



DEPARTMENT OF AGRICULTURE

REGIONAL FIELD OFFICE NO. 12
CSA-1 BUILDING, ZULUETA STREET
KORONADAL CITY
TEL No./FAX No. (083)-520-0564

ITB Reference No. : 2702039
Contract Number : 355

CONTRACT

This AGREEMENT is made and entered this day 26th of September, 2014 between DEPARTMENT OF AGRICULTURE-RFO XII, Koronadal City, Philippines, represented by its Regional Executive Director, AMALIA J. DATUKAN, MBA hereinafter called the "First Party" and PELF PLANT NURSERY with principal address at Brgy. Balindog, Kidapawan City, represented by its Proprietor, ELMER P. PORO, SR. hereinafter called the "Second Party";

Whereas, the First Party invited a procurement for the supply and delivery of 63,586 pcs. Rubber Budded Seedlings (for Budwood Garden) and has accepted a Bid by the Second Party for the supply of those goods with the total amount Two Million Nine Hundred Nine Thousand Fifty-Nine Pesos and 50/100 (Php2,909,059.50) at Forty-five Pesos and 75/100 (Php45.75) per piece.

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 referred to;
2. The following documents shall be deemed to form and be read and construed as part of this agreement, viz.:
 - a) Specifications;
 - b) Advertisement;
 - c) License copy of the contractor;
 - d) Certificate of availability of funds;
 - e) Performance Bond;
 - f) Bids and Abstract of Bids for Bid project;
 - g) Resolution of the Bids and Awards Committee as the case may be;
 - h) Approval of the Award by the Regional Director;
 - i) Letter of Acceptance of the winning bidder
3. The Second Party hereby agrees to supply and deliver the 63,586 pcs. Rubber Budded Seedlings (for Budwood Garden) at the different municipalities in Region 12, within ninety (90) calendar days with the following specifications, to wit:

Specifications:

- Variety : RIM 600 and/or PB 260
- Pencil size stem (good quality planting materials)
- Knee high
- 6" x 10" PE pot
- Disease free and specially selected for budwood garden
- At least 3 flashings with no new flashing upon delivery

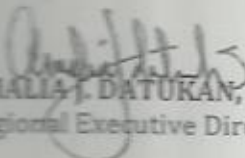
Note : please see attached "ANNEX A" for the list of recipients and locations

4. The First Party hereby covenants to pay the Second Party in consideration of the provision of the goods and services of high quality and efficiency and to remedy the defects therein, the contract price or such other sum as may become payable under the provisions of the contract at the time and in the manner prescribed by the contract;


5. The **Second Party** hereby obliged to give demo and trainings for the recipients and after sales service must be strictly observed which include parts, maintenance and services within one year warranty period. Failure to comply this mechanism would be a ground for disqualification from any bidding processes of the Department of Agriculture, Region XII;
6. Should the **Second Party** incur delay, Section 68, Rule XXII of RA 9184, partly states, "xxx.The amount of the liquidated damages shall be at least equal to one tenth (1/10) of one percent (1%) of the cost of the unperformed portion for every day of delay. Xxx";
7. Other provisions of RA 9184 and its IRR not stipulated in this contract are deemed applicable; and
8. This agreement shall be valid and binding upon approval by both parties.

IN WITNESS WHEREOF, the parties hereto set their respective signatures on the day written above.

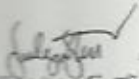
Department of Agriculture Region 12
by:



AMALIA J. DATUKAN, MBA
Regional Executive Director

Pelf Plant Nursery
by:

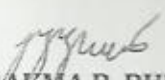

ELMER P. PORO, SR.
Proprietor

REVIEWED AND WITNESSED BY:



JOCYLYN F. TORRES
AVCOOP Focal Person


JIMMY M. OLIVO, PhD.
BAC Chairman

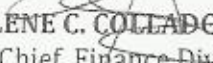
Allocation of Funds:


RAKMA B. BUISAN
Regional Budget Officer

Availability of Funds:


ANNA MAE A. SIDEÑO
OIC - Regional Accountant

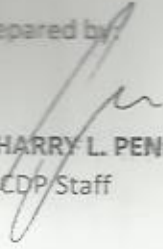
Verified and Found in Order:


CARLENE C. COLLADO, CPA
OIC Chief, Finance Division

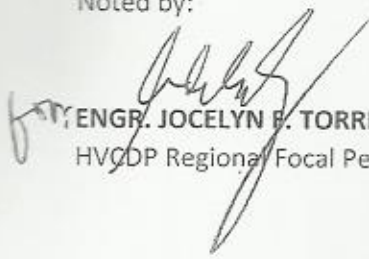
2013 RUBBER PLANTING MATERIALS LIST OF BENEFICIARIES

PROPONENT	QUANTITY (PCS)	CONTACT PERSON
1. LGU Pikit	✓ 6,200	Pedro Elorde Binoya, 09274709623
2. LGU Matalam	✓ 8,245	Wilfredo Juloya, 09398773508
3. LGU Malapatan	✓ 3,000	Cipriano Pandita, 09096550530
4. LGU Glan	✓ 1,500	Virginia Musa, 09274914921
5. LGU Kiamba	✓ 4,000	Angeline Gulmatico, 09103488059
6. LGU Malungon	✓ 3,000	Nelson Sadang 09393027491
7. LGU Kalamansig	✓ 8,500	Emmanuel Albano, 09284011978
8. LGU Palimbang	✓ 5,555	Jaime Magana, 09466789871
9. LGU Tampakan	✓ 6,500	Josephine Cariño, 09195534118
10. 1st Congressional District of North Cotabato (Libungan and Pigcawayan)	✓ 17,086	Jun Eruela, 09202042578
TOTAL	63,586	

Prepared by:


JOHARRY L. PENDUMA
 HVCDP Staff

Noted by:


ENGR. JOCELYN B. TORRES, Ph. D.
 HVCDP Regional Focal Person

ACKNOWLEDGMENT

Republic of the Philippines)
City of Koronadal)SS

Before me, a Notary Public for Koronadal City personally appeared the following:

NAME	Res. Cert.	Issued at	Issued on
1. Amalia J. Datukan	08628843	Koronadal City	January 17, 2014
2. Elmer P. Poro, Sr.	30125044	BALINDOG KIDAPAWAN	JAN. 6, 2014

Known to me to be the same persons who executed the foregoing documents and acknowledged that the same are their voluntary acts and deeds.

This instrument consists of three (3) pages including this page in which the acknowledgement is written, and signed in the left hand margin of each and every page thereof by parties and their witnesses.

Witness MY HAND AND SEAL, this OCT 31 2014 day of , 2014 at KORONADAL CITY, SOUTH COTABATO

Notary Public

Doc No. : 485
Page No. : 97
Book No. : XIV
Series of 2014

[Handwritten Signature]
 Notary Public
 Until December 31, 2015
 PTR No. 1057392 01/03/2014
 IBP No. 942425 01/07/2014
 TIN 155-056-769

[Handwritten Signature]
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