

23.731.05 PB  
5.24.2023

## CONTRACT AGREEMENT

THIS AGREEMENT made the *24<sup>th</sup> day of May 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 46 units Pump & Irrigation System for Open Source (PISOS)* and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of *Four Million Five Hundred Eight Thousand Pesos Only (P 4,508,000.00)* 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 *Four Million Five Hundred Eight Thousand Pesos Only (P 4,508,000.00)* or such other sums as may be ascertained, *Fortunetract Agro Sales, Inc.* agrees to the *Procurement of 46 units Pump & Irrigation System for Open Source (PISOS)* 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**  
Authorized Representative

for:

for:

Department of Agriculture, Caraga

Fortunetract Agro Sales, Inc.

Acknowledgement

**BEFORE ME**, a Notary Public on this            day of MAY 31 2023 2023 in the City of Butuan, Philippines personally appeared.

NAME	Gov't. Issued ID	Date/Place Issued
<b>ENGR. RICARDO M. OÑATE, JR.</b>	BIR T.I.N. (103-151-531)	10/05/1991 - Davao City
<b>ROWENA D. DOMONDON</b>	<u>BIR TIN 745-693-656-000</u>	<u>06/26/2019 AGUSAN DEL SUR</u>

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. 221  
PAGE NO. 46  
BOOK NO. 51  
SERIES OF: 2023

**ATY. NELBERT T. POCULAN**  
NOTARY PUBLIC  
UNTIL DECEMBER 31, 2023  
RM. 103, CSC BLDG.  
J.C. AQUINO AVE. BUTUANCITY  
ROLL NO. 31274  
SERIAL NO. 22-07-2022  
IBR NO. 268789, 01-04-23, BC  
PTR NO. 2244179 (01-04-23) BC  
TIN NO. 144-461-745  
RCJE COMPLIANCE NO. VII-0018223  
VALID UNTIL APRIL 14, 2025