



Republic of the Philippines
DEPARTMENT OF TRANSPORTATION (DOT)

NOTICE TO PROCEED

28 July 2021

MR. ERICK ANDREW R. OLONAN
SPECIFIED CONTRACTORS AND DEVELOPMENT, INC.

Suite 305 Xavierville Square Condominium
38 Xavierville Avenue, Loyola Heights, Quezon City
Mobile No.: 0917 838 0114
Email Add.: info@scdcontractors.com

Subject : Metro Manila Subway Project ("MMSP") – Phase 1
Advanced Work Package 2

Dear Mr. Olonan:

Please be informed that the Contract Agreement for the **Advanced Works Package 2: Design-Build Works for the Functional Replication of Building Structures and Improvement of Facilities within Camp Aguinaldo for the Department of Transportation ("PB No. 20-037-10")** has been approved at a contract price of **Six Hundred Eighty-Six Million Two Hundred Forty-Two Thousand Twenty-Eighty and 58/100 Pesos only (Php 686,242,028.58)**. You are hereby instructed to proceed starting from the receipt of this Notice and shall be responsible to undertake and perform the services stipulated in the terms and conditions of the Contract Documents.

Kindly acknowledge and conform below as proof of receipt and acceptance of this Notice to Proceed.

Very truly yours,

SIGNATURE REDACTED

ATTY. REINIER PAUL R. YEBRA
Undersecretary for Legal Affairs
Department of Transportation
Head of the Procuring Entity

CONFORME:

ERICK ANDREW OLONAN / PRESIDENT
PRINTED NAME/POSITION

SIGNATURE REDACTED

SIGNATURE

7/29/2021
DATE

DOT
GSD-REGISTRATION SECTION
CERTIFIED COPY

AUG 02 2021

CENTRAL OFFICE:

Pinatubo Street corner S. Osmeña Street, Clark Freeport Zone, Pampanga
(02) 7908300

PROJECT MANAGEMENT OFFICE:

ORIGINAL COPY WITH
REQUESTED BY
2/F ARCA North Building
ARCA North Compound, Mc Arthur Highway
Karuhatan, Valenzuela City
(02) 775032642

ELLEN JOYCE O. CECERO
ADMINISTRATIVE OFFICER II

CONTRACT AGREEMENT

JUL 29 2021

This CONTRACT AGREEMENT, made this ___ day of _____ 2021, by and between;

The Government of the Republic of the Philippines, through the DEPARTMENT OF TRANSPORTATION (DOTr), a national government agency organized and existing under and by virtue of the laws of the Republic of the Philippines, with principal address at Pinatubo Street corner Sergio Osmeña Sr. Street, Clark Freeport Zone, Angeles City, Pampanga, 2009 Philippines, represented herein by its Undersecretary for Railways, TIMOTHY JOHN R. BATAN, duly authorized for this purpose ("Employer");

-and-

SPECIFIED CONTRACTORS AND DEVELOPMENT, INC. (SCDI), a private corporation organized and existing under and by virtue of laws of the Republic of the Philippines, with main office address at 38 Xavierville Ave, Quezon City, 1108 Metro Manila, represented herein by MR. ERICK ANDREW R. OLONAN, duly authorized for this purpose ("Contractor").

ANTECEDENTS

- A. By a Right-of-Way Usage Agreement ("ROWUA") dated 04 December 2020 by and between the DOTr and the Department of Defense ("DND"), the former has undertaken to replicate the Camp Aguinaldo Affected Structures at no cost to the Landowner, pursuant to designs and a works program developed and to be further developed in consultation and coordination with the Landowner, to a site within the Camp Aguinaldo Property to be determined by the DND or the Armed Forces of the Philippines;
B. The Employer desires that the Works known as "Advance Works Package 2: Design and Build Works for the Functional Replication of Building Structure and Improvements of Facilities within Camp Aguinaldo" ("Works") be executed upon the accomplishment of its procurement in accordance with pertinent laws, rules, and regulations;
C. The Contractor, which, during the procurement activities, has submitted a Bid that has been accepted by the Employer, undertakes to execute and complete the Works in conformity with the provisions of this Contract in all respects; and
D. Pursuant to Resolution No. BACX-2021-03-01 of the Bids and Awards Committee ("BAC") X of the Procurement Service - Department of Budget and Management ("PS-DBM"), the Contractor has been declared as the Single Evaluated Substantially Responsive Bidder, in accordance with the Memorandum of Agreement entered by and between DOTr and PS-DBM dated 13 February 2018, wherein the latter was designated as the Procuring Agent of the DOTr for the Works.

NOW, THEREFORE, THE PARTIES HEREBY AGREE AS FOLLOWS:

- 1. In this Contract Agreement, words and expressions shall have the same meanings as are respectively assigned to them in the Contract Documents hereinafter referred to.
2. The following shall form, be read, and construed as part of the entire Contract Documents:
a. This Contract Agreement;

[Handwritten signature]

REPRODUCTION COPY ORIGINAL COPY WITH REQUESTED BY ELLEN JOYCE O. CECILIO ADMINISTRATIVE OFFICER II AUG 02 2021 GSD-RECORDS SECTION CERTIFIED COPY

SIGNATURE REDACTED

SIGNATURE REDACTED

- b. Approved Budget for the Contract;¹
 - c. Bidding Documents for the Contract:²
 - i. General Conditions of the Contract;
 - ii. Special Conditions of the Contract;
 - iii. Drawings;
 - iv. Specifications;
 - v. Invitation to Bid;
 - vi. Instructions to Bidders;
 - vii. Bid Data Sheet/s;
 - d. General Bid Bulletins, as follows:
 - i. PB No. 20-037-10 Bid Bulletin No. 1 dated 20 November 2020;³
 - ii. PB No. 20-037-10 Bid Bulletin No. 2 dated 27 November 2020;⁴
 - e. Contractor's Winning Calculated Bid, including the Eligibility requirements, the Technical and Financial Proposals, and all other documents/statements submitted;⁵
 - f. Contractor's Registration Certificate/s;⁶
 - g. Performance Security;⁷
 - h. Letter of Acceptance/Notice of Award with the Contractor's "Conforme";⁸
 - i. Construction Schedule in the form of PERT/CPM Diagram and Bar Chart with S-curve⁹
 - j. Manpower Schedule;¹⁰
 - k. Construction Methods;¹¹
 - l. Equipment Utilization Schedule;¹²
 - m. Construction Safety and Health Program approved by the Department of Labor and Employment.¹³
3. In consideration of the payments to be made by the Employer to the Contractor as indicated in the Letter of Acceptance/Notice of Award, the Contractor hereby covenants with the Employer to execute and complete the Works and remedy any defects therein, if any, in conformity in all respects with the provisions of this Contract.
4. The Employer has issued the Letter of Acceptance/Notice of Award to Contractor in the total amount of **Six Hundred Eighty-Six Million Two Hundred Forty-Two Thousand Twenty-Eight Pesos and 58/100 (Php 686,242,028.58)**, subject to this Contract in all respects.
5. In consideration of the execution and completion of the Works by the Contractor, the Employer hereby covenants to pay the Contractor the unit prices in the Contractor's Calculated Bid, as applied to the actual quantities accomplished by the Contractor and certified by the Procuring Entity under the provisions of this Contract, at the times and in the manner prescribed by the Contract Documents.
6. This Contract, together with the documents referred to in it, constitutes the whole agreement between the Parties relating to its subject matter and supersedes and

- 1 Annex 1
- 2 Annex 2
- 3 Annex 3
- 4 Annex 4
- 5 Annex 5
- 6 Annex 6
- 7 Annex 7
- 8 Annex 8
- 9 Annex 9
- 10 Annex 10
- 11 Annex 11
- 12 Annex 12
- 13 Annex 13

Contract Agreement with Specified Contractors and Development, Inc.
re Advance Works Package 2



extinguishes any prior drafts, agreement, and arrangements of any nature relating to the subject matter.

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

Signed by:
For and on behalf of the Employer

Signed by:
For and on behalf of the Contractor

SIGNATURE REDACTED

[Signature]
TIMOTHY JOHN R. BATAN
Undersecretary for Railways
Department of Transportation

SIGNATURE REDACTED

[Signature]
ERICK ANDREW R. OLANAN
President
Specified Contractors
and Development, Inc.

WITNESSES:

SIGNATURE REDACTED

[Signature]
ATTY. GIOVANNI Z. LOPEZ
OIC-Undersecretary for Finance
Department of Transportation

SIGNATURE REDACTED

[Signature]
ENRIQUE OLANAN
Chairman
Specified Contractors
and Development Inc.

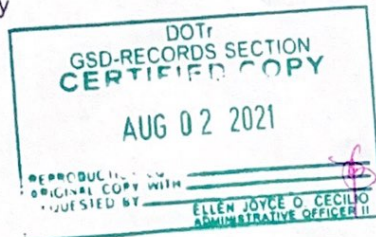
SIGNATURE REDACTED

[Signature]
FIDEL IGMEIO T. CRUZ, JR.
Assistant Secretary for Railways
Department of Transportation

APPROVED BY:

SIGNATURE REDACTED

[Signature]
ATTY. REINIER PAUL R. YEBRA
Undersecretary for Legal Affairs
and Head of the Procuring Entity
Department of Transportation



ACKNOWLEDGMENT

JUL 29 2021

BEFORE ME, a Notary Public for and in QUEZON CITY, Philippines, on this _____ personally appeared the following:

	Competent Proof of Identity	Place of Issue/Issue Date/ Expiry Date
TIMOTHY JOHN R. BATAN		
ERICK ANDREW R. OLANAN	PRC 10 0115354	Manila 10/27/2008- 1/14/2023

who were identified by me through their respective competent evidence of identity, as indicated above, to be the same persons described in the foregoing instrument, and acknowledged before me that their respective signatures on the instrument were voluntarily affixed by them for the purposes stated therein, and declared to me that they have executed the instrument as their free and voluntary act and deed and that they have the authority to sign on behalf of the entity that they represent.

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

NOTARY PUBLIC

Doc. No.: 200;
Page No.: 40;
Book No.: III;
Series of 2021.

M. Joseph Capinpin
ATTY. MICHAEL JOSEPH CAPINPIN
Notary Public for Quezon City
Until December 31, 2021
PTR NO. 9265600/1-4-2021/QC
IBP Lifetime No. 08330
ROLL No. 5 6 4 9 9
MCLE Compliance No. VI-0008995
Adm Matter No. NP-207 (2020-2021)
101 Malakas Lane Brgy. Central Q.C

DOT
GSD-RECORDS SECTION
CERTIFIED COPY
AUG 02 2021
REPRODUCTION OF ORIGINAL COPY WITH REQUESTED BY _____
ELLEN JOYCE O. CECILIO
ADMINISTRATIVE OFFICER II

SIGNATURE REDACTED