REPUBLIC OF THE PHILIPPINES
PHILIPPINE PORTS AUTHORITY
PORT MANAGEMENT OFFICE - DAVAO
Km. 10, Port Area, Sasa, Davao City

CONTRACT
REPAIR/RETROFITTING OF THE UNDERDECK STRUCTURE OF REINFORCED CONCRETE WHARF FROM BERTH STATION NO. 20 TO 50, MATI PORT, MATI CITY, DAVAO ORIENTAL

Witness: GLADYS ALMA F. CLEMENTE, Account Manager

EC STRUCTURAL COMPOSITES, INC.
BY: EDUARD CUE CHONG, Authorized Managing Officer

This Contract, made and entered into this 30 SEP 2021 day of _____ 2021, by and between:

Philippine Ports Authority, Port Management Office - Davao with office at Km 10, Port Area, Sasa, Davao City, Philippines, represented herein by its duly authorized Port Manager, **ANALEE G. AGUILA,** and hereinafter referred to as **"PPA"**

- and -

EC STRUCTURAL COMPOSITES, INC. (TIN No. 208-098-622-000), duly organized and existing in accordance with Philippine laws, with office and business address at 4th Floor, EC Center Bldg., Mindanao Ave. Extension, Pasong Putik Proper 5, Quezon City, represented in this act by its Authorized Managing Officer, **ENGR. EDUARD CUE CHONG,** hereinafter referred to as **"CONTRACTOR."**

W I T N E S S E T H :

Witness: ASTERIO C. GALLARDO, JR., ESD Manager

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/Retrofitting of the Underdeck Structure of Reinforced Concrete Wharf From Berth Station No. 20 to 50, Mati Port, Mati City, Davao Oriental,** with an Approved Budget for the Contract (ABC) of **Php 21,453,005.54;**

WHEREAS, in response to the said advertisement, one (1) bidder submitted their respective bids for the foregoing project;

WHEREAS, after the opening of bids on 27 September 2021 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-ONE MILLION FOUR HUNDRED FORTY-THREE THOUSAND FIVE PESOS AND 54/100 PESOS (Php21,443,005.54),** Philippine Currency;

PHILIPPINE PORTS AUTHORITY
BY: ANALEE G. AGUILA, Port Manager

WHEREAS, pursuant to PPA PMO-Davao BAC Resolution No. 010-2021 Series of 2021, award of contract was made to the CONTRACTOR in a Notice of Award dated 30 September 2021, in the amount of **TWENTY-ONE MILLION FOUR HUNDRED FORTY-THREE THOUSAND FIVE PESOS AND 54/100 PESOS (Php21,443,005.54),** after submission of the required documents within the prescribed period and in compliance to the conditions stipulated in the IRR;

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

   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;
      A.8 Addenda and/or Supplemental/Bid Bulletins, if any;

   B. Technical and Financial Proposals;
   C. Performance Security and other insurance documents;
      C.1. Contractor's All Risk Insurance (CARI)
      C.2. Personal Accident Insurance (PAI)
   D. Notice of Award of Contract with the Contractor's Conforme 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 this Contract and Contract Documents.

5. This contract shall become effective after the same shall have been signed by the Parties hereof.

6. The CONTRACTOR shall undertake Tree and/or Mangrove Planting pursuant to PPA Administrative Order No. 14-2020 dated 18 December 2020 and PPA Memorandum Circular No. 06 Series of 2021 dated March 2021.

Witness:
GLADYS ALMA F. CLEMENTE
Account Manager

EC STRUCTURAL COMPOSITES, INC.
BY:
EDUARD CUE CHONG
Authorized Managing Officer

Witness:
ASTERIO C. GALLARDO, JR.
ESD Manager

PHILIPPINE PORTS AUTHORITY
BY:
ANALEE G. AGUILA
Port Manager

IN WITNESS WHEREOF, the Parties have hereunto signed this Contract on the date and place indicated herein.

PHILIPPINE PORTS AUTHORITY
TIN No. 000-352-232-000
By:

ANALEE G. AGUILA
Port Manager

EC STRUCTURAL COMPOSITES, INC.
TIN No. 208-098-622-000
By:

EDUARD CUE CHONG
Authorized Managing Officer

WITNESSES:

ASTERIO C. GALLARDO, JR.
ESD Manager

GLADYS ALMA F. CLEMENTE
Account Manager
EC Structural Composites, Inc.

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
Quezon City) S.S.

BEFORE ME, a Notary Public for and in the Quezon City, this 30 SEP 2021 day of _____ 2021, personally appeared the following:

NAME	PROOF OF IDENTITY	DATE	PLACE
Analee G. Aguila	**PPA ID No. 01991988**		
Eduard Cue Chong	**Passport No. P2839250B**	**August 23, 2019**	**DFA NCR North**

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

POSITION	COMPANY	CTC No.	DATE	PLACE
Port Manager	Phil. Ports Authority	12506497	01/14/2021	Davao City
Authorized Managing Officer	EC Structural Composites, Inc.	06438291	01/13/2021	Quezon City

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/Retrofitting of the Underdeck Structure of Reinforced Concrete Wharf From Berth Station No. 20 to 50, Mati Port, Mati City, Davao Oriental,** 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. 255;
Page No. 51;
Book No. XXI;
Series of 2021;

ATTY. KRISHEEN GRACE T. URDAS
Notary Public
Until December 31 2021
IBP No 143302/2-02-21 Q C
PTR No. 1528130/ 6-9-21 Q.C
Roll No 63459
TIN: 313-914-923-000
Adm. Matter No. NP 142 (2021)
NCLE No. V -002811/vi-0017287
Add: 160 Pontiac Cor Consul St
Fairview, Quezon City