WITNESS:
ARCHIE P. LOPEZ

JAA CONSTRUCTION AND SUPPLY
By:
JELMA C. FERNANDEZ
Authorized Managing Officer

WITNESS:
BELTZASAR L. GELLA
Acting ESD Manager

Philippine Ports Authority:
By:
ENGR. ASTERIO C. GALLARDO, JR
Acting Port Manager

REPUBLIC OF THE PHILIPPINES
PHILIPPINE PORTS AUTHORITY
PORT MANAGEMENT OFFICE OF COTABATO
Rajah Tabunaway Boulevard, Port Area, Cotabato City

CONTRACT AGREEMENT

FOR THE REPAIR PORT MANAGER'S AT PMO COTABATO, COTABATO CITY

KNOW ALL MEN BY THESE PRESENTS:

This Contract, made and entered into this ____ day of SEP 2 6 2017, 2017, in the City of Cotabato city, Philippines, by and between:

PHILIPPINE PORTS AUTHORITY, a government corporation created under Presidential Decree No. 857, as amended, with principal office at PPA Building, Bonifacio Drive, South Harbor, Port Area, Manila, and Port Mangement Office of Cotabato, Rajah Tabunaway Boulevard, Port Area, Cotabato City represented herein by its duly authorized Acting Port Manager , **ENGR. ASTERIO C. GALLARDO, JR.,** and hereinafter referred to as "**PPA**";

- and -

JAA Construction and Supply, a company duly organized and existing in accordance with Philippine laws with office and business address at **Tamontaka Grotto, Datu Odin Sinsuat, Maguindanao** represented in this act by **JELMA C. FERNANDEZ**, Authorized Managing Officer , and hereinafter referred to as "**CONTRACTOR**".

W I T N E S S E T H :

WHEREAS, in accordance with Republic Act No. 9184 and its Implementing Rules and Regulations, PPA advertised and posted on the PPA website and G-EPS as well as in its bulletin board, an Invitation to Bid for the **Repair of Port Manager's Quarter at PMO Cotabato, Cotabato City.**

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WHEREAS, the CONTRACTOR and other prospective bidders submitted their respective bids for the foregoing project:

WHEREAS, after the opening of the bids in the bidding on **August 24, 2017** and the conduct of bid evaluation and required 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 lowest calculated responsive bid in the amount of **Four Hundred Fifty Nine Thousand Three Hundred Seventy Six Pesos and Six Centavos (₱459,376.06), Philippine Currency;**

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WHEREAS, pursuant to **BAC Resolution No. 001 Series of 2017**, award of the contract was made to the CONTRACTOR in a Notice of Award dated **September 12, 2017** in the amount of **Four Hundred Fifty Nine Thousand Three Hundred Seventy Six Pesos and Six Centavos (₱459,376.06), Philippine Currency,** 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 its Conforme on the said Notice of Award;

NOW THEREFORE, for and in consideration of the foregoing premises and the mutual covenants, stipulations and agreements herein contained, the PPA and the CONTRACTOR have agreed, as they do hereby agree, and contract as follows:

WITNESS:

BELTZASAR L. GELLA
Acting ESD Manager

ARTICLE I

CONTRACT DOCUMENTS

Philippine Ports Authority:
By:

ENGR. ASTERIO O. GALLARDO, JR
Acting Port Manager

1.01 The following documents shall constitute integral parts of this Contract, as fully as if the contents of the said documents are reproduced, incorporated and set forth herein, and shall govern and control in full force and effect the rights and obligations of the Parties, except as otherwise modified by the terms and conditions of this Contract, or by mutual agreement in writing of both parties, to wit:

a. Contract Agreement
b. Bidding Documents

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c. Winning bidder's bid, including the Eligibility requirements, Technical and Financial Proposals and all other documents/statements submitted

d. Performance Security

e. Credit Line in accordance with the provisions of the Revised IRR, if applicable

f. Notice of Award of Contract; and

g. Other contract documents that may be required by existing laws and the PPA such as the

(1) Construction schedule and S-Curve;
(2) Manpower schedule
(3) Construction methods;
(4) Equipment utilization schedule;
(5) Construction Safety and Health Program approved by the DOLE
(6) PERT/CPM
(7) Duly approved Program of Work and Cost Estimates
(8) Certificate of Availability of Funds
(9) Abstract of Bids
(10) Resolution of Award

1.03 All Contract documents are and shall remain as the property of the PPA.

1.04 The words and expressions in the Contract shall have the same meanings respectively assigned to them in the Contract Documents referred to above.

ARTICLE II

CONTRACTOR'S UNDERTAKING
SCOPE OF WORK

2.01 The CONTRACTOR, in consideration of the payment to be made by the PPA to the CONTRACTOR, as stated in the Contract Documents and this Contract, the latter hereby covenants to execute and complete the **Repair of Port Manager's Quarter at PMO Cotabato, Cotabato City,** in conformity in all respects with the provisions of this contract, as follows:

Item No.	Description	Unit	Quantity	Unit Cost	Amount
I	**Scaffolding & Staging** Supply of Labor, and Equipment/Tools for the scaffolding and staging. Two Thousand Nine Hundred Eighty One pesos and Fifty Centavos. **Per lot**	Lot	1.00	2,981.50	**2,981.50**
II	**Demolition of Kitchen** Supply of Labor, Materials and Equipment/Tools for the Demolition of Kitchen including Water Pipelines. Three Thousand Three Hundred Fifty Pesos and Fifty Four Cents **Per sq.m.**	Sq.m.	31.60	106.01	**3,350.00**
III	**Installation of Steel Post & Beams** Supply of Labor, Materials and Equipment/Tools for the Installation of Steel Post & Beams. Twenty One Thousand Five Hundred Twenty Six Pesos and Fifty Centavos . **per lot**	lot	1.00	21,526.50	**21,526.50**
IV	**Fabrication & Installation of Roof Steel Frame** Supply of Labor, Materials and Equipment/Tools for the Installation of Roof Steel Frame. Sixty Three Thousand Five Hundred Sixty Three Pesos and Fifty Cents. **per lot**	lot	1.00	63,563.50	**63,563.50**
V.	**Installation of Roofing** Supply of Labor, Materials and Equipment/Tools for the Fabrication and Installation of Roof Steel Frame. Forty Six Thousand Nine Hundred Twenty Six Pesos and Fifty Cents. **per sq.m.**	Sq.m.	60.00	782.11	**46,926.50**
VI.	**Repair of Wooden Double Wall Partitions.** Supply of Labor, Materials and Equipment/Tools for the Repair/Replace- ment of Double Wall Partitions, Doors & Windows. Forty Thousand One Hundred Ninety five Pesos and Fifty Cents **per sq.m.**	Sq.m.	31.60	1,272.01	**40,195.50**

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VII.	**Installation of Ceiling Joist & Board** Supply of Labor, Materials and Equipment/Tools for the Installation of Ceiling Joist & Board. Fifty Four Thousand Seven Hundred Thirty Seven Pesos. **per sq.m.**	Sq.m.	555.00	98.63	**54,737.00**
VIII.	**Electrical Works** Supply of Labor, Materials and Equipment/Tools for the Installation of Electrical System. Sixty Three Thousand Five Hundred Sixty Three Pesos and Fifty Cents. **per lot**	lot	1.00	21,073.11	**21,073.11**
IX.	**Plumbing Works** Supply of Labor, Materials and Equipment/Tools for the Installation of Plumbing Fixture. Twenty Six Thousand Eight Hundred Sixty Pesos and Fifty Cents. **per lot**	lot	1.00	26,860.50	**26,860.50**
X.	**Painting Works** Supply of Labor, Materials and Equipment/Tools for the Painting of Wall & Ceiling. Fifty Five Thousand Seven Hundred Ninety Seven Pesos and Forty Five Cents. **per sq.m.**	Sq.m.	86.32	646.40	**55,797.45**
XI.	**Painting Works** Supply of Labor, Materials and Equipment/Tools for the Painting of Wall & Ceiling. Ninety One Thousand Nine Hundred Forty Eight Pesos. **per sq.m.**	Sq.m.	8.98	10,239.20	**91,948.00**
VIII.	**Construction Safety & Health Program** Supply of Labor, Materials & Equipment for Construction Safety & Health Program. Thirty Thousand Four Hundred Sixteen Pesos and Fifty Cents . **Per lot**	lot	1.00	30,416.50	**30,416.50**
				Total Cost of Bid >>>>>>>>>>>>>>>>>	P **361,306.88**
	Four Hundred Fifty Nine Thousand Three Hundred Seventy Six Pesos and Six Centavos Only **Amount in words**				P **459,376.06**

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Authorized Managing Officer

2.02 The CONTRATOR agrees to commence, perform and complete the work called for and defined in this Contract at its sole cost and expense and to fully and faithfully furnish all materials, tools, labor, supplies, equipment, services and superintendence for the implementation of this contract in accordance with the schedule in the contract documents forming integral parts of this Contract.

2.03 The CONTRACTOR guarantees, among others, that all tools, equipment, machinery, instruments, accessories and materials it will supply or deliver or install and/or use in the construction and workmanship of all his work under the contract, shall be in accordance with the Contract Documents.

The CONTRACTOR further guarantees that all the office facilities and equipment it will provide, if any, in connection with this Contract shall be brand new and in addition thereto, the computer system shall be International Standard Organization compliant and in accordance with the specifications prescribed thereof in the Bid Documents.

2.04 The CONTRACTOR recognizes the position of trust and confidence reposed in it under this Contract, and agrees to perform its obligations hereunder in the most efficient and competent manner, use its skill and good judgment, always set in good faith, and carry on the execution of this Contract in the most sound, expeditious and economical manner consistent with the interest of the PPA.

WITNESS:
BELTZASAR C. GELLA
Acting ESD Manager

ARTICLE III

CONSIDERATION

Philippine Ports Authority:
By:
ENGR. ASTERIO C. GALLARDO, JR
Acting Port Manager

3.01 For and in consideration of the full, satisfactory and faithful performance by the CONTRACTOR of all its undertakings defined in and provided for under this Contract and Contract Documents, the PPA agrees to pay the CONTRACTOR the total amount not exceeding **Four Hundred Fifty Nine Thousand Three Hundred Seventy Six Pesos and Six Centavos (₱459,376.06), Philippine Currency;** inclusive of the 12% Value Added Tax, payment to be made and computed on the basis of final quantities at the unit bid price for each item of work actually performed and finished for each pay item as determined and accepted by PPA and in the manner set forth in the Contract Documents, as full compensation for everything furnished and done by the CONTRACTOR under this Contract, including all works required but not specifically mentioned, and also for all losses and damages to the