

Republic of the Philippines
PHILIPPINE PORTS AUTHORITY
Port Management Office of Bohol
Port Area, Tagbilaran City, Bohol, Philippines

CONTRACT
REPAIR OF FENDERING SYSTEM, PORT OF TUBIGON, BOHOL

This Contract made and entered into this _____ day of _____
2020, 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 Bldg., A. Bonifacio Drive, South Harbor, Port Area, Manila, represented herein by Port Manager of Port Management Office of Bohol, **JAMES J. GANTALAO**, and hereinafter referred to as "**PPA**";

-and-

JRY CONSTRUCTION (TIN 102-294-192-000), duly organized and existing in accordance with Philippine laws, with principal office address at Velasco St. Doña Maria Sudb., Brgy. Tagas, Daraga, Albay 4501, represented herein by its Proprietor/Owner/Manager, **DOLORES V. YAP**, and hereinafter referred to as "**CONTRACTOR**".

-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 **Repair of Fendering System, Port of Tubigon, Bohol**;

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

WHEREAS, after the opening of bid on 19 December 2019 and the conduct of bid evaluation and post-qualification, the bid submitted by the CONTRACTOR 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 **TWENTY TWO MILLION SEVEN HUNDRED SEVENTY THOUSAND FIVE HUNDRED SIXTY EIGHT PESOS AND 00/100 (Php 22,770,568.00)** only, Philippine Currency;

WHEREAS, pursuant to BAC Resolution No. PB-EP-2020-02, award of contract was made to the CONTRACTOR in a Notice of Award dated 08 January 2020, in the amount of **TWENTY TWO MILLION SEVEN HUNDRED SEVENTY THOUSAND FIVE HUNDRED SIXTY EIGHT PESOS AND 00/100 (Php 22,770,568.00)** only, after submission of the required documents within the prescribed period and compliance to the conditions stipulated in the IRR;

WHEREAS, the CONTRACTOR duly accepted the award by signing as 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 CONTRACTOR 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:

ZAIRA G. SUMAGAYSAY
Authorized Representative

DOLORES V. YAP
Proprietor

EDGAR R. ASIBAL
Chairperson, BHL BAC

JAMES J. GANTALAO
Port Manager

A. Bid Documents consisting of the following:

- A.1 Invitation to Bid;
- A.2 Instruction to Bidders;
- A.3 Bid Data Sheet;
- A.4 General Conditions of Contract;
- A.5 Special Conditions of Contract;
- A.6 Specifications;
- A.7 Drawings/Plans; and
- A.8 Addenda and/or Supplemental Bid Bulletins, if any;

B. Technical and Financial Proposals;

C. Performance Security;

D. Notice of Award of Contract with the Contractor's Conformance thereto; and

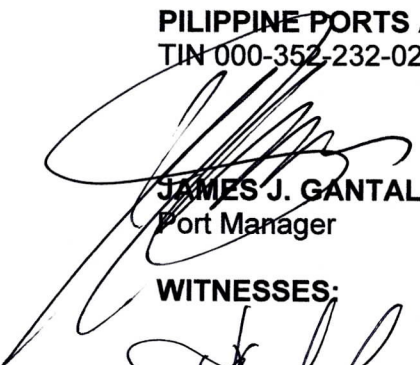
E. Other contract documents that may be required by existing laws and PPA, such as:

- E.1 Construction Schedule and S-Curve;
- E.2 Manpower Schedule;
- E.3 Construction Methods;
- E.4 Equipment Utilization Schedule;
- E.5 Construction Safety and Health Program approved by the DOLE;
- E.6 PERT/CPM;
- E.7 Duly Approved Program of Works and Cost Estimates;
- 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 CONTRACTOR 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 these 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.

PILIPPINE PORTS AUTHORITY
TIN 000-352-232-020

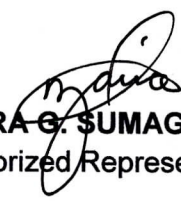

JAMES J. GANTALAO
Port Manager

WITNESSES:


EDGAR R. ASIBAL
Chairperson, BHL BAC

JRY CONSTRUCTION
TIN 102-294-192-000


DOLORES V. YAP
Proprietor


ZAIRA G. SUMAGAYSAY
Authorized Representative

ACKNOWLEDGMENT

Republic of the Philippines)
City of _____) S.S.
MANILA

BEFORE ME, a Notary Public, for and in the City of **MANILA**,
Philippines, this _____ day of _____, 2020, personally
appeared the following: **FEB 10 2020**

NAME	PROOF OF IDENTITY	DATE	PLACE
JAMES J. GANTALAO	PPA ID No.00661996		
DOLORES V. YAP	TIN 102-294-192-000		

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

POSITION	COMPANY	CTC No.	DATE	PLACE
Port Manager	Phil. Ports Authority	09617824	1-02-2020	Carigara, Leyte
Proprietor	JRY Construction	12022676	1-07-2020	Manila

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 company they represent.

The foregoing instrument is a Contract for the **Repair of Fendering System, Port of Tubigon, Bohol**, 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. _____
Page No. _____
Book No. _____
Series of 2020;

ATTY. HENRY D. ADASA
NOTARY PUBLIC, UNTIL DEC. 31, 2020
NOTARIAL COMMISSION 2020-162 MLA
IBP NO. 100733 - 01/03/2020, PASIG
PTR NO. 9124087 - 01/03/2020 MLA
ROLL NO. 29679, TIN: 172-525-620
MCLE COMPL. NO. VII-0000165

ZAIRY G. SUMAGAYSAY
Authorized Representative

DOLORES V. YAP
Proprietor

EDGAR R. ASIBAL
Chairperson, BHL BAC

JAMES J. GANTALAO
Port Manager