

23.594.0416
4.26.2023

CONTRACT AGREEMENT

THIS AGREEMENT made the *26th day of April 2023* between *Department of Agriculture-Caraga Region* of the Philippines hereinafter called "the Entity" of the one part and *Fortunetract Agro Sales, Inc.* of *Davao City*, Philippines hereinafter called "the Supplier" of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly for the *Procurement of 2 units Farm Tractor* and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of *Two Million Six Hundred Ten Thousand Pesos Only (P 2,610,000.00)* hereinafter called "the Contract Price".

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

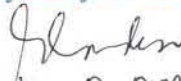
1. In this Agreement words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract referred to.
2. The following documents as required by the 2016 revised Implementing Rules and Regulations of Republic Act No. 9184 shall be deemed to form and be read and construed as integral part of this Agreement, *viz.*:
 - i. Philippine Bidding Documents (PBDs);
 - i. Schedule of Requirements;
 - ii. Technical Specifications;
 - iii. General and Special Conditions of Contract; and
 - iv. Supplemental or Bid Bulletins, if any
 - ii. Winning bidder's bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted;

Bid form, including all the documents/statements contained in the Bidder's bidding envelopes, as annexes, and all other documents submitted (*e.g.*, Bidder's response to request for clarifications on the bid), including corrections to the bid, if any, resulting from the Procuring Entity's bid evaluation;
 - iii. Performance Security;
 - iv. Notice of Award of Contract; and the Bidder's conforme thereto; and
 - v. Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBDs. Winning bidder agrees that additional contract documents or information prescribed by the GPPB that are subsequently required for submission after the contract execution, such as the Notice to Proceed, Variation Orders, and Warranty Security, shall likewise form part of the Contract.
3. In consideration for the sum of *Two Million Six Hundred Ten Thousand Pesos Only (P 2,610,000.00)* or such other sums as may be ascertained, *Fortunetract Agro Sales, Inc.* agrees to the *Procurement of 2 units Farm Tractor* in accordance with his/her/its Bid.
4. The *Department of Agriculture-Caraga Region* agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.



IN WITNESS whereof the parties hereto have caused this Agreement to be executed in accordance with the laws of the Republic of the Philippines on the day and year first above written.


ENGR. RICARDO M. OÑATE, JR.
Regional Executive Director


ROWENA D. DOMONDON
STEVENSON S. ERMAC
Authorized Representative

for:


for:

Department of Agriculture, Caraga

Fortunetract Agro Sales, Inc.

Acknowledgement


BEFORE ME, a Notary Public on this MAY 25 2023 2023 in the City of Butuan, Philippines personally appeared.

NAME	Gov't. Issued ID	Date/Place Issued
ENGR. RICARDO M. OÑATE, JR.	BIR T.I.N. (103-151-531)	10/05/1991 - Davao City
 STEVENSON S. ERMAC ROWENA D. DOMONDON	BIR TIN 745-693-656-006	06/26/2019 - AGUSAN DEL SUR

Known to me to be the same person who executed this foregoing instrument which consist of two (2) pages including this acknowledgment page signed by the parties concerned and their instrument witness in every page thereof and that the same is their free and voluntary act and deed and that of the entity they represent for this contract which relates to the Procurement of goods stated in this contract.

IN WITNESS THEREFORE, I herein set hand and affixed my Notarial Seal at the place and date first above written.

DOC. No. 197
PAGE No. 77
BOOK No. 0
SERIES OF 20 01


ATTY. GIL ALDRICK S. FERNANDEZ
Notary Public for Davao City
Comm. Serial no. 2022-066-2023
Until 31 December 2023
Roll of Attorneys No. 73720
IBP No. 241119 - 12/01/2022
PTR No. 7722486 - 12/19/2022-DC
MCLE Compliance No. VII-0015934 - 04/20/2022
2/F Merco Bldg. Corner Rizal & Bolton Sts., DC



Republic of the Philippines
DEPARTMENT OF AGRICULTURE
 Caraga Region
 Capitol Site, Butuan City

RECEIVED
ACCTG
 DEPARTMENT OF AGRICULTURE
 5-8-23

PURCHASE ORDER

Supplier: FORTUNETRACT AGRO SALES, INC.	P.O. No.: 23-574-04pb
Address: BAJADA, DAVAO CITY	Date: 4-26-2023
TIN: 006-380-287-000	Mode of Procurement: Public Bidding

Gentlemen:
 Please furnish this Office the following articles subject to the terms and conditions contained herein:

Place of Delivery: Delivery On-site	Delivery Term: FOB Caraga
Date of Delivery: 45 calendar days upon receipt of NTP	Payment Term: Full payment upon complete delivery subject to availability of cash

Stock/ Property No.	Unit	Description	Quantity	Unit Cost	Amount
	unit	FARM TRACTOR, KUBOTA L4018 - Essential Accessories a. Hydraulic Control Valve/s (Auxiliary or Integral) b. Early Warning Device (EWD) - With basic tools & accessories as indicated in PAES (min. qty.) 3 pcs Open Wrenches, 1 pc each Philips/cross-tip & Flat Screw Driver, 1 pair of Mechanical Pliers, 1 pc Adjustable Wrench, 1 pc Grease Gun, 1 pc Tire Wrench, 1 pc lifting jack (5T capacity) - With Roll-Over Protective Structures (ROPs), canopy & seatbelts - With Original Equipment Manufacturer (OEM) Manual written in English <i>Terms & Conditions:</i> - With at least 1 year warranty - Includes Testing & Training/Orientation of the Operator (all expenses to be incurred during the testing shall be shouldered by the supplier) - With DA logo (painted) & safety warning signs (English) <i>Delivery & Testing On-site:</i> 1. EG Montilla, Las Nieves, ADN 2. Buenasuerte, San Francisco, ADS <i>Purpose: For the implementation of agricultural machinery, equipment and facilities in support to the HVCDP FY 2023</i>	2	1,305,000.00	2,610,000.00

(Total Amount in Words): Two Million Six Hundred Ten Thousand Pesos Only **PHP 2,610,000.00**


In case of failure to make the full delivery within the time specified above, a penalty of one-tenth (1/10) of one percent for every day of delay shall be imposed on the undelivered item/s.

Conforme: Very truly yours,


ROWENA P. DOMONDON
 Signature over Printed Name of Supplier

May 25, 2023
 Date


ENGR. RICARDO M. OÑATE, JR.
 Regional Executive Director

Fund Cluster: <u>01</u>	ORS/BURS No.: <u>2023-04-001429</u>
Funds Available: <u>msup</u>	Date of the ORS/BURS: <u>4/17/2023</u>
 ROCKY JAY A. PEARSON Accountant II OIC, Accounting Section	Amount: <u>2,610,000</u>