

CONTRACT

**PROCUREMENT OF VARIOUS CONSUMABLES OF RISOGRAPH MACHINES
THROUGH ALTERNATIVE MODE OF PROCUREMENT UNDER SECTION 50
DIRECT CONTRACTING**

SEP 29 2020 dated _____

CS-09-2020-30 dated September 29, 2020

KNOW ALL MEN BY THESE PRESENTS:

This Contract is made and entered into by and between:

**PROFESSIONAL REGULATION COMMISSION CAGAYAN DE
ORO REGIONAL OFFICE X**, an agency of the National Government,
hereinafter referred to as **PRC CDO X**, with regional office address at
Skypark, Limketkal Center, Cagayan de Oro City, represented by its
Officer-in-Charge Regional Director, **MS. JULIE L. SABALZA**;

- and -

**COPYLANDIA OFFICE SYSTEMS CORPORATION
(COPYLANDIA)**, a corporation organized and existing under the laws of the
Republic of the Philippines, with branch address at GiF Montecarlo
Building, Lapasan, Cagayan de Oro City, herein represented by its Branch
Manager, **MR. REYNANTE A. SERUE**

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

WHEREAS, the Finance and Administrative Division (FAD) requested for the
procurement of various consumables of Risograph machines to maintain the smooth
and orderly operation of the Regional Office;

WHEREAS, Section 48 of Republic Act No. 9184 and its Implementing Rules
and Regulations provide that the procuring entity may resort to any of the alternative
methods of procurement, provided that, in all instances, the procuring entity shall
ensure that the most advantageous price for the Government is obtained.

WHEREAS, Section 50 of the IRR of R.A. No. 9184, among others, allows direct
contracting or single source procurement under the following conditions:

*"(a) Procurement of Goods of proprietary nature which can be obtained only from
the proprietary source, i.e. when patents, trade secrets, and copyrights prohibit
others from manufacturing the same item;*

XXX XXX XXX

*(c) Those sold by an exclusive dealer or manufacturer which does not have sub-
dealers selling at lower prices and for which no suitable substitute can be
obtained at more advantageous terms to the GOP."*

WHEREAS, COPYLANDIA is the exclusive distributor in the Philippines of
Risograph brand machines, including its accessories, consumables and spare parts as
issued by RISO KAGAKU CORPORATION in Tokyo, Japan.

WHEREAS, on the basis of the Regional Bids and Awards Committee's
recommendation, **PRC CDO X** has resorted to Alternative Mode of Procurement under

1 of 3
Contract

Procurement of various consumables of Risograph machines under Alternative Mode of Procurement through Direct Contracting

Section 50. DIRECT CONTRACTING, and awarded to **COPYLANDIA** the contract for the procurement of various consumables for the Risograph machines with the total bid price of **Two Hundred Thirty-Seven Thousand Five Hundred Ninety Pesos (Php 237,590.00)**, inclusive of all taxes and bank charges.

NOW, THEREFORE, for and in consideration of the abovementioned premises and of the mutual obligations, duties and responsibilities, as well as the terms and conditions hereinafter set forth, **PRC CDO X** and **COPYLANDIA** have agreed as follows:

1. The words, phrases, and expressions shall have the same meanings as are respectively assigned to them in the Terms and Conditions referred to.
2. The following documents shall be deemed to form and be read and construed as part of this Agreement, viz.:
 - (a) the Supplier's Bid, including the eligibility and technical requirements and Financial Bid;
 - (b) the duly acknowledged Terms and Conditions; and
 - (c) PRC CDO X Notification of Award
3. In consideration of the payments to be made by the **PRC CDO X**, **COPYLANDIA** hereby agrees to provide the goods and to remedy defects therein in conformity in all respects with the provisions of this Contract.
4. The **PRC CDO X** hereby covenants to pay **COPYLANDIA** in consideration of the provision of the goods and services 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 signed this Contract, this _____ day of SEP 29 2020 2020 in the City of Cagayan de Oro, Philippines.

PROFESSIONAL REGULATION COMMISSION

COPYLANDIA OFFICE SYSTEMS CORPORATION

By:

JULIE L. SABALZA
OIC Regional Director

By:

REYNANTE A. SERUE
Branch Manager

SIGNED IN THE PRESENCE OF:

MARIA MELAGROS A. GOLIS

Chief Administrative Officer
Finance and Administrative Division

COPYLANDIA OFFICE SYSTEMS CORPORATION

CERTIFIED AS TO THE AVAILABILITY OF FUNDS:

RASETES E. RAZONABE
OIC, Accounting Division

2 of 3
Contract

Procurement of various consumables of Risograph machines under Alternative Mode of Procurement through Direct Contracting

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
CITY OF CAGAYAN DE ORO) S.S.

BEFORE ME, a Notary Public for and in the City of SEP 29 2020 day of SEP 2020, personally appeared:

<u>Name of Contracting Parties</u>	<u>Proof of Identity/ Government Issued ID</u>	<u>Date & Place Issued or ID Number</u>
Professional Regulation Commission MS. JULIE L. SABALZA	PRC Office ID	P000247
Copylandia Office Systems Corporation MR. REYNANTE A. SERUE	Professional Drivers License	FO9-08-002065

known to me to be the same persons who executed the foregoing instrument and acknowledged to me that the same is their free and voluntary act and deed and likewise that of the agency/company they represent.

This instrument refers to a Contract for the Procurement of Various Consumables of Risograph Machines consisting of three (3) pages including the page on which this Acknowledgment is written, and is signed by the parties and their instrumental witnesses on each and every page hereof.

WITNESS MY HAND AND SEAL on the date and place first above-written.

Doc. No. 338
Page No. 68
Book No. 41
Series of 2020

ATTY. ISIDRO Q. LICO
Notary Public
Until December 31, 2021
Roll No. 54311-68 03.86
MCLE Compliance No. VI-0030280-01.23.2020
PTR No. 456580-A-01.02.2020
IBP No. C89725-12.20.2019
TIN No. 152-418-415
Cagayan de Oro City