


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ACCOUNTING SERVICE  
**RECEIVED**

DATE: 15 OCT 2020

**CONTRACT AGREEMENT  
FOR THE SUPPLY AND DELIVERY OF  
102,123 ROUNDS CARTRIDGE, 40X46MM, HIGH EXPLOSIVE  
(ORD-009-09-20)**

**AYLENE P GARCIA, CPA**  
Army Chief Accountant

BY:   
2200-02-101101-2020-10-00057  
19 Oct 20

**THIS AGREEMENT** made and entered into this 15 day of OCT 19 2020 at Fort Andres Bonifacio, Metro Manila, Philippines by and between:

The **PHILIPPINE ARMY**, thru the **PHILIPPINE ARMY PROCUREMENT CENTER, AFPPS (PAPC, for brevity)** represented by its Commanding Officer, **COLONEL MANOLO V SANTIAGO CE (GSC) PA**, with office address at Fort Andres Bonifacio, Metro Manila, hereinafter referred to as the **"PROCURING ENTITY"**

- and -

**ARSENAL JSCO.**, a corporation organized and existing under the laws of the Republic of Bulgaria with office address at 100 Rozova, Dolina Street, 6100 Kazanlak, Bulgaria, herein represented by Intrade Asia Pacific Corporation thru its Authorized Representative, **Mr Randolph C Limjoco**, hereinafter referred to as the **"SUPPLIER"**.

WITNESSETH:

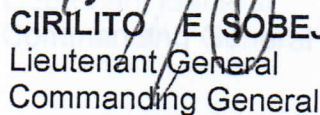
**WHEREAS**, the **Procuring Entity** had identified an urgent requirement for the procurement of supply and delivery of **102,123 rounds Cartridge, 40x46mm, High Explosive** and which for this purpose, the procurement of Goods maybe alternately referred to as the **"Project"**;

**WHEREAS**, the fund support for the Project in the amount of **TWO HUNDRED FOUR MILLION, TWO HUNDRED FORTY-SIX THOUSAND PESOS (PHP204,246,000.00) ONLY**, Philippine currency is available;


**WHEREAS**, on **28 February 2020**, the Procuring Entity thru the Philippine Army Bids and Awards Committee (PABAC) conducted a Public Bidding for the procurement of supply and delivery of **102,123 rounds Cartridge, 40x46mm, High Explosive** and the interested proponent submitted proposal for the Project, and after the initial evaluation and as confirmed in the subsequent Post Qualification conducted by a Post Qualification Team, the proposal made by **ARSENAL JSCO.**, was found compliant to the specified requirements in the Bidding Documents, and other technical/performance requirements which resulted in its consequent declaration as the **"Lowest Calculated and Responsive Bidder"**;


**WHEREAS**, the Government Procurement Policy Board Resolution No. 09-2020 effective 15 May 2020 which provide approving measures for the efficient conduct of procurement activities during a state of calamity, or implementation of community quarantine or similar restrictions confirm, adopt and approve in para 8 to allow the subsequent tolling of the period for the Procurement projects covered by the suspension, including the running of the three (3) month period to award the contract and terminate the procurement process under Section 38 of Republic Act 9184, during the suspension of the conduct of procurement as determine by the BAC;


Approved By:

  
**CIRILITO E SOBEJANA**  
Lieutenant General PA  
Commanding General PA

**MR RANDOLPH C LIMJOCO**  
Authorized Representative

  
**MANOLO V SANTIAGO**  
Colonel CE (GSC) PA  
Commanding Officer

  
**EUGENIE IVY GWYNN U BAUTISTA**  
PA  
Captain (JAGS)  
Legal Member

  
**FERNANDO B DULAWAN**  
Colonel GSC (OS) PA  
Chairperson, TWG



WHEREAS, on 12 August 2020, Resolution No. PABAC-077 was approved by the Chairperson, Philippine Army Bids and Awards Committee 1 suspending the 10 day period of submission of Security Exchange Commission Certificate of Registration of Arsenal JSCO a foreign corporation effective 07 July 2020 until further lifting of said suspension;

WHEREAS, on 28 July 2020, the Commanding General, Philippine Army issued a Notice of Award in favor of the SUPPLIER, which the latter has fully conformed and accepted;

WHEREAS, on 25 August 2020, the Commanding General, Philippine Army as the Head of the Procuring Entity approved the Notice of Suspension effective 07 July 2020 suspending the 10 day period of submission of Securities and Exchange Commission (SEC) Certificate of Registration and acknowledged by the supplier on 25 August 2020 ;

WHEREAS, on 21 September 2020, the Securities and Exchange Commission issued the License to Transact Business in the Philippines with **COMPANY REG NO. FS202051999** in favor of Arsenal JSCO;

WHEREAS, on \_\_\_\_\_, the Commanding General, Philippine Army approved the Notice of Lifting of Suspension and acknowledged by the supplier on \_\_\_\_\_;

**NOW, THEREFORE**, for and in consideration of the foregoing premises, the Parties hereby agree as follows:

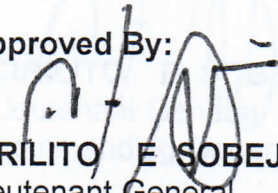
1. In this Agreement words and expressions shall have the same meaning as are respectively assigned to them in the condition of Contract referred to.

2. In consideration for the delivery of the goods therein and in conformity in all respect with the provisions of this Contract, the **PROCURING ENTITY** hereby covenants to pay the Supplier the Contract Price of **ONE HUNDRED FIFTY-NINE MILLION, FIVE THOUSAND, FIVE HUNDRED ELEVEN PESOS (PhP159,005,511.00) ONLY**, Philippine currency and such other sum as may become payable under the provisions of this contract.

3. The following documents shall be deemed to form and be read and construed as part of this agreement, to wit:

- a. General Conditions of the Contract;
- b. Special Conditions of the Contract;
- c. Schedule of Requirements;
- d. Technical Specifications;
- e. Notice of Award;
- f. Notice to Proceed;
- g. Supplemental Bid Bulletin; and
- h. Technical & Financial Envelopes submitted by the bidder.

Approved By:

  
CIRILITO E SOBEJANA  
Lieutenant General PA  
Commanding General PA

AYLENE P GARCIA, CPA  
Army Chief Accountant  
2000-02-10101-2020-10-0000711  
11 Oct 20

EUGENICE IVY GWYNNU BAUTISTA PA  
Captain  
Legal Member  
(JAGS)

FERNANDO B DULAWAN  
Colonel GSC (OS) PA  
Chairperson, TWG

MIR RANDOLPH C LIMJOCO  
Authorized Representative

MANOLO V SANTIAGO  
Colonel OE (GSC) PA  
Commanding Officer

4. In consideration of the payments to be made by the **Procuring Entity** to the SUPPLIER as hereinafter mentioned, the SUPPLIER hereby covenants with the PROCURING ENTITY to provide the goods and services, and to remedy defects therein in conformity in all aspects with the provisions of this Contract.

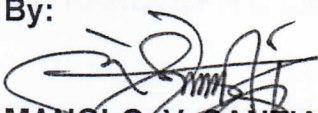
5. The PROCURING ENTITY hereby covenants to pay the SUPPLIER in consideration of the provision of this contract on the delivery of the goods and services, and the remedying of defects therein; the Contract price or such other sum as may become payable under the provisions of this contract; and at the time and in the manner prescribed by this contract.

6. This Contract shall take effect upon the approval of the Commanding General, Philippine Army.

**IN WITNESS** whereof, the parties have hereunto caused this Agreement to be executed in accordance with the laws of the Republic of the Philippines on the date and at the place stated above.

**PHILIPPINE ARMY PROCUREMENT  
CENTER, AFPPS**

By:


  
**MANOLO V SANTIAGO**  
Colonel CE (GSC) PA  
Commanding Officer

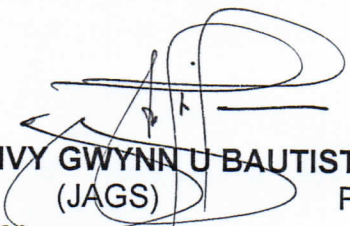
**ARSENAL JSCO.**

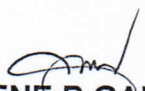
By:

  
**MR RANDOLPH C LIMJOCO**  
Authorized Representative

**SIGNED IN THE PRESENCE OF:**

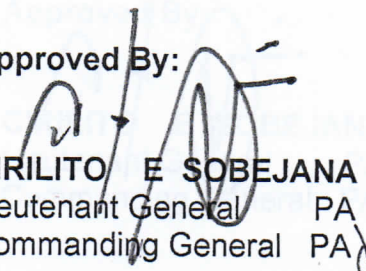
  
**FERNANDO B DULAWAN**  
Colonel GSC (OS) PA  
Chairperson, TWG

  
**EUGENICE IVY GWYNN U BAUTISTA**  
Captain (JAGS) PA  
Legal Member

  
**AYLENE P GARCIA, CPA**  
Army Chief Accountant

2200-02-10/101-2000-10-000371  
19 Oct '20

Approved By:

  
**CIRILITO E SOBEJANA**  
Lieutenant General PA  
Commanding General PA



**ACKNOWLEDGMENT**

**AYLENE P GARCIA, CPA**  
 Army Chief Accountant

2200-02-10101-2020-10-000371  
 19 Oct 2020

Republic of the Philippines )  
 Metro Manila ) SS.

Before me, a Notary Public for and in Metro Manila, this \_\_\_\_ day of \_\_\_\_\_, 2020 personally appeared the following persons presenting to me their respective identification cards, to wit:

	Passport No./ Any Government Issued ID	Issued at	Expiry date /Issued on
COL MANOLO V SANTIAGO CE (GSC) PA	MIL ID Nr.: A20-O-22220	Fort Andres Bonifacio, Metro Manila	22 Oct 2023
MR RANDOLPH C LIMJOCO	Drivers License Nr.: N11-66-026992	Ayala, Makati	23 Nov 2021

**MR RANDOLPH C LIMJOCO**  
 Authorized Representative

**EUGENICE IVY GWYNNU BAUTISTA**  
 PA (JAGS)  
 Captain  
 Legal Member

Known to me the same person/s who executed and voluntarily signed the foregoing Contract which they acknowledged before me as their own free and voluntarily act and deed with full authority to sign in their respective capacity.

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

Doc. No. \_\_\_\_\_  
 Page No. \_\_\_\_\_  
 Book No. \_\_\_\_\_  
 Series of 2020

**MANOLO V SANTIAGO**  
 Colonel CE (GSC) PA  
 Commanding Officer

**FERNANDO B DULAWAN**  
 Colonel GSC (OS) PA  
 Chairperson, TWG

Approved By:

**CIRILITO E SOBEJANA**  
 Lieutenant General PA  
 Commanding General PA