

**ITB-Annex D: Other Forms**

*ITB-Annex D-1*

**ACCEPTANCE OF THE BIDDING DOCUMENTS**

Date

**Engr. JOSE REDMOND ERIC S. ROQUIOS**

President

Panay Guimaras ECs Power Consortium, Inc. (PGEPCPI)

Joint Competitive Power Supply Procurement

Subject: Power Supply Requirement of Seven (7) Electric Cooperatives in Panay and Guimaras

Sir/Madam:

We refer to the Bidding Documents issued in relation to the above subject.

[Bidder's name] hereby declares, represents and warrants that:

1. [Bidder's names] has read and understand each and every section and page of the Bidding Documents consisting of the following:
  - i. Invitation to Bid
  - ii. Instructions to Bidders (ITB)
  - iii. Term of Reference (TOR)
  - iv. Evaluation Sheet (Excel Form)
  - v. Draft Power Supply Agreement (PSA)
  - vi. Annexes

The provisions, terms and conditions thereof and any amendment, supplement or modification thereto, including the Supplemental Bid Bulletins, and accepts and agrees to be bound and to fully abide by and comply with the terms and conditions thereof and any amendment, supplement or modification thereto as well as the decisions of the PGEPCPI;

2. [Bidder's name] waives any right it may have to seek and obtain a writ of injunction or prohibition or restraining order against any or all PANAY AND GUIMARAS ECs to prevent or restrain this Transaction or any proceedings related thereto, from progressing including, the selection of the Winning Bidder and the execution of the Power Supply Agreement. Such waiver shall, however, be without prejudice to the right of the undersigned to question the legality of any disqualification or the rejection of its Bid offer/s or any portion of the bid process by appropriate administrative or judicial processes not involving the issuance of a writ of injunction or prohibition or restraining order;
3. [Bidder's name] shall, at all times, comply with Philippine Laws; and

4. [Bidder's name] unconditionally and irrevocably waives any defect, deviation, fault or infirmity in this Transaction and the whole process conducted by the Panay and Guimaras ECs Power Consortium, Inc., except when such defect, deviation, fault or infirmity is attended or caused by fraud, gross negligence or willful misconduct of PGEPCPI.

(Signature page follows)

[Bidder's name]

By:

Signature

Printed Name

Title/Designation

Witnessed by:

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ACKNOWLEDGE

REPUBLIC OF THE PHILIPPINES)  
[City] ) S.S

BEFORE ME, a Notary Public, for and in the above jurisdiction, personally appeared the following:

NAME	PROOF OF IDENTITY	DATE/PLACE ISSUED
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known to me and to me known to be the same persons who executed the foregoing Acceptance of the Bidding Documents consisting of two (2) pages including this page where the acknowledgement is written and they acknowledged to me that the same is their own free and voluntary act and deed and the corporation represented.

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

NOTARY PUBLIC

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