

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

CONTRACT AGREEMENT
FOR THE CONSTRUCTION OF PORT OPERATIONAL AREA,
PORT OF SAN AGUSTIN, SAN AGUSTIN, TABLAS ISLAND, ROMBLON

This Agreement made and entered into this NOV 06 2023 day of _____ 2023, in
Manila, 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. 2445, Series of 2015, attached herein
as **Annex A**.

- and -

D.K JOCSON CONSTRUCTION/S2A BUILDERS CORPORATION/JV,
duly organized and existing in accordance with Philippine laws, with principal
office address at Unit 1610-1611 Mega Plaza Condo., ADB Avenue, Ortigas
Center, Brgy. San Antonio, Pasig City, represented herein by its Authorized
Managing Officer (AMO), **ELMER A. SONEJA**, duly authorized for this purpose
as shown in Joint Venture Agreement dated 17 August 2023, attached herein as
Annex B.

WHEREAS, the Entity is desirous that the Contractor execute the Construction of Port
Operational Area, Port of San Agustin, San Agustin, Tablas Island, Romblon, with an approved
Budget for the Contract (ABC) of Php **75,864,320.97** and the Entity has accepted the Bid for
SEVENTY FIVE MILLION THREE HUNDRED FIFTY TWO THOUSAND SEVEN HUNDRED
SEVENTY SEVEN PESOS AND 77/100 (Php 75,352,777.77) by the Contractor for the
execution and completion of such Works and the remedying of any defects therein.

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. In this Agreement, words and expressions shall have the same meaning as are
respectively assigned to them in the Conditions of Contract hereinafter 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 part of this Agreement, viz:


- a. Philippine Bidding Documents (PBDs);
 - i. Drawings/Plans;
 - ii. Specifications;
 - iii. Bill of Quantities;
 - iv. General and Special Conditions of Contract;
 - v. Supplemental or Bid Bulletins, if any

D.K. JOCSON CONSTRUCTION/S2A BUILDERS CORPORATION/JV

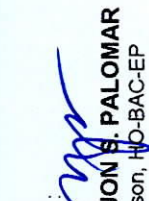
Witness:
RICARDO A. QUINTOS
Project Manager

BY: 
ELMER A. SONEJA
Authorized Managing Officer

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

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

D.K. JOCSON CONSTRUCTION/S2A BUILDERS CORPORATION/JV
BY: 
WITNESS: RICARDO A. QUINTOS
Project Manager

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

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

- b. 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;

- c. Performance Security;
- d. Notice of Award of Contract and the Bidder's conforme thereto; and
- e. 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 of the sum of **SEVENTY FIVE MILLION THREE HUNDRED FIFTY TWO THOUSAND SEVEN HUNDRED SEVENTY SEVEN PESOS AND 77/100 (Php 75,352,777.77)** or such other sums as may be ascertained, **D.K JOCSON CONSTRUCTION/S2A BUILDERS CORPORATION/JV** agrees to execute the Construction of Port Operational Area, Port of San Agustin, San Agustin, Tablas Island, Romblon, 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.
5. In execution of its Works, **D.K JOCSON CONSTRUCTION/S2A BUILDERS CORPORATION/JV** shall likewise hold PPA free and harmless from any liability due to actions, damages, or accident it may cause in the course thereof.
6. The failure of PPA to insist upon a strict performance of any of the terms, conditions and covenants hereof shall not be deemed a relinquishment or waiver of any of the rights or remedies that it may have, nor shall it be construed as a waiver of any subsequent breach or default of its terms, conditions and covenants which shall continue to be in full force and effect. Silence on the part of PPA shall not be considered as condonation or waiver of any breach or default by **D.K JOCSON CONSTRUCTION/S2A BUILDERS CORPORATION/JV** of any covenant or condition herein provided. No waiver by PPA of its rights under this Contract shall be deemed to have been made unless expressly made in writing and signed by its duly authorized representative.

IN WITNESS whereof, the Parties have hereto 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

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

D.K JOCSON CONSTRUCTION
(TIN No.124-301-558-000) /S2A
BUILDERS CORPORATION (TIN No.601-
155-570-00000)
/JV
By:
ELMER A. SONEJA
Authorized Managing Officer

WITNESSES

RICARDO A. QUINTOS
Project Manager

ACKNOWLEDGMENT

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

BEFORE ME, a Notary Public for and in the City of Manila, this ____ day of
NOV 06 2023, 2023, personally appeared the following :

NAME	COMPETENT EVIDENCE OF IDENTITY	DATE OF ISSUE OR EXPIRY DATE	PLACE OF ISSUE
Jay Daniel R. Santiago Elmer A. Soneja	PPA ID No. 00102016 PRC No. 0031626		

known to me and to me known to be the same persons who executed the foregoing instrument
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 entities they represent.

POSITION	COMPANY	CTC No.	DATE	PLACE
General Manager Authorized Managing Officer	Phil. Ports Authority D.K.Jocson Construction/ S2A Builders Corporation/JV	00453661	1-12-23	Manila

The foregoing instrument is a Contract for the Construction of Port Operational Area,
Port of San Agustin, San Agustin, Tablas Island, 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 hereof.

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. 434;
Page No. 88;
Book No. XLII;
Series of 2023

ATTY. ANTONIO B. BETITO
Notary Public-Pasig City
Commission No. 97(2023-2024)
709 Mega Plaza, ADB Ave., Pasig City
Attorney's Roll No. 27614
IBP No. 256460/12/30/22Rizal
PTR No. 8979008/1/03/23/Pasig City
MCLE Compliance No. VII-0008638
April 14, 2025