

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

Contract Agreement

Disposal by Sale of Three (3) Warehouses on an As-Is Where-Is Basis Located at TEFASCO Port, Brgy. Ilang, Tibungco, Davao City

THIS AGREEMENT made on the _____ day of OCT 21 2019 2019 between *Analee G. Aguila, Port Manager, Philippine Ports Authority, Port Management Office of Davao* (hereinafter called "the Entity") with office address at *Km. 10, Port Area, Sasa, Davao City*, of the one part and *Vicente L. Gotianse, President and CEO, Terminal Facilities and Services Corporation* with office address at Brgy. Ilang, Tibungco, Davao City, (hereinafter called the "Buyer") of the other part:

WHEREAS the Entity invited Bids for certain disposal of property, viz.,

Disposal By Sale of Three (3) Warehouses on an As-Is Where-Is Basis located at TEFASCO Port, Brgy. Ilang, Tibungco, Davao City, and has accepted a Bid by the Buyer for unserviceable property, scrap, and waste materials in the sum of *Seven Million Five Hundred Thousand and 00/100, Philippine Currency (P7,500,000.00)* (hereinafter called "the Contract Price").

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 referred to.
2. The following documents shall be deemed to form and be read and construed as part of this Agreement, viz.:
 - 2.a Price Quotation Form (PQF);
 - 2.b Drawing and Technical Specifications;
 - 2.c Bill of Quantities;
 - 2.d Entity's Notice of Award; and
 - 2.e Other contract documents that may be required by existing laws and the PPA such as:
 - 2.e.1 Abstract of Bids.
3. In consideration of the payments to be made by the Buyer to the Entity as hereinafter mentioned, the Buyer hereby covenants with the Entity to undertake demolition of three (3) warehouses and clean-up of site area within *forty-five (45) days* during regular office hours (8:00 a. m. – 5:00 p. m.), Monday thru Saturday, in conformity in all respects with the provisions of the Contract.
4. The Buyer shall be responsible to provide all items required in the Scope of Work and expenses for non-compliance therewith shall be born or shouldered by the same;

VAUGHN CEDRICH M. ONG

VICENTE L. GOTIANSE
President & CEO
Terminal Facilities and Services Corp.

HELEN TERESITA T. LUGA
Acting Admin. Manager

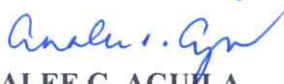
ANALEE G. AGUILA
Port Manager

5. The Entity hereby covenants to assist the Buyer in consideration of the provision for the ***Disposal by Sale of Three (3) Warehouses*** including the demolition and disposal of debris, the Contract Price under the provisions of the contract at the time and in the manner prescribed by the contract.

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

PHILIPPINE PORTS AUTHORITY

By:


ANALEE G. AGUILA
Port Manager

TEFASCO

By:


VICENTE L. GOTIANSE
President & CEO

WITNESSES:


HELEN TERESITA T. LUGA
Acting Admin. Division Manager


VAUGHN CEDRICH M. ONG
Buyer's Witness

ACKNOWLEDGEMENT

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

BEFORE ME, a Notary Public for and in the City of Davao, Philippines, personally appeared the following persons with their respective Competent Evidence of Identities and CTCs to wit:

NAME	Competent Evidence of Identity	CTC No.	Date/Place Issued
<u>ANALEE G. AGUILA</u>	<u>PPA ID No. 01991988</u>	<u>23583013</u>	01/17/19 Davao City
<u>VICENTE L. GOTIANSE</u>	<u>Driver's License No. L02-71-002403</u>	<u>23557377</u>	01/15/19 Davao City

who are known to me to be the same persons who executed and signed the foregoing instrument and who acknowledged to me that the same is their true and voluntary acts and deeds, and that of the entity which they respectively represent.

This instrument is a Contract/Agreement for the *Disposal by Sale of Three (3) Warehouses on an As-Is Where-Is Basis located at TEFASCO Port, Brgy. Ilang, Tibungco, Davao City*, consisting of *three (3) pages*, including this page where the Acknowledgment is written. *Page 1* is signed on the left margin thereof and *Page 2* is signed at the corresponding spaces provided therefore by the Parties and their instrumental witnesses and sealed with my notarial seal.

WITNESS MY HAND AND SEAL this 31 OCT 2019 of _____ 2019 at Davao City, Philippines.

NOTARY PUBLIC

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Page No. 43 ;
Book No. X16 ;
Series of 259 ;



RYAN ERIK C. SANTIAGO
Notary Public
Comm. Serial No. 2019-0043-2020
Until 31 December 2020
Roll of Attorneys No. 58867
PTR No. 1479422 • 12/05/18 (2019) • DC
ISP No. 053069 • 10/22/18 (2019) • DC
TIN No. 409-994-796
MCLE Compliance No. VI-0009804
47-M, Gen. Malvar St., Davao City