

Contract Agreement

REPAIR AND REPAINTING OF VARIOUS MOVABLE CANOPIES (RM-NOS-03-16)

THIS AGREEMENT, made this ____ day of _____ between **PHILIPPINE PORTS AUTHORITY, PMO-NEGROS ORIENTAL/SIQUIJOR** of Port Area, Looc, Dumaguete City (hereinafter called the "Entity") and **LMC CONSTRUCTION** (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor execute the **Repair and Repainting of Various Movable Canopies (RM-NOS-03-16)** (hereinafter called "the Works") and the Entity has accepted the Bid for **Four Hundred Forty-Two Thousand, Three Hundred Sixty Eight and 95/100 Pesos (₱ 442,368.95)** 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 meanings as are respectively assigned to them in the Conditions of Contract hereinafter referred to.
2. The following documents shall be attached, deemed to form, and be read and construed as part of this Agreement, to wit:
 - (a) Drawings/Plans;
 - (b) Bid Proposal (Quotation);
 - (c) Notice of Award of Contract and the Bidder's conforme thereto;
 - (d) Other contract documents that may be required by existing laws and/or the Entity.
 1. PCAB License
 2. DTI Business Name Registration or SEC Registration
 3. Current Mayor's Permit
 4. PhilGEPS Registration
 5. VAT Certificate of Registration
 6. Tax Clearance Certificate
3. In consideration of the payments to be made by the Entity to the Contractor as hereinafter mentioned, the Contractor hereby covenants with the Entity to execute and complete the Works and remedy any defects therein in conformity with the provisions of this Contract in all respects.
4. The Entity hereby covenants to pay the Contractor in consideration of the execution and completion of the Works and the remedying of defects wherein, the Contract Price or such other sum as may become payable under the provisions of this Contract at the times and in the manner prescribed by this Contract.
5. The Contractor shall complete the works in accordance with the Drawings and the Bid Documents within **Thirty (30) Calendar Days**.
6. Should the Contractor refuse or fails to satisfactorily complete the works within the specified completion period inclusive of granted time extension, if any, the Contractor shall be liable for damages for the delay and shall pay the Entity Liquidated Damages (LD) in accordance with Annex "D" Section 3 of the Revised Implementing Rules and Regulations of R.A. 9184.

WITNESS:

FRANCIS SALVADOR M. GORME

LMC CONSTRUCTION
By:

LEO M. CATA CUTAN
Proprietor

HUBERT P. MITMIT
Acting ESD Manager

SARAH R. MIJARES
Port Manager


IN WITNESS whereof the parties thereto have caused this Agreement to be executed the day and year first before written.

PHILIPPINE PORTS AUTHORITY

BY:



SARAH R. MIJARES
Port Manager

SIGNED IN THE PRESENCE OF:


HUBERT P. MITMIT
Acting ESD Manager

LMC CONSTRUCTION

BY:


LEO M. CATA CUTAN
Proprietor


FRANCIS SALVADOR M. GORME

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
CITY OF _____) S.S.

BEFORE ME, a Notary Public, for and in the City of _____, Philippines, on this **NOV 08 2016** day of _____, 2016 personally appeared the following persons with their respective Residence Certificates, to wit:

NAME	CTC No.	DATE ISSUED	PLACE ISSUED
SARAH R. MIJARES	26810301	January 12, 2016	Dumaguete City
LEO M. CATA CUTAN	26828042	February 24, 2016	Dumaguete City

Who are known to me to be the same persons who executed and signed the foregoing instrument, and who acknowledge to me that the same is their free and voluntary act and deed, and that of the entities which they respectively represent.

This instrument refers to a CONTRACT/AGREEMENT for **Repair and Repainting of Various Movable Canopies (RM-NOS-03-16)**, consisting of two (2) pages including this page in which the Acknowledgement is written and signed at the corresponding spaces provided therefore by the Parties and their instrumental witnesses and sealed with my notarial seal. Page 1 is signed at the left margin thereof.

WITNESS MY HAND AND SEAL this **NOV 08 2016** day of _____ 2016 at _____, Philippines.

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ATTY. RAYMUND A. MELADO
Notary Public
UNTIL DECEMBER 31, 2018
PTR NO. 1197389 / 01-01-16
IBP No. 800 LIFETIME
ROLL No. 55543
(ATH MCLP CERT. NO. 1150/2-7-20)