

CONTRACT AGREEMENT

THIS AGREEMENT made the 11th day of December 2020 between **METALS INDUSTRY RESEARCH AND DEVELOPMENT CENTER** of the Philippines (hereinafter called "the Entity") of the one part and **HYTEC POWER INC.** of Quezon City, Philippines (hereinafter called "the Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly **Procurement of Three (3) units of Portable Plasma Cutter** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **One Million Seven Hundred Sixty Four Thousand Four Hundred Eighty Pesos (Php1,764,480.00)** (hereinafter called "the Contract Price").

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 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 Seven Hundred Sixty Four Thousand Four Hundred Eighty Pesos (Php1,764,480.00) or such other sums as may be ascertained, Hytec Power Inc. agrees to deliver three (3) units of Portable Plasma Cutter in accordance with his/her/its Bid.
4. The Metals Industry Research and Development Center agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

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.

Binding Signature of Procuring Entity:


ROBERT O. DIZON
Executive Director



AGUSTIN M. FUDOLIG
Witness

Binding Signature of Supplier:


ERIC JUDE S. SOLIMAN
President


EMAN ISAIAS T. ESTERAS
Witness

Certified Funds Available


JOHNNY G. QUINGCO
Accountant IV

ACKNOWLEDGMENT

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

Before me, a Notary Public for and in the QUEZON CITY this
JAN 12 2021 2020, personally appeared:

NAME	I.D. NO.	DATE/PLACE ISSUED
ROBERT O. DIZON	P4453911B	DFA, NCR East/Jan. 20, 2020
ERIC JUDE S. SOLIMAN	0043492	SAMPALOC, MANILA/ Nov. 24, 2017

all 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 deed as well as of the principal they represent.

This instrument refers to **Supplier's** Agreement consisting of three (3) pages, including this page in which the Acknowledgment is written, signed by the parties and their witnesses on each and every page and sealed with my notarial seal.

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

Doc No. 199;
Page No. 40;
Page No. V;
Series of 2020.

ATTY. JOSE FLOREN P. CRISOLOGO
NOTARY PUBLIC
Adm. Matter No. MP-023 (2020-2021)
PTR No. 0694703-D Issued Jan. 4, 2021
MCLE Compliance No. VI-0017262
IBP Lifetime No. LRN 03688 / Q.C.
Attorney Roll No. 49462