

2023-09-0096

Contract Agreement Form for the Procurement of Goods (Revised)
[Not required to be submitted with the Bid, but it shall be submitted within ten (10) days after receiving the Notice of Award]

CONTRACT AGREEMENT

SEP 29 2023

THIS AGREEMENT made the _____ day of _____ 20____ between **Department of Agriculture- Bureau of Soils and Water Management** of SRDC Building, Visayas Ave. corner Elliptical Road, Diliman, Quezon City, Philippines (hereinafter called "the Entity") of the one part and **RU Foundry and Machine Shop Corporation** of Sitio Aning, Barangay Pahanocoy, Bacolod City, Negros Occidental (hereinafter called "the Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly **Procurement of 3,247 Units of Technology Package on Composting Facility for Biodegradable Wastes (CFBW) for CY 2023 - IB NO: BSWM 2023-07-045 (Lots 1, 3 and 4)** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **Two Billion Four Hundred Twenty Million Nine Hundred Sixty-Seven Thousand Three Hundred Sixty Pesos (PhP 2,420,967,360.00)** (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.**

DOMINGO F. PANGANIBAN
Senior Undersecretary

MARIA RAMONA S. UY
Vice President for Admin

3. In consideration for the sum of **Two Billion Four Hundred Twenty Million Nine Hundred Sixty-Seven Thousand Three Hundred Sixty Pesos (PhP 2,420,967,360.00)** or such other sums as may be ascertained, **RU Foundry and Machine Shop Corporation** agrees to **Procurement of 3,247 Units of Technology Package on Composting Facility for Biodegradable Wastes (CFBW) for CY 2023 - IB NO: BSWM 2023-07-045 (Lots 1, 3 and 4)** in accordance with his/her/its Bid.
4. The **Department of Agriculture- Bureau of Soils and Water Management** 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.

DOMINGO F. PANGANIBAN
Senior Undersecretary

for:

DEPARTMENT OF AGRICULTURE-
BUREAU OF SOILS AND WATER
MANAGEMENT

MARIA RAMONA S. UY
Vice President for Admin

for:

RU FOUNDRY AND MACHINE SHOP
CORPORATION

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)

BEFORE ME, notary for and in QUEZON CITY, personally appeared the following:

Valid ID

Issued at/ Issued on

DOMINGO F. PANGANIBAN
MARIA RAMONA S. UY

known to me be the same persons who executed the foregoing Contract and acknowledgement to me the same is their free and voluntary act and deed. This Contract consist of two (2) pages including this page in which the acknowledgement signed by the parties and every page thereof and sealed by the notarial seal.

WITNESS MY HAND AND SEAL, this SEP 29 2023 day of _____, 2023 at ,
QUEZON CITY Philippines.

NOTARY PUBLIC

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Book No. VII
Series of 2023

RANDEE RAMOS VEGA
Notary Public for Quezon City
Adm Matter No. NP-099 (2022-2023)
Issued: 13 July 2022

Roll of Attorneys No. 52851
IBP Life Member Roll No. 015670/10 Jan 2017/Quezon City
MCLE Compliance No. VII - 0027919/ Valid until 14 April 2025
PTR No. 4007306 D / 03 Jan 2023/Quezon City
4th Floor, NECA Building, No.65 Maginhawa St.,
Brgy. UP Village, Quezon City, Metro Manila