

**CONTRACT OF SALE**

**KNOW ALL MEN BY THESE PRESENTS:**

This Contract, entered into and executed this 7<sup>th</sup> day of January, 2013 at Quezon City, Philippines by and between:

**TOYOTA MAKATI, INC.**, organized and existing under and by virtue of the laws of the Republic of the Philippines, with office and postal address at Ayala corner Metropolitan Avenues, Makati City, represented herein by **MR. JERRY T. GUANCO**, Group Sales Manager, hereinafter referred to as the **VENDOR**;

-and-

The **HOUSING AND LAND USE REGULATORY BOARD (HLURB)**, a government entity with office located at HLURB Building, Kalayaan Avenue corner Mayaman Street, Diliman, Quezon City, represented by its Chief Executive Officer and Commissioner, **ATTY. ANTONIO M. BERNARDO**, hereinafter referred to as the **VENDEE**.

**WITNESSETH: That**

**WHEREAS**, the **VENDEE** is desirous of procuring fourteen (14) units of motor vehicle for the Central Office and the Regional Field Offices for their use in the delivery of its mandates.

**WHEREAS**, as a result of the public bidding duly conducted for the purpose on December 20, 2012, the HLURB Bids and Awards Committee (BAC) recommended the award of the Contract for the Procurement of Fourteen (14) Units of Motor Vehicle to *Toyota Makati, Inc.* since its offer is the most advantageous to HLURB.

**NOW THEREFORE**, for and in consideration of the foregoing premises and of the stipulations and covenant hereinafter set forth, the parties hereto have agreed and by these presents do hereby agree, bind and obligate themselves as follows:

**ARTICLE I**

**TECHINICAL SPECIFICATIONS OF THE MOTOR VEHICLES**

The specifications of the motor vehicles shall be in accordance with Section VII. Terms of Reference/Technical Specifications of the Bidding Documents for the Procurement of Fourteen (14) Units of Motor Vehicle.

RECEIVED BY:

JERRY T. GUANCO  
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**ARTICLE II  
CONTRACT DOCUMENTS**

The following documents shall form integral parts of this Contract as fully as if the contents of the said documents are reproduced, incorporated and set forth herein, and shall govern and control in full force and effect the rights and obligations of the Parties, except as otherwise modified by the terms and conditions of the Contract, or by mutual agreement of both Parties in writing, and by provisions of relevant laws, codes, ordinances, rules and regulations of the government:

- |             |  |
|-------------|--|
| Annex "A" – | Bidding Documents;   |
| Annex "B" – | Notice of Award with <b>VENDOR's</b> "Conforme";   |
| Annex "C" – | Other pertinent documents as may be required by the <b>VENDEE</b> and the Commission on Audit (COA). |

**ARTICLE III  
CONSIDERATION**

The **VENDEE** shall pay the **VENDOR** the amount of **Thirteen Million Four Hundred Twenty Six Thousand Pesos (Php 13,426,000.00)** as consideration for the fourteen (14) units of motor vehicle, subject to accounting and auditing laws and regulations of the government.

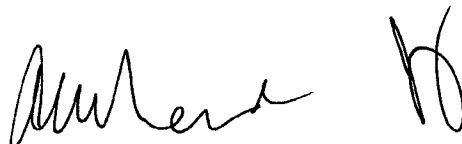
**ARTICLE IV  
POSTING OF BONDS**

To guarantee faithful compliance of the **VENDOR** of its responsibilities and obligations under this Contract, the **VENDOR** shall post a performance security in accordance with Section 39 of the Revised Implementing Rules and Regulations of R.A. 9184.

**ARTICLE V  
DELIVERY**

The **VENDOR** shall deliver the fourteen units of motor vehicle within one (1) month from receipt of the Notice to Proceed at the Central Office of HLURB.

**IN WITNESS WHEREOF**, the parties hereunto set their hand on the date and place stated.



**HOUSING AND LAND USE  
REGULATORY BOARD**

**TOYOTA MAKATI, INC.**

By:



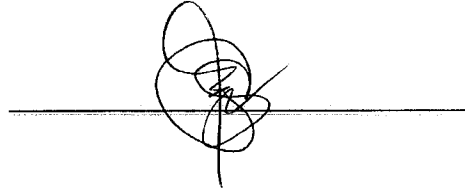
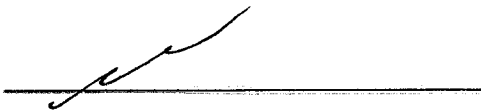
**ANTONIO M. BERNARDO**  
Commissioner and Chief Executive Officer

By:



**MR. JERRY T. GUANCO**  
Group Sales Manager

Signed in the presence of:



**ACKNOWLEDGMENT**

REPUBLIC OF THE PHILIPPINES)

QUEZON CITY ) SS  
**MAKATI CITY**

BEFORE ME, Notary Public for and in \_\_\_\_\_, this  
\_\_\_\_\_ day of FEB 01 2013 at \_\_\_\_\_ personally appeared:




NAME	COMMUNITY TAX CERTIFICATE NO.	PLACE/DATE ISSUED
ANTONIO M. BERNARDO	<u>EB4389717</u>	<u>DFA Mla. 01/05/12</u>
JERRY T. GUANCO	<u>N10-77-021533</u>	<u>MANDALUYONG / 6-13-13</u>

representing the Housing and Land Use Regulatory Board and Toyota Makati, Inc., respectively, known to me to be the same persons who executed the foregoing Contract for the Procurement of Fourteen Units of Motor Vehicle consisting of three (3) pages, including this whereon the acknowledgment is written and signed by the parties and witnesses on each and every page thereof and acknowledged to me that the same is their free act and deed as well as those of the companies they represent.

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

**NOTARY PUBLIC**

Doc. No. 114  
Page No. 24  
Book No. LX/11  
Series of 2013

  
**JENAIIDA M. TOLENTINO**  
Notary Public for City of Makati  
Commission M-24 expires on 3 Dec. 2014  
PTR No. 3671215 / 1.02.13/ Makati City  
IBP No. 913378 / 12.12.12 / RSM  
Roll No. 51122