



Republic of the Philippines
Department of Education
Cordillera Administrative Region

CONTRACT AGREEMENT

THIS AGREEMENT, made this _____ day of NOV 14 2023, 2023 between:

DEPARTMENT OF EDUCATION- CORDILLERA ADMINISTRATIVE REGION (DEPED- CAR), a government agency duly organized and existing under the laws of the Republic of the Philippines with principal address at Wangal La Trinidad, Benguet represented herein by ESTELA P. LEON- CARIÑO EdD, CESO III, Director IV/ Regional Director referred to as the **“PROCURING ENTITY”**.

-and-

“NISSAN COMMONWEALTH INC” a corporation duly organized and existing and by virtue of the laws of the Republic of Philippines with business address at 41 Commonwealth Ave. Brgy. Holly Spirit, Diliman, Quezon City represented herein by its Authorized/ Designated Representative **BRYAN DAVID TOMAS**, herein referred to as the **“SUPPLIER”**

WITNESSETH

WHEREAS, “THE ENTITY” invited Bids for Certain goods and ancillary services, particularly the **Re-bidding of Supply and Delivery of Motor Vehicles for the National Educators Academy of the Philippines (Lot 1)** and has accepted a bid by the **“SUPPLIER”** for the supply of those goods and services in the sum of **TWO MILLION TWO HUNDRED THOUSAND PESOS (₱2,200, 000.00)** hereinafter called “THE CONTRACT PRICE”.

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. In this Agreement, words and expressions shall have the same meanings are respectively assigned to them in the Conditions of Contract hereinafter referred to;
2. The following documents as required by the 2016 revised Implementing Rules and Regulations of Republic Act No. 9184 shall be deemed to form and be read and construed as integral part of this Agreement, viz.:
 - i. Philippine Bidding Documents (PBDs);
 - i. Schedule of Requirements;
 - ii. Technical Specifications;
 - iii. General and Special Conditions of Contract; and
 - iv. Supplemental or Bid Bulletins, if any
 - ii. Winning bidder’s bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted;

Bid form, including all the documents/statements contained in the Bidder’s bidding envelopes, as annexes, and all other documents submitted (e.g., Bidder’s response to request for clarifications on the bid), including corrections to the bid, if any, resulting from the Procuring Entity’s bid evaluation;

CHRISTINA CASABUENA
Witness for Supplier

BRYAN DAVID TOMAS
Authorized/ Designated Representative

MAKSIM A. BOTILAS
End User

ESTELA P. LEON- CARIÑO
Regional Director, DepEd- CAR

- iii. Performance Security;
- iv. Notice of Award of Contract; and the Bidder's conforme thereto; and
- v. Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBDs. **Winning bidder agrees that additional contract documents or information prescribed by the GPPB that are subsequently required for submission after the contract execution, such as the Notice to Proceed, Variation Orders, and Warranty Security, shall likewise form part of the Contract.**

3. The contract duration or completion period shall be within ;
4. In consideration for the sum of **TWO MILLION TWO HUNDRED THOUSAND PESOS (P2,200, 000.00)** or such other sums as may be ascertained, "**SUPPLIER**" agrees to provide the following in accordance with his/her/its Bid:

Item No.	Item	unit	Qty
1.	NISSAN URVAN PREMIUM MT (15 Seater)	unit	1

Attached is the POST-QUALIFICATION REPORT detailing the specifications marked as "ANNEX A" to form part of this contract


5. The SUPPLIER shall be liable for LIQUIDATED DAMAGES for the delay in its performance in the amount equal to one-tenth of one percent (0.001) of the cost of the goods scheduled for delivery for every day of delay until the goods are finally delivered and accepted by the PROCURING ENTITY. DepEd Shall deduct the liquidated damages from any money due or which may become due to the Supplier, or collect from any warranties or securities posted by the Supplier, whichever is convenient. Once the cumulative amount of liquidated damages reaches ten percent (10%) of the amount of the contract, the Procuring Entity may rescind or terminate the contract, without prejudice to other courses of action and remedies available under the circumstances.
6. The DepEd- CAR agrees to pay the above-mentioned sum upon full delivery of the above listed items.


IN WITNESS whereof, the parties thereto have caused this Agreement to be executed the day and year first before written.


ESTELA P. LEON- CARIÑO
 Director IV DepEd-CAR Regional Office


BRYAN DAVID TOMAS
 Authorized/ Designated Representative

WITNESSES:

MAKSIM A. BOTILAS
 End User



CHRISTIAN E. CASABUYAN
 Supplier's Witness

FUNDS AVAILABLE:

ALLOTMENT AVAILABLE:


CORAZON B. WALCIEN
 Accountant III


ERNIELY D. GODOY
 Budget Officer V



REPUBLIC OF THE PHILIPPINES

DONE: LA TRINIDAD BENGUET

CHRISTIAN CASALU
Witness for Supplier

ACKNOWLEDGMENT

BEFORE ME, a Notary Public for and in LA TRINIDAD BENGUET, Philippines, this _____ day of NOV 14 2023, 2023 personally appeared:

BRYAN DAVID TOMAS
Authorized / Designated Representative

Name	Proof of Identity
ESTELA P. LEON-CARIÑO	TIN 147-466-799
BRYAN DAVID TOMAS	TIN 228-316-797

Exhibited to me competent evidence of their identities written beside their names, known to me and to me known to be the same persons who executed the foregoing instrument and acknowledged to me that the same is their free act and voluntary deed.

This Contract consisting of three (3) pages including the page on which this acknowledgment is written, have been signed by the parties and their instrumental witnesses on each and every page hereof.

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

Doc. No. 62

Page No. 19

Book No. XXV

Series of 2023.

[Signature]
 JESSICA MAGUILO LUBANTE
 Notary Public
 Roll No. 66073: 06-22-16: Manila
 PTR. No. 7692450: 01-05-2023: Benguet
 MCLE Compliance No. VI-0017090: 01-18-19
 0905-313-7950; jessicalubante9@yahoo.com

MAKSIM A. BOTILAS
End User

ESTELA P. LEON-CARIÑO
Regional Director, DepEd-CAR

POST-QUALIFICATION REPORT

Date: October 17, 2023

PROJECT	REBIDDING OF SUPPLY AND DELIVERY OF MOTOR VEHICLES FOR NEAP - BAGUIO CITY (LOT 1)
ABC	Php 2,200,000.00
Supplier	Nissan Commonwealth, Inc.
Bid	Php 2,200,000.00

Legal Documents		Remarks
A	Valid PhilGEPS Registration Certificate	Platinum; valid until February 23, 2024 validated, original copy presented by the bidder to the BAC-TWG
B	Cert of Incorporation from SEC	SEC: Registered as of September 23, 2013 DTI Cert of Accreditation: Valid as of December 31, 2023 validated, original copy presented by the bidder to the BAC-TWG
C	Valid Business Mayor's Permit	Valid until January 27, 2024 Issued at Quezon City validated, original copy presented by the bidder to the BAC-TWG
D	Tax Clearance	Valid until January 6, 2024 validated, original copy presented by the bidder to the BAC-TWG

Technical Documents		Remarks
E	Statement of ongoing government and private contracts	Purchase of one (1) unit ambulance to be used as Emergency response vehicle of MDRRM Responders Date of Delivery: October 20, 2023 (With NOA, NTP, Contract Agreement) validated, original copy presented by the bidder to the BAC-TWG
F	Statement of Single Largest Completed Contract	Government: Supply and Delivery of Passenger Van for Marillac Hills of the DSWD-NCR Field Office Delivered on December 26, 2022 Amount Contract: ₱1, 944, 680 Attachments: NOA, NTP, PO, Sales Invoice, and Delivery Receipt validated, original copy presented by the bidder to the BAC-TWG
G	Bid Security	The Bid Securing Declaration was executed in favor DepEd-CAR duly signed and notarized validated, original copy presented by the bidder to the BAC-TWG
H	Omnibus Sworn Statement	Attached affidavit of Brian David Thomas as the designated representative of Nissan Commonwealth Incorporation and with authority to do, execute, and perform any acts necessary to participate, submit, and to sign and execute the ensuing contract for supply and delivery of motor vehicles for NEAP- Baguio City. Attached Secretary's Certificate appointing Brian David Thomas as designated representative of Nissan Commonwealth Incorporation. validated, original copy presented by the bidder to the BAC-TWG

I Conformity with Technical Specifications		
Technical Specs	Offered Item Nissan Urvan Premium MT (15-Seater)	Remarks
A. Summary	Summary	
Body Type: Van	Body Type: Van	Comply
Transmission Category: Manual	Transmission Category: Manual	Comply
B. Engine	Engine	
Engine Size: 2.5 - 2.8L inline DOHC	Engine Size: 2.5 L inline DOHC	Comply
Displacement: not exceeding 3000cc	Displacement: 2488cc	Comply
No. of Cylinders: 4	No. of Cylinders: 4	Comply
No. of Valves: 16	No. of Valves: 16	Comply
Transmission Type: 5-6 speed Manual Performance	Transmission Type: 5-speed Manual Performance	Comply

PROJECT	REBIDDING OF SUPPLY AND DELIVERY OF MOTOR VEHICLES FOR NEAP - BAGUIO CITY (LOT 1)	
ABC	Php 2,200,000.00	
Supplier	Nissan Commonwealth, Inc.	
Bid	Php 2,200,000.00	
C. Performance	Performance	
Drivetrain: Rear-wheel Drive	Drivetrain: Rear-wheel Drive	Comply
Max Output (HP): 129-176 hp / 3200 - 3400 rpm	Max Output (HP): 129hp / 3200 rpm	Comply
Max Torque (nm): 356-420 N-m / 1400 - 2200 rpm	Max Torque (nm): 356 N-m / 1400 -2000 rpm	Comply
D. Economy & Environment	Economy & Environment	
Fuel Type: Diesel	Fuel Type: Diesel	Comply
CO2 Emission: N/A	CO2 Emission: N/A	Comply
Fuel Capacity: 65L (minimum)	Fuel Capacity: 65L (minimum)	Comply
E. Dimensions	Dimensions	
Length: 5,230 - 5,265 mm	Length: 5,230 mm	Comply
Width: 1880 - 1950 mm	Width: 1,880 mm	Comply
Height: 1990 - 2285 mm	Height: 2,285 mm	Comply
Wheelbase: 2940 - 3210 mm	Wheelbase: 2,940 mm	Comply
Turning Circle: 11-12m	Turning Circle: 12m	Comply
Ground Clearance: 175 - 195 mm	Ground Clearance: 195 mm	Comply
Max Cargo: 6,000L	Max Cargo: 6,000L	Comply
Number of Doors: 4	Number of Doors: 4	Comply
Number of Seats: 12-15 (including driver seat) Driver: headrest, manual slide, and recline function. Front Passenger: headrest and recline function. Center seats: 6 to 9-seater; individual fixed reclining w/ headrest Rear seat (last row): 4 seater; foldable, collapsible w/ individual headrest Seat position: all seats should be facing the front	Number of Seats: 15 (including driver seat and center seat in the front passenger seat) Driver: headrest, manual slide, and recline function. Front Passenger: headrest and recline function. Center seats: 8-seater; individual fixed reclining w/ headrest Rear seat (last row): 4 seater; foldable, collapsible w/ individual headrest Seat position: all seats should be facing the front	Comply
F. Safety and Security	Safety and Security	
Driver's Safety: with	Driver's Safety: with	Comply
Front Passenger's Airbag: with	Front Passenger's Airbag: with	Comply
Anti-lock Brake system (ABS): with	Anti-lock Brake system (ABS): with	Comply
G. Features	Features	
Seat Materials: Premium fabric/ synthetic leather	Seat Materials: premium fabric	Comply
Wheel size: 15-16 in.	Wheel size: 15 in.	Comply
Wheel Metal Type: Steel (stock of the model offered)	Wheel Metal Type: Steel	Comply
Air conditioning System: Manual Air conditioning with 14 rear independent vents (minimum) or Dual with Front Manual Controls	Air conditioning System: with independent control and individual vents x14	Comply
Entertainment System: 2DIN AM/FM & CD with AUX via 4	Entertainment System: 2DIN AM/FM & CD with AUX via 4 Speakers	Comply
Connectivity: AUX	Connectivity: AUX	Comply
Rear Seat AC Vent: with independent control	Rear Seat AC Vent: Manual Air-Conditioning with 14 Rear Independent Vents	Comply
Power Steering: with	Power Steering: with	Comply
Power Windows: with	Power Windows: with	Comply
H. Braking Technologies	Braking Technologies	
Anti-lock braking system (ABS): with	Anti-lock braking system (ABS): with	Comply

PROJECT	REBIDDING OF SUPPLY AND DELIVER** OF MOTOR VEHICLES FOR NEAP - BAGUIO CITY (LOT 1)
ABC	Php 2,200,000.00
Supplier	Nissan Commonwealth, Inc.
Bid	Php 2,200,000.00

I. Warranty Coverage:	Warranty Coverage:	
-1 year or 100,000 kms whichever comes first	-1 year or 100,000 kms whichever comes first	Comply
-3 years LTO Registered	-3 years LTO Registered	Comply
- 24/7 NCAC-1-year road assistance	- 24/7 NCAC-1-year road assistance	Comply

Financial Documents		Remarks
J Audited Financial Statement	Financial Statements for the years ended December 31, 2022 and 2021, and Independent Auditor's Report	Comply
K NFCC	NFCC: Php 878,961,240.00 (Above ABC)	Comply
L Income Tax Return	Income Tax Return for 2022. Filed April 15, 2023	Comply

Recommendation

The BAC-TWG went to the registered address of Nissan Commonwealth, Inc. at Commonwealth Quezon City to ensure that the bidder is a legitimate business and to evaluate their capability in the delivery of the project.

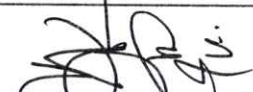
The original copies of the legal, technical, and financial documents submitted during the opening of bids were validated, verified, and seen in original form.

The offered model and variant of the vehicle, the Nissan Urvan Premium MT (15-seater), is not available at the showroom during the post-qualification. A brochure and actual interior picture of the offered vehicle were presented for reference instead, to check the conformity of the offered vehicle to the technical specifications in the bid document. *(See table above for reference)*

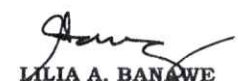
Also, upon evaluation and review of the technical specifications of the offered variant of the vehicle, it was found out that it meets the technical specifications in the bid document.

Considering the aforementioned, it is established that Nissan Commonwealth, Inc. is a legitimate business, and the offered vehicle, the Nissan Urvan Premium MT (15-seater), meets the required technical specifications. It is then recommended to award the project Rebidding of Supply and Delivery of Motor Vehicles for NEAP-Baguio (Lot 1) to Nissan Commonwealth, Inc. and be declared as the Single Lowest Responsive Bidder.


Prepared:


VANDOLPH B. FLORA
 BAC-TWG Chairperson


JOSEPH B. BANARES
 BAC-TWG Member


LILIA A. BANAWÉ
 BAC-TWG Member


ERIC MARVIN B. URMAZA
 BAC-TWG Member


NARCISA MAGNO
 BAC-TWG (End User)

Approved:


GEORGINA C. DUCAYSO
 BAC Member

JENNIFER P. ANDE
 BAC Member


ETHIELYN E. TAQUED
 BAC Member


MAKSIM A. BOTILAS
 BAC Vice Chairperson


ATTY. SEBASTIAN G. TAYABAN
 BAC Co-Chairperson

RONALD B. CASTILLO, CESO V
 BAC Chairperson

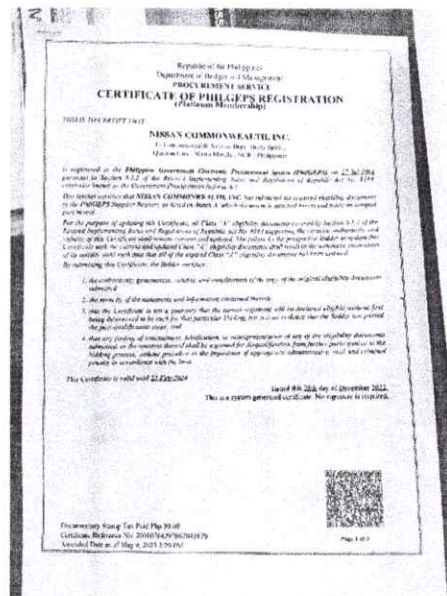
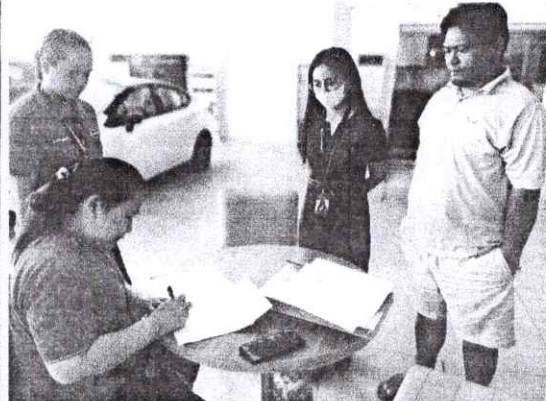
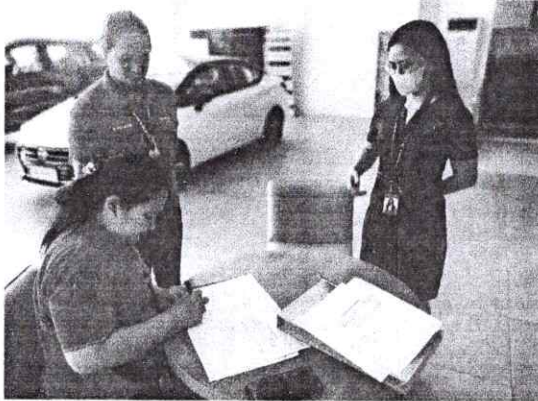


Republic of the Philippines
Department of Education
 CORDILLERA ADMINISTRATIVE REGION

Name of Project: REDIBBING OF SUPPLY AND DELIVERY OF MOTOR VEHICLES FOR NEAP - BAGUIO CITY (LOT 1)

Bidder: NISSAN COMMONWEALTH INC.

Documents were checked in their original forms.



Address: DepEd-CAR Complex, Wangal, La Trinidad, Benguet, 2601
Telephone No: (074) 422 – 1318
Email Address: car@deped.gov.ph



DepEd Tayo Cordillera



<https://depedcar.ph>



Republic of the Philippines
Department of Education
 CORDILLERA ADMINISTRATIVE REGION

QUEZON CITY
PERMIT TO OPERATE
 NISSAN COMMONWEALTH, INC.
 REGISTRATION NO. 210385

AND SPECIALIZATION WILL BE IN THE FIELD OF
 MA. JOSEFINA G. BELMONTE
 MA. MARGARITA T. SANTOS

REPUBLIC OF THE PHILIPPINES
 SECURITIES AND EXCHANGE COMMISSION
 City of Manila

CERTIFICATE OF FILING
 OF
 AMENDED ARTICLES OF INCORPORATION

KNOW ALL PERSONS BY THESE PRESENTS
 That in and to the effect of the amended articles of incorporation of the
NISSAN COMMONWEALTH, INC.
 (According to filing as previously designated as Article XI thereof)

was amended, adopted on February 20, 2013 by majority vote of the Board of Directors and by the vote of the shareholders having an ownership of four one-hundredths of the outstanding capital stock, and certified under oath by the Corporate Secretary and a majority of the Board of Directors of the corporation was approved by the Commission on this date pursuant to the provisions of Section 104 of the Corporation Code of the Philippines, State Taxation No. 98, approved on May 5, 1960, and copies thereof are filed with the Commission.

Let it be noted that the corporation or already has obtained the appropriate secondary license from the Commission. This Certificate does not constitute it to undertake business activities requiring a secondary license from this Commission such as, but not limited to, the selling of stocks or bonds in securities, government securities eligible under (SEC) 1933, investment advice of an investment company, closed-end open-end investment company, investment broker, transfer agent, computerized financial transfer, exchange/trade/transfer, financing company and any share/stock ownership/transfer activities in any form thereof. Neither does this Certificate constitute in itself to undertake activities for which other government agencies require a license or permit.

IN WITNESS WHEREOF, I have set my hand and caused the seal of this Commission to be affixed to this Certificate at Manila, City, Metro Manila, Philippines, this 22nd day of September, twenty Thirteen.

FERNANDO B. SALES
 Acting Director
 Company Registration and Monitoring Department

Republic of the Philippines
 Department of Finance
 Bureau of Internal Revenue

Annual Income Tax Return

1752/01

1. Name of Taxpayer: NISSAN COMMONWEALTH, INC.
 2. Address: ...
 3. Taxable Income: ...
 4. Taxable Income Tax: ...
 5. Total Taxable Income: ...
 6. Total Taxable Income Tax: ...

Signature: *[Signature]*
 Date: ...

