

CONTRACT AND AGREEMENT

FOR THE CONTRACT ID: MPOS-BARMM-CW-2021-002

**CONSTRUCTION OF BANGSAMORO PEACE
CENTER AT BUALAN, WATO, BALINDONG,
LANAO DEL SUR**

This contract made and entered into this ____ day of _____ year 2022
at 2/F Givfrell Building, Gov. Gutierrez Ave., RH VII, Cotabato City by and
between

the REPUBLIC OF THE PHILIPPINES (Ministry of Public Order
and Safety - BARMM) represented herein Hussein P. Muñoz,
Minister, with office address at 2/F Givfrell Building, Gov.
Gutierrez Ave., RH VII, Cotabato City, as the PARTY OF THE
FIRST PART, hereinafter called the EMPLOYER duly authorized
for this purpose,

and

XD DEVELOPERS with office address at Awar St., East Marawi
City, Lanao Del Sur, represented by Mohammad Shuhabi D.
Dalidig, Proprietor/Manager who has been authorized for this
purpose as the PARTY OF THE SECOND PART hereinafter called
the CONTRACTOR,

WITNESSETH

WHEREAS, the EMPLOYER is desirous that the certain WORKS should
be executed by the CONTRACTOR, viz, Construction of Bangsamoro Peace
Center at Bualan, Wato, Balindong, Lanao Del Sur, and has accepted the Bid of
the CONTRACTOR for the execution and completion of such WORKS and the
remedying of any defects therein;

WHEREAS, the above mentioned project has been undertaken through
Competitive Public Bidding;

WHEREAS, the total amount of award for completion of the
WORKS is **PhP 4,769,932.79** (Four Million Seven Hundred Sixty Nine
Thousand Nine Hundred Thirty-Two and 79/100 Pesos Only) Philippine Pesos;


MOHAMMAD ALI D. MACASINDIL
(Witness)


MOHAMMAD SHIHABI D. DALIDIG
Proprietor/Manager


JALAM SUGARAN-LINGASA
(Witness)


HUSSEIN P. MUÑOZ
Minister

XD DEVELOPERS
By:

Republic of the Philippines
(Ministry of Public Order and Safety - BARMM)

WHEREAS, the whole WORKS in this PROJECT as covered by this CONTRACT shall be completed within 120 (**One Hundred Twenty**) calendar-days in accordance with the provisions of the Bid documents.

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. That 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. That the following documents shall be deemed to form and be read and construed as part of this Agreement, viz:
 - a. Contract Agreement
 - b. Conditions of Contract
 - c. Drawings/Plans
 - d. Specifications
 - e. Invitation to Prequalify/Apply for Eligibility and to Bid
 - f. Instructions to Bidders
 - g. Addenda
 - h. Bid Form including the following annexes:
 - (1) Bid Security in the required form, amount and validity period
 - (2) Authority of the signing official
 - (3) Construction Schedule and S-Curve
 - (4) Construction Methods
 - (5) Organizational Chart for the contract to be bid
 - (6) Contractor's Certification on Key Personnel for the contract, with the Key Personnel's Affidavit of Commitment to Work on the Contract
 - (7) Manpower Schedule
 - (8) List of Contractor's equipment units, owned and/or under lease and/or under purchase agreements supported by duly executed contracts, intended for use exclusively for the contract
 - (9) Equipment Utilization Schedule
 - (10) Certificate of Site Inspection
 - (11) Written Credit Line Commitment or Certificate of Cash Deposit for the Contract. Commitment from the contractor's bank to extend to him a credit line if awarded the contract to be bid, or cash deposit certificate, in an amount fixed by the office/agency/corporation, which shall be at least equal to the operating cash flow requirement of the contract to be bid (i.e., the average operating expenses for two (2) months of the contract to be bid, or ten percent (10%) of the approved budget for the contract to be bid,
 - (12) Construction Safety and Health Program
 - (13) Certificate from the bidder under oath of its compliance with existing Labor Laws Standard



MOHAMMAD ALI D. MACASINDIL
(Witness)



MOHAMMAD SHIHABI D. DALIDIG
Proprietor/Manager



JALAM SUGARAN-LINGASA
(Witness)



HUSSEIN MUÑOZ
Manager

XD DEVELOPERS

By:

Republic of the Philippines
(Ministry of Public Order and Safety - BARMIM)

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

**MINISTRY OF PUBLIC ORDER AND SAFETY-
BARMM**

XD DEVELOPERS

(PARTY OF THE FIRST PART)


(PARTY OF THE SECOND PART)

BY:


BY:



HUSSEIN MUÑOZ
Minister



MOHAMMAD SHIHABI D. DALIDIG
Proprietor/ Manager



JALAM SUGARAN-LINGSA
Chief Administrative Officer -Designate
(Witness)



MOHAMMAD ALI D. MACASINDIL
(Witness)

.REPUBLIC OF THE PHILIPPINES)

_____)S.S
_____)

ACKNOWLEDGEMENT

BEFORE ME, as the Notary Public for and within the City of Cotabato, personally appeared HUSSEIN P. MUÑOZ, Minister, representing the REPUBLIC OF THE PHILIPPINES Ministry of Public Order and Safety-BARMM, with Residence Certificate No. 14052857 issued on _____ at Cotabato City, and MOHAMMAD SHUHABI D. DALIDIG, Proprietor/Manager, representing XD DEVELOPERS with Residence Certificate No. _____, issued on _____ at _____, known to me to be the same persons who executed the foregoing CONTRACT and AGREEMENT and they acknowledged to me that the same is their true act and deed for and in behalf of the parties s they represented.

This instrument consist of nine (9) pages, including this page, on which this acknowledgement is written duly signed by the contracting parties and their witnesses on the left margin of the other pages.

IN WITNESS WHEREOF, I have hereunto affixed my Signature and Official Seal this _____ day of _____, 2022.

(Notary Public)

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Series of 2022

ATTY. CHRISTOPHER F. PASCO, CPA
NOTARY PUBLIC
UNTIL DECEMBER 31, 2022
PTR NO. 9821141: 12/4/2021: ILIGAN CITY
IBP NO. 138207: 12/4/2021
ROLL OF ATTORNEY'S NO. 67717
MCLE NO. VFI-001/636: 4/14/2022
NOTARIAL COMMISSION NO. 21-289

Republic of the Philippines
(Ministry of Public Order and Safety -BARMM)

By: HUSSEIN P. MUÑOZ
Minister

By: JALAM SUGARAN-LINGASA
(Witness)

By: MOHAMMAD SHUHABI D. DALIDIG
Proprietor/General Manager

By: MOHAMMAD ALI D. MACASINDIL
(Witness)

XD DEVELOPERS
By: