



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. 3888819
Contract No. 2016-0551

CONTRACT

KNOW ALL MEN BY THESE PRESENTS:

This contract made and entered this NOV 23 2016 day of _____ by and between the **DEPARTMENT OF AGRICULTURE, REGIONAL FIELD OFFICE 12, KORONADAL CITY**, represented by the **Regional Executive Director, ENGR. MILAGROS C. CASIS**, hereinafter called the **First Party** and **SEEDWORKS PHILIPPINES, INCORPORATED** with principal address at **1775 Gov. San Luis Road, Puypuy Bay, Laguna**, represented by its **Authorized Representative, FRANKLIN T. AGUDA**, hereinafter called as the **Second Party**;

WITNESSETH

Whereas, the **First Party** has a procurement for the **supply and delivery of 2,831 bags Hybrid Rice Seeds** with the **Approved Budget for the Contract of Eleven Million Three Hundred Twenty-Four Thousand Pesos (Php11,324,000.00)**;

Whereas, a public bidding was conducted on August 16, 2016 with only one (1) participating bidder in which the **supply and delivery of 2,831 bags Hybrid Rice Seeds** was awarded to **Seedworks Philippines, Incorporated** being the bidder with a **Single Calculated and Responsive Bid** in the amount of **Eleven Million Two Hundred Sixty-Three Thousand Four Hundred Sixteen Pesos and 60/100 (Php11,263,416.60)**;

Whereas, the **First Party** has accepted the bid of the **Second Party** in the amount of **Eleven Million Two Hundred Sixty-Three Thousand Four Hundred Sixteen Pesos and 60/100 (Php11,263,416.60)** 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:

- Packed at 15kgs/bag
- Prospective bidders can offer any seeds which is NSIC Approved Variety and must be suitable for Region 12.

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.

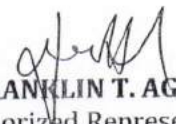
Department of Agriculture XII

By:



ENGR. MILAGROS C. CASIS
 Regional Executive Director

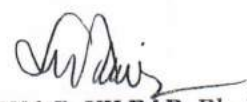
Seedworks Philippines, Incorporated

By:

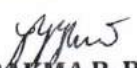

FRANKLIN T. AGUDA
 Authorized Representative

Reviewed and Witnessed by:


RAY H. EMBAJADOR
 Cereal Program 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. ENGR. MILAGROS C. CASIS	24646697	Pigcawayan, North Cotabato	October 3, 2016
2. FRANKLIN T. AGUDA			

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 NOV 25 2016 of NOV 25 2016, 2016 at Koronadal City.

Doc No. : 103
Page No. : 21
Book No. : VII
Series of 2016


VERONICA A. DONDIEGO
 NOTARY PUBLIC
 UNITED STATES OF AMERICA
 3D NO. 12345678901234567890-GSC
 STATE NO. 12345678901234567890-KOR. CITY
 *CLE ID: 2016-01-000465
 *ROLL OF ATTY. NO. 30229

