

CONTRACT NO. LOG MSSP 2021-05-042-MDC

MASSIVE TERMITE CONTROL & SOIL TREATMENT AND GENERAL PEST CONTROL AT NPC RECORDS AND TRAINING CENTER, MINUYAN, SAN JOSE DEL MONTE, BULACAN
HO-TFM21-018 AND HO-TFM21-001 / SVP210311-NC00073

Q & L PEST CONTROL SERVICES (CONTRACTOR)

[Signature]
BY: HONESTO P. QUIJANO
General Manager

SIGNED IN THE PRESENCE OF:

[Signature]
BY: AMALI AL P. TEVES
(CONTRACTOR)

NATIONAL POWER CORPORATION (NPC)

[Signature]
BY: MARCIANA B. GUINTO
Senior Department Manager, Admin (NPC)

[Signature]
BY: ALEXANDER P. JAPON
Vice President, Admin and Finance

KNOW ALL MEN BY THESE PRESENTS:

This Contract made and entered into in Quezon City, Philippines, by and between:

The **NATIONAL POWER CORPORATION**, a government-owned and controlled corporation duly organized and existing under and by virtue of Republic Act No. 6395, as amended, with its principal office address at NPC Building, BIR Road corner Quezon Avenue, Diliman, Quezon City, Philippines, represented herein by its Vice President – Admin & Finance, **MR. ALEXANDER P. JAPON**, who is duly authorized to represent it in this transaction, hereinafter referred to as **NPC**;

- and -

Q & L PEST CONTROL SERVICES, a single proprietorship duly organized and existing under and by virtue of the laws of Republic of the Philippines with office address at 13D-A Col. Salgado St., West Kamias, Quezon City, herein represented by its General Manager, **MR. HONESTO P. QUIJANO**, who is duly authorized to represent it in this transaction, hereinafter referred to as **CONTRACTOR**.

WITNESSETH: That –

WHEREAS, on 06 March 2021, NPC advertised the Invitation to Bid for the Small Value Procurement for the Massive Termite Control & Soil Treatment and General Pest Control at NPC Records and Training Center, Minuyan, San Jose Del Monte, Bulacan;

WHEREAS, there were four (4) prospective bidders who submitted bid quotation on the scheduled bid opening on 11 March 2021;

WHEREAS, due to scheduled audit for QMS and no quorum, the scheduled bid opening was rescheduled on 15 March 2021;

WHEREAS, CONTRACTOR's quotation was considered as the lowest

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[Handwritten marks]

Q & L PEST CONTROL SERVICES
(CONTRACTOR)

[Signature]
HONESTO P. QUIJANO
General Manager

BY:

SIGNED IN THE PRESENCE OF:

[Signature]
AMALIA P. TEVES
(CONTRACTOR)

NATIONAL POWER CORPORATION
(NPC)

[Signature]
MARCIANA B. GUINTO
Senior Department Manager, Admin
(NPC)

[Signature]
ALEXANDER P. JAPON
Vice President, Admin and Finance

BY:

calculated and responsive quotation;

WHEREAS, NPC accepted the said bid of the CONTRACTOR;

NOW, THEREFORE, in view of the foregoing premises and for and in consideration of the mutual covenants and stipulations hereinafter provided, the parties hereto have agreed as follows:

ARTICLE I
DOCUMENTS COMPRISING THE CONTRACT

The following documents are hereby incorporated and made part of this Contract as though fully written out and set forth herein insofar as they are not inconsistent with the terms hereof:

1. Terms of Reference for the Massive Termite Control & Soil Treatment and General Pest Control at NPC Records and Training Center, Minuyan, San Jose Del Monte, Bulacan, HO-TFM21-018 and HO-TFM21-001 / SVP210311-NC00073; ,
2. Post Qualification Report dated 06 May 2021; ,
3. Bid Opening Report dated 23 March 2021; ,
4. CONTRACTOR's bid proposal dated 11 March 2021; ,
5. Notice of Award dated 31 May 2021; ,
6. Notice to Proceed

The documents mentioned above shall collectively be referred to as "Contract Documents".

In the event that there is any discrepancy/inconsistency between the provisions of the Contract and the Contract Documents mentioned above, the former shall govern. Should there be any inconsistency/discrepancy, among the Contract Documents, the document with the latest date shall prevail.

ARTICLE II
SCOPE OF WORK


HO-TFM21-018 – Massive Termite Control and Soil Treatment


1. The chemicals shall be delivered and deposited to Transportation and Facilities Management Division (TFMD) representative at NPC Head Office, Diliman, Quezon City for approval not later than thirty (30) calendar days upon receipt of Notice to Proceed and shall be withdrawn and used at the time of application for treatments. The required expiration of chemicals shall be minimum of one (1) year from the date of delivery.
2. The chemicals to be used for the services shall have passed and


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[Handwritten mark]

BY: 
HONESTO P. QUIJANO
General Manager


AMALIA P. TEVES
(CONTRACTOR)


MARCIANA B. GUINTO
Senior Department Manager, Admin
(NPC)

BY: 
ALEXANDER P. JAPON
Vice President, Admin and Finance

registered with the Food and Drugs Administration (FDA) or National Committee on Urban Pest Control (NCUPC).

- Free services "On Call Basis" in case there are sudden infestations in between schedules at no cost to NPC as warrant for its products and services.
- CONTRACTOR shall strictly observe Safety and Security standards/precautions re-inspect service area and with proper coordination with TFMD authorized representative.

HO-TFM21-001 – General Pest Control

- The chemicals shall be delivered and deposited to Transportation and Facilities Management Division (TFMD) representative at NPC Head Office, Diliman, Quezon City for approval not later than fifteen (15) calendar days, upon receipt of Notice to Proceed and shall be withdrawn and used at the time of application for treatments. The required expiration of chemicals shall be minimum of one (1) year from the date of delivery.
- Weekly or 4x/month spraying/application and treatment of approved chemicals/solutions in the extermination of disease-transmitting, destructive crawling and flying insects at NPC Records and Training Center.
- Quarterly thermal fogging/application against structural pest (Termites and Woodborers) by spraying/dusting using approved chemicals at NPC Records and Training Center.
- Prior to fumigation/thermal fogging/misting, the contractor should submit to TFMD-GSD the approved permit (if necessary) obtained from the Bureau of Fire Protection (BFP).
- The chemicals to be used for the services shall have passed and registered with the Food and Drugs Administration (FDA) or National Committee on Urban Pest Control (NCUPC).
- Free services "On Call Basis" in case there are sudden infestations in between schedules at no cost to NPC as warrant for its products and services.
- CONTRACTOR shall strictly observe Safety and Security standards/precautions re-inspect service area and with proper coordination with TFMD authorized representative.


**ARTICLE III
CONTRACT DURATION**


CONTRACTOR shall complete all the works specified in the terms of reference within **one (1) month for PR No. HO-TFM21-018 and twelve (12) months for PR No. HO-TFM21-001**, reckoned from the receipt of Notice to Proceed.

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BY: 
HONESTO QUIJANO
General Manager


AMALIA P. TEVES
(CONTRACTOR)


MARCIANA B. GUINTO
Senior Department Manager, Admin
(NPC)


ALEXANDER P. JAPON
Vice President, Admin and Finance

**ARTICLE IV
PAYMENT**

For and in consideration of the WORKS to be undertaken by the CONTRACTOR as specified in Article II hereof, NPC shall pay the CONTRACTOR in Philippine Pesos and in accordance with the Contract documents the amount of **TWO HUNDRED EIGHTY EIGHT THOUSAND FIVE HUNDRED TWENTY PESOS ONLY (P 288,520.00)**. Breakdown are as follows:

PR NO.	DESCRIPTION	TOTAL PRICE (PhP)
HO-TFM21-018	Massive Termite Control and Soil Treatment at NPC Records and Training Center, Minuyan, San Jose Del Monte, Bulacan	113,000.00
HO-TFM21-001	General Pest Control at NPC Records and Training Center, Minuyan, San Jose Del Monte, Bulacan	175,520.00
GRAND TOTAL (PhP)		288,520.00

The terms of payment for PR No. HO-TFM21-018, shall be thirty (30) days upon completion of services, acceptance of the end-user and submission of complete documents/attachments.

The terms of payment for PR No. HO-TFM21-001 shall be on a monthly basis in the amount of Fourteen Thousand Six Hundred Twenty Six Pesos and 67/100 (P 14,626.67), The CONTRACTOR shall submit the service acknowledgement report at least five (5) days after the scheduled maintenance/service with their Service Invoice attached.

**ARTICLE V
GUARANTEE**

The CONTRACTOR shall provide **three (3) months warranty for the expendable supplies and one (1) year in the case of Non-expendable supplies** after final acceptance by the end-user.

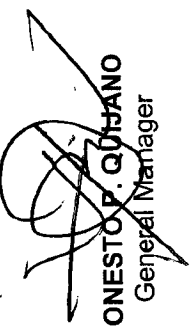
**ARTICLE VI
LIQUIDATED DAMAGES**

Should CONTRACTOR fail to satisfactorily deliver any or all of the Goods and/or to perform the Services within the period/s specified in the Contract, inclusive of duly granted time extensions if any, NPC shall, without prejudice to its remedies under this Contract, and under the applicable law, deduct from the Contract Price, as liquidated damages, the applicable rate of one tenth (1/10) of one (1) percent of the cost of unperformed portion for every day of delay until actual delivery or performance. Once the amount of

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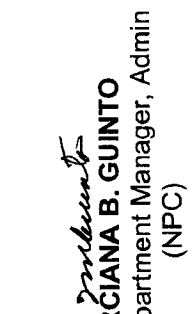
Q & L PEST CONTROL SERVICES
(CONTRACTOR)

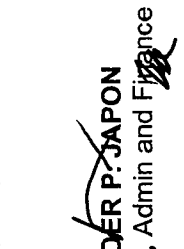
BY: 
HONESTO P. QUIRANO
General Manager

SIGNED IN THE PRESENCE OF:


AMALIA P. TEVES
(CONTRACTOR)

NATIONAL POWER CORPORATION
(NPC)


MARCIANA B. GUINTO
Senior Department Manager, Admin
(NPC)

BY: 
ALEXANDER P. JAPON
Vice President, Admin and Finance

liquidated damages reaches ten percent (10%) NPC may rescind or terminate the Contract without prejudice to other courses of action and remedies open to it.

**ARTICLE VII
WARRANTY CLAUSE**

CONTRACTOR hereby warrants that he or his representative has not offered or paid, directly or indirectly, any government officer and NPC official or employee any consideration or commission for the Contract nor has he or his representative exerted or utilized any corrupt or unlawful influence to secure or solicit this Contract for any consideration or commission; that the CONTRACTOR will not subcontract any portion or portions of the scope of work of the Contract awarded to him to any official or employee of the NPC and to the relatives within the 3rd degree of consanguinity or affinity of NPC's officials who are directly and indirectly involved in Contract awards or project execution; and that if any commission is being paid to a private person; he shall disclose the name of said person and the amount being paid; and that any violation of this Warranty shall constitute sufficient ground for the rescission or cancellation of this Contract; or the reduction from the Contract Price of the consideration or commission paid without prejudice to the filing of any action for the violation of RA No. 3019 as amended (otherwise known as the Anti-Graft and Corrupt Practices Act) and/or other applicable laws against the CONTRACTOR and/or his representative and/or the erring NPC official(s) and employee(s).

**ARTICLE VIII
VALIDITY CLAUSE**

If any term or condition of this Contract is held invalid or contrary to law, the validity of the other terms and conditions hereof shall not be affected thereby.

**ARTICLE IX
GOVERNING LAW**

This Contract shall be governed by and construed in accordance with the laws of the Republic of the Philippines.

**ARTICLE X
VENUE OF ACTIONS**

The parties hereto agree that the venue of action for any cause or causes of action which may arise in connection with this Contract shall be exclusively in the proper court of Quezon City, Philippines only.

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IN WITNESS WHEREOF, the parties hereto have signed this Contract this 18th day of June, 2021 at Quezon City, Philippines.

NATIONAL POWER CORPORATION
(NPC)

Q & L PEST CONTROL SERVICES
(CONTRACTOR)


BY:


BY:


ALEXANDER P. JAPON
Vice President, Admin and Finance

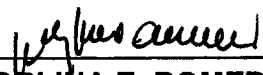

HONESTO P. QUIJANO
General Manager

SIGNED IN THE PRESENCE OF:


MARCIANA B. GUINTO
Senior Department Manager, Admin
(NPC)


AMALIA H. TEVES
(CONTRACTOR)

FUNDS AVAILABLE


LORLINA E. BOMEDIANO
Senior Department Manager, Finance

N m. ma (m.)
CERTIFIED FUNDS AVAILABLE
TRANS: *2021*
BOOKER: *JOB order*
POST CENTER: *2602010*
AMOUNT: *P 175,520.00*
JU 9003991 P 113,020.00
JU 9003986 P 175,520.00

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

ACKNOWLEDGEMENT

JUN 18 2021 BEFORE ME, a Notary Public for and in Quezon City, Philippines, this day of _____, 2021, personally appeared **MR. ALEXANDER P. JAPON**, Vice President-Admin and Finance, **NATIONAL POWER CORPORATION**, with Document Identification in the form of Company ID No. **APW1300013**, known to me and to me known to be the same person who executed the foregoing instrument consisting of eight (8) pages, including the pages wherein the acknowledgements are written, all pages signed by both parties and their instrumental witnesses and he acknowledged before me that the same is his free and voluntary act and deed and that of the Corporation he represents.

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

Notary Public
Until December 31, 2021
IBP Lifetime No.: _____
PTR No. _____

Doc. No. 144 ;
Page No. 20 ;
Book No. 4 ;
Series of 2021.

ATTY. BIENVENIDO L. MABULAC II
Notary Public for Quezon City
Commission No. NP-323 (2019 – 2020)
Commission extended until June 30, 2021 pursuant to
Supreme Court En Banc Resolution dated
December 1, 2020 issued in relation to B.M. No. 3795
Roll of Attorneys No. 64522
PTR No. 05893260; 01/05/2021; Quezon City
IBP OR No. 122652; 01/05/2021; CALMANA Chapter
MCLE Compliance No. VI-0016065; 12/07/2018
4th Floor, NPC Office Building, NPC Compound,
BIR Road corner Quezon Avenue, Diliman, Quezon City

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REPUBLIC OF THE PHILIPPINES)
QUEZON CITY) S.S

ACKNOWLEDGEMENT

BEFORE ME, a Notary Public for and in Quezon City, Philippines, this _____ day of JUN 14 2021, 2021, personally appeared **MR. HONESTO P. QUIJANO**, General Manager, **Q & L PEST CONTROL SERVICES** with Identification Document in the form of TIN 115-659-696 issued by BIR at 10-36-07 on OCTOBER, known to me and to me known to be the same person who executed the foregoing instrument consisting of eight (8) pages, including the pages wherein the acknowledgements are written, all pages signed by both parties and their instrumental witnesses and he acknowledged before me that the same is his free and voluntary act and deed and that of the single proprietorship he represents.

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


ATTY. ELISEO CALMA JR.,
NOTARY PUBLIC

Notary Public 31, 2021

PTR No. 09470215
Until December 31, 2021

IBP No. 041058, Jan. 4, 2021

IBP Lifetime No. _____

Adm Matter No. NP-067

Roll No. 50183

MCLE Comp No. VI-0012817 Until April 14, 2022

Doc. No.: 36
Page No.: 8
Book No.: 04
Series of 2021.

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