



Contract Agreement

For

CONFIGURATION AND IMPLEMENTATION OF A 3-YEAR SUBSCRIPTION PLAN FOR A CLOUD ENTERPRISE RESOURCE PLANNING (ERP) SOLUTION FOR HUMAN RESOURCE, FINANCE AND ADMINISTRATIVE OPERATIONS OF THE CIVIL AVIATION AUTHORITY OF THE PHILIPPINES

FEB 14 2025

THIS AGREEMENT entered this _____ between **CIVIL AVIATION AUTHORITY OF THE PHILIPPINES** with office address at Old MIA Road corner Ninoy Aquino Avenue, Pasay City 1300 created under Republic Act 9497 hereinafter called "CAAP" and represented herein by **CAPTAIN MANUEL ANTONIO L. TAMAYO** in his capacity as Director General of the one part:

and

OMNIPRIME MARKETING, INC./ IOM PHILIPPINES, INC. (JV), a corporation organized and existing by virtue of law and with office address at 1207-B West tower, Philippine Stock Exchange Center Road, Ortigas Center, Pasig City hereinafter called "the Supplier" and represented herein by **MICHAEL FRANDY SALAZAR** in his capacity as Authorized Representative of the other part.

WHEREAS, CAAP requested quotation for certain good and ancillary services, particularly the *Configuration and Implementation of a 3-Year subscription plan for a cloud Enterprise Resource Planning (ERP) Solution for Human Resource, Finance and Administrative Operations of the Civil Aviation Authority of the Philippines* and has accepted the Quotation by the Supplier for the supply of those goods in the sum of **THREE HUNDRED FORTY-NINE MILLION EIGHT HUNDRED EIGHTY-EIGHT THOUSAND EIGHT HUNDRED EIGHTY-EIGHT PESOS & 88/100 ONLY (Php349,888,888.88)** hereinafter called "the Contract Price".

NOW THIS AGREEMENT WITNESSTH AS FOLLOWS:

1. In this Agreement words and expressions shall have the same meanings as are respectively as 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:

- (2.1) Annual Procurement Plan CY 2024
- (2.2) CBA (CO) No. 24-10-1320 dated 22 October 2024
- (2.3) Pre-Procurement Conference dated 28 October 2024
- (2.4) Invitation to Bid (ITB) dated 08 November 2024
- (2.5) Pre-Bid Conference dated 15 November 2024
- (2.6) Bid Bulletin No. 1 dated 21 November 2024
- (2.7) Bid Bulletin No. 2 dated 26 November 2024
- (2.8) Bid Bulletin No. 3 dated 04 December 2024
- (2.9) Opening of Bids dated 16 December 2024
- (2.10) Financial Component/Technical Component/ Bidding Documents

OSCAR B. DEMETILLO, JR.

KEVIN C. ALMERIDO

MARIANNE C. RAYMUNDO

MICHAEL FRANDY SALAZAR

CAPTAIN MANUEL ANTONIO L. TAMAYO

- (2.11) BAC TWG (Bravo) Bid Evaluation Report dated 17 December 2024
- (2.12) BAC TWG (Bravo) Post-Qualification Report dated 23 December 2024
- (2.13) Secretary's Certificate dated 26 December 2024
- (2.14) BAC Resolution No. 2024-0910-281 (Bravo) dated 26 December 2024
- (2.15) Notice of Award dated 26 December 2023

3. In consideration of the payments to be made by the Entity to the Supplier as herein mentioned, the Supplier hereby covenants with the Entity to provide the goods and services within **Three Hundred Sixty-Five (365) Calendar Days** from receipt of the Notice to Proceed and to remedy defects therein in conformity in all respects with the provisions of the Contract.

4. The CAAP covenants to pay the Supplier 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 *Agreement*.

5. In case of failure to make the full delivery within the time specified above, a penalty of one-tenth (1/10) of one percent (0.001) for unperformed portion for everyday of delay. Once the cumulative number 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.

IN WITNESS whereof the parties hereto have caused this Agreement to be executed in accordance with the laws of the Republic of the Philippines on the day and year first above written.

SIGNED:

CIVIL AVIATION AUTHORITY OF THE PHILIPPINES

BY:

CAPTAIN MANUEL ANTONIO L. TAMAYO
Director General

OMNIPRIME MARKETING, INC./ IOM PHILIPPINES, INC. (JV)

BY:

MICHAEL FRANDY SALAZAR
Authorized Representative

WITNESSES

OSCAR B. DEMETILLO, JR.
Chief, Procurement Division

KEVIN C. ALMERIDO
Chief, Accounting Division

MARIANNE C. RAYMUNDO
Chief Financial Officer

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)
CITY OF) S.S. **MAKATI CITY**

BEFORE ME, a Notary Public for and in, **MAKATI CITY** this **FEB 18 2025**
day of _____ appeared the following person presenting to me their
respective identifications, to wit:

Name	Competent Evidence of Identity	Date and Place of Issue
CAPTAIN MANUEL ANTONIO L. TAMAYO Civil Aviation Authority of the Philippines	CAAP ID No. 0001	Pasay City
MICHAEL FRANDY SALAZAR Omniprime Marketing Inc./ IOM Philippines Inc. (JV)	N02-03-010254	

Known to me known to be the same persons who executed and voluntarily signed the foregoing Contract which they acknowledge before me as their own free and voluntary act and deed and with full authority to sign in that capacity.

This instrument refers to the Contract entitled *Configuration and Implementation of A 3-Year Subscription Plan for a Cloud Enterprise Resource Planning (ERP) Solution for Human Resource, Finance and Administrative Operations of the Civil Aviation Authority of the Philippines* with Reference No. C.A. No. G-2024-250 and consisting of three (3) pages including this page where the acknowledgement is written, duly signed by the parties and their instrumental witnesses thereof.

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

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Series of: 2025

Notary Public
Until 31 December 20 _____
PTR No: _____
Issued at: _____
Issued on: _____
TIN No: _____
JOSE ANTONIO RAFAEL G. SANTOS
Notary Public for Makati City
Commission No. M-226
Valid Until 31 December 2025
Yebra Devesa Loon Santos and Hernandez Law Office
Penthouse, 399 Enzo Building
Sen Gil Puyat Ave, Makati City
Roll of Attorneys No. 66445
PTR No. 10468610 / 01.03.2025 / Makati City
IBP No. 015071 / Lifetime / Rizal
MCLE Compliance No. VII-0010187 / 04.16.2025