



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. 3824354
Contract No. 2016-0395

CONTRACT

KNOW ALL MEN BY THESE PRESENTS:

This contract made and entered this SEP 21 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 **DAVAO ORIENTAL SEED PRODUCERS COOPERATIVE (DOSEPCO)** with principal address at **Purok 2, Banaybanay, Davao Oriental**, represented by its **Authorized Representative, ROSARIO S. MANTE**, hereinafter called as the **Second Party**;

WITNESSETH

Whereas, the First Party has a procurement for the **supply and delivery of 1,000 bags Hybrid Rice Seeds (Public Hybrid)** with the **Approved Budget for the Contract of Three Million Eight Hundred Sixteen Thousand Pesos (Php3,816,000.00)**;

Whereas, a public bidding was conducted on May 24, 2016 with two (2) participating bidders in which the **supply and delivery of 1,000 bags Hybrid Rice Seeds (Public Hybrid)** was awarded to **Davao Oriental Seed Producers Cooperative (DOSEPCO)** being the bidder with the **Lowest Calculated Responsive Bid** in the amount of **Three Million Fifty-Nine Thousand Six Hundred Ninety Pesos (Php3,059,690.00)**;

Whereas, the First Party has accepted the bid of the **Second Party** in the amount of **Three Million Fifty-Nine Thousand Six Hundred Ninety Pesos (Php3,059,690.00)** which shall be completely delivered within **Thirty (30) calendar days** at **APCO - Sargen Office, Brgy. Lagao, General Santos City** upon receipt of the approved Notice to Proceed with the following specifications, to wit:

- 18 kg per bag
- Preferred Varieties: M1; M20; M19; M38

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.

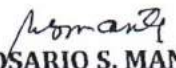
Department of Agriculture XII

**Davao Oriental Seed Producers
Cooperative (DOSEPCO)**


By:


By:


CARLENE C. COLLADO, CPA
OIC - Regional Executive Director

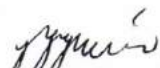

ROSARIO S. MANTE
Authorized representative

Reviewed and Witnessed by:

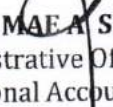

RAY H. EMBAJADOR
AP Cereal Focal Person


LORNA P. VILBAR, Ph. D
BAC Chairman

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. ROSARIO S. MANTE | 223011378 | BRNAY/BRNAY ADOZ. | April 29, 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 21 2016

Witness my hand this _____ of _____, 2016 at Koronadal City.

Doc No. : 138
Page No. : 28
Book No. : VI
Series of 2016

Veronica A. Dondiego
VERONICA A. DONDIEGO
NOTARY PUBLIC
UNTIL DECEMBER 31, 2016
BP NO. 1016930-01-05-16-GSC
PTR NO. 1930210-01-03-16-KOR. CITY
MCLE EXEMPTION NO. 4-000465
ROLL OF ATTY. NO. 30229