONTRACTOR**";

WITNESSETH:

WHEREAS, the **PROCURING ENTITY** is desirous that the **CONTRACTOR** execute the "**PROJECT**" under Contract ID No. R4A-LSRIPD-DB-01, Design and Construction of Earthfill Dam, Reservoir, Appurtenant Structures, and Irrigation Facilities of Lopez Small Reservoir Irrigation Project in Region IV-A and the **PROCURING ENTITY** has accepted the Calculated Bid of the **CONTRACTOR** for the execution and completion of the **PROJECT** at a total **CONTRACT PRICE** of One Billion Five Hundred Three Million Five Hundred Thousand Pesos (PhP1,503,500,000.00).

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

1. In this **CONTRACT AGREEMENT**, words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract hereinafter referred to.
2. The following documents shall be attached, deemed to form, and be read and construed as part of this **CONTRACT AGREEMENT**, and shall be interpreted in the following order of priority:

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- a. This Contract Agreement
- b. Documents forming part of the Contract Agreement:
- (1) Notice of Award (NOA) with the Contractor's signed "conforme"
 - (2) **CONTRACTOR's** Bid in the Form of Bid, including its Technical and Financial Components, as calculated by the Procuring Entity and conformed to by the **CONTRACTOR** through the NOA.
 - (3) Instructions to Bidders (ITB) and Bid Data Sheet (BDS)
 - (4) Supplemental/Bid Bulletins for Bidding Documents
 - (5) Special Conditions of Contract (SCC)
 - (6) General Conditions of Contract (GCC)
 - (7) Minimum Standards and Specifications (MPSS)
 - (8) Performance Security
 - (9) Other Documents:
 - (a) Design and Construction Methods
 - (b) Design and Construction Schedule in the form of PERT/CPM Diagram or Precedence Diagram and Bar Chart with S-Curve, or other approved tools of project scheduling, and Cash Flow;
 - (c) Manpower Schedule;
 - (b) Construction Safety and Health Program in accordance with the rules of the Department of Labor and Employment (DOLE);
 - (c) Contractor's All Risk Insurance (CARI).

3. In consideration of the payments to be made by the **PROCURING ENTITY** to the **CONTRACTOR** as hereinafter mentioned, the **CONTRACTOR** hereby covenants with the **PROCURING ENTITY** to execute and complete the **PROJECT** and remedy any defects therein in conformity with the provisions of this **CONTRACT AGREEMENT** in all respects.

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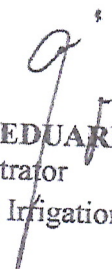
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4. In consideration of the execution and completion of the **PROJECT** by the **CONTRACTOR**, the **PROCURING ENTITY** hereby covenants to pay the **CONTRACTOR** the said **CONTRACT PRICE**, according to the **PAYMENT TERMS AND SCHEDULE** provided in the **CONTRACT AGREEMENT**.

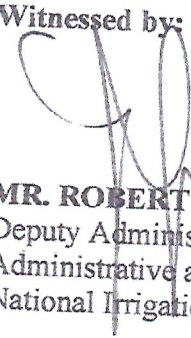
IN WITNESS WHEREOF, the parties hereto set their respective hands on the day, month and year first above written.

PROCURING ENTITY:

Represented by:



ENGR. EDUARDO EDDIE G. GUILLEN
Administrator
National Irrigation Administration

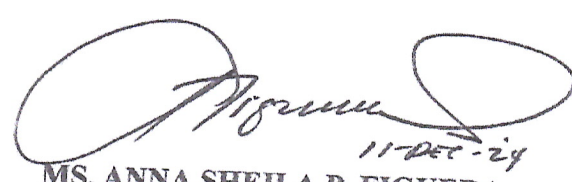
Witnessed by:


MR. ROBERT VICTOR G. SEARES, JR.
Deputy Administrator for
Administrative and Finance
National Irrigation Administration

CONTRACTOR:

Represented by:


MR. CHRISTOPHER F. ESGUERRA
Authorized Representative
EEI Corporation


MS. ANNA SHEILA P. FIGUEROA
Senior Vice President and Head of
Commercial and Operations
EEI Corporation

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ACKNOWLEDGEMENT

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

Personally appeared before me this 19 DEC 2024 day of December, 2024 at Quezon City, **ENGR. EDUARDO EDDIE G. GUILLEN**, Administrator, National Irrigation Administration, with valid ID No. 935128 issued by National Irrigation Administration on May 18, 2023, and **MR. CHRISTOPHER F. ESGUERRA**, Authorized Representative, EEI CORPORATION, with valid ID No. P1403476C issued on August 22, 2022, known to me and to me known to be the same persons who executed the foregoing instrument and they acknowledged to me that the same are their own free and voluntary act and deed.

This Contract Agreement, consisting of four (4) pages, including this notarial acknowledgment, duly signed by both parties and their instrumental witnesses on each and every page thereof, refers to the Design and Construction of Earthfill Dam, Reservoir, Appurtenant Structures, and Irrigation Facilities of Lopez Small Reservoir Irrigation Project in Region IV-A, Contract No. R4A-LSRIPD-DB-01.

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

NOTARY PUBLIC
ATTY. MA. CECILIA T. ABAYON
NOTARY PUBLIC
Adm Matter No NP 252(2023-2024)
PTR No. 5555371 January 3, 2024
IBP OR No. 380643 December 29, 2023
MCLE Compliance No VIII-0004212 CLE 2024
Roll No 84156

Doc. No. 17;
Page No. 17;
Book No. 17;
Series of 2024.