

CONTRACT AGREEMENT

THIS AGREEMENT made this **30th day of May 2025** between **Department of Agriculture-Caraga Region** of the Philippines hereinafter called the "Entity" and **Fortgem Construction & Supply of Butuan City**, Philippines hereinafter called the "Contractor".

WHEREAS, the Entity is desirous that the Contractor execute **Procurement of Labor and Materials for the Construction of Chicken Laying House, Lot 2** hereinafter called the "Works" and the Entity has accepted the Bid for **Eight Million Eight Hundred Ninety-One Thousand Three Hundred Forty-Nine Pesos and 14/100 Only (P 8,891,349.14)** by the Contractor for the execution and completion of such Works and the remedying of any defects therein.

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 hereinafter 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.:
 - a. Philippine Bidding Documents (PBDs);
 - i. Drawing/Plans;
 - ii. Specifications;
 - iii. Bill of Quantities;
 - iv. General and Special Conditions of Contract;
 - v. Supplemental or Bid Bulletins, if any;
 - b. 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;
 - c. Performance Security;
 - d. Notice of Award of Contract and the Bidder's conforme thereto; and
 - e. 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 **Eight Million Eight Hundred Ninety-One Thousand Three Hundred Forty-Nine Pesos and 14/100 Only (P 8,891,349.14)** or such other sums as may be ascertained, **Fortgem Construction & Supply** agrees to **Procurement of Labor and Materials for the Construction of Chicken Laying House, Lot 2** 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.

5. The **Fortgem Construction & Supply** agrees to indemnify the **Department of Agriculture-Caraga Region** the amount of not less than 10 % of the Contract Price as liquidated damages for non-performance of their works or obligations.

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


ARLAN M. MANGELEN
Regional Executive Director
for:

Department of Agriculture, Caraga


PRISCILLA F. GEMENTIZA
Authorized Representative
for:

Fortgem Construction & Supply

Acknowledgement

BEFORE ME, a Notary Public on this JUN 16 2025 day of _____ 2025 in the City of Butuan, Philippines personally appeared.

NAME	Gov't. Issued ID	Date/Place Issued
ARLAN M. MANGELEN	<u>UMID (CRN:006-0055-9527-1)</u>	<u>South Cotabato</u>
PRISCILLA F. GEMENTIZA	<u>PRC ID NO. 0197283</u>	<u>BUTUAN CITY</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.

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ATTY. LOU A. NUZ
Notary Public for Butuan City and Agusan del Norte
Notarial Commission 0701-2024
Valid until December 31, 2025
Roll No. 24868; June 18, 1974
IBP nO. 487307; Dec. 26, 2024
PTR No. 2732310; Jan. 3, 2025
MCLE Compliance No. VIII-0015892
Valid until April 14, 2028
Diego Silang, Butuan City