

# CONTRACT AGREEMENT

THIS AGREEMENT, made this 16th of OCTOBER 2023 between **Agricultural Training Institute - Regional Training Center VII** of Cabawan District, Tagbilaran City, Bohol, Philippines (hereinafter called "the Entity") of the one part and **Darchy's School Supplies Trading** of Room 1, Causing Feria Bldg., Osmeña Blvd. (Jones Ave), Sambag II, Cebu City, Cebu, Philippines (hereinafter called "the Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly **PROCUREMENT OF AGRICULTURAL SUPPLIES FOR THE ESTABLISHMENT OF COMMUNITY GARDEN IN SUPPORT TO NATIONAL URBAN AND PER-URBAN AGRICULTURE PROGRAM** and has accepted the Bid by the Supplier for the supply of those goods and services in the sum of **Seventy-Nine Thousand Eight Hundred Nineteen Pesos and 20/100 Only (Php 79,819.20)** (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 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 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. Notice of Award of Contract; and the Bidder's conforme thereto; and
  - iv. 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 **Seventy-Nine Thousand Eight Hundred Nineteen Pesos and 20/100 Only (Php 79,819.20)** or such other sums as may be ascertained, **Darchy's School Supplies Trading** agrees to **PROCUREMENT**

4. The **Agricultural Training Institute – Regional Training Center VII** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

IN WITNESS whereof the parties thereto have caused this Agreement to be executed the day and year first before written.

  
**GRACIA F. ARADO, Ph.D.**

TCS II

for:

ATI RTC-7

  
**MILAGROS W. ONDE**

Propreitor

for:

Darchy's School Supplies Trading

### ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES )  
CITY/MUNICIPALITY OF \_\_\_\_\_

BEFORE ME, this 16th of October, 2023 at the City/Municipality of Cebu, personally appeared the above-named persons with their respective Valid Identification cards as shown above, all known to me and to me known to be the same persons who executed the foregoing AGREEMENT, consisting of TWO (2) pages only including the page wherein this acknowledgement is written, the parties and their witnesses having signed on both pages hereof, and who acknowledged and ratified before me that the same is their free and voluntary act and deed.

WITNESS MY HAND AND NOTARIAL SEAL this 16 OCT 2023 at Cebu City, Philippines.

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Book No. 1  
Series of 2023

  
**ATTY. MABINI O. PELAGIO**

Notarial Commission No. 076-23 until December 31, 2024  
Attorney's Roll No. 81956-May 26, 2022  
IBP NO. CY-217702-Cebu City Chapter  
PTR No. 2283454-Dec. 12, 2022, Cebu City  
MCLE Compliance No. VIII-0000807  
Room 1/ Causing Feria Bldg., Osmena Blvd., Cebu City



Omnibus Sworn Statement

REPUBLIC OF THE PHILIPPINES )
CITY OF CEBU ) S.S.

AFFIDAVIT

I, Milagros W. Onde, of legal age, Filipino, and residing at Cebu City, after having been duly sworn in accordance with law, do hereby depose and state that:

- 1. I am the proprietor of Darchy's School Supplies Trading with office address at Room 1, Causing Feria Bldg., Osmeña Blvd. (Jones Ave), Sambaq II, Cebu City, Cebu;
2. As the proprietor of Darchy's School Supplies Trading, I have full power and authority to do, execute and perform all acts necessary to represent for the PROCUREMENT OF AGRICULTURAL SUPPLIES FOR THE ESTABLISHMENT OF COMMUNITY GARDEN IN SUPPORT TO NATIONAL URBAN AND PER-URBAN AGRICULTURE PROGRAM;
3. Darchy's School Supplies Trading is not "blacklisted" or barred from bidding by the Government of the Philippines or any of its agencies, offices, corporations, or Local Government Units, foreign government/foreign or international financing institution whose blacklisting rules have been recognized by the Government Procurement Policy Board, by itself or by relation, membership, association, affiliation, or controlling interest with another blacklisted person or entity as defined and provided for in the Uniform Guidelines on Blacklisting;
4. Each of the documents submitted in satisfaction of the bidding requirements is an authentic copy of the original, complete, and all statements and information provided therein are true and correct;
5. Darchy's School Supplies Trading is authorizing the Head of the Procuring Entity or its duly authorized representative(s) to verify all the documents submitted;
6. I am not related to the Head of the Procuring Entity, members of the Bids and Awards Committee (BAC), the Technical Working Group, and the BAC Secretariat, the head of the Project Management Office or the end-user unit, and the project consultants by consanguinity or affinity up to the third civil degree;
7. Darchy's School Supplies Trading complies with existing labor laws and standards; and
8. Darchy's School Supplies Trading is aware of and has undertaken the following responsibilities as a Bidder:
a) Carefully examine all the Supporting Documents;
b) Acknowledge all conditions, local or otherwise, affecting the implementation of the Contract;
c) Made an estimate of the facilities available and needed for the contract to be bid, if any; and
d) Inquire or secure Supplemental/Bid Bulletin(s) issued for the PROCUREMENT OF AGRICULTURAL SUPPLIES FOR THE ESTABLISHMENT OF COMMUNITY GARDEN IN SUPPORT TO NATIONAL URBAN AND PER-URBAN AGRICULTURE PROGRAM.
9. Darchy's School Supplies Trading did not give or pay directly or indirectly, any commission, amount, fee, or any form of consideration, pecuniary or otherwise, to any person or official, personnel or representative of the government in relation to any procurement project or activity.
10. In case advance payment was made or given, failure to perform or deliver any of the obligations and
11. undertakings in the contract shall be sufficient grounds to constitute criminal liability for Swindling (Estafa) or the commission of fraud with unfaithfulness or abuse of confidence through misappropriating or converting any payment received by a person or entity under an obligation involving the duty to deliver certain goods or services, to the prejudice of the public and the government of the Philippines pursuant to Article 315 of Act No. 3815 s. 1930, as amended, or the Revised Penal Code.

IN WITNESS WHEREOF, I have hereunto set my hand this 16 OCT 2023 day of 2023 at Cebu City, Cebu, Philippines.

DOC. NO.: 89
PAGE NO.: 19
BOOK NO.: 1
SERIES OF: 2023

[Signature]
Bidder's Representative/Authorized Signatory

(JURIAT)

[Signature]
ATTY. MABINI O. PELAGIO

Notarial Commission No. 076-23 until December 31, 2024

Attorney's Roll No. 81956-May 26, 2022

BRNO. CY 217700 Cebu City, Cebu