

PROCUREMENT CONTRACT

G - 002 - 2017

25 APR 2017

This CONTRACT, is entered this _____, by and between:

The **BUREAU OF JAIL MANAGEMENT AND PENOLOGY**, Government Agency of the Philippines, with principal address at 144 Mindanao Avenue, Project 8, Quezon City, represented by **J/DIR SERAFIN P BARRETTO JR, CHIEF, BJMP** hereinafter referred as the "Entity".

and

The **DIAMOND MOTOR CORPORATION**, with business address at No. 784 Quezon Avenue, Quezon City, represented by **Ms. Marilou M. Fajardo, Senior Sales Manager**, hereinafter referred to as the "Supplier".

WHEREAS, the **ENTITY** is desirous of the **Supply and Delivery of Twenty Two (22) Units of Prisoners Van** (hereinafter called "Goods") and **ENTITY** has accepted the bid of Twenty Million Four Hundred Eighty One Thousand Forty Four Pesos and Thirty Two Centavos Only (Php 20,481,044.32) by the **SUPPLIER** for the start of delivery of such goods within One Hundred Twenty (120) Calendar Days upon receipt of the Notice to Proceed (NTP).

THE PARTIES HEREBY AGREED TO THE TERMS STATED HEREUNDER:

1. THAT in this Agreement, words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of the Contract hereinafter referred to;
2. THAT the following documents shall be attached, deemed to form and be read, construed as part of this Agreement, to wit:
 - a. General and Special Conditions of the Contract;
 - b. Specifications;
 - c. Instructions to Bid;
 - d. Instructions to Bidder;
 - e. Bid Data Sheet;
 - f. Bid Form, including all the documents/ statements contained in the Bidders bidding envelopes as annexes;
 - g. Eligibility requirements, documents and/ or statements;
 - h. Performance Security;
 - i. Notice of Award of Contract and the bidder's conforme thereto;
 - j. Other contract documents that may be required by existing laws and/or the **ENTITY**.
3. THAT in consideration of the payments to be made by the **ENTITY** to the **SUPPLIER** as hereinafter mentioned, the **SUPPLIER** hereby covenants with the **ENTITY** to execute and complete the delivery of Goods and remedy any defects therein in conformity with the provisions of this Contract and the relevant provisions on Obligations and Contracts (Book IV, Titles I and II) and Sales (Book IV, Title VI) of Civil Code of the Philippines;
4. THAT the **ENTITY** hereby covenant to pay the **SUPPLIER** in consideration of the provision of the goods and the remedying of defects therein, the Contract Price or such other sum as may become payable under the provisions of the contract at the time and in the manner prescribed by the contract.

#

IN WITNESS WHEREOF, the parties have hereunto executed this Procurement Contract and hereby affixed their signatures this _____, at the BJMP- National Headquarters, 144 Mindanao Avenue, Project 8, Quezon City, Philippines.

For the ENTITY

[Signature]
SERAFIN P BARRETTO JR, CESO IV
Jail Director
Chief, BJMP

BJMP ID No. B06-14- B063275

For the SUPPLIER

[Signature]
Ms. Marilou M. Fajardo
Senior Sales Manager
Diamond Motor Corporation

ID No. 1860

Witnesses:

[Signature]
Noel ~~Correan~~

[Signature]
JANUS ANTONIO R. TUPAS JR

Republic of the Philippines)
Quezon City) ss.
CITY OF MAKATI

ACKNOWLEDGEMENT

BEFORE ME, a Notary Public for and in **CITY OF MAKATI** personally appeared the above named parties and presenting to me their respective government identification cards presented above, both personally known to me as the same persons who executed the foregoing instrument on their own, free and voluntary act and deed.

This instrument consist of two (2) pages including this page in which this acknowledgement is written, duly signed by the parties and their instrumental witnesses on each and every page hereof.

WITNESS MY HAND AND SEAL this APR 25 2017, 2017 in Quezon City, Philippines.

Notary Public

ATTY. JOSHUA P. LAPUZ
Notary Public for Makati City
Appointment No. M-231 until 12/31/2017
PTR No. 5909513, Jan. 3, 2017, Makati
Roll No. 45790, IBP Lifetime Roll No. 04897
MCLE No. V-0019692/4 - 15 - 2016
G/F Fedman Suites, 199 Salcedo Street
Legaspi Village, Makati City

Doc. No. 31
Page No. 28
Book No. XXII
Series of 2017