

CONTRACT AGREEMENT

THIS AGREEMENT, made this 7mo of June 2023 between **Agricultural Training Institute - Regional Training Center VII** of Cabawan District, Tagbilaran City, Bohol, Philippines (hereinafter called "the Entity") of the one part and **Thinking Tools Incorporated** of Island City Mall, Bustrillos St., Dampas, Tagbilaran City, Bohol, Philippines (hereinafter called "the Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly **PROCUREMENT OF ICT EQUIPMENTS AND ACCESSORIES FOR THE UPGRADE OF ATI 7 ADMIN COMPUTERS AND REPLACEMENT OF UNSERVICEABLE ICT EQUIPMENTS** and has accepted the Bid by the Supplier for the supply of those goods and services in the sum of **Seventy-Four Thousand Six Hundred Thirty-Five Pesos Only (Php 74,635.00)** (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 hereinafter 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 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. Notice of Award of Contract; and the Bidder's conforme thereto; and
 - iv. 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 **Seventy-Four Thousand Six Hundred Thirty-Five Pesos Only (Php 74,635.00)** or such other sums as may be ascertained, **Thinking Tools Incorporated** agrees to **PROCUREMENT OF ICT EQUIPMENTS AND ACCESSORIES FOR THE UPGRADE OF ATI 7 ADMIN**

4. The **Agricultural Training Institute – Regional Training Center VII** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

IN WITNESS whereof the parties thereto have caused this Agreement to be executed the day and year first before written.


GRACIA F. ARADO, Ph.D.

TCS II

for:

ATI RTC-7


GRACE LAMOSTE
Branch OIC

for:

Thinking Tools Incorporated


ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)
CITY/MUNICIPALITY OF _____

BEFORE ME, this _____ of 22 JUN 2023 at the City/Municipality of _____, personally appeared the above-named persons with their respective Valid Identification cards as shown above, all known to me and to me known to be the same persons who executed the foregoing AGREEMENT, consisting of TWO (2) pages only including the page wherein this acknowledgement is written, the parties and their witnesses having signed on both pages hereof, and who acknowledged and ratified before me that the same is their free and voluntary act and deed.

WITNESS MY HAND AND NOTARIAL SEAL this 22 JUN 2023 at _____, Philippines.

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Book No. VI
Series of 2023


ATTY ADAM NELSON L. JALA
NOTARY PUBLIC FOR TAGBILARAN CITY, BONDOL
NCS NO. 2022-23
COMM. EXPIRES ON DECEMBER 31, 2024
3/F DAMOGAS BLVD. LA CLAYTON ST.
DAMPAS DIST. TAGBILARAN CITY, BONDOL
ROLL NO. 53192, IBP 08898 TIN 242 704 746
MCLE COMPL NO. 0027180 VALID UNTIL 6-30-24
PTR NO. 1103266 12-21-22 FOR 2022

Omnibus Sworn Statement

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

AFFIDAVIT

I, Grace Lamoste, of legal age, Filipino, and residing at Maribojoc, Bohol, after having been duly sworn in accordance with law, do hereby depose and state that:

- 1. I am the Branch OIC of Thinking Tools Incorporated with office address at Island City Mall, Bustrillos St., Dampas, Tagbilaran City;
2. As the Branch OIC of Thinking Tools Incorporated, I have full power and authority to do, execute and perform all acts necessary to represent for the PROCUREMENT OF ICT EQUIPMENTS AND ACCESSORIES FOR THE UPGRADE OF ATI 7 ADMIN COMPUTERS AND REPLACEMENT OF UNSERVICEABLE ICT EQUIPMENTS;
3. Thinking Tools Incorporated is not "blacklisted" or barred from bidding by the Government of the Philippines or any of its agencies, offices, corporations, or Local Government Units, foreign government/foreign or international financing institution whose blacklisting rules have been recognized by the Government Procurement Policy Board, by itself or by relation, membership, association, affiliation, or controlling interest with another blacklisted person or entity as defined and provided for in the Uniform Guidelines on Blacklisting;
4. Each of the documents submitted in satisfaction of the bidding requirements is an authentic copy of the original, complete, and all statements and information provided therein are true and correct;
5. Thinking Tools Incorporated is authorizing the Head of the Procuring Entity or its duly authorized representative(s) to verify all the documents submitted;
6. I am not related to the Head of the Procuring Entity, members of the Bids and Awards Committee (BAC), the Technical Working Group, and the BAC Secretariat, the head of the Project Management Office or the end-user unit, and the project consultants by consanguinity or affinity up to the third civil degree;
7. Thinking Tools Incorporated complies with existing labor laws and standards; and
8. Thinking Tools Incorporated is aware of and has undertaken the following responsibilities as a Bidder:
a) Carefully examine all the Supporting Documents;
b) Acknowledge all conditions, local or otherwise, affecting the implementation of the Contract;
c) Made an estimate of the facilities available and needed for the contract to be bid, if any; and
d) Inquire or secure Supplemental/Bid Bulletin(s) issued for the PROCUREMENT OF ICT EQUIPMENTS AND ACCESSORIES FOR THE UPGRADE OF ATI 7 ADMIN COMPUTERS AND REPLACEMENT OF UNSERVICEABLE ICT EQUIPMENTS.
9. Thinking Tools Incorporated did not give or pay directly or indirectly, any commission, amount, fee, or any form of consideration, pecuniary or otherwise, to any person or official, personnel or representative of the government in relation to any procurement project or activity.
10. In case advance payment was made or given, failure to perform or deliver any of the obligations and
11. undertakings in the contract shall be sufficient grounds to constitute criminal liability for Swindling (Estafa) or the commission of fraud with unfaithfulness or abuse of confidence through misappropriating or converting any payment received by a person or entity under an obligation involving the duty to deliver certain goods or services, to the prejudice of the public and the government of the Philippines pursuant to Article 315 of Act No. 3815 s. 1930, as amended, or the Revised Penal Code.

IN WITNESS WHEREOF, I have hereunto set my hand this 22 JUN 2023 day of 2023 at Tagbilaran City, Bohol, Philippines.

Grace Lamoste
Bidder's Representative Authorized Signatory

(JURIAT)

ATTY. ADAM NELSON E. JALA
NOTARY PUBLIC FOR TAGBILARAN CITY-BOHOL
NCS NO. 2022-23
COMM. EXPIRES ON DECEMBER 31, 2024
3/F PAMUGAS BUILDING - DAMPAS ST
DAMPAS DIST. TAGBILARAN CITY-BOHOL
ROLL NO. 53192, IBP 08898, TEL. 212 794 744