

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

CONTRACT
FOR THE TABLAS (POCTOY) PORT EXPANSION PROJECT,
PORT OF TABLAS (POCTOY), ODIONGAN, ROMBLON

This Contract made and entered into this FEB 17 2020 day of 2020 in Manila, QUEZON CITY M.M. Philippines, by and between:

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

- and -

MRBII CONSTRUCTION CORPORATION, a private corporation duly organized and existing in accordance with Philippine laws, with principal office address at No. 10 Golden Street, Gloria 1 Subdivision, Tandang Sora, Quezon City, represented herein by its President/Chief Executive Officer, **MANUEL R. BULAONG, JR.**, duly authorized for this purpose as shown in Secretary's Certificate dated 10 January 2019, a copy of which is attached as **Annex B**.

ANTECEDENTS:

In accordance with Republic Act No. 9184 and its 2016 Revised Implementing Rules and Regulations (IRR), PPA advertised and posted on the PPA website and PhilGEPS, as well as on its bulletin board, an Invitation to Bid for the Tablas (Poctoy) Port Expansion Project, Port of (Poctoy), Odiongan, Romblon, with an Approved Budget for the Contract (ABC) of Php **149,513,733.91**;

In response to the said advertisement, three (3) bidders submitted their respective bids for the foregoing project;

After the opening of bids on 19 November 2019 and the conduct of bid evaluation and post-qualification, the bid submitted by MRBII CONSTRUCTION CORPORATION at its unit and lump sum prices set forth in its proposal was found to be the Single Calculated Responsive Bid in the amount of **ONE HUNDRED FORTY SEVEN MILLION FOUR HUNDRED EIGHTY EIGHT THOUSAND SIX HUNDRED THREE AND 62/100 PESOS (Php 147,488,603.62)**, Philippine Currency;

Pursuant to Head Office BAC Resolution No. 059-2019 Series of 2019, award of contract was made to MRBII CONSTRUCTION CORPORATION in a Notice of Award dated 29 November 2019, in the amount of **ONE HUNDRED FORTY SEVEN MILLION FOUR HUNDRED EIGHTY EIGHT THOUSAND SIX HUNDRED THREE AND 62/100 PESOS (Php 147,488,603.62)**, after submission of the required documents within the prescribed period and compliance to the conditions stipulated in the IRR;

MRBII CONSTRUCTION CORPORATION
Witness:
SALVADOR BORGAS, JR.
Safety Officer

BY: MANUEL R. BULAONG, JR.
President/Chief Executive Officer

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

PHILIPPINE PORTS AUTHORITY
BY: JAY DANIEL R. SANTIAGO
General Manager

MRBII CONSTRUCTION CORPORATION duly accepted the award by signing its Conforme on the said Notice of Award;

NOW, THEREFORE, for and in consideration of the foregoing premises and the mutual stipulations herein contained, PPA and MRBII CONSTRUCTION CORPORATION have agreed, as follows:

1. In this Contract, words and expressions shall have the same meanings as are respectively assigned to them in the attached Contract Documents.
2. The following documents shall form part of this Contract:
 - A. Bid Documents consisting of the following:
 - A.1 Invitation to Bid (Annex C)
 - A.2 Instructions to Bidders (Annex D)
 - A.3 Bid Data Sheet (Annex E)
 - A.4 General Conditions of Contract (Annex F)
 - A.5 Special Conditions of Contract (Annex G)
 - A.6 Specifications (Annex H)
 - A.7 Drawings/Plans (Annex I)
 - A.8 Addenda and/or Supplemental/Bid Bulletins, if any (Annex J)
 - B. Technical and Financial Proposals (Annex K)
 - C. Performance Security (Annex L)
 - D. Notice of Award of Contract with MRBII Construction Corporation's Conforme thereto (Annex M) and
 - E. Other contract documents that may be required by existing laws and PPA.
 - E.1 Construction Schedule and S-Curve (Annex N)
 - E.2 Manpower Schedule (Annex O)
 - E.3 Construction Methods (Annex P)
 - E.4 Equipment Utilization Schedule (Annex Q)
 - E.5 Construction Safety and Health Program approved by the DOLE (Annex R);
 - E.6 Pert/CPM (Annex S)
 - E.7 Duly Approved Program of Works and Cost Estimates (Annex T)
 - E.8 Certificate of Availability of Funds (Annex U)
 - E.9 Abstract of Bids (Annex (Annex V)
 - E.10 Resolution of Award (Annex W)
3. In consideration of the payments to be made by PPA, MRBII CONSTRUCTION CORPORATION commits to undertake and complete the Works in accordance with the required specifications and remedy any defects therein in conformity with the provisions of this Contract and Contract Documents.
4. In consideration of the execution and completion of the Works and remedying any defects therein, PPA commits to pay the Contract Price or such other sum as may become payable under the provisions of this Contract and Contract Documents.
5. This Contract shall become effective after the same shall have been signed by the Parties hereof.

MRBII CONSTRUCTION CORPORATION

Witness:

SALVADOR BARBAS, JR.
Safety Officer

MANUEL R. BULAONG, JR.
President/Chief Executive Officer

MARK JON S. PALOMAR
Chairperson, HO-BAC-EP

PHILIPPINE PORTS AUTHORITY

BY :

JAY DANIEL R. SANTIAGO
General Manager

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

PHILIPPINE PORTS AUTHORITY

TIN No. 000-352-232-000

By:

JAY DANIEL R. SANTIAGO

General Manager

MARK JON S. PALOMAR

Chairperson, HO-BAC-EP

MRBII CONSTRUCTION CORPORATION

TIN No. 008-168-175-000

By:

MANUEL R. BULAONG, JR.

President/Chief Executive Officer

WITNESSES

SALVADOR BARAJAS, JR.

Safety Officer

ACKNOWLEDGMENT

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

BEFORE ME, a Notary Public for and in the City of Manila, this FEB 17 2020 day of _____, 2020, personally appeared the following :

NAME	PROOF OF IDENTITY	DATE	PLACE
Jay Daniel R. Santiago	PPA ID No 00102016		
Manuel R. Bulaong, Jr.	PRC No. 0032700		

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	00008513	1-21-20	Manila
President/CEO	MRBII Construction Corporation	00082219	1-14-20	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 Tablas (Poctoy) Port Expansion Project, Port of (Poctoy), Odiongan, Romblon, 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. 160;
Page No. 37;
Book No. 9;
Series of 2020;

ATTY. JOSE FLORO P. CRISOLOGO
Notary Public
Until December 31, 2021
Adm. Matter No. NP-023
PTR No. 9270054-C/01-02-2020 Q.C.
IBP Lifetime No. LRM-00688
Roll No. 49802
MCLE VI-0017262 Valid Until 4-14-2022