

TINONGDAN INDIGENOUS PEOPLES ORGANIZATION (TINPO) INC. (CONTRACTOR)

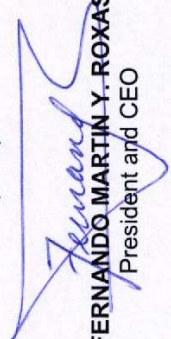
BY: 
MAXIE D. PEDRO
Authorized Representative

SIGNED IN THE PRESENCE OF:


Ma. Esperanza C. Domingo
(CONTRACTOR)


EMMANUEL A. UMALI
Department Manager, WMD (NPC)

NATIONAL POWER CORPORATION (NPC)

BY: 
FERNANDO MARTIN Y. ROXAS
President and CEO

CONTRACT NO. LOG MSSP 2023-04-033-MDC

**SUPPLY OF LABOR AND MATERIALS FOR THE ESTABLISHMENT OF 53 LKM FIRELINE AT VARIOUS LOCATIONS FOR UPPER AGNO RIVER WATERSHED (UNDER UC-EC PLAN 9)
PR NO. HO-UAR22-010 / CMP221227-NA00449 (CMP3)**

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 principal address at the NPC Office Building Complex, BIR Road corner Quezon Avenue, Diliman, Quezon City, Philippines, represented herein by its President and CEO, **MR. FERNANDO MARTIN Y. ROXAS**, who is duly authorized to represent it in its transaction, referred to as "**NPC**".

- and -

TINONGDAN INDIGENOUS PEOPLES ORGANIZATION (TINPO) INC., an Indigenous Peoples Organization (IPO) duly organized and existing under the laws of the Republic of the Philippines, with principal office address at Tinongdan, Itogon, Benguet, Philippines, herein represented by its Authorized Rep., **MR. MAXIE D. PEDRO**, who is duly authorized to represent it in this transaction, hereinafter referred to as the "**CONTRACTOR**".


WITNESSETH: That -

WHEREAS, NPC thru its Upper Agno River Watershed Area Team needs a contract for the Supply of Labor and Materials for the Establishment of 53 LKM Fireline at Various Locations for Upper Agno River Watershed.

WHEREAS, NPC thru its Upper Agno River Watershed Area Team needs to provide protection measures for the natural vegetation of the watershed as well as the vegetative rehabilitation projects, e.g. reforestation, agroforestry, Assisted Natural Regeneration (ANR), Bamboo Plantation, etc. against the destructive effects of forest fires in the watershed areas and in order to ensure the survival of the established plantation.

WHEREAS, CONTRACTOR, after having represented and warranted itself as capable, competent and duly licensed to undertake the Supply of Labor and Materials for the Establishment of 53 LKM Fireline at Various Locations for Upper Agno River Watershed (Under UC-EC Plan 9), submitted the single calculated and responsive quotation in the 3rd Negotiated Procurement - Community Participation conducted by the Bids and Awards Committee on 13 March 2023 for the said undertaking.


Contract between NPC and Tinongdan Indigenous Peoples Organization (TINPO) Inc. Supply of Labor and Materials for the Establishment of 53 LKM Fireline at Various Locations for Upper Agno River Watershed (Under UC-EC Plan 9)
Contract No. LOG MSSP 2023-04-033-MDC



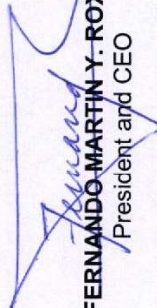
TINONGDAN INDIGENOUS PEOPLES ORGANIZATION (TINPO) INC.
(CONTRACTOR)

BY: 
MAXIMO D. PEDRO
Authorized Representative

SIGNED IN THE PRESENCE OF:

BY: 
Ma. Xsunbica C. Dalinga
(CONTRACTOR)

NATIONAL POWER CORPORATION
(NPC)

BY: 
FERNANDO MARTIN Y. ROXAS
President and CEO

WHEREAS, NPC accepted the offer of the CONTRACTOR.

NOW, THEREFORE, in view of the foregoing premises and in consideration of the mutual covenants stipulated hereinafter provided, the parties hereby agree as follows:

ARTICLE I
DOCUMENTS COMPRISING THE CONTRACT

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

1. Purchase Requisition No. HO-UAR22-010 dated 18 May 2022;
2. Terms of Reference for the Supply of Labor and Materials for the Establishment of 53 LKM Fireline at Various Locations for Upper Agno River Watershed (Under UC-EC Plan 9) under PR No. HO-UAR22-010 / CMP221227-NA00449 (CMP3);
3. CONTRACTOR's Price & Technical Proposals dated 02 March 2023;
4. Bid Opening Report dated 13 March 2023;
5. Post Qualification Report dated 24 March 2023;
6. Notice of Award dated 13 April 2023;
7. Notice to Proceed; and
8. Performance Security and such other related/pertinent document hereto attached or on file in the office of NPC.

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 latter 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

The works and services to be performed by the Contractor for this undertaking shall essentially consist of, but not limited to the following:

- 1) Surveying and Mapping
- 2) Staking/Marking of Corners
- 3) Clearing of Weeds and Shrubs
- 4) Gathering and Disposal of Flammable Debris

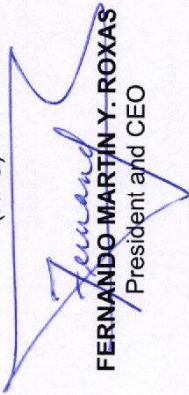
Surveying and Mapping

- Fire lines shall be delineated and located along boundaries of plantation projects.
- Fire line map with a scale of 1:10,000 shall be prepared.


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NATIONAL POWER CORPORATION
(NPC)

BY: 
FERNANDO MARTIN Y. ROXAS
President and CEO

SIGNED IN THE PRESENCE OF:


EMMANUEL A. UMALI
Department Manager, WMD
(NPC)


Ma. Abigail C. Dizon
(CONTRACTOR)

TINONGDAN INDIGENOUS PEOPLES
ORGANIZATION (TINPO) INC.
(CONTRACTOR)

BY: 
MAXIDO PEDRO
Authorized Representative

- To be drawn and plotted on a tracing paper using the plantation maps as reference/basis.
- Natural boundaries such as ridges, creeks, gullies and roadways may be used as fire lines.

Staking/Marking of Corners

- Prior to clearing of the fire lines, corners must be staked/marked with two by two inches by five feet (2"x2"x5') wooden post with a height of one (1) meter and bamboo stick between corners at intervals of twenty five (25) meters. Wooden post and bamboo stick shall be provided by the winning CSG.

- Minimum widths of fire lines shall be ten (10) meters and with variable length as specified in the project map.

Clearing of Weeds and Shrubs

- Cut weeds and flammable debris in the fire line must be gathered and disposed properly so as not to create a fire hazard zone. Tools to be used shall be provided by the winning CSG.

Gathering and Disposal of Flammable Debris

- Debris must be dispersed or control burning may be employed to dispose of the flammable debris in the fire line.

- If it warrants, cut vegetative matters may be disposed to be utilized as compost materials.

ARTICLE III PROJECT START UP

Upon issuance by NPC and acknowledgement of Organized CONTRACTOR of the Notice to Proceed, the latter shall be allowed a maximum of seven (7) calendar days to mobilize his/her group/workforce.


The day one of first billing period, as stipulated in the Mode of Payments, shall be on the eight days after acknowledgement of Notice of Proceed. However, said day on of the first billing period may be adjusted earlier depending on the readiness of the CONTRACTOR to start the project, in which case, the CONTRACTOR shall formally notify NPC of exact date of their day one.

Before officially commencing work, the CONTRACTOR shall seek first a clearance from the Chairman of the Barangay where the project is located.

ARTICLE IV ACCOMPLISHMENT REPORTS AND DOCUMENTATION

- The CONTRACTOR shall submit an accomplishment report (Annex C)

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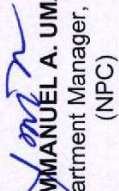


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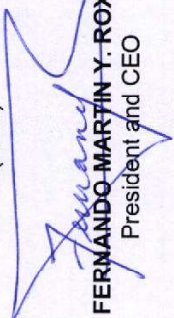
BY: 
MAXIE D. PEDRO
 Authorized Representative

SIGNED IN THE PRESENCE OF:


 Ma. Asuncion C. Dupin
 (CONTRACTOR)


EMMANUEL A. UMALI
 Department Manager, WMD (NPC)

NATIONAL POWER CORPORATION (NPC)

BY: 
FERNANDO MARTIN Y. ROXAS
 President and CEO

- b. based on the activities completed for every progress billing.
- b. Progress report must be accompanied with geo-tagged pictures and shall be submitted regularly by the CONTRACTOR for monitoring purposes.
- c. Reports and requests for billing shall be signed by the CONTRACTOR or its duly designated representative.
- d. The report shall contain information on how many laborers were utilized and the detailed accomplishment per day per activity. It may be also included significant experiences, problems encountered and recommendations for the improvement of the project implementation.
- e. The report shall be attached to the Request for Inspection (Annex A) and Notice of Billing Period (Annex B), for every completed activity per billing period.
- f. Final billing request shall have attached pictures taken before, during and after project completion. It should be taken in a single vintage point to show the development of the project.

ARTICLE V
SOURCE OF MANPOWER/WORKFORCE

The CONTRACTOR's workforce in the conduct of these activities must comprise at least ninety (90%) percent local community residents.

The CONTRACTOR must deploy a competent site Supervisor with experience in handling significant number of personnel in related projects.

ARTICLE VI
WORK PLAN AND SCHEDULE

The CONTRACTOR shall commence work within seven (7) working days from receipt of the Notice to Proceed.

The schedule of implementation shall be in conjunction to the feasibility to undertake the work, e.g. fire line construction should be undertaken on the onset and until the end of the dry season.

ACTIVITY	CY 2023		
	MONTH 1	MONTH 2	MONTH 3
1. Surveying and mapping			
2. Staking and marking of corners			
3. Clearing of weeds and shrubs			
4. Gathering and disposal of flammable debris			

ARTICLE VII
PROJECT LOCATION AND CONTRACT DURATION

The projects were located in the three (3) Municipalities of Benguet within the Upper Agno River Watershed Area Team.

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TINONGDAN INDIGENOUS PEOPLES ORGANIZATION (TINPO) INC.
(CONTRACTOR)

BY:

[Signature]
Ma. Aurora C. Balingay
(CONTRACTOR)

[Signature]
MAXIE D. PEDRO
Authorized Representative

SIGNED IN THE PRESENCE OF:

[Signature]
EMMANUEL A. UMALI
Department Manager, WMD
(NPC)

NATIONAL POWER CORPORATION
(NPC)

[Signature]
FERNANDO MARTIN Y. ROXAS
President and CEO

LOCATION	UM	LKM
1. Tojacap to Mt. Ambobongan, Kabayan, Benguet	lkm	4
2. Bacong to Mt. Ambobongan, Kabayan, Benguet	lkm	4
3. Bangao to Gusaran, Kabayan, Benguet	lkm	5
4. Hilltop – Mt. Patoktok –Dutac, Bokod, Benguet	lkm	5
5. Poblacion-Bagdan, Bokod, Benguet	lkm	3
6. Bangao-Kawal, Bokod, Benguet	lkm	4
7. Inidian to Damshack, Bokod, Benguet	lkm	4
8. Geweng to Adonot, Bokod, Benguet	lkm	4
9. Alam-am to Suggle, Atok and Bokod, Benguet	lkm	4
10. Comodian to Palew, Itogon, Benguet	lkm	4
11. Baloy to Camisong, Itogon, Benguet	lkm	4
12. Maro-oc to Saitan, Itogon, Benguet	lkm	4
13. Poblacion to Karao, Bokod, Benguet	lkm	4
TOTAL		53

The project shall commence immediately upon issuance of the Notice to Proceed and the completion period shall be **NINETY (90) CALENDAR DAYS** reckoned from the contract effectivity date stated in the Notice to Proceed (NTP).

**ARTICLE VIII
MODE OF 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 and not exceeding **ONE MILLION SIX HUNDRED EIGHTY NINE THOUSAND SEVEN HUNDRED FORTY NINE PESOS AND 61/100 (Php 1,689,749.61)** only.

Payments shall be based on the progressive billing schemes and shall not exceed the allocated budget for the project. Sample billing is indicated in the table below.

Payment No.	Nature of Payment	Basis/Indicator of Payment	Date Due/Year	Total Cost Percentage
1	1 st Billing Period (Mobilization Fee)	Inception Report/Final Work Schedule	Month 1	15% of the total amount (less 10% retention fee)
2	2 nd Billing Period	Survey and Mapping of Fire Line Areas	Month 1	15% of the total amount (less 10% retention fee)
3	3 rd Billing Period	-Staking/ Marking of Corners -Clearing of Combustible Materials	Month 3	70% of the total amount (less 10% retention fee)

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