PHILIPPINE PORTS AUTHORITY
Port Management Office of Davao
Km 10, Port Area, Sasa, Davao City

BIDDING DOCUMENTS FOR THE DISPOSAL BY SALE OF THREE (3) WAREHOUSES LOCATED AT TEFASCO PORT, TIBUNGCO, DAVAO CITY

SEPTEMBER 2019
Ref. No. Memorandum of the General Manager
dated 14 August 2019

SECTION I

INVITATION TO BID

PHILIPPINE PORTS AUTHORITY
Port Management Office of Davao
Km 10, Port Area, Sasa, Davao City

INVITATION TO BID FOR THE

DISPOSAL BY SALE OF THREE (3) WAREHOUSES

ON AN **AS-IS WHERE-IS** BASIS

The Philippine Ports Authority, Port Management Office of Davao, hereby invites interested bidders to participate in the public auction of One (1) Lot of Three (3) Warehouses located at Tefasco Wharf, Tibungco, Davao City, as indicated below:

Item	Description	Quantity	Unit	Appraised Value
1	Rib Typed G.I. Sheets Roofing	6,741.42	ln.m.	1,456,146.72
2	G.I. (gutters and side flashing)	413.00	ln.m.	154,255.50
3	Steel Purlins (roofing, wall)	30,238.56	kgs.	553,668.03
4	Steel (web posts, trusses, rafter, wall, fascia)	40,598.38	kgs.	730,770.84
5	Steel (sog rod, cross bracing)	6,409.97	kgs.	154,287.98
6	Rib Typed G.I. Sheets Wall	5,931.53	ln.m.	1,174,442.94
7	Concrete CHB Walls	1,749.48	sq.m.	857,245.20
8	Concrete Slabs	5,329.00	sq.m.	1,193,696.00
9	Steel plate sliding door	24,432.64	kgs.	404,360.19
10	PVC Downspouts	81.00	lengths	5,156.46
11	Electrical Wires	596.50	m	9,036.98
12	400w metal hallide and flood	30.00	sets	315,000.00
	Minimum Bid Price			**7,008,066.84**

Bids received lower than the minimum bid price for the lot shall be automatically rejected at bid opening.

The description of an eligible bidder is contained in the Bidding Documents.

The auction will be conducted through open competitive bidding procedure using a non-discretionary “pass/fail” criterion as specified in the Bidding Documents.

Interested bidders may obtain further information from the Philippine Ports Authority, Port Management Office of Davao Disposal Committee and inspect the bidding documents at the address given below during office hours from 8:00 a.m. to 5:00 p.m.

A complete set of Bidding Documents may be obtained acquired by interested Bidders on 8 October, 2019 from 8:00 a.m. to 5:00 p.m. until 18 October 2019 from 8:00 a.m. to 9:00 a.m. at the address given below upon payment of a non-refundable fee for the Bidding Documents in the amount of **Ten Thousand Pesos (Php10,000.00)** for the lot.

The Philippine Ports Authority, Port Management Office of Davao Disposal Committee will hold a Pre-Bid Conference on **15 October 2019; 9:30 A.M**. at the 2nd Floor Conference Room, Administration Building of Philippine Ports Authority, Port Management Office of Davao, Km 10, Port Area, Sasa, Davao City, which shall be open to prospective bidders.

Bids must be duly received by the BAC Secretariat of Philippine Ports Authority, Port Management Office of Davao Disposal Committee before **9:00 A.M. on 18 October 2019**. All Bids must be accompanied by a bid security in the form of cash as stated in the Bidding Document. Late bids shall not be accepted.

Bid opening shall be on **18 October 2019*, at 9:30 a.m**. *at the* 2nd Floor Conference Room, Administration Building of Philippine Ports Authority, Port Management Office of Davao, Km 10, Port Area, Sasa, Davao City.

Bids will be opened in the presence of the bidder's representatives who choose to attend at the address below.

The Philippine Ports Authority, Port Management Office of Davao Disposal Committee reserves the right to reject any and all bids, declare a failure of bidding, or not award the contract at any time prior to contract award.

For further information, please refer to:

ENGR. ASTERIO C. GALLARDO, JR.
Head – Secretariat, Disposal Committee
2nd Floor Conference Room, Administration Building of Philippine Ports Authority, Port Management Office of Davao, Km 10, Port Area, Sasa, Davao City
Tel No. 2352564; local 211
Website: www.ppa.com.ph

(SGD) ANALEE G. AGUILA
Chairperson, Disposal Committee

SECTION II

1. INTRODUCTION

1.1 The Philippine Ports Authority, Management Office of Davao Disposal Committee, hereinafter referred to as PPA, PMO Davao Disposal Committee will receive a duly sealed bids for the sale of three (3) warehouses of various unserviceable properties, scrap and waste materials, as described in Section III of the Bidding Documents on basis.

1.2 This Section provides instructions to bidders for the Public Auction. The PPA, PMO Davao Disposal Committee may issue special instruction to bidders and may require additional documents from the bidders.

2. COST OF BID

2.1. The Bidder shall bear all costs in the preparation and delivery of their bids and the PPA, PMO Davao Disposal Committee shall in no case be responsible or liable for such costs, regardless of the outcome of the bidding process.

3. BID DOCUMENTS

3.1 A Complete set of Bid Documents shall include:

3.1.1. Section I - Invitation to Bid for the Disposal By Sale of Three (3) Warehouses with Various Unserviceable Properties, Scrap and Waste Materials;

3.1.2. Section II - Instruction to Bidders (IB) and Terms and Conditions of Sale;

3.1.3. Section III – Description/List of Items for sale for the one (1) lot;

3.1.4. Section IV – Prescribed Bidding Forms, including Price Quotation Forms and Affidavit of Site Inspection and Omnibus Sworn Statement;

3.1.5. Amendment and/or Addendum on the original bid documents, if any.

3.1.6. Special Instructions, if any.

4. TIME AND PLACE FOR RECEIPT OF THE BIDS

4.1. Sealed bids will be received by the BAC Secretariat of PPA, PMO Davao Disposal Committee before **9:00 a.m.; 18 October 2019** at 2nd Floor Conference Room, Administration Building of Philippine Ports Authority, Port Management Office of Davao, Km. 10, Port Area, Sasa, Davao City, observing subsequent amendment/addendum issued, if any, pertinent thereto at which time all bids shall be opened and read publicly. Submission of bids after the designated time and date shall no longer be accepted.

5. ELIGIBLE BIDDER

5.1. The following persons shall be eligible to participate in this bidding:
(a) Duly licensed Filipino citizens/sole proprietorships;
(b) Partnerships duly organized under the laws of the Philippines and of which at least sixty percent (60%) of the interest belongs to citizen of the Philippines;
(c) Corporations duly organized under the law of the Philippines of which at least sixty percent (60%) of the outstanding capital stock belongs to citizens of the Philippines;
(d) Cooperatives duly organized under the laws of the Philippines.

6. BIDS TO BE CONSIDERED

6.1. Only bids from parties and **their authorized representatives** who have been duly issued the Bid Documents shall be opened. Bids from parties who have not been issued the Bid Documents will be rejected outright.

6.2. No bids shall be accepted from parties who are disqualified from participating in public bidding or in any kind of contract with the Government of the Republic of the Philippines.

6.3. Parties/companies with pending cases and outstanding obligations with PPA, PMO Davao Disposal Committee shall be excluded from the bidding.

6.4. Bids submitted without Bid Security, or bids submitted with materially defective or otherwise unacceptable Bid Security will be automatically rejected and returned to the bidder.

7. SUBJECT OF BID

7.1. Bids shall be for the sale of the Philippine Ports Authority property of **three (3) warehouses of unserviceable properties, scrap and waste materials including the demolition, hauling and disposal of any debris** as one (1) Lot, as specified below:

Lot No.	Lot Description and Location	Minimum Bid Price
1	Three (3) Warehouses located at Tefasco Port, Tibungco, Davao City	PhP 7,008,066.84

7.2. The above mentioned properties shall be sold on **"AS-IS, WHERE-IS, CLEAN-UP, ALL MUST GO"** basis.

8. BIDDING INFORMATION

8.1. No government official and employee shall directly or indirectly give, nor shall any prospective or intending bidders be entitled to, any information regarding the bidding or on the prospective bidders, other than what is contained in the Bid Documents, or disclosed in the pre-bid conference and in the official announcement of bid results.

9. PRE-BID CONFERENCE

9.1. The Pre-Bid Conference shall be held on **15 October 2019, at 9:30 A.M**. at the 2nd Floor Conference Room, Administration Building of Philippine Ports Authority, Port Management Office of Davao, Km 10, Port Area, Sasa, Davao, which shall be open to all prospective bidders.

10. PREPARATION OF BIDS

10.1. Bidders shall prepare their bids using the forms specified in this Bidding Documents and submit two (2) separate sealed bid envelopes which shall be submitted simultaneously. The first envelope shall contain the technical documents and the second shall contain the financial documents of the bid proposal. Each bidder shall submit **one (1) original and two (2) copies** of the technical and financial documents of its bid. In case of discrepancy among the copies, the original shall govern.

10.2. The first (1st) envelope shall contain the following technical documents:

(i) Registration Certificate (DTI or SEC Registration);
(ii) Mayor's Permit;
(iii) **CY 2018 Audited Financial Statement** (FS) with the corresponding Income Tax Return (ITR) stamped "received" by the Bureau of Internal Revenue (BIR) or duly accredited and authorized institution;
(iv) Duly signed Instruction to Bidders;
(v) Affidavit of Site Inspection;
(vi) Omnibus Sworn Statement; and
(vii) Bid Security in the form of Cash, Cashier's Check or Manager's Check;

10.3. The Second (2nd) Envelope shall contain the following financial documents:
i) Price Quotation Form (PQF); and
ii) Bill of Quantities

10.4. The two (2) envelopes should be securely sealed in one (1) single envelope and marked as follows:

TO: **ANALEE G. AGUILA**
Chairperson, Disposal Committee
2nd Floor Conference Room, Administration Building of Philippine Ports Authority, Port Management Office of Davao, Km 10, Port Area, Sasa, Davao

FROM: <NAME OF BIDDER>
<ADDRESS OF BIDDER>

RE: **DISPOSAL BY SALE OF THREE (3) WAREHOUSES**
located at Tefasco Port, Tibungco, Davao City

10.5. The Bid Price must be offered for one (1) lot with unit cost per item in the bill of quantity. A bidder can bid only of the lot as described on Section 7 hereof.

11. BID CURRENCY

11.1 In all bids, prices shall be expressed in written words and figures in Philippine Currency. In case of discrepancies between prices in words and figures, the prices in words shall be considered as the bid price.

12. VALIDITY OF THE PROPOSAL

12.1. A bid will be deemed valid for a period of **one hundred twenty (120) calendar days** from the date of bid opening, which shall be stated in the Price Quotation Form (PQF). A bid with a shorter validity period shall not be considered.

12.2. The PPA, PMO Davao Disposal Committee may, after the expiration of the validity period of a bid, solicit the bidder's consent for an extension of said validity. The response shall be made in writing or fax or e-mail.

13. ADDENDA TO SPECIFICATIONS

13.1 PPA, PMO Davao Disposal Committee shall reserve the right to amend, revise or modify the Bid Documents prior to the date of opening of bids. Such amendments, revisions, modifications, or clarifications, if any, will be made through an Addendum/Addenda, any copies will be furnished to all prospective bidders.

13.2. In consideration of its best interest, PPA, PMO Davao Disposal Committee may postpone the opening of bids to a later date. In any such case, the addendum to be issued will include an announcement of the new date for opening of bids. The same shall be posted at the PPA, PMO Davao bulletin board and at the PPA Website.

13.3. Bidders are required to acknowledge receipt of all addenda to the Bid Documents in the space provided on the Letter of Transmittal or by e-mail prior to the opening of bids.

13.4. Failure to acknowledge all addenda may cause the bid to be considered as not responsive to the Invitation to Bid (IB), which could result in the rejection of bid.

14. BIDDER'S EXCEPTIONS

14.1. It is the desire of the PPA, PMO Davao Disposal Committee to eliminate or minimize as much as possible post bidding discussions of bidder's clarifications, deviations or exceptions. Therefore, any bidder who desires to make any clarifications, deviations or exceptions on some provisions of the Bid Documents shall communicate in writing, such clarifications, deviations or exceptions during the pre-bid conference giving the reasons therefore.

14.2. If the clarifications, deviations or exceptions are acceptable to the PPA, PMO Davao Disposal Committee, an amendment/addendum will be issued for the general information of all prospective bidders. It shall be the responsibility of all those who have properly secured the Bid Documents to inquire and secure the said addendum that may be issued by the PPA, PMO Davao Disposal Committee on or before **16 October 2019.**

15. BID SECURITY

15.1. Each bidder shall submit a Bid Security in the amount of not less than ten(10%) percent of the **total minimum bid price** in the form of **cash, manager's check, or cashier's check.**

15.2. A bid submitted without the required Bid Security or with a Bid Security in an amount less than the required amount shall be rejected and will be returned to the bidder.

15.4. The Bid Security of the winning bidder shall be subject to forfeiture in the event the winning bidder fails or refuses to secure, sign or acknowledge the Notice of Award/Contract, within seven (7) calendar days after receipt of written advice.

15.5. The Bid Security of the winning bidder shall be considered as partial payment and the difference between such payment and the offered bud price shall be paid in the form of cash, cashier's check or manager's check of a refutable bank within the area where the bidding was held.

15.6 The Bid Security of the losing bidder shall be immediately returned after the winning bidder acknowledged the Notice of Award issued by the PPA.

16. SUBMISSION AND OPENING OF BIDS

16.1. Bidders or their **authorized representatives** shall deliver by hand their bid at the date, time and place as set out in Clause 4 of this Section. After the time set for bid opening, the PPA, PMO Davao Disposal Committee will open and read the bids in the presence of the bidders or their authorized representatives.

16.2. Offers not submitted by the **bidder's authorized representatives** or received after the time set for bid opening will not be accepted.

17. DEFECTIVE BIDS

17.1. At the time of opening of bids, a bid shall be considered defective in any of the following cases:

(a) not properly filled-up form (e.g. unsigned bids);
(b) not accompanied or guaranteed by a Bid Security;
(c) with insufficient Bid Security;
(d) with a validity period less than that required; or
(h) lacking in any of the documents required in clause 10.

18. WITHDRAWAL OF BIDS

18.1. A bidder may be allowed to withdraw his Bid before the time of opening of bids. Such bid shall be returned unopened.

18.2. After the opening of bids has commenced, no bidder shall be allowed to withdraw his offer.

19. RESERVATION CLAUSE

19.1 The PPA, PMO Davao Disposal Committee reserves the right to reject any or all bids and to waive any formality found therein and to accept such bids as maybe considered most advantageous to its interest, without any obligation on the part of the PPA, PMO Davao Disposal Committee to explain the reasons thereof.

20. ACCEPTANCE OF THE BID

20.1. The Bidder whose bid is the highest, responsive or complying bid of the per lot basis and which is most advantageous to the PPA, PMO Davao Disposal Committee shall be declared the Successful Bidder.

20.2. The Successful Bidder/Bidders must signify its consent to enter into a within seven (7) days from receipt of the written notice from the PPA, PMO Davao Disposal Committee.

21. FAILURE OF BIDDING

21.1. The PPA, PMO Davao Disposal Committee shall declare the bidding failure in any of the following cases:

a. There is no bidding participant;
b. Only one (1) bidder submitted a Bid for each lot;
c. All bidders failed to comply with the Terms and Conditions of Sale as prescribed in the Instruction to Bidders (IB);
d. Complying bidders failed to meet the minimum bid price.

22. AWARD OF CONTRACT

22.1. Award shall be made to the highest complying bidder.

22.2. Contract/Notice of Award (NOA) shall be issued to the success bidder after approval of the concerned approving authority.

22.3. No transfer and/or assignment of Award/Contract shall be allowed.

22.4. The Award shall be cancelled, rendered ineffective and the Bid Security forfeited in favor of the PPA, PMO Davao, if the winning bidder fails to secure, sign or acknowledge the Notice of Award/Contract, within **seven (7) calendar days** after receipt of written advice.

23. PAYMENT

23.1. The full amount covering the awarded items shall be paid in full by the awardee in the form of cash, cashier's check or manager's check payable to the PPA, PMO Davao, and/or combination thereof, within five (5) working days upon receipt/acknowledgement of the Notice of Award (NOA)/Contract.

23.2. No other form of payment shall be accepted.

23.3. In case of failure of full payment within the prescribed period, the awardee shall be Penalized through cancellation of the award and forfeiture of the bond in favor of PPA, PMO Davao.

24. RELEASE/WITHDRAWAL OF AWARDED ITEMS

24.1. After payment of the awarded items, the awardee/s shall withdraw all the listed items stated in Annexes "A" within the required period as stipulated in the Release Order (RO). Otherwise, the awardee shall pay the PPA, PMO Davao the corresponding storage fee equivalent to one-tenth of one (1%) percent of the price of the unwithdrawn items, or Php100.00/day of delay, whichever is higher but not to exceed ten (10%) percent of the total amount of the Award.

24.2. Once the cumulative amount of storage fee reaches ten (10%) percent of the total amount of Award, the PPA, PMO Davao may rescind/cancel the Award, forfeit the Bid Security, and impose the appropriate sanctions as penalty.

24.3. The actual release/withdrawal of awarded items shall be made within **forty five (45) calendar days** during regular office hours (8:00 a.m. - 5:00 p.m.), Monday thru Saturday, and shall be witnessed by the designated representatives of the PPA, PMO-Davao Disposal Committee (DC), Commission on Audit (COA) representative, Technical Inspector of PPA, PMO Davao, Security Officer from the PPA, PMO Davao and Supervising Supply Officer of PPA, PMO Davao, who shall affix their signatures on the "Release Order" (RO).

24.4. In the event that actual weight/quantity of the awarded items turned out to be greater than that specified in the Notice of Award (NOA), the awardee shall pay the corresponding amount of the excess quantity based on his bid price.

24.5. In the event that the actual weight/quantity of the awarded item is less than that specified in the Notice of Award (NOA), no refund of payment shall be allowed.

24.6. Selective withdrawal is not allowed. The awardee shall withdraw all the items within the awarded lot.

25. TAXES, CUSTOMS DUTIES, COST OR CHARGES

25.1. The awardee shall pay, in addition to the purchase price, any taxes, customs duties, costs of charges of any kind or nature whatsoever levied, or levied by law, arising from the sale of items.

25.2. All expenses incidental to the withdrawal of the items shall be borne by the awardee.

26. ACCEPTANCE OF BID AND WAIVER OF RIGHTS TO ENJOIN PROTEST

26.1. The bidder after having been issued the Bid Documents (BD), has deemed accepted the terms and specifications established by PPA, PMO Davao Disposal Committee and therefore waive any right it may have to seek and obtain a writ of injunction or prohibition or restraining order against PPA, PMO Davao, to prevent or restrain the bidding process or any proceedings related thereto, the negotiation or award of the contract to the successful bidder and the implementation of the awarded contract.

CONFORME:

Printed Name of Bidder/Business Name

_____

Printed Name and Signature of the Authorized Representative/Date Signed

_____

Complete Business Address

_____

Tax Identification No.

_____

Mobile No., Telephone No., Fax No.

_____

Email Address

_____

SECTION III

DESCRIPTION/LIST OF ITEMS FOR SALE

ANNEX "A"

One (1) Lot of Various Unserviceable Properties for Disposal

Item	Description	Quantity	Unit
1	Rib Typed G.I. Sheets Roofing	6,741.42	ln.m.
2	G.I. (gutters and side flashing)	413.00	ln.m.
3	Steel Purlins (roofing, wall)	30,238.56	kgs.
4	Steel (web posts, trusses, rafter, wall, fascia)	40,598.38	kgs.
5	Steel (sog rod, cross bracing)	6,409.97	kgs.
6	Rib Typed G.I. Sheets Wall	5,931.53	ln.m.
7	Concrete CHB Walls	1,749.48	sq.m.
8	Concrete Slabs	5,329.00	sq.m.
9	Steel plate sliding door	24,432.64	kgs.
10	PVC Downspouts	81.00	lengths
11	Electrical Wires	596.50	mts
12	400w metal hallide and flood	30.00	sets

SECTION IV

PRESCRIBED BIDDING FORMS

PRICE QUOTATION FORM

_____
Date

ANALEE G. AGUILA
Chairperson, Disposal Committee
Philippine Ports Authority
Port Management Office of Davao

Sir/Madam:

In response to your Invitation to Bid (IB) and in accordance with the stipulations of the Instruction to Bidders (IB) and Terms and Conditions, which I duly signed and submitted as part of my eligibility documents, hereunder is my bid:

Lot No.	Lot Description	Total Bid Price in Figures
1	Three (3) Warehouses	

I have actually seen and inspected the above items and my bid is based on my own estimate. The above offer shall be valid for one hundred twenty (120) calendar days. Enclosed is the required Bid Security (BS) in the amount of Php_____which is equivalent of not less ten (10%) of the total minimum bid price inclusive of Value Added Tax.

Very truly yours,

_____
Printed Name of Bidder/Business Name

_____
Printed Name and Signature of the Authorized Representative/Date Signed

_____
Complete Business Address

_____
Tax Identification No.

_____
Mobile No., Telephone No., Fax No.

_____
Email Address

BILL OF QUANTITIES

Item No.	Description	Unit	Quantity	Unit Bid Price (Figures)	Total Bid Price (Figures)
1	Rib Typed G.I. Sheets Roofing	linear meter	6,741.42		
2	G.I. (gutters and side flashing)	linear meter	413.00		
3	Steel Purlins (roofing, wall)	Kgs.	30,238.56		
4	Steel (web posts, trusses, rafter, wall, fascia)	Kgs.	40,598.38		
5	Steel (sog rod, cross bracing)	Kgs.	6,409.97		
6	Rib Typed G.I. Sheets Wall	linear meter	5,931.53		
7	Concrete CHB Walls	sq. m.	1,749.48		
8	Concrete Slabs	sq. m.	5,329.00		
9	Steel plate sliding door	Kgs.	24,432.64		
10	PVC Downspouts	lengths	81.00		
11	Electrical Wires	meters	81.00		
12	400w metal hallide and flood lamps with assembly	sets	30.00		
	T O T A L B I D P R I C E				

_____
Printed Name of Bidder/Business Name

_____
Printed Name and Signature of the Authorized Representative/Date Signed

_____
Complete Business Address

_____
Tax Identification No.

_____
Mobile No., Telephone No., Fax No.

_____
Email Address

Affidavit of Site Inspection

I, ___*(Representative of the Bidder)*___, of legal age, __*(civil status)*__, Filipino and residing at ___*(Address of the Representative)*_, under oath, hereby depose and say:

That I am the __*(Position in the Bidder)*__ of the ___*(Name of the Bidder)*___, with office at ___*(Address of the Bidder)*___;

That I have inspected the site for _____*(Name of the Contract)*____, located at __*(location of the Contract)*__;

That I am making this statement as part of the requirement for the Technical Proposal of the ___*(Name of the Bidder)*___ for __*(Name of the Contract)*__.

IN FAITH WHEREOF, I hereby affix my signature this _____ day of _____, 20___ at _____, Philippines.

_____
AFFIANT

SUBSCRIBED AND SWORN TO before me this _____, day of _____ 20__, affiant exhibiting to me his/her Community Tax Certificate No. _____ issued on _____ at _____, Philippines.

_____
(Notary Public)

Until _____
PTR No. _____
Date _____
Place _____
TIN _____

Doc. No. _____
Page No. _____
Book No. _____
Series of _____

Omnibus Sworn Statement

REPUBLIC OF THE PHILIPPINES)

CITY/MUNICIPALITY OF _____) S.S.

A F F I D A V I T

I, ***[Name of Affiant]***, of legal age, *[Civil Status]*, *[Nationality]*, and residing at *[Address of Affiant]*, after having been duly sworn in accordance with law, do hereby depose and state that:

1. ***Select one, delete the other:***

   If a sole proprietorship: I am the sole proprietor of ***[Name of Bidder]*** with office address at *[address of Bidder]*;

   If a partnership, corporation, cooperative, or joint venture: I am the duly authorized and designated representative of ***[Name of Bidder]*** with office address at *[address of Bidder]*;

2. ***Select one, delete the other:***

   If a sole proprietorship: As the owner and sole proprietor of *[Name of Bidder]*, I have full power and authority to do, execute and perform any and all acts necessary to represent it in the bidding for *[Name of the Project]* of the *[Name of the Procuring Entity]*;

   If a partnership, corporation, cooperative, or joint venture: I am granted full power and authority to do, execute and perform any and all acts necessary and/or to represent the *[Name of Bidder]* in the bidding as shown in the attached *[state title of attached document showing proof of authorization (e.g., duly notarized Secretary's Certificate issued by the corporation or the members of the joint venture)]*;

3. *[Name of Bidder]* is not "blacklisted" or barred from bidding by the Government of the Philippines or any of its agencies, offices, corporations, or Local Government Units, foreign government/foreign or international financing institution whose blacklisting rules have been recognized by the Government Procurement Policy Board;

4. Each of the documents submitted in satisfaction of the bidding requirements is an authentic copy of the original, complete, and all statements and information provided therein are true and correct;

5. *[Name of Bidder]*is authorizing the Head of the Procuring Entity or its duly authorized representative(s) to verify all the documents submitted;

6. ***Select one, delete the rest:***

   If a sole proprietorship: I am not related to the Head of the Procuring Entity, members of the Bids and Awards Committee (BAC), the Technical Working Group, and the BAC Secretariat, the head of the Project Management Office or the end-user unit, and the project consultants by consanguinity or affinity up to the third civil degree;

   If a partnership or cooperative: None of the officers and members of *[Name of Bidder]* is related to the Head of the Procuring Entity, members of the Bids and Awards Committee (BAC), the Technical Working Group, and the BAC Secretariat, the head of the Project Management Office or the end-user unit, and the project consultants by consanguinity or affinity up to the third civil degree;

   If a corporation or joint venture: None of the officers, directors, and controlling stockholders of *[Name of Bidder]* is related to the Head of the Procuring Entity, members of the Bids and Awards Committee (BAC), the Technical Working Group, and the BAC Secretariat, the head of the Project Management Office or the end-user unit, and the project consultants by consanguinity or affinity up to the third civil degree;

7. ***[Name of Bidder]*** complies with existing labor laws and standards; and

8. ***[Name of Bidder]*** is aware of and has undertaken the following responsibilities as a Bidder:

a) Carefully examine all of the Bidding Documents;

b) Acknowledge all conditions, local or otherwise, affecting the implementation of the Contract;

c) Made an estimate of the facilities available and needed for the contract to be bid, if any; and

d) Inquire or secure Supplemental/Bid Bulletin(s) issued for the *[Name of the Project]*.

9. *[Name of Bidder]* did not give or pay, directly or indirectly, any commission, amount, fee, or any form of consideration, pecuniary or otherwise, to any person or official, personnel or representative of the government in relation to any procurement project activity.

IN WITNESS WHEREOF, I have hereunto set my hand this __ day of ___, 20__ at _____, Philippines.

_____

Bidder’s Representative/Authorized Signatory

REPUBLIC OF THE PHILIPPINES
PHILIPPINE PORTS AUTHORITY
PORT MANAGEMENT OFFICE - DAVAO
Km. 10, Port Area, Sasa, Davao City

Contract Agreement

Disposal By Sale of Three (3) Warehouses Located at TEFASCO Port
Tibungco, Davao City

THIS AGREEMENT made the _____ day of _____ 2019 between Philippine Ports Authority of the Philippines (hereinafter called "the Entity") with office address at Km. 10, Port Area, Sasa, Davao City of the one part and _____of _____ with office address at _____, Philippines (hereinafter called "the Supplier") of the other part:

WHEREAS the Entity invited Bids for certain disposal of property, viz.,

Disposal By Sale of Three (3) Warehouses Located at TEFASCO Port, Tibungco, Davao City and has accepted a Bid by the Supplier for the supply of services in the sum of _____ and ___/100, Philippine Currency (P_____) (hereinafter called "the Contract Price").

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. In this Agreement words and expressions shall have the same meanings as are respectively 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.a PMO-Davao issued Price Quotation Form (PQF) duly filled-up and submitted by the Bidder;
   2.b Drawing and Technical Specifications;
   2.c Entity's Notification of Award; and
   2.d Other contract documents that may be required by existing laws and the PPA such as:
   2.d.1 Abstract for Price Quotation

3. In consideration of the payments to be made by the Entity to the Supplier as hereinafter mentioned, the Supplier hereby covenants with the Entity to provide the services within **Forty-Five (45) Calendar Days** and to remedy defects therein in conformity in all respects with the provisions of the Contract.

4. The supplier shall be responsible to provide all items required in the Scope of Work and expenses for non-compliance therewith shall be born or shouldered by the same;

WITNESS:

CONTRACTOR:

WITNESS:
ASTERIO C. GALLARDO, JR.
ESD Manager

Philippine Ports Authority:
ANALEE G. AGUILA
Port Manager

5. The Entity hereby covenants to assist the Contractor in consideration of the provision for the Sale of Three (3) Warehouses including the demolition and disposal of debris, the Contract Price under the provisions of the contract at the time and in the manner prescribed by the contract.

IN WITNESS WHEREOF, the Parties have hereunto signed this Contract on the date and place first herein above written.

PHILIPPINE PORTS AUTHORITY	**CONTRACTOR**
By:	By:
ANALEE G. AGUILA Port Manager	_____ Authorized Representative

W I T N E S S E S:

HELEN D. LUGA Acting Admin Manager	_____ Contractor's Witness