

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

CONTRACT
FOR THE SUPPLY, DELIVERY, INSTALLATION AND COMMISSIONING OF SEIMIC
ACCELEROGRAPH

This Contract made and entered into this _____ day of OCT 01 2020 CITY OF MAKATI
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 -

FILIPINAS TECTONIC SAFETY SYSTEMS CORPORATION, a corporation duly organized and existing under Philippine laws, with principal office address at Unit 7E, PDCP Bank Centre, VA Rufino St., Salcedo Village, Makati City, represented herein by its Authorized Representative, **CARL JASON T. VIRAY**, duly authorized for this purpose as shown in Secretary's Certificate dated 11 August 2020, a copy of which is attached as **Annex B**.

A N T E C E D E N T S :

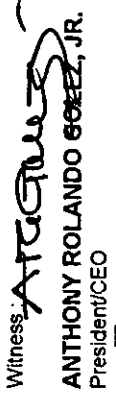
In accordance with Republic Act No. 9184 and its 2016 Revised Implementing Rules and Regulations (IRR), PPA advertised and posted on the PPA website and PhilGEPS, as well as on its bulletin board, an Invitation to Bid for the Supply, Delivery, Installation and Commissioning of Seismic Accelerograph, with an Approved Budget for the Contract (ABC) of Php 75,000,000.00;

In response to the said advertisement two (2) bidders submitted its bid for the foregoing project;

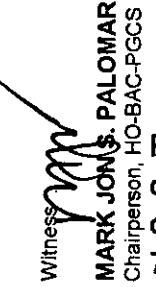
After the opening of bids on 20 August 2020 and the conduct of bid evaluation and post-qualification, the bid submitted by **FILIPINAS TECTONIC SAFETY SYSTEMS CORPORATION** at its unit and lump sum prices set forth in its proposal was found to be the Single Calculated Responsive Bid in the amount of **SEVENTY FOUR MILLION FOUR HUNDRED THIRTY ONE THOUSAND AND 08/100 PESOS (Php 74,431,000.08)**, Philippine Currency;

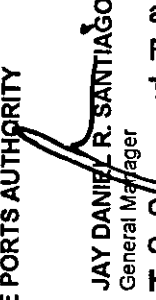
Pursuant to Head Office BAC Resolution No. 056-2020 Series of 2020, award of contract was made to **FILIPINAS TECTONIC SAFETY SYSTEMS CORPORATION** in a Notice of Award dated 16 September 2020, in the amount of **SEVENTY FOUR MILLION FOUR HUNDRED THIRTY ONE THOUSAND AND 08/100 PESOS (Php 74,431,000.08)**, after submission of the required documents within the prescribed period and compliance to the conditions stipulated in the IRR;

FILIPINAS TECTONIC SAFETY SYSTEMS CORPORATION

Witness: 
ANTHONY ROLANDO GOMEZ, JR.
President/CEO

BY: 
CARL JASON T. VIRAY
Authorized Representative

Witness: 
MARK JOMS PALOMAR
Chairperson, HO-BAC-PGCS

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

FILIPINAS TECTONIC SAFETY SYSTEMS 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 FILIPINAS TECTONIC SAFETY SYSTEMS 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 Schedule of Requirements (Annex H)
 - A.7 Terms of Reference (Annex I)
 - A.8 Technical Specifications (Annex J)
 - A.9 Addenda and/or Supplemental/Bid Bulletins (Annex K)
 - B. Technical and Financial Proposals (Annex L)
 - C. Performance Security (Annex M)
 - D. Notice of Award of Contract with FILIPINAS TECTONIC SAFETY SYSTEMS CORPORATION Conforme thereto (Annex N)
 - E. Other contract documents that may be required by existing laws and PPA:
 - E.1 Certificate of Availability of Funds (Annex O)
 - E.2 Abstract of Bids (Annex P)
 - E.3 Resolution of Award (Annex Q)
3. In consideration of the payments to be made by PPA, FILIPINAS TECTONIC SAFETY SYSTEMS CORPORATION commits to complete the works in accordance with the required specifications stated in the Terms of Reference hereto attached as **Annex "I"** and to provide immediate remedy any defects therein in conformity with the provisions of this Contract and Contract Documents.
4. In consideration of the execution and complete delivery of the goods and remedying any defects therein, PPA commits to pay the contract price in accordance with the Terms of Reference and in conformity with 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:

ANTHONY ROLANDO BOLEZ, JR.
President/CEO

BY :

CARL JASON T. VIRAY
Authorized Representative

Witness:

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

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-PGCS

FILIPINAS TECTONIC SAFETY SYSTEMS CORPORATION
(TIN No 008-977-968-000)
By:

CARL JASON T. VIRAY
Authorized Representative

WITNESSES

ANTHONY ROLANDO GOLEZ, JR.
President/CEO

ACKNOWLEDGMENT

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

BEFORE ME, a Notary Public for and in the City of Manila, this OCT 01 2020 day of CITY OF MAKATI, 2020, 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		
Carl Jason T. Viray	Passport No.P0432439B		

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	Filipinas Tectonic Safety System Corporation	01851256	1-18-20	Makati 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 Seismic Accelerograph, 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. 316 ;
Page No. 64 ;
Book No. V ;
Series of 2020;

RONALDO LOZADA
Notary Public for the City of Makati
Until 31 December 2020
Suite 93, 9/F Legaspi Suites,
178 Salcedo St., Makati City
PTR No 8039433 11/08/19
IBP No 094373, 11/07/19
MCLF Compliance No VII-0031172