

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

**CONTRACT AGREEMENT**  
**FOR THE SAN ANDRES PORT EXPANSION PROJECT,**  
**PORT OF SAN ANDRES, QUEZON**

DEC 07 2021

This Agreement made and entered into this \_\_\_\_\_ day of \_\_\_\_\_ 2021, 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 -

**RCE GLOBAL CONSTRUCTION, INC.**, duly organized and existing in  
accordance with Philippine laws, with principal office address at 168 Cabrera  
St., Sitio Buroi, Brgy., San Juan, Taytay, Rizal, represented herein by its  
Authorized Representative, **CRISTINA R. BARRICA**, duly authorized for this  
purpose as shown in Secretary's Certificate dated 26 July 2021, attached herein  
as **Annex B**.

WHEREAS, the Entity is desirous that the Contractor execute the San Andres Port  
Expansion Project, Port of San Andres, Quezon, with an approved Budget for the Contract  
(ABC) of Php **183,250,222.31** and the Entity has accepted the Bid for **ONE HUNDRED  
SEVENTY SIX MILLION FIVE HUNDRED THIRTY EIGHT THOUSAND THREE HUNDRED  
TWENTY THREE AND 78/100 (Php 176,538,323.78)** 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

Witness:  
**ARLYN Q. HERMANDEZ**  
Admin Head

RCE GLOBAL CONSTRUCTION, INC.

BY: **CRISTINA R. BARRICA**  
Authorized Representative

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

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



RCE GLOBAL CONSTRUCTION, INC.

Witness :  
ARLYN Q. HERNANDEZ  
Admin Head

BY :  
CRISTINA R. BARRICA  
Authorized Representative

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 **ONE HUNDRED SEVENTY SIX MILLION FIVE HUNDRED THIRTY EIGHT THOUSAND THREE HUNDRED TWENTY THREE AND 78/100 (Php 176,538,323.78)** or such other sums as may be ascertained, San Andres Port Expansion Project, Port of San Andres, Quezon agrees to execute the San Andres Port Expansion Project, Port of San Andres, Quezon, 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, **RCE GLOBAL CONSTRUCTION, 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 **RCE GLOBAL CONSTRUCTION, 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

RCE GLOBAL CONSTRUCTION, INC.  
TIN No. 009-523-992-000  
By:

CRISTINA R. BARRICA  
Authorized Representative

WITNESSES

ARLYN Q. BERNANDEZ  
Admin Head

### ACKNOWLEDGMENT

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

BEFORE ME, a Notary Public for and in the City of Manila, this DEC 07 2021 day of \_\_\_\_\_, 2021, 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		
Cristina R. Barrica	Passport No. EC6224331		

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	Phil. Ports Authority	00367765	2-02-21	Manila
Authorized Representative	RCE Global Const., Inc.	00272908	1-07-21	Tatay, Rizal

The foregoing instrument is a Contract for the San Andres Port Expansion Project, Port of San Andres, Quezon, 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

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Book No. 11  
Series of 2021

ATTY. JOHN EDWARD TRINIDAD ANG  
Notary Public for the City of Manila-Valid 12/31/2021  
Notarial Commission No. 2020-033  
2/F Midland Plaza Hotel, Adriatico st. Ermita, M.  
IBP. No. 134850/ Dec. 14, 2020 / Pasig City  
PTR No. 9821951 / Jan. 4, 2021 at Manila  
Roll No. 88731 MCLE Compliance No. VI-0017186-Jan 31, 2019