



Republic of the Philippines
DEPARTMENT OF AGRICULTURE
Regional Field Office 12
CSA Building, Zulueta Street, Koronadal City
BAC Secretariat Office Tel. / Fax No. 5200564

ITB Reference No. 3616814
Contract No. 2015-1132

CONTRACT

KNOW ALL MEN BY THESE PRESENTS:

MAY 10 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, MBA** 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 project of **Supply and delivery of Vegetable Seeds** with the **Approved Budget for the Contract of Two Million Two Hundred Fifty Thousand Pesos (Php2,250,000.00)**;

Whereas, a public bidding was conducted on January 5, 2016 with only one (1) participating bidder which was **Seedworks Philippines Incorporated** and was awarded the **Supply and delivery of Vegetable Seeds** in the amount of **Two Million One Hundred Seventy-Nine Thousand One Hundred Pesos (Php2,179,100.00)**;

Whereas, the **First Party** has accepted the bid of the **Second Party** in the amount of **Two Million One Hundred Seventy-Nine Thousand One Hundred Pesos (Php2,179,100.00)** which shall be completely delivered within **Forty-Five (45) calendar days** at **DA-CEMIARC, Balindog, Kidapawan City** upon receipt of the approved Notice to Proceed with the following specifications, to wit:

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- a. 10,000 packs Pinakbet
 - 50 grams/pack
 - Enclose with bitter melon (10 grams), string beans (10 grams), squash (10 grams), eggplant (5 grams), tomato (5 grams), okra (10 grams)
- b. 10,000 packs Sinigang
 - 50 grams/pack
 - Enclose with raddish (10 grams), string beans (10 grams), pechay (5 grams), eggplant (5 grams), finger pepper (10 grams), kangkong (10 grams)
- c. 5,000 packs Chopsuey
 - 50 grams/pack
 - Enclose with patola (10 grams), cauliflower (10 grams), carrots (10 grams), sweet pepper (10 grams), cabbage (10 grams)

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Handwritten signature/initials

Germination Rate: 85% above
OPV variety with expiration rate on December 2016
With DA and Agri-Pinoy Logo (1.5" x 1.5")

Handwritten signatures

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";

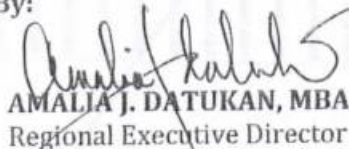
5. Other provisions of RA 9184 and its IRR not stipulated in this contract are deemed applicable; and


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:

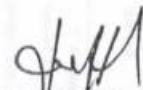

AMALIA J. DATUKAN, MBA
Regional Executive Director


ENGR. JOCELYN F. TORRES
AP HVCDP Focal Person

Reviewed and Witnessed by:

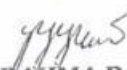
Seedworks Philippines Inc.

By:


FRANKLIN T. AGUDA
Authorized Representative


CARLENE C. COLLADO, CPA
BAC Chairman

OK as to allocation of funds:


RAKMA B. BUISAN
Regional Budget Officer

Funds Available:

AS
ANNA MAE A. SIDENO
Administrative Officer V /
Regional Accountant

Prepared by:

MONINA M. SALENDAB
MONINA M. SALENDAB
Head, BAC Secretariat

ACKNOWLEDGEMENT:

AS

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. AMALIA J. DATUKAN, MBA	1095321	Koronadal City	January 20, 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 MAY 10 2016, 2016 at Koronadal City.

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Page No. : 37
Book No. : III
Series of 2016

VERONICA A. DONDIEGO
VERONICA A. DONDIEGO
NOTARY PUBLIC
UNTIL DECEMBER 31, 2016
IBP NO. 1013330-01-05-16-GSC
PTR NO. 1030210-01-04-16-KO
MCLE EXEMPTION NO. V-0004
ROLL OF ATTY. NO. 30229