



Republic of the Philippines
DEPARTMENT OF AGRICULTURE
Regional Field Office 12
Regional Center, Carpenter Hill, Koronadal City
BAC Secretariat Office Tel. / Fax No. 083-2283411

ITB Reference No. 3842203
 Contract No. 2016-0444

CONTRACT

KNOW ALL MEN BY THESE PRESENTS:

SEP 05 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 **OIC - Regional Executive Director, CARLENE C. COLLADO, CPA** hereinafter called the **First Party** and **JTM AGROCHEM** with principal address at **Public Market, Koronadal City**, represented by its **Proprietor, DEAN HARVEY R. MESA**, hereinafter called as the **Second Party**;

WITNESSETH

Whereas, the **First Party** has a procurement for the **supply and delivery of Various Fertilizer for Inbred Techno Demo** with the **Approved Budget for the Contract of Three Million Two Hundred Sixty-Four Thousand Pesos (Php3,264,000.00)**;

Whereas, a public bidding was conducted on June 1, 2016 with three (3) participating bidders in which the **supply and delivery of Various Fertilizer for Inbred Techno Demo** was awarded to **JTM Agrochem** being the bidder with the **Lowest Calculated Responsive Bid** in the amount of **Two Million Five Hundred Ninety-Five Thousand Three Hundred Fifty Pesos and 40/100 (Php2,595,350.40)**;

Whereas, the **First Party** has accepted the bid of the **Second Party** in the amount of **Two Million Five Hundred Ninety-Five Thousand Three Hundred Fifty Pesos and 40/100 (Php2,595,350.40)** which shall be completely delivered within **Thirty (30) calendar days** at **DA-CEMIARC, Bololmala, Tupi, South Cotabato** upon receipt of the approved Notice to Proceed with the following specifications, to wit:

- Inorganic Fertilizer
 - 480 bags Granular Urea Fertilizer (46-0-0) at 50kg per bag
 - 720 bags Complete Granular Fertilizer (14-14-14) at 50kg per bag
 - 480 bags Potash Granular Fertilizer (0-0-60) at 50kg per bag
- Organic Fertilizer
 - 4,800 bags Vermicast

NOW THEREFORE, for and in consideration of the following premises, 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) Advertisement;
- (c) Approved Notice of Award;
- (d) Performance Bond;
- (e) Bid form and the Price schedule submitted by the bidder;
- (f) Schedule of requirements;
- (g) Abstract of Bids for Bid project;
- (h) Resolution of the Bids and Awards Committee as the case may be; and
- (i) Other pertinent documents as may be reasonable required by the

First Party.

2. The **First Party** hereby covenants to pay the **Second Party** in consideration of the provision of the goods and services and the remedying of 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.
3. 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.
4. Should the Second Party incurred 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";
5. Other provisions of RA 9184 and its IRR not stipulated in this contract are deemed applicable; and
6. 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:

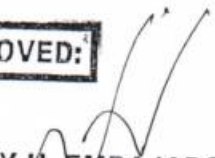

CARLENE C. COLLADO, CPA
OIC - Regional Executive Director

JTM Agrochem
By:

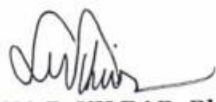

DEAN HARVEY R. MESA
Proprietor



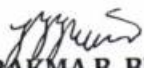
APPROVED:


RAY H. EMBAJADOR
Agri Pinoy Parayan Focal Person

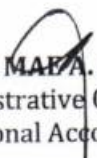
Reviewed and Witnessed by:


LORNA P. VILBAR, Ph. D
BAC Chairman

OK as to allocation of funds:


RAKMA B. BUISAN
Regional Budget Officer

Funds Available:


ANNA MAPA. SIDEÑO
Administrative Officer V /
Regional Accountant

ACKNOWLEDGEMENT:

Republic of the Philippines)
City of Koronadal) SS

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>
1. CARLENE C. COLLADO, CPA	1105150	Koronadal City	February 8, 2016
2. DEAN HARVEY R. MESA			

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 this SEP 05 2016 of _____, 2016 at Koronadal City.

Doc No. : 185
Page No. : 37
Book No. : V
Series of 2016

[Signature]
VERONICA A. DONDIEGO
 NOTARY PUBLIC
 UNTIL DECEMBER 31, 2016
 BO NO. 1013390-01-02-16-GSC
 PTR NO. 1030218-01-04-16-KOR. CITY
 MCLE EXEMPTION NO. V-000465
 ROLL OF ATTY. NO. 30229