Contract Agreement

REFURBISHING OF TMO BUILDING, PORT OF SAN CARLOS, SAN CARLOS CITY, NEGROS OCCIDENTAL (NRP-NBB-01-18)

THIS AGREEMENT, made this _____ day of JUL 05 2018 _____, 2018 between **PHILIPPINE PORTS AUTHORITY, PORT MANAGEMENT OFFICE – NEGROS OCCIDENTAL/BANAGO/BACOLOD-BREDCO, Port of Banago, Bacolod City** (hereinafter called the "Entity") and **HHH DEVELOPER AND CONSTRUCTION** (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor execute **REFURBISHING OF TMO BUILDING, PORT OF SAN CARLOS, SAN CARLOS CITY, NEGROS OCCIDENTAL (NRP-NBB-01-18)** (hereinafter called "the Works") and the Entity has accepted the Bid for **Three Million One Hundred Two & 66/100 Pesos (P3,000,102.66)** 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) General and Special Conditions of Contract;

    (b) Drawings/Plans;

    (c) Specifications;

    (d) Invitation to Apply for Eligibility and to Bid;

    (e) Instructions to Bidders;

    (f) Bid Data Sheet;

    (g) Addenda and/or Supplemental/Bid Bulletins, if any;

    (h) Bid form, including all the documents/statements contained in the Bidder's bidding envelopes, as annexes;

    (i) Eligibility requirements, documents and/or statements;

    (j) Performance Security;

    (k) Credit line issued by a licensed bank, if any;

    (l) Notice of Award of Contract and the Bidder's conforme thereto;

    (m) Other contract documents that may be required by existing laws and/or the Entity.

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.

WITNESS:

LOVEN S. SERRAN
ESD Manager

HHH DEVELOPER AND CONSTRUCTION
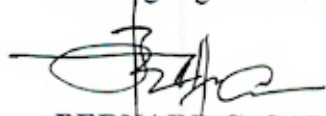By:
HEGEM C. EURIGAY
General Manager

WITNESS:

PHILIPINE PORTS AUTHORITY
By:
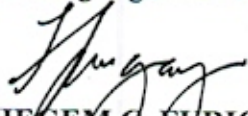**BERNARD C. CALLEDO**
Acting Port Manager

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

Binding Signature of PROCURING ENTITY

BERNARD C. CALLEDO
Acting Port Manager

Binding Signature of Contractor

HEGEM C. FURIGAY
General Manager

SIGNED IN THE PRESENCE OF :

LOVEN S. SERRAN
ESD Manager

A C K N O W L E D G M E N T

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

BEFORE ME, A Notary Public for and in the City of <u>BACOLOD CITY</u>, Philippines, personally appeared the following persons with their respective Residence Certificates, to wit :

NAME	PASSPORT/ COMPANY ID	PLACE/DATE ISSUED
BERNARD C. CALLEDO	PPA 0043 1996	8/3/2017
HEGEM C. FURIGAY	TIN ID	Quezon City /10-28-04

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 free and voluntary act and deed, and that of the entities which they respectively represent.

This instrument is a CONTRACT/AGREEMENT for the **REFURBISHING OF TMO BUILDING, PORT OF SAN CARLOS, SAN CARLOS CITY, NEGROS OCCIDENTAL (NRP-NBB-01-18)** consisting of Three (3) pages including this page in which the Acknowledgement is written. Pages 1 & 3 are 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 day of JUL 05 2018 at _____ BACOLOD CITY _____, Philippines.

WITNESS:

LOVEN S. SERRAN
ESD Manager

HHH DEVELOPER AND CONSTRUCTION

By:

HEGEM C. FURIGAY
General Manager

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Page No. ___
Book No. ___
Series of 20 ___

NOTARY PUBLIC

ATTY. JESSIE R. RAMOS
NOTARY PUBLIC
UNTIL DECEMBER 31, 2018
IBP NO. 127/62.10.'1 8-18
PTR NO. 136 150/1-10-18
MCLE NO. 004-34109

[Addendum showing the corrections, if any, made during the Bid evaluation should be attached with this agreement]

WITNESS:

PHILIPPINE PORTS AUTHORITY

By:

BERNARD C. CALLEDO
Acting Port Manager