

Republic of the Philippines  
**PHILIPPINE PORTS AUTHORITY**  
PPA Building, Bonifacio Drive, South Harbor,  
Port Area, Manila, Philippines

**CONTRACT AGREEMENT**  
**FOR THE SUPPLY, DELIVERY, INSTALLATION AND COMMISSIONING OF HR SERVER**

This Contract made and entered into this 16 FEB 2021 day of \_\_\_\_\_ 2021 in Manila, Philippines, by and between:

**PHILIPPINE PORTS AUTHORITY (PPA)**, herein referred to as ENTITY, is a government instrumentality created under Presidential Decree No. 857, as amended, with principal office address at PPA Bldg., Bonifacio Drive, South Harbor, Port Area, Manila, represented by **JAY DANIEL R. SANTIAGO**, duly authorized for this purpose under Board Resolution No. 2466, as contained in Secretary's Certificate dated 02 November 2015, copy of which is hereto attached as **Annex A**.

and

**BENZ-CY ENTERPRISES INC.**, herein referred to as Service Provider, a corporation duly organized and existing under the Philippine laws, with principal office address at Lot 42 Block 177 Sampaguita Street, Geneva Gardens, Neopolitan VII, North Fairview, Quezon City, represented herein by its Authorized Representative, **RODEL MARTINEZ**, duly authorized for this purpose, as shown or contained in Secretary's Certificate dated 05 January 2021, copy of which is hereto attached as **Annex B**.

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly the Supply, Delivery, Installation and Commissioning of HR Server with an approved Budget for the Contract (ABC) of Php **14,000,000.00** and has accepted a Bid by the Service Provider for the supply of those goods and services in the sum of **THIRTEEN MILLION NINE HUNDRED EIGHTY THOUSAND PESOS (Php 13,980,000.00)**;

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 as required by the 2016 revised Implementing Rules and Regulations of Republic Act No. 9184 shall be deemed to form and be read and construed as integral part of this Agreement, Viz.:
  - i. Philippine Bidding Documents (PBDs);
    - i. Schedule of Requirements;
    - ii. Technical Specifications;
    - iii. General and Special Conditions of Contract; and
    - iv. Supplemental or Bid Bulletins, if any

BENZ-CY ENTERPRISES INCORPORATED

Witness:  
**JEFFREY PINEDA**  
Sales Manager

BY:   
**RODEL MARTINEZ**  
Authorized Representative

Witness:  
  
**MARK JON S. PALOMAR**  
Chairperson, HO-BAC-PGCS

PHILIPPINE PORTS AUTHORITY

BY:   
**JAY DANIEL R. SANTIAGO**  
General Manager

- ii. Winning bidder's bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted;

Bid form, including all the documents/statements contained in the Bidder's bidding envelopes, as annexes, and all other documents submitted (e. g., Bidder's response to request for clarifications on the bid), including corrections to the bid, if any, resulting from the Procuring Entity's bid evaluation;

- iii. Performance Security;
- iv. Notice of Award of Contract; and the Bidder's conforme thereto; and
- v. Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBDs. Winning bidder agrees that additional contract documents or information prescribed by the GPPB that are subsequently required for submission after the contract execution, such as the Notice to Proceed, Variation Orders, and Warranty Security, shall likewise form part of the Contract.

3. In consideration for the sum of **THIRTEEN MILLION NINE HUNDRED EIGHTY THOUSAND PESOS (Php 13,980,000.00)** or such other sums as may be ascertained, BENZ-CY Enterprises Inc. agrees to Supply, Delivery, Installation and Commissioning of HR Server in accordance with its Bid.

4. The Philippine Ports Authority agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

IN WITNESS whereof the Parties have 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.

**PHILIPPINE PORTS AUTHORITY**  
TIN No. 000-352-232-000  
By:

  
**JAY DANIEL R. SANTIAGO**  
General Manager

**BENZ-CY ENTERPRISES INC.**  
(TIN No. 008-156-704-000)  
By:

  
**RODEL MARTINEZ**  
Authorized Representative

WITNESSES

  
**MARK JON S. PALOMAR**  
Chairperson, HO-BAC-PGCS

  
**JEFFREY PINEDA**  
Sales Manager

**ACKNOWLEDGMENT**

REPUBLIC OF THE PHILIPPINES)  
City of Manila ) S.S.

BEFORE ME, a Notary Public for and in the City of Manila, this \_\_\_\_ day of  
16 FEB 2021, 2021, personally appeared the following :

NAME	COMPETENT EVIDENCE OF IDENTITY	DATE OF ISSUE OR EXPIRY DATE	PLACE OF ISSUE
Jay Daniel R. Santiago	PPA ID No. 00102016		
Rodel Martinez	License No. N25-08-021098	2-12-22	

known to me and to me known to be the same persons who executed the foregoing instrument as :

POSITION	COMPANY	CTC No.	DATE	PLACE
General Manager	Phil. Ports Authority	00367765	2-02-21	Manila
Authorized Representative	BENZ-CY Enterprises Inc.	00277380	2-02-21	Quezon City

and they acknowledged to me that the same is their own free act and deed as well as the free and voluntary act of the corporation they represent.

The foregoing instrument is a Contract for the Supply, Delivery, Installation and Commissioning of HR Server, consisting of three (3) pages, including this page on which this Acknowledgment is written, signed by the parties and their instrumental witnesses on each and every page thereof.

IN WITNESS WHEREOF, I have hereunto affixed my hand and notarial seal on these presents at the place and on the date first above written

Doc. No. 704  
Page No. 78  
Book No. 77  
Series of 2021;

**ATTY. ROGELIO J. BOLIVAR**  
NOTARY PUBLIC

AM Adm. Not. Com. No. NP-124 1-12 19 until 12-31-2020  
Commission Extended until June 30, 2021  
as per SC ENBANC B.M No. 3795 12/1/2020

IRP O.R No. 132134 MD 2021 & IRP O.R. No. 133076 MD 2022  
PTR O.R No. 0595112 D 1/4/21 / Roll No. 33832 / TIN# 129-871-009  
MCLE No. VI-0029583 valid from 12/10/19 valid until 04/14/22/Quezon City  
Address: 31-F Harvard St., Cubao, Q.C.

BENZ-CY ENTERPRISES INCORPORATED

Witness:  
**JEFFREY PINEDA**  
Sales Manager

BY: **RODEL MARTINEZ**  
Authorized Representative

Witness:  
**MARK JON S. PALOMAR**  
Chairperson, HO-BAC-PGCS

PHILIPPINE PORTS AUTHORITY

BY: **JAY DANIEL R. SANTIAGO**  
General Manager