



REPUBLIC OF THE PHILIPPINES  
DEPARTMENT OF JUSTICE  
**OFFICE OF THE GOVERNMENT CORPORATE COUNSEL**  
3rd Floor MWSS Administration Building, Katipunan Avenue  
Balara, Quezon City  
Tel. Nos. 927-0030 / 920-7477 • Fax No. 436-4405  
www.ogcc.gov.ph  
info@ogcc.gov.ph

## CONTRACT AGREEMENT

This Contract Agreement (“Agreement”) made and executed this 18<sup>th</sup> day of December 2020 at Quezon City, Metro Manila, by and between:

**OFFICE OF THE GOVERNMENT CORPORATE COUNSEL**, a government agency with address at 3<sup>rd</sup> Floor, MWSS Building, Katipunan Avenue, Diliman, Quezon City, herein represented by **ATTY. ELPIDIO J. VEGA**, the Government Corporate Counsel, Officer-in-Charge, and hereinafter referred to as “OGCC”;

and

**CARESYSTEM TECHNOLOGYSOLUTION CO., INC.**, a corporation duly organized and existing under Philippine laws, with address at Dr. 1, LS Bros Bldg. Km. 5 Buhangin Road, Brgy. Buhagin, Buhangin District, City of Davao, herein represented by **HANSEL R. CABUG-OS**, *Operations Manager* and hereinafter referred to as “CARESYSTEMS”;

## ANTECEDENTS

*WHEREAS*, the OGCC, as the principal law office of all government-owned and controlled corporations whether incorporated by law or created by charter, issues advisory opinions and contract reviews for government agencies;

.....committed to uphold justice  
under the rule of law



WHEREAS, CARESYSTEM is a company engaged, among others, in dealing of household and office equipment, air conditioning units, spare parts, construction, asphalt bituminous materials and electrical supplies;

WHEREAS, the OGCC advertised the procurement opportunity via Request for Quotation (RFQ) No. 2020-11-039 for the Supply, Delivery and Installation of one (1) brand new Air Condition Units (3-Tonner, Floor Mounted) in the Office of the Government Corporate Counsel on 16 November 2020.

WHEREAS, after the publication of the RFQ pursuant Sections 53.9 (Small Value Procurement) in relation to Annex H of the 2016 RIRR of RA 9184. Two (2) prospective bidders, namely: Caresystem Technology Solution Co., Inc. and VistaAire Builders and Air-conditioning Sales and Services, Inc sent their respective offers. The price quotations of the prospective bidders are as follows:

Bidder	Price Quotation
Caresystem Technology Solution Co.	PhP 115,000.00
VistaAire Builders and Air-conditioning Sales and Services, Inc.	PhP 139,000.00

WHEREAS, Upon evaluation of the quotations submitted by the bidders, the TWG, through evaluation and validation of its eligibility, technical and financial requirements, found Caresystems to have the Lowest Calculated and Responsive Bid. Hence, the OGCC BAC declared Caresystems with the Lowest Calculated and Responsive Bid and recommended the Issuance of a Notice of Award (NOA) in favor of Caresystems.

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 referred to.

2. The following documents shall be deemed to form and be read and construed as part of this Agreement, *viz*:

- (a) Caresystems's Bid, including the Technical and Financial Proposals, and all other documents/statements submitted (*e.g.* bidder's response to clarifications on the bid), including corrections to the bid resulting from the Procuring Entity's bid evaluation;
- (b) certificate or official document indicating that it is an authorized dealer of branded and brand-new air-conditioning unit in the Philippines for at least 5 years.
- (c) The Bidder must also submit a Certificate or official document indicating that the product being offered has been existing in the market for at least 5 years.
- (b) the Schedule of Requirements;
- (c) the Technical Specifications;
- (d) the Negotiation Documents and Supplemental Bid Bulletins issued;
- (e) the Performance Security; and,
- (f) the Notice of Award.

3. In consideration of the payments to be made by the OGCC to Caresystems as hereinafter mentioned, Caresystems hereby covenants with the OGCC to provide the goods and services and to remedy defects therein in conformity in all respects in accordance with the Terms and Conditions and Terms of reference.

4. OGCC hereby covenants to pay the Caresystems in consideration of the provision of the goods and services and the remedying of defects therein, the Contract Price or such other sum as may become payable under the provisions of the contract at the time and in the manner prescribed by the contract.



IN WITNESS WHEREOF, the parties hereto set their hands on the date and place first written above.

For:

OFFICE OF THE GOVERNMENT CORPORATE COUNSEL      CARESYSTEM TECHNOLOGY SOLUTION CO., INC.

By:

  
ELPIDIO J. VEGA  
Government Corporate Counsel

  
HANSEL R. CABUG-OS  
Operations Manager

Signed in the presence of:

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## ACKNOWLEDGMENT

Republic of the Philippines     )  
Quezon City                             ) S.S.

BEFORE ME, a Notary Public for and in Quezon City, personally appeared the following persons presenting to me their respective competent proofs of identity as follows:


Name	Valid Government ID	Date/Place Issued
ELPIDIO J. VEGA	OGCC ID No. 0001	Quezon City
HANSEL R. CABUG-OS	LTO #: L02-13-006381	QUEZON CITY

All known to me and to me known to be the same persons who executed the foregoing Memorandum of Agreement of their own free and voluntary act and deed and that of the institutions they respectively represent.

The instrument, consisting of seven (7) pages including the page on which this Acknowledgment is written, has been signed by the Parties and their instrumental witnesses on each and every page.

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

Doc. No. 85 ;  
Page No. 18 ;  
Book No. X ;  
Series of 2019

  
ATTY. ALLISTER MICHAEL C. JOCOM  
Notary Public  
Adm. Matter No. NP-054 (2020-2021)  
Until December 31, 2021  
Roll of Attorney's No. 59492  
ISP Lifetime No. 982521 / 1/16/16 Quezon City  
PTR No. 9296882 / 1-2-20 Quezon City  
MCE Compliance No. VI-0023026 / 04-14-22 / 2. G.  
No. 15 Cavendish Avenue, Loyola Heights