

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

CONTRACT
FOR THE PROCUREMENT OF MULTI-SITE REMOTE
SURVEILLANCE EQUIPMENT AND ANCILLARY SERVICES

AUG 15 2019

This Contract made and entered into this _____ day of _____ 2019, 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 duly authorized General Manager, **JAY DANIEL R. SANTIAGO**, and hereinafter referred to as "**PPA**";

- and -

JOINT VENTURE OF KIT PROPERTIES (TIN No. 281-027-872-000), BEYONDSIGHT PHILIPPINES, INC. (TIN No. 009-832-962-000) and IPOINTEAST, INC. (TIN No. 007-887-861-000), duly organized and existing in accordance with Philippine laws, with office and business address at Unit 601-603 Galleria Corporate Center, EDSA Along Poveda Drive, Brgy. Ugong Norte, Quezon City, represented in this act by its Authorized Representative, **NESTOR G. CRUZ**, as evidenced by Joint Venture Agreement dated 10 May 2019, a copy of which is hereto attached and made an integral part hereof as Annex "1", and hereinafter referred to as "**SUPPLIER**."

WITNESSETH:

WHEREAS, 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 Procurement of Multi-Site Remote Surveillance Equipment and Ancillary Services;

WHEREAS, in response to the said advertisement, two (2) bidders submitted their respective bids for the foregoing project;

WHEREAS, after the opening of bids on 29 May 2019 and the conduct of bid evaluation and post-qualification, the bid submitted by the SUPPLIER 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 **FOUR HUNDRED SEVENTEEN MILLION NINE HUNDRED SIXTY THREE THOUSAND FOUR HUNDRED NINETY PESOS (Php 417,963,490.00)**, Philippine Currency;

WHEREAS, pursuant to Head Office BAC Resolution No. 061-2019 Series of 2019, award of contract was made to the SUPPLIER in a Notice of Award dated 04 July 2019, in the amount of **FOUR HUNDRED SEVENTEEN MILLION NINE HUNDRED SIXTY THREE THOUSAND FOUR HUNDRED NINETY PESOS (Php 417,963,490.00)**, after submission of the required documents within the prescribed period and compliance to the conditions stipulated in the IRR;

Witness:
TIFFANY D. ESTANIEL
Corporate Secretary

Witness:
NESTOR G. CRUZ
Authorized Representative

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

Witness:
JAY DANIEL R. SANTIAGO
General Manager

PHILIPPINE PORTS AUTHORITY

JOINT VENTURE OF KIT PROPERTIES, BEYONDSIGHT PHILIPPINES, INC. AND IPOINTEAST, INC.

Witness: 
TIFFANY D. ESTANIEL
Corporate Secretary

BY: 
NESTOR G. CRUZ
Authorized Representative

Witness: 
MARK JOHN S. PALOMAR
Chairperson HO-BAC-PGCS

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

WHEREAS, the SUPPLIER 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 the SUPPLIER 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;
 - A.2 Instructions to Bidders;
 - A.3 Bid Data Sheet;
 - A.4 General Conditions of Contract;
 - A.5 Special Conditions of Contract;
 - A.6 Schedule of Requirements;
 - A.7 Terms of Reference;
 - A.8 Technical Specifications; and
 - A.9 Addenda and/or Supplemental/Bid Bulletins.
 - B. Technical and Financial Proposals;
 - C. Performance Security;
 - D. Notice of Award of Contract with the Supplier's Conforme thereto; and
 - E. Other contract documents that may be required by existing laws and PPA, such as:
 - E.8 Certificate of Availability of Funds;
 - E.9 Abstract of Bids; and
 - E.10 Resolution of Award.
3. In consideration of the payments to be made by PPA, the SUPPLIER 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.

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 JONS S. PALOMAR
Chairperson, HO-BAC-PGCS

JOINT VENTURE OF KIT PROPERTIES
(TIN No. 281-027-872-000),
BEYONDSIGHT PHILIPPINES, INC. (TIN
No. 009-832-962-000) and **IPOINTEAST,**
INC. (TIN No. 007-887-861-000)

By: 
NESTOR G. CRUZ
Authorized Representative

WITNESSES 
TIFFANY D. ESTANIEL
Corporate Secretary

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
PASIG CITY) S.S.

BEFORE ME, a Notary Public for and in the (**PASIG CITY**), this day of **AUG 15 2019**, 2019, personally appeared the following:

NAME	PROOF OF IDENTITY	DATE	PLACE
Jay Daniel R. Santiago	PPA ID No. 00102016		
Nestor G. Cruz	TIN No. 305-117-848-000		

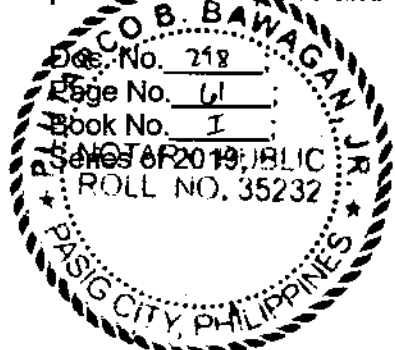
known to me and to me known to be the same persons who executed the foregoing instrument as:


POSITION	COMPANY	CTC No.	DATE	PLACE
General Manager	Phil. Ports Authority	00158522	1-15-19	Manila
Authorized Representative	Joint Venture of Kit Properties, Beyondsight Philippines, Inc. and ipointeast, Inc.			

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 Procurement of Multi-Site Remote Surveillance Equipment and Ancillary Services, 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




PLUTARCO B. BAWAGAN, JR.
Notary Public for and in Pasig City
30th Floor, Tycoon Center, Pearl Drw
Ortigas Center, Pasig City 1605
Commission No. 99 (2019-2020)
Attorney's Roll No. 35232
PTR No. 5241563; 1/15/19; Pasig City
IBP Lifetime No. 010398 RSM
MCLE Compliance No. W-0004622; 12/1/201