



CONTRACT AGREEMENT

MAR 18 2021

THIS AGREEMENT made this _____ between **PHILIPPINE CARABAO CENTER** of the Philippines (hereinafter called "the Entity") of the one part and **SAN MIGUEL YAMAMURA PACKAGING CORPORATION** of 10 San Miguel Properties Centre, 7 St. Francis Street, Ortigas Center, Mandaluyong City, Metro Manila (hereinafter called "the Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly **(RF) TOLL MANUFACTURING OF STERILIZED TONED CARABAO'S MILK (PRE PACKED IN 180ML ALUMINUM CANS) 1 LOT (REBID)** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **Thirty-Two Million Eight Hundred Thousand Pesos (P 32,800,000.00)** (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);
 - a) Schedule of Requirements;
 - b) Technical Specifications;
 - c) General and Special Conditions of Contract; and
 - d) 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

[Handwritten signatures]

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[Handwritten signature]



- 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.
3. In consideration for the sum of **Thirty-Two Million Eight Hundred Thousand Pesos (P 32,800,000.00)** or such other sums as may be ascertained, **SAN MIGUEL YAMAMURA PACKAGING CORPORATION** agrees to perform the toll manufacturing of sterilized toned carabao's milk in accordance with his/her/its Bid.
 4. The **PHILIPPINE CARABAO CENTER** 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.



RONNIE D. DOMINGO
OIC, Executive Director
PHILIPPINE CARABAO CENTER



FERDINAND A. TUMPALAN
President
SAN MIGUEL YAMAMURA PACKAGING CORP.



ELIZABETH V. MERCADO
Vice President & Finance Director
SAN MIGUEL YAMAMURA PACKAGING CORP.



NOEMI V. BALAIS
Head, BAC Secretariat

Signed in the Presence of:



Marius G. Legaspi

Witness (for SMYPC)



WILMA T. DEL ROSARIO
Head, CBEDS

Certified Funds Available:

CHERRY PEARL C. RIVERA
Accountant III

ACKNOWLEDGMENT

Republic of the Philippines)
PASIG CITY)

BEFORE ME, a Notary Public for and in the above jurisdiction, personally appeared the following:


Name	Com Tax Cert. No./ID	Date/Place Issued
RONNIE D. DOMINGO FERDINAND A. TUMPALAN ELIZABETH V. MERCADO	ID No. 210201 <u>PASSPORT NO - P47D 4452B</u> <u>PASSPORT NO. 79967085A</u>	<u>06 FEB 2020</u> <u>NEWCAST</u> <u>18 DEC 2018</u> <u>NEWCAST</u>

Known to me to be the same persons who executed the foregoing instrument and acknowledgement that the same is their own voluntary act and deed.

This instrument of three (3) pages including this page wherein this Acknowledgment is written and signed by the parties and their instrument witness on each and every page hereof.

WITNESS MY HAND AND SEAL, this MAR 23 2021 day of _____ 2021 at PASIG CITY, Philippines.

Doc. No. 253
Page No. 52
Book No. II
Series of 2021

Notary Public

ATTY. ANTONIETTA LUISA MARIA L. TRIAS
 Notary Public for Pasig
 Until December 31, 2021
 PTR No. 7176214; January 4, 2021; Pasig City
 IBP No. 137895; January 5, 2021; RSM
 Appointment / Commission No. 108 (2021)
 Roll No. 73690
 MCLE Compliance: N/A





Department of Agriculture
PHILIPPINE CARABAO CENTER
CERTIFIED: ISO 9001 | ISO 14001 | OHSAS 18001

NOTICE TO PROCEED

March 23, 2021

MR. MARIUS G. LEGASPI
San Miguel Yamamura Packaging Corporation
10 San Miguel Properties Centre
7 St. Francis Street, Ortigas Center
Mandaluyong City, Metro Manila

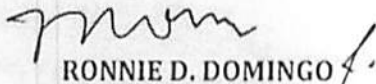
Dear Mr. Legaspi:

The attached Contract Agreement having been approved, notice is hereby given to **SAN MIGUEL YAMAMURA PACKAGING CORPORATION** that work may commence for the (RF) **TOLL MANUFACTURING OF STERILIZED TONED CARABAO'S MILK (PRE PACKED IN 180ML ALUMINUM CANS) 1 LOT (REBID)** effective upon acknowledgment of this notice.

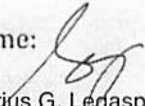
Upon receipt of this notice, you are responsible for performing the services under the terms and conditions of the Agreement and in accordance with the Implementation Schedule.

Please acknowledge receipt and acceptance of this notice by signing both copies in the space provided below, keep one copy and return the other to the Philippine Carabao Center.

Very truly yours,


RONNIE D. DOMINGO
OIC, Executive Director

Conforme:


Marius G. Legaspi

Date : March 24, 2021

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