



Republic of the Philippines
DEPARTMENT OF AGRICULTURE
Regional Field Office 12
Brgy. Carpenter Hill, Koronadal City
BAC Secretariat Office Tel. 2283411



ITB Reference No. 3633404
Contract No. 2016-0051

CONTRACT

KNOW ALL MEN BY THESE PRESENT:

JUN 03 2016

This contract made and entered this ____ day of _____ by and between the **DEPARTMENT OF AGRICULTURE, REGIONAL FIELD Office 12, KORONADAL CITY**, represented by the **Regional Executive Director, AMALIA J. DATUKAN**, hereinafter called the **First Party** and **Nordan Ngilay Espadila Live's Stock** with principal address at **Purok Ngilay, Brgy. Tumbler, General Santos City** represented by its **Operation Manager, MR. NORDAN P. ESPADILA, JR.**, hereinafter called as the **Second Party**;

WITNESSETH

Whereas, the First Party has a procurement of **Supply and Delivery of 260 Head goats (65 head buck-8-12 mos. @ 15-18 kls. and 195 head doe 8-12 mos. @ 15-18 kls.)** with the **Approved Budget for the Contract of One Million Forty Thousand Pesos (Php1,040,000.00)**;

Whereas, a public bidding was conducted last February 3, 2016 with Two (2) participating bidders in which **Nordan Ngilay Espadila Live's Stock** won in the bidding in the amount of **Nine Hundred Nine Thousand Four Hundred Eighty Pesos (Php909,480.00)**;

Whereas, the First Party has accepted the bid of the Second Party for the **Supply and Delivery of 260 Head goats (65 head buck-8-12 mos. @ 15-18 kls. and 195 head doe 8-12 mos. @ 15-18 kls.)** which shall be completely delivered at **DA-CEMIARC, Bolol-mala, Tupi, South Cotabato** within **forty-five (45) calendar days** with the following specifications, to wit:

260 Head goats

- (65 head buck-8-12 mos. @ 15-18 kls.)
- (195 head doe (8-12 mos. @ 15-18 kls.)

NOW THEREFORE, for and in consideration of the following promises, the parties hereto agreed as follows:

1. The following documents shall be deemed to form and be interpreted/construed as part of this agreement, viz:

- a. Funded and Approved Purchase Request
- b. Technical and Financial documents of the supplier
- c. Advertisement
- d. Performance Bond
- e. Bids and Abstract of Bids for the project

Handwritten signatures and notes on the left margin, including 'Espadila Nordan Jr.' and 'Amalia J. Datukan'.

- f. Resolution of the Bids and Awards Committee as the case may be
- g. Approval of the Award by the Regional Director; conformed by the contractor
- h. Technical specifications of the supplier's offer
- i. Other pertinent documents as may be reasonable required by the First Party

2. A warranty of one (1) year for the necessary repairs and maintenance including services must be strictly observed. The obligation of warranty shall be covered by retention money, in an amount equivalent to ten percent (10%) of the total contract price, or a bank guarantee in a form of an irrevocable stand-by letter of credit. Said amount shall be released after the lapse of the warranty period;

3. 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";

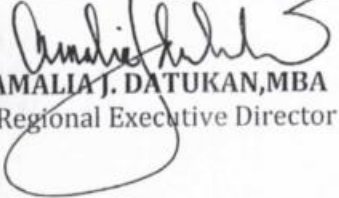
4. Other provisions of RA 9184 and its IRR not stipulated in this contract are deemed applicable; and

5. This agreement shall be valid and binding upon approval of both parties.

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

Department of Agriculture XII

By:



AMALIA J. DATUKAN, MBA
Regional Executive Director

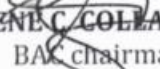
Nordan Ngilay Espadila Live's Stock

By:

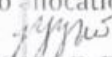

NORDAN P. ESPADILA, JR.
Operation Manager

Reviewed and Witnessed by:


AMENA H. UBAGAN
Livestock Coordinator


CARLENE C. COLLADO, CPA
BAC chairman

OK as to allocation of funds:


RAKMA B. BUISAN
Regional Budget Officer

Funds Available:


ANNA MAE A. SIDENO
Regional Accountant

ACKNOWLEDGMENT

Republic of the Philippines)
City of Koronadal) S.S.

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

<u>NAME</u>	<u>Res. Cert.</u>	<u>Issued at</u>	<u>Issued on</u>
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1. Amalia J. Datukan, MBA
2. Nordan P. Espadila, Jr.

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.

JUN 03 2016

Witness my hand and seal this _____ of _____ 2016 at
CITY OF KORONADAL SOUTH COTABATO

Doc No. : 466
 Page No. : 94
 Book No. : 54
 Series of 2016

Veronica A. Dondieg
VERONICA A. DONDEIG
 NOTARY PUBLIC
 UNTIL DECEMBER 31, 2016
 ROLL NO. 30210-01-05-16-01
 ROLL NO. 30210-01-04-16-005.CH
 ROLL EXEMPTION NO. V-000465
 ROLL OF ATTY. NO. 30220

Prepared by:

Monina M. Salendab
MONINA M. SALENDAB
 BAC-Secretariat-Head