

Witness:


FREDERICK T. TAN
Materials Engineer

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

CONTRACT
FOR THE ALEGRIA PORT DEVELOPMENT PROJECT,
PORT OF ALEGRIA, BURUANGA, AKLAN

This Contract made and entered into this **JUN 23 2020** day of _____ 2020, in Manila, Philippines, by and between:

PHILIPPINE PORTS AUTHORITY, 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**, authorized under Board Resolution No. 2445, series of 2015, dated 10 August 2015, attached as Annex "A," hereinafter referred to as "**PPA**".

- and -

IBC INTERNATIONAL BUILDERS CORPORATION, duly organized and existing in accordance with Philippine laws, with office and business address at #58 Avanceña Street, Molo, Iloilo City, represented its Authorized Representative, **HELEN EDITH LEE TAN**, as evidenced by Secretary's Certificate dated 05 December 2019, attached as Annex "B," hereinafter referred to as "**CONTRACTOR**."

ANTECEDENTS:

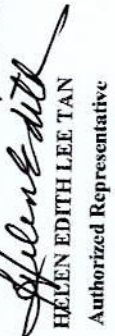
WHEREAS, in accordance with Republic Act (RA) No. 9184 and its 2016 Revised Implementing Rules and Regulations (IRR), PPA advertised and posted on the PPA website and PhilGEPS, as well as on its bulletin board, an Invitation to Bid for the Alegria Port Development Project, Port of Alegria, Buruanga, Aklan, with an Approved Budget for the Contract (ABC) of **Php 217,619,862.09**;

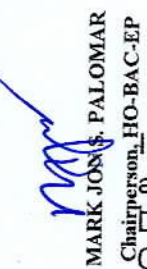
WHEREAS, in response to the said advertisement, four (4) bidders submitted their respective bids for the foregoing project;

WHEREAS, after the opening of bids on 10 December 2019 and the conduct of bid evaluation and post-qualification, the bid submitted by the CONTRACTOR at its unit and lump sum prices set forth in its proposal was found to be the Lowest Calculated Responsive Bid in the amount of **TWO HUNDRED FOURTEEN MILLION EIGHT HUNDRED FIFTY THOUSAND PESOS (Php 214,850,000.00)**, Philippine Currency;

WHEREAS, pursuant to Head Office BAC Resolution No. 002-2020 Series of 2020, award of contract was made to the CONTRACTOR in a Notice of Award dated 24 January 2020, in the amount of **TWO HUNDRED FOURTEEN MILLION EIGHT HUNDRED FIFTY THOUSAND PESOS (Php 214,850,000.00)**, after submission of the required documents within the prescribed period and compliance to the conditions stipulated in the IRR;

IBC INTERNATIONAL BUILDERS CORPORATION

BY: 
HELEN EDITH LEE TAN
Authorized Representative

Witness:


MARK JONES PALOMAR
Chairperson, HO-BAC-EP

PHILIPPINE PORTS AUTHORITY

BY: 
JAY DANIEL R. SANTIAGO
General Manager

FREDERICK T. TAN
Materials Engineer

WHEREAS, the CONTRACTOR duly accepted the award by signing its Conforme on the said Notice of Award;

ACCORDINGLY, the parties agree 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 the Contractor'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, the CONTRACTOR commits to complete the Works 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.

Witness:

IBC INTERNATIONAL BUILDERS CORPORATION

BY: 
HELEN EDITH LEE TAN
Authorized Representative

Witness:

MARK JOHN 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

IBC INTERNATIONAL BUILDERS CORPORATION

TIN No. 000-249-935-000

By:

HELEN EDITH LEE TAN
Authorized Representative

WITNESSES

FREDERICK T. TAN
Materials Engineer

ACKNOWLEDGMENT

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

BEFORE ME, a Notary Public for and in the City of Manila, this 23 day of JUN 23 2020, 2020, personally appeared the following:

NAME	PROOF OF IDENTITY	DATE	PLACE
Jay Daniel R. Santiago	PPA ID No 00102016		
Helen Edith Lee Tan	SSS No. 945393310		

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	1-27-20	Manila
Authorized Representative	IBC International Builder Corporation	3376568	1-22-20	Iloilo

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 Alegria Port Development Project, Port of Alegria, Buruanga, Aklan, 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

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Book No. 21
Series of 2020;

ATTY. ROSELIO J. BOLIVAR
NOTARY PUBLIC IN QUEZON CITY
AM Adm. Not. Com. No. NP-124 1-12-19 until 12-31-2020
IBP O.R. No. 055255 Jan. 2019 & IBP O.R. No. 055256 Jan. 2020
PTR O.R. No. 9332194 C 1-3-2020 / Roll No. 33832 / TIN# 129-871-009
MCLE No. VI-0029583 valid from 12/16/19 Valid until 04/14/22 Quezon City
Address: 31-F Harvard St. Cubao, Q.C.