

Republic of the Philippines
PHILIPPINE PORTS AUTHORITY
PPA Building, Bonifacio Drive, South Harbor,
Port Area, Manila, Philippines

**CONTRACT AGREEMENT
FOR THE RENOVATION OF THE 7TH FLOOR
CONFERENCE ROOMS AT PPA HEAD OFFICE**

This Agreement made and entered into this MAR 11 day of 2022 2022 in Manila, Philippines, by and between:

PHILIPPINE PORTS AUTHORITY (PPA), herein referred to as ENTITY, is a government instrumentality created under Presidential Decree No. 857, as amended, with principal office address at PPA Bldg., Bonifacio Drive, South Harbor, Port Area, Manila, represented by **JAY DANIEL R. SANTIAGO**, duly authorized for this purpose under Board Resolution No. 2466, as contained in Secretary's Certificate dated 02 November 2015, copy of which is hereto attached as **Annex A**.

and

DARCY & ANNA BUILDERS & TRADING, duly organized and existing under Philippine laws, with principal office address at 321 San Pedro St., Brgy., San Roque, Cardona, Rizal, represented herein by its General Manager, **DARCY KIMEL D.J. RESPICIO**, duly authorized for this purpose, as shown in Department of Trade and Industry (DTI) Certificate of Registration No. 1653517, copy of which is hereto attached as **Annex B**.

WHEREAS, the Entity invited Bids for certain services, particularly the Renovation of the 7th Floor Conference Rooms at PPA Head Office, with an approved Budget for the Contract (ABC) of Php **8,596,619.31** and has accepted a Bid by **DARCY & ANNA BUILDERS & TRADING** for those services in the sum of **EIGHT MILLION THREE HUNDRED NINETY NINE THOUSAND NINE HUNDRED NINETY SEVEN PESOS AND 80/100 (8,399,997.80)**;

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. In this Agreement, words and expressions shall have the same meaning as are respectively assigned to them in the Conditions of Contract referred to.
2. The following documents as required by the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184 shall be deemed to form and be read and construed as integral part of this Agreement, viz:
 - i. Philippine Bidding Documents (PBDs);
 - i. Schedule of Requirements;
 - ii. Technical Specifications;
 - iii. General and Special Conditions of Contract; and
 - iv. Supplemental or Bid Bulletins, if any

DARCY & ANNA BUILDERS & TRADING

Witness:


KISHARA COLLEEN ANCHETA
Sales Executive

BY: 
DARCY KIMEL D.J. RESPICIO
General Manager

Witness: 
MARK JON S. PALOMAR
Chairperson, HC-BAC-PGCS

PHILIPPINE PORTS AUTHORITY

BY: 
JAY DANIEL R. SANTIAGO
General Manager

- ii. Winning bidder's bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted;

Bid form, including all the documents/statements contained in the Bidder's bidding envelopes, as annexes, and all other documents submitted (e.g., Bidder's response to request for clarifications on the bid), including corrections to the bid, if any, resulting from the Procuring Entity's bid evaluation;

- iii. Performance Security;
- iv. Notice of Award of Contract and the Bidder's conforme thereto; and
- v. Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBDs. Winning bidder agrees that additional contract documents or information prescribed by the GPPB that are subsequently required for submission after the contract execution, such as the Notice to Proceed, Variation Orders, and Warranty Security, shall likewise form part of the Contract.

3. In consideration of the sum of **EIGHT MILLION THREE HUNDRED NINETY NINE THOUSAND NINE HUNDRED NINETY SEVEN PESOS AND 80/100 (8,399,997.80)** or such other sums as may be ascertained, **DARCY & ANNA BUILDERS & TRADING** agrees to the Renovation of the 7th Floor Conference Rooms at PPA Head Office, in accordance with its Bid.
4. The Philippine Ports Authority agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.
5. In execution of its Works, **DARCY & ANNA BUILDERS & TRADING** shall likewise hold PPA free and harmless from any liability due to actions, damages, or accident it may cause in the course thereof.
6. The failure of PPA to insist upon a strict performance of any of the terms, conditions and covenants hereof shall not be deemed a relinquishment or waiver of any of the rights or remedies that it may have, nor shall it be construed as a waiver of any subsequent breach or default of its terms, conditions and covenants which shall continue to be in full force and effect. Silence on the part of PPA shall not be considered as condonation or waiver of any breach or default by **DARCY & ANNA BUILDERS & TRADING** of any covenant or condition herein provided. No waiver by PPA of its rights under this Contract shall be deemed to have been made unless expressly made in writing and signed by its duly authorized representative.

IN WITNESS whereof, the Parties have hereto caused this Agreement to be executed in accordance with the laws of the Republic of the Philippines, on the day and year first above written.

DARCY & ANNA BUILDERS & TRADING

BY :

DARCY KIMEL D.J. RESPICIO
General Manager

Witness :

KISHA YQUEEN ANCHETA
Sales Executive

PHILIPPINE PORTS AUTHORITY

BY :

JAY DANIEL R. SANTIAGO
General Manager

Witness :


MARK JON S. PALOMAR
Chairperson, HO-BAC-PGCS

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


JAY DANIEL R. SANTIAGO
General Manager

DARCY & ANNA BUILDERS & TRADING
TIN No. 288-539-648-000
By:


DARCY KIMEL D.J. RESPICIO
General Manager


MARK JON S. PALOMAR
Chairperson, HO-BAC-PGCS

WITNESSES


KISHA COLEEN ANCHETA
Sales Executive

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
City of Manila) S.S.

BEFORE ME, a Notary Public for and in the City of Manila, this ____ day of
MAR 11 2022, 2022, personally appeared the following :

NAME	COMPETENT EVIDENCE OF IDENTITY	DATE OF ISSUE OR EXPIRY DATE	PLACE OF ISSUE
Jay Daniel R. Santiago	PPA ID No. 00102016		
Darcy Kimel D.J. Respicio	TIN No. 288-539-648-000		


known to me and to me known to be the same persons who executed the foregoing instrument 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 entities they represent.

POSITION	COMPANY	CTC No.	DATE	PLACE
General Manager	Phil. Ports Authority	00372460	1-21-22	Manila
General Manager	Darcy & Anna Builders & Trading			

The foregoing instrument is a Contract for the Renovation of the 7th Floor Conference Rooms at PPA Head Office, 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 hereof.

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. 172 ;
Page No. 35 ;
Book No. LXI-A ;
Series of 2022


ATTY. ELISEO S. CALMA, JR.
Notary Public
Roll No. 50183
PTR No. 2454359-D, Jan. 03, 2022
IBP No. 183888, Jan. 31, 2022
MCLE Comp No VI-0012817 until April 14, 2022
20 Kamagong St., Sapamanai Village
East Fairview, Quezon City
ADM Matter No. NP-067
Extended as Commission Under B.M. 3795
Until June 30, 2022
TIN No. 138-541-197-000