

Republic of the Philippines
Philippine Ports Authority
Port Management Office of Misamis Oriental/Cagayan de Oro
PPA Building #2, Port Area, Macabalan
Cagayan de Oro City

**Contract for the
Repair/replacement of Fiber Optic MIS System at Building 1 to Building 2
Port of Cagayan de Oro**

CONTRACT AGREEMENT

THIS AGREEMENT made and entered into this 14th day of *December* 2022, in Cagayan de Oro 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 No.2, Port Area, Macabalan, Cagayan de Oro City, represented herein by its duly authorized Port Manager **ISIDRO V. BUTASLAC, JR.**, hereinafter called the "Entity";

- and -

CALIBER INDUSTRIAL SALES CORPORATION, (TIN # 005-897-018-000) a private corporation duly organized and existing under and by virtue of the laws of the Republic of the Philippines, with business and office address at #376 Neri Street, Carmen, Cagayan de Oro City represented in this act by its duly authorized representative, **MR. JOHN U. KU**, and hereinafter referred to as "CONTRACTOR".

WHEREAS, the Entity is desirous that the Contractor execute the ***Repair/replacement of Fiber Optic MIS System at Building 1 to Building 2, Port of Cagayan de Oro*** (hereinafter called "the Works") and the Entity has accepted the Bid for ***Seven Hundred Sixty One Thousand Nine Hundred Sixteen Pesos and 75/100 centavos (P761,916.75)*** 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 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, viz.:
 - a. Philippine Bidding Documents (PBDs);
 - i. Drawings/Plans;
 - ii. Specifications;


MR. JOHN U. KU
Caliber Industrial Sales Corp.


Ruby Maria O. Gumapon
P&D Manager / PPA


Isidro V. Butaslac, Jr.
Port Manager / PPA

- iii. Bill of Quantities;
- iv. General and Special Conditions of Contract;
- v. Supplemental or Bid Bulletins, if any;
- b. 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;

- 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. 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 for the sum of Seven Hundred Sixty One Thousand Nine Hundred Sixteen Pesos and 75/100 centavos (P761,916.75) or such other sums as may be ascertained, Caliber Industrial Sales Corp. agrees to undertake and complete the works in accordance with the required specifications and remedy any defects therein in conformity with the provisions of this Contract and Contract Documents and in accordance with his/her/its Bid.
4. The *Port Management Office of Misamis Oriental/Cagayan de Oro* agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

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

PHILIPPINE PORTS AUTHORITY

By:

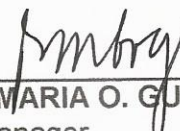

ISIDRO V. BUTASLAC, JR.
Port Manager

CALIBER INDUSTRIAL SALES CORP.

By:


MR. JOHN U. KU
President

WITNESSES


RUBY MARIA O. GUMAPON
PSD Manager

Caliber Industrial Sales Corp.
Representative

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
CITY OF CAGAYAN DE ORO) S.S.

BEFORE ME, a Notary Public for and in the City of Cagayan de Oro, Philippines, this
DEC 7 4 2022, personally appeared the following:

NAME	PROOF OF IDENTITY	DATE	PLACE
Isidro V. Butaslac, Jr. Mr. John U. Ku	<u>PPA 009219</u>	<u>1/04/22</u>	<u>CDOC</u>

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

POSITION	COMPANY	CTC No.	DATE	PLACE
Port Manager Manager	Philippine Ports Authority Caliber Industrial Sales Corp.	<u>08793059</u>	<u>1/04/22</u>	<u>CDOC</u>

and they acknowledge to me that the same is their own free act and deed as well as the free and voluntary act of the judicial person they represent.

The foregoing instrument is a contract for the **Repair/replacement of Fiber Optic MIS System at Building 1 to Building 2, Port of Cagayan de Oro**, consisting of Three (3) pages, including this page on which this Acknowledgement is written, signed by the parties and their instrument 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.

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ADONIS ANG P. GUMAHAD
NOTARY PUBLIC
Commission No. 31, 2022
Roll of Attorneys No. 50091
IBP No. 133127; 1-8-2022 Mis. O
PTR No. 5425501; 1-8-2022 CDO
MCLE No. VI-2019327; 1-11-19 Pasig C
TIN: 986-285-588