

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

CONTRACT AGREEMENT
FOR THE CONSTRUCTION AND OFFSHORE INSTALLATION OF AIDS TO MARINE
NAVIGATION AT NEW NAVIGATIONAL SEA LANE, SOUTH HARBOR, MANILA

This Agreement made and entered into this NOV 22 2023 day of _____ 2023, in
Manila, Philippines, by and between:

PHILIPPINE PORTS AUTHORITY (PPA), herein referred to as the
PROCURING ENTITY and/or ENTITY, 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.

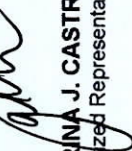
- and -

JARZOE BUILDERS, INC., herein referred to as the CONTRACTOR
and/or WINNING BIDDER, duly organized and existing in accordance with
Philippine laws, with principal office address at Cavsa Street, Brgy. Amaya II,
Tanza, Cavite, represented herein by its Authorized Representative, **CATRINA**
J. CASTRO, duly authorized for this purpose as shown in Secretary's Certificate
dated , attached herein as **Annex B**.

WHEREAS, the Entity is desirous that the Contractor execute the Construction and
Offshore Installation of Aids to Marine Navigation at New Navigational Sea Lane, South Harbor,
Manila, (hereinafter called "the Works"), with an approved Budget for the Contract (ABC) of Php
396,268,383.65 and the Entity has accepted the Bid for **THREE HUNDRED NINETY FIVE**
MILLION SEVEN HUNDRED SEVENTY THREE THOUSAND FOUR HUNDRED SEVENTY
SIX PESOS AND 82/100 (Php 395,773,476.82) 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

JARZOE BUILDERS, INC.
BY : 
CATRINA J. CASTRO
Authorized Representative

Witness

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

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

Witness

OSTERIO S. SOSA, JR.
Liaison Officer

- 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 **THREE HUNDRED NINETY FIVE MILLION SEVEN HUNDRED SEVENTY THREE THOUSAND FOUR HUNDRED SEVENTY SIX PESOS AND 82/100 (Php 395,773,476.82)** or such other sums as may be ascertained, **JARZOE BUILDERS, INC.** agrees to execute the Construction and Offshore Installation of Aids to Marine Navigation at New Navigational Sea Lane, South Harbor, Manila, 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, **JARZOE BUILDERS, INC.** 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 **JARZOE BUILDERS, INC.** 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

JARZOE BUILDERS, INC.
TIN No. 009-484-978-000
By:

CATRINA J. CASTRO
Authorized Representative

WITNESSES

OSTERIO S. SOSA, JR.
Liaison Officer

ACKNOWLEDGMENT

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

NOV 22 2023

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

NAME	COMPETENT EVIDENCE OF IDENTITY	DATE OF ISSUE OR EXPIRY DATE	PLACE OF ISSUE
Jay Daniel R. Santiago Catrina J. Castro	PPA ID No. 00102016 TIN No. 450-951-351-000		

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 Representative	Phil. Ports Authority Jarzoe Builders, Inc.	00453661	1-12-23	Manila

The foregoing instrument is a Contract for the Construction and Offshore Installation of Aids to Marine Navigation at New Navigational Sea Lane, South Harbor, Manila, 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. 71;
Page No. 27;
Book No. 21;
Series of 2023

ATTY. JOHN EDWARD T. ANG
Notary Public for City of Manila
2F Midland Plaza Hotel, Adm. Bldg. St. Ermita, Manila
Notarial Commission No. 2023-081 Manila until 12-31-2024
IBP No. 293899 Issued on Jan. 10, 2023 until Dec. 31, 2023 Pasig City
PTR No. 0822023 Jan. 3, 2023 Manila
Roll No. 68731 Issued on May 29, 2017
MCLE No. VII-0011675 Issued on March 1, 2022 until April 14, 2024