



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. 3632417
Contract No. 2016-0024

CONTRACT

KNOW ALL MEN BY THESE PRESENTS:

MAY 31 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 **NORTHLAND AGRI-PRODUCTS & SERVICES** with principal address at **Purok 4, Katidtuan, Kabacan, North Cotabato**, represented by its **Proprietor, ENGR. OSCAR L. PRESTO SR.**, hereinafter called as the **Second Party**;

WITNESSETH

Whereas, the First Party has a procurement of 15,543 bags OPV White Registered Corn Seeds with the Approved Budget for the Contract of Eighteen Million Six Hundred Fifty-One Thousand Six Hundred Pesos (Php18,651,600.00);

Whereas, a public bidding was conducted on February 3, 2016 with two (2) participating bidders in which Northland Agri-Products & Services won in the bidding and was awarded the supply and delivery of 15,543 bags OPV White Registered Corn Seeds in the amount of Sixteen Million One Hundred Forty-Seven Thousand Six Hundred Twenty-Two Pesos and 70/100 (Php16,147,622.70);

Whereas, the First Party has accepted the bid of the Second Party in the amount of Sixteen Million One Hundred Forty-Seven Thousand Six Hundred Twenty-Two Pesos and 70/100 (Php16,147,622.70) which shall be completely delivered at DA-CEMIARC Bololmala, Tupi, South Cotabato upon receipt of the approved Notice to Proceed with the following specifications, to wit:

- Germination rate: 90%
- Purity rate: 95%
- Tagged and sealed
- NSIC Registered
- Should be accredited seed grower/coop. by BPI-NSQCS
- Packaging material: Sack with inner plastic (double lining) with print out in the sack of the following:
 - "APP CORN OPV SEED ASSISTANCE TO CALAMITY STRICKEN AREAS"
Font size: 3 inches
 - "NOT FOR SALE"
Font size: 2 inches
 - DA and AGRI-PINOY LOGO
Diameter: 3 inches

SCHEDULE OF DELIVERY:

- May 2016: 7,773 bags
- August 2016: 7,770 bags

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

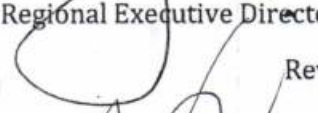
By: 
AMALIA J. DATUKAN, MBA
Regional Executive Director

Northland Agri-Products & Services

By: 
ENGR. OSCAR L. PRESTO SR.
Proprietor

Reviewed and Witnessed by:

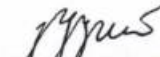



RAY H. EMBAJADOR
AP Cereal Focal Person


CARLENE S. COLLADO, CPA
BAC Chairman




OK as to allocation of funds:


RAKMA B. BUISAN
Regional Budget Officer

Funds Available:

ANNA MAE A. SIDIÑO
Administrative Officer V /
Regional Accountant

Prepared by:


MONINA M. SALENDAB
Head, BAC Secretariat

ACKNOWLEDGEMENT:

Republic of the Philippines)
City of Koronadal) SS

Before me, a Notary Public for Koronadal City personally appeared the following:

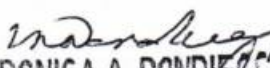
<u>NAME</u>	<u>Res. Cert.</u>	<u>Issued at</u>	<u>Issued on</u>
1. AMALIA J. DATUKAN, MBA	1095321	Koronadal City	January 20, 2016
2. ENGR. OSCAR L. PRESTO SR.	00990706	Kabacan, Catabato	January 18, 2016

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.

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

Doc No. : 458
Page No. : 92
Book No. : 114
Series of 2016


VERONICA A. DONDIEGO
NOTARY PUBLIC
Exp. on DECEMBER 31, 2016
IBP No. 1013900-01-05-16-GSC
PTR No. 1930010-01-04-16-KOR. CITY
MCLE EXEMPTION NO. V-000465
ROLL OF ATTY. NO. 30229