



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. 3609287  
Contract No. 2015-1114

**CONTRACT**

KNOW ALL MEN BY THESE PRESENTS:

This contract made and entered this SEP 09 2016 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 **GABS AGRI SUPPLY AND BUY & SELL** with principal address at **Allah Valley Drive, Zone 1, Libertad, Surallah, South Cotabato**, represented by its **Proprietor, GABRIEL C. GARLAN**, hereinafter called as the **Second Party**;

**WITNESSETH**

Whereas, the **First Party** has a project of **supply and delivery of 10,000 bags Organic Fertilizers** with the **Approved Budget for the Contract of Three Million Pesos (Php3,000,000.00)**;


Whereas, a public bidding was conducted on December 28, 2015 with three (3) participating bidders where **GABS Agri Supply and Buy & Sell** won in the bidding and was awarded the **Line Item No. 1 : Supply and delivery of 10,000 bags Organic Fertilizers** in the amount of **Two Million Five Hundred Thousand Pesos (Php2,500,000.00)**;

Whereas, the **First Party** has accepted the bid of the **Second Party** in the amount of **Two Million Five Hundred Thousand Pesos (Php2,500,000.00)** 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:

- For Techno Demonstration

**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:


- 
- Funded and Approved Purchase Request;
  - Advertisement;
  - Approved Notice of Award;
  - Performance Bond;
  - Bid form and the Price schedule submitted by the bidder;
  - Schedule of requirements;
  - Abstract of Bids for Bid project;
  - Resolution of the Bids and Awards Committee as the case may be; and
  - 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

  
**RAY H. EMBAJADOR**  
AP Rice Focal Person

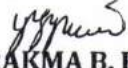
**GABS Agri Supply and Buy & Sell**  
By:

  
**GABRIEL C. GARLAN**  
Proprietor


  
**LORNA P. VILBAR, Ph. D.**  
BAC Chairman

Reviewed and Witnessed by:

OK as to allocation of funds:

  
**RAKMA B. BUISAN**  
Regional Budget Officer

Funds Available:

  
**ANNA MAE A. 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. GABRIEL C. GARLAN	1127658	Surallah	January 04, 2016

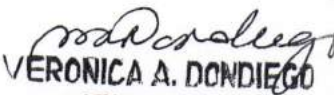
Known to me to be the same persons who executed the foregoing documents and acknowledged that the same are their voluntary acts and deeds.

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.

SEP 09 2016

Witness my hand this \_\_\_\_\_ of \_\_\_\_\_ 2016 at Koronadal City.

Doc No. : 238  
Page No. : 48  
Book No. : ✓  
Series of 2016

  
**VERONICA A. DONDIEGO**  
NOTARY PUBLIC  
UNTIL DECEMBER 31, 2016  
BP NO. 1013330-01-05-16-GSC  
PTR NO. 1530210-01-04-16-KOR. CITY  
MCLE EXEMPTION NO. V-000465  
ROLL OF ATTY. NO. 30229