

Republic of the Philippines
PHILIPPINE PORTS AUTHORITY
PORT MANAGEMENT OFFICE FOR SOCSARGEN
Makar Wharf, General Santos City

**CONTRACT FOR ROUTINE MAINTENANCE OF
PORT PHYSICAL FACILITIES PROJECT 2021,
PORT OF GENERAL SANTOS,
MAKAR WHARF, GENERAL SANTOS CITY**

This Contract made and entered into this 20th day of September 2021, in General Santos, Philippines, by and between:

The **PHILIPPINE PORTS AUTHORITY (PPA), PORT MANAGEMENT OFFICE (PMO)-SOCSARGEN**, a government instrumentality with principal office at Makar Wharf, General Santos City, represented by its Port Manager **CESAR M. DATAYA**, herein referred to as the **ENTITY**.

- and -

RRJ BEM CONSTRUCTION, INC., a duly organized and existing in accordance with Philippine laws, with principal office address at Purok 24, Fernandez Area, Mabuhay Road, Barangay Mabuhay, General Santos City represented herein by its, President, **RUDY T. RUIZ, JR.**, duly authorized for this purpose as shown in Corporate Secretary's Certificate dated September 8, 2021, attached as **Annex "A"**, herein referred to as the **CONTRACTOR**.

WHEREAS, the ENTITY is desirous that the CONTRACTOR execute the contract for **CONTRACT FOR ROUTINE MAINTENANCE OF PORT PHYSICAL FACILITIES PROJECT 2021, PORT OF GENERAL SANTOS, MAKAR WHARF, GENERAL SANTOS CITY** with an Approved Budget for the Contract (ABC) of TWO MILLION SIX HUNDRED NINETEEN THOUSAND TWO HUNDRED THIRTY SEVEN PESOS ONLY (PHP 2,619,237.00) INCLUSIVE OF 5% VAT;

WHEREAS, the said procurement has undergone the procurement process under the Negotiated Procurement for Emergency Cases;

WHEREAS, the CONTRACTOR in response to the invitation, submitted its Offer and the ENTITY has accepted the said Offer for TWO MILLION FIVE HUNDRED SEVENTY-SEVEN THOUSAND TWO HUNDRED SIXTY-FOUR PESOS AND 75/1000 ONLY (PHP 2,577,264.75) Inclusive of 5% VAT.

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 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 part of this Agreement, to wit:

a. Philippine Bidding Documents (PBDs);

- i. Proof of Posting at PhilGeps
- ii. Invitation for Negotiated Procurement
- iii. Program of Work
- iv. Specifications
- v. Bill of Quantities
- vi. General and Special Conditions of Contract;
- vii. Supplemental or Bid Bulletins, if any

b. Winning Offeror's Offer, including the Technical and Financial Offers

c. Performance Security;

d. Notice of Award of Contract; and the Bidder's conforme thereto; and

e. Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBDs. The CONTRACTOR 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, and

f. Bids and Awards Committee Resolutions

g. Certificate of Availability of Funds

3. In consideration for the sum of TWO MILLION FIVE HUNDRED SEVENTY-SEVEN THOUSAND TWO HUNDRED SIXTY-FOUR PESOS AND 759/1000 ONLY (P 2,577,264.759) Inclusive of 5% VAT, the CONTRACTOR, RRJ BEM Construction, Inc., agrees to perform the following in accordance with its Bid:

Item No.	Description	Unit	Qty	Unit Cost	Amount
BILL NO. 1 GENERAL EXPENSES					
1.01	Mobilization/Demobilization Works including restoration works at:	Lot	1.00	10,000.00	10,000.00
	Ten Thousand Pesos per lot				
1.02	Construction Safety and Health Program at:	Lot	1.00	10,000.00	10,000.00
	Ten Thousand Pesos per lot				
BILL NO. 2 REPAINTING WORKS ON BOLLARD, HIGH MAST TOWER POSTS, FLOOD LIGHT POSTS, SOLAR LIGHT POSTS, INNER GATES AND OPERATIONAL					

FENCE, CALIBRATION MARKS, CREW LANES					
2.01	Cleaning of surfaces of steel areas to be repainted including scraping of rusts at:	Sq.m	1,937.36	12.90	24,991.944
Twelve Pesos and 90/100 per square meter					
2.02	Cleaning of surfaces of concrete areas to be repainted at:	Sq.m	1,633.75	9.18	14,997.825
Nine Pesos and 18/100 per square meter					
2.03	Concrete works for gate post at inner gate 3 including smooth finish of CHB fence (1mx3m) at:	Cu.m	0.36	120,439.08	43,358.069
One Hundred Twenty Thousand Four Hundred Thirty Nine Pesos and 8/100 per cubic meter					
2.04	Repainting of Steel facilities such as bollard, high mast tower posts, flood light posts, solar light posts (one coat final); inner gates and steel portion of operational fence (one coat primer, one coat final) at:	Sq.m	1,875.50	146.08	273,973.04
One Hundred Forty Six Pesos and 8/100 per square meter					
2.05	Repainting of Concrete facilities such as high mast tower pedestal, flood light post pedestal, solar light post pedestal, calibration marks, CHB portion of operational fence, crew lanes (one coat final) at:	Sq.m	1,347.25	78.51	105,772.598
Seventy Eight Pesos and 51/100 per square meter					
BILL NO. 3 REPAIR OF DAMAGED RC CURBS ALONG CAL.070-250; CAL.290-653 INCLUDING PAINTING WORKS OF RC CURBS ON CAL.000-851					
3.01	Demolition of damaged RC curbs including hauling of waste materials to designated disposal area at:	Ln.m	391.40	53.00	20,744.20
Fifty Three Pesos per linear meter					
3.02	Supply, fabrication and installation of reinforcing bars on RC curbs at:	Kgs.	1,818.03	17.73	32,233.672

	Seventeen Pesos and 73/100 per kilogram				
3.03	Concrete works on RC curb along cal.070-250 and 290-653 at:	Cu.m	17.22	6,914.109	119,060.95
	Six Thousand Nine Hundred Fourteen Pesos and 109/1000 per cubic meter				
3.04	Painting works on RC curbs (one coat primer, two coats final) at:	Sq.m	487.50	242.936	118,431.39
	Two Hundred Forty Two Pesos and 936/1000 per square meter				
BILL NO. 4 REPAIR/REPLACEMENT OF ROOFING OF NEW POWERHOUSE					
4.01	Removal of existing deteriorated roofing including disposal to designated area at:	Sq.m	95.44	104.779	10,000.00
	One Hundred Four Pesos and 779/1000 per square meter				
4.02	Supply and Installation of pre-painted Ga.24 GI roofing sheets at:	Sq.m	95.44	1,983.38	189,293.787
	One Thousand Nine Hundred Eighty Three Pesos and 38/100 per square meter				
BILL NO. 5 REPAIR OF COMFORT ROOMS AT OLD POWERHOUSE, OUTSIDE OLD PPD OFFICE, OUTSIDE NEW PPD OFFICE, PM'S QUARTER & GUESTHOUSE					
5.01	Demolition/ Removal of Existing tiles, doors, toilet bowls, lavatories and hand dryer of comfort room including disposal at designated areas as instructed by the Project Engineer at:	Lot	1.00	20,000.00	20,000.00
	Twenty Thousand Pesos per lot				
5.02	Supply and Installation of toilet fixtures including lavatories, water closets, urinals, hand dryers, hot & cold rain shower, faucet, granite slab, mirror, exhaust fan, handrail, floor drains and PVC doors at:	Lot	1.00	759,457.12	759,457.12
	Seven Hundred Fifty Nine Thousand Four Hundred Fifty Seven Pesos and 12/100 per lot				
5.03	Tile works for Comfort Room Walls and Flooring at:	Sq.m	221.58	2,316.536	513,298.07
	Two Thousand Three Hundred Sixteen Pesos and 536/1000 per square				

	meter				
5.04	Replacement of lightings, switches, and outlets of the comfort room at the powerhouse at:	Lot	1.00	20,113.30	20,113.30
Twenty Thousand One Hundred Thirteen Pesos and 30/100 per lot					
5.05	Repainting of ceiling of comfort rooms includes preparation of area for repainting at Peso:	Sq.m	24.17	329.21	7,957.006
Three Hundred Twenty Nine Pesos and 21/100 per square meter					
BILL NO. 6 REMOVAL OF EXISTING STEEL CATCH BASIN COVER AND REPLACEMENT OF CONCRETE CATCH BASIN COVER					
6.01	Removal of existing steel catch basin cover and steel framings including proper storage of waste materials as directed by the assigned Project Engineer at:	Units	6.00	1,666.67	10,000.00
One Thousand Six Hundred Sixty Six Pesos and 67/100 per unit					
6.02	Fabrication and installation of catch basin concrete cover at:	Units	7.00	11,479.30	80,355.10
Eleven Thousand Four Hundred Seventy Nine Pesos and 30/100 per unit					
BILL NO. 7 REPAIR OF RC DECK AT WESTERN WHARF (4.0mx4.0m)					
7.01	Supply of materials, manpower and equipment for the repair of damaged RC Deck (2-4.0mx4.0m) at:	Cu.m	9.60	20,127.78	193,226.688
Twenty Thousand One Hundred Twenty Seven Pesos and 78/100 per cubic meter					
Total Cost of Bid (Inclusive of VAT)				Php2,577,264.759	
Total Amount of Bid in Words:					
TWO MILLION FIVE HUNDRED SEVENTY-SEVEN THOUSAND TWO HUNDRED SIXTY-FOUR PESOS AND 759/1000 ONLY (P 2,577,264.759) Inclusive of 5% VAT					

4. The ENTITY agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

IN WITNESS whereof the Parties have hereto have 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.


PHILIPPINE PORTS AUTHORITY
TIN No. 000352232157

RRJ BEM CONSTRUCTION, INC.,


By:


By:


CESAR M. DATAYA
Port Manager


RUDY T. RUIZ, JR
President

WITNESSES





ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
City of General Santos) S.S.

BEFORE ME, a Notary Public for and in the City of Manila, this SEP 23 2021 day of September 2021, personally appeared the following:

NAME	COMPETENT EVIDENCE OF IDENTITY	DATE OF ISSUE OR EXPIRY DATE	PLACE OF ISSUE
CESAR M. DATAYA	PPA ID No. 00702016		
RUDY T. RUIZ, JR	PRC ID No. 0114143	8/17/2009	

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


POSITION	COMPANY	CTC No.	DATE	PLACE
Port Manager	Philippine Ports Authority	27048563	2/18/2021	GSC
President	RRJ BEM Construction, Inc.,	26964122	1/5/21	GSC

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 corporation they represent.

The foregoing instrument is a Contract for the Routine Maintenance Of Port Physical Facilities Project 2021, Port Of General Santos, Makar Wharf, General Santos City, consisting of seven (7) 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. 298 ;
Page No. 10 ;
Book No. 15 ;
Series of 2021


ATTY. ROMMEL L. CAHAYA, LPA, AB
NOTARY PUBLIC
UNTIL DECEMBER 31, 2022
ROLL OF ATTORNEY NO. 62063; 4-26-13
IBP O.R. NO. 138198; 1-4-2021
PTR NO. 9490483; 1-4-2021
TIN: 193-656-328