



Republic of the Philippines
Department of Education
CARAGA REGION

NOTICE TO PROCEED

December 27, 2021

ENGR. ZOSIMO R. ROSALES, JR.
Proprietor/General Manager
J-R3 Construction and Supply
P-18A Lower Mandacpan, Brgy. San Vicente
Butuan City

Dear Engr. Rosales:

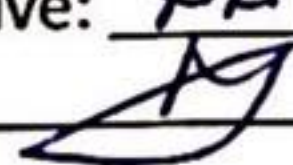
The attached Contract having been signed and approved, notice is hereby given to **J-R3 CONSTRUCTION AND SUPPLY** that the work may commence on the **"Conservation and Restoration of Gabaldon School Building with Two Classrooms at Arorogan ES, Marihatag, Surigao del Sur"** effective on **December 28, 2021.**

Upon receipt of this notice, you are responsible for performing the services under the terms and conditions of the Agreement and in accordance with the Implementation Schedule.

Please acknowledge receipt and acceptance of this notice by affixing your signature in both copies to the space provided below. Keep one copy and return the other to this Office without delay.

Very truly yours,


MA. GEMMA MERCADO LEDESMA
Regional Director

I acknowledge receipt of this Notice on 12-27-2021
Name of the Representative: MATANIEL D. TOLENTIN
Authorized Signature: 

BAC/smb
12/27/2021



Address: J.P. Rosales Avenue,
Butuan City
Trunkline No: (085) 342-8207
Telefax No: (085) 342-1959
Email: caraga@deped.gov.ph



2021-12-16566



Republic of the Philippines
Department of Education
CARAGA REGION

CONTRACT

KNOW ALL MEN BY THESE PRESENTS:

This AGREEMENT made and entered into this 24TH DAY OF DECEMBER 2021, by and between the **DEPARTMENT OF EDUCATION** Caraga Region with Office address at J. Rosales Ave., Butuan City, herein represented by **MA. GEMMA MERCADO LEDESMA**, Regional Director (hereinafter referred to as the CLIENT);

-and-

J-R3 CONSTRUCTION AND SUPPLY with address at P-18A Lower Mandacpan, Brgy. San Vicente, Butuan City owned by **ENGR. ZOSIMO R. ROSALES, JR.**, (hereinafter referred to as the CONTRACTOR);

WHEREAS, the CLIENT is desirous that certain construction works and materials should be undertaken by the CONTRACTOR for the **Conservation and Restoration of Gabaldon School Building with 2 Classrooms at Arorogan ES, Marihatag, Surigao del Sur** and the CONTRACTOR offer to supply those materials and construction services in the amount of **Three Million Nine Hundred Forty-Eight Thousand Eight Hundred Ninety-Two Pesos and 85/100 (Php3,948,892.85)**;

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

WHEREAS, the Department of Education, Caraga Region is in need of a contractor for the **Conservation and Restoration of Gabaldon School Building with 2 Classrooms at Arorogan ES**;

WHEREAS, the following documents is deemed to form part of this Contract:

- Annex A – Offer of the Supplier
- Annex B – Notice of Award
- Annex C – Notice to Proceed
- Annex D – Bidding Documents

WHEREAS, the CLIENT or its authorized representative shall have the right to inspect the actual project site, the materials delivered, and the work progress undertaken by the CONTRACTOR to ensure conformity with the specifications and designs;

WHEREAS, the CONTRACTOR shall provide to complete the project within **210 calendar days** from the receipt of the Notice to Proceed;

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Procurement on the Conservation and Restoration of Gabaldon School Building
at Arorogan ES, Marihatag, Surigao del Sur



Address: J.P. Rosales Avenue,
Butuan City
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WHEREAS, during inspection should the inspectorate team noticed variation or deviation from the technical specifications the client may reject the materials and deny the progress billing unless the CONTRACTOR rectifies the deviation or variation free of cost to the CLIENT;

WHEREAS, if the CONTRACTOR fails to provide the services or to perform the services within the specified period in the CONTRACT, the CLIENT shall deduct from the contract price as LIQUIDATED DAMAGES, a sum equivalent to 1/10 of 1% of the value of each day of delay of completion of construction works but not to exceed 10% of the total contract price. If the liquidated damages reach more that 10%, the CLIENT may consider terminating this CONTRACT;

WHEREAS, to guarantee the faithful performance by the CONTRACTOR, it shall post a Performance Security upon signing the Contract. The Performance Security shall be posted in favor of DepEd and shall guarantee the payment of the amount of the security as penalty in the event it is established that the CONTRACTOR is in default in any of its obligations under the Contract;

WHEREAS, in consideration of the payments to be made by the CLIENT to the CONTRACTOR, the latter hereby covenants with the CLIENT to furnish the necessary materials and undertake construction services and warrants that it is free from any defects in conformity with the provisions of this Contract;

IN WITNESS WHEREOF, the parties have hereunto caused this Agreement to be executed this day, month and year first above-written.

FOR THE DEPARTMENT OF EDUCATION:


MA. GEMMA MAERCADO LEDESMA

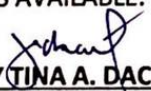
 Regional Director

FOR J-R3 CONSTRUCTION AND SUPPLY:


ENGR. ZOSIMO R. ROSALES, JR.

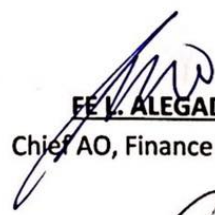
Proprietor

FUNDS AVAILABLE:


SAHLY TINA A. DACUT

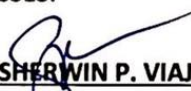
Accountant III

ORS# 2021-12-01605

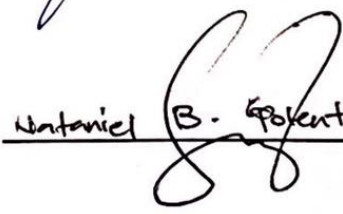

FE L. ALEGADO

Chief AO, Finance Division

WITNESSES:


ENGR. SHERWIN P. VIAJAR

Engr. III, ESSD


Daniel B. Potentire

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Procurement on the Conservation and Restoration of Gabaldon School Building
at Arorogan ES, Marihatag, Surigao del Sur

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REPUBLIC OF THE PHILIPPINES)
CITY OF _____)SS
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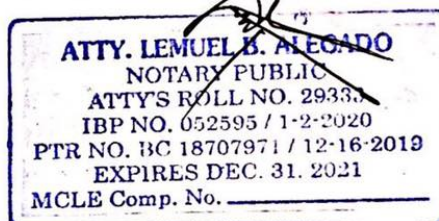
ACKNOWLEDGEMENT

BEFORE ME, a Notary Public in and for Butuan City, Philippines this 24TH day of December, 2021 personally appeared **MA. GEMMA MERCADO LEDESMA**, with Community Tax Receipt No. _____ issued on _____ at _____ and **ENGR. ZOSIMO R. ROSALES, JR.** with Community Tax Receipt No. 24699027 issued on 1/5/2021 at BUTUAN CITY known to be to be the same persons who executed the foregoing instrument and that they acknowledged to me that the same is their free and voluntary act and deed.

The foregoing instrument is a PURCHASER- CONTRACTOR CONTRACT consisting of two (2) pages exclusive of attachments, including this page on which this acknowledgement is written and signed by the parties hereto and their instrument witnesses on the left hand margin of each and every page hereof.

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

Doc No. 60
Page No. 12
Book No. 80
Series 1204



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