

**Framework Agreement
For the Supply and Delivery of Dating and Stamping Machine
For the Procurement Service**

KNOW ALL MEN BY THESE PRESENTS:

This Agreement made and entered into this 14th day of March 2023, by and between:

PROCUREMENT SERVICE – DEPARTMENT OF BUDGET AND MANAGEMENT, a government agency duly organized and existing under the laws of the Republic of the Philippines having its principal office at PS Complex, Cristobal Street, Paco, Manila, represented by **ATTY. PHILIP JOSEF T. VERA CRUZ, Director IV, Operations Group**, hereinafter referred to as the “**PS-DBM**”;

and

WEST HEAVEN TRADING CORPORATION with principal address at 67 Ipo Street, Barangay NS Amoranto, Quezon City represented by Rado Ericson P. Valera, **Authorized Representative** hereinafter referred to as the “**Supplier**”;

WITNESSETH, that:

WHEREAS, the **PS-DBM**, decided to use Framework Agreement on its procurement project Supply and Delivery of Dating and Stamping Machine for the Procurement Service;

WHEREAS, this Agreement is for the option to purchase the goods determined to be necessary and desirable to address and satisfy the needs of **PS-DBM** as the central source of commonly used supplies and equipment of the Philippine Government, but by its nature, use or characteristic, the quantity and exact time of need cannot be accurately pre-determined, viz:

Lot No.	Item	Quantity	UoM	Unit Price	Total Price
1	DATING AND STAMPING MACHINE Brand/Model: Printo	1,124	pieces	₱ 451.70	₱ 507,710.80

WHEREAS, **PS-DBM** has the option to purchase the items provided in the Framework Agreement List, attached and made an integral part of this Agreement as provided in Article I, on a date and time to be determined in the Call-Off to be issued for such purpose by **PS-DBM**; and

WHEREAS, the **Supplier** which passed the eligibility screening conducted by **PS-DBM**, shall maintain and update the eligibility requirements during the period of this Agreement and shall honor all obligations under this Framework Agreement.

NOW, THEREFORE, the parties hereby agree as follows:

**Article I
GENERAL CONSIDERATIONS**

1. This Framework Agreement is an option contract. **PS-DBM** is given the option to either purchase the identified items in the Framework Agreement or not to purchase at all. The

discretion to exercise the option falls solely with **PS-DBM** as the Procuring Entity. The **Supplier** may not require or demand for the latter to purchase the items in the Framework Agreement List.

2. In this Framework Agreement, words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract as reflected in the Bidding Documents attending the procurement and made an integral part of this Agreement;
3. The following documents shall be deemed to form and be read and construed as part of this Agreement:
 - a. the Supplier's Bid, including the Technical and Financial Proposals, and all other documents/statements submitted (*e.g.* bidder's response to clarifications on the bid), including corrections to the bid resulting from the Procuring Entity's bid evaluation;
 - b. the Framework Agreement List and the Technical Specifications;
 - c. the Bid Documents, including the Supplemental Bid Bulletins issued;
 - d. the Performance Security or Performance Securing Declaration;
 - e. the Procuring Entity's Notice to Execute Framework Agreement; and
 - f. Call-Offs.

Article II DURATION

The term of this Agreement shall be one (1) year from the date of execution unless sooner revoked by both parties.

Article III CONSIDERATION

For the consideration of one peso (₱ 1.00), **PS-DBM** has the option to purchase any or all of the items in the Framework Agreement List through the issuance of Call-off and the **Supplier** commits to deliver the goods and perform the services subject to the conditions of the Call-off.

Article IV PERFECTION OF PROCUREMENT CONTRACT

The Framework Agreement being an option contract, a procurement contract is perfected only when the Procuring Entity exercises the option to procure any item from the Framework Agreement List through the issuance of a Call-off.

Article V OBLIGATION TO ANSWER A CALL-OFF

Once **PS-DBM** issues a Call-off, the **Supplier** is bound to deliver the goods or perform the services identified at the time and date specified in the Call-off. All rules and guidelines governing the implementation of procurement contracts under RA No. 9184 and its revised IRR shall be applicable.

Failure on the part of the **Supplier** to deliver goods or perform the services shall warrant the forfeiture of performance security or performance securing declaration and imposition of liquidated damages as provided for in the Guidelines on the use of Framework Agreement by all Procuring Entities without prejudice to all other applicable sanctions.

Article VI
TERMS AND CONDITIONS

The terms and conditions of this Framework Agreement shall be governed by Guidelines on the Use of Framework Agreement by all Procuring Entity and all relevant issuance of the GPPB.

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.

PROCUREMENT SERVICE – DEPARTMENT OF BUDGET AND MANAGEMENT

WEST HEAVEN TRADING CORPORATION

By signing this Agreement, I also confirm that I am authorized to sign on behalf of PS-DBM.

By signing this Agreement, I also confirm that I am authorized to sign on behalf of West Heaven Trading Corporation

SIGNATURE REDACTED

SIGNATURE REDACTED

ATTY. PHILIP JOSEF T. VERA CRUZ
Director IV, Operations Group
Procurement Service

Pado Enrich P. Yalong
Authorized Representative

WITNESSES

SIGNATURE REDACTED

SIGNATURE REDACTED

ENGR. JAIME M. HAVARRETE, JR

VON RUMEL P. YALONG

ACKNOWLEDGMENT

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES }
 CITY OF MANILA } S.S

BEFORE ME, a Notary Public for and in the City of Manila this MAR 14, 2023 day of Manila 2023 appeared the following persons presenting to me their respective identifications, to wit:

Name	Competent Evidence of Identity	Date of Issue	Place of Issue
ATTY. PHILIP JOSEF T. VERA CRUZ	Driver's License J03-02-032333	Expiration Date: 2024/05/08	----
<i>Paolo Enricho P. Yalong</i>	<i>Driver's License N04-11-023730</i>	<i>Expiration Date 2022/09/20</i>	<i>Quezon City</i>

known to me to be the same person who executed and voluntarily signed the foregoing FRAMEWORK AGREEMENT which they acknowledged before me as their own free and voluntary act and deed and with full authority to sign in that capacity.

This instrument refers to the FRAMEWORK AGREEMENT FOR THE SUPPLY AND DELIVERY OF DATING AND STAMPING MACHINE FOR THE PROCUREMENT SERVICE and consists of Four (4) pages including this page where the Acknowledgment is written, duly signed by the parties and their instrumental witnesses thereof.

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

Doc. No. 178 ;
 Page No. 28 ;
 Book No. X ;
 Series of 2023

NOTARY PUBLIC

[Signature]
 ATTY. MA. ELISA TOMALYN A. BARQUEZ, CPA
 Notary Public- City of Manila
 Commission No. 2022-05, valid from 7/1/2022 until 12/31/23
 YMCA Manila Complex, 300 A.J. Villegas St., Ermita, Manila
 Roll of Attorney No. 62394
 IBP Lifetime No. 019343, 01-13-2017, IBP Manila 1
 MCLE Compliance No. VII-0002926, 04-26-2021, MCLEO-Pasig
 PTR No. MLA 0346582, 01-08-2023, Manila City
 Contact No. (02)8400-9519



CONTRACT/PURCHASE ORDER

No. **PO23-00195 -CSE**

To: **WEST HEAVEN TRADING CORPORATION**
 #67 Ipo St., Barangay N.S.,
 Amoranto, Quezon City

Date March 15, 2023
 Reference: Abstract of
 Quotation No. 2023-FA0001-
PDX
 Date of AOQ: 03/14/2023

Please deliver the article(s)/product(s)/supplies/materials listed below priced in accordance with your Quotation No. XXX- dated XXX- subject to the Terms and Conditions enumerated at the back hereof.

Item No.	ITEM and DESCRIPTION/SPECIFICATIONS/STOCK No.	QTY	UNIT	UNIT PRICE	AMOUNT
1	DATING AND STAMPING MACHINE Brand: PRINTO For complete and detailed specifications, please refer to the following attached documents: a. Technical Evaluation Report; b. Resolution No. TSRC-2021-001 (if applicable). The following documents shall be deemed to form and be read and construed as part of this Call-Off Order: a) The Supplier's Bid, including the Technical and Financial Proposals, and all other documents/Statements submitted (e.g. bidder's response to clarifications on the bid), including corrections to the bid resulting from the Procuring Entity's bid evaluation;	468	PIECE	451.7000	211,395.6000
RECEIVED Sign: <u>[Signature]</u> Name: <u>ROWENA R. INOCENTES</u> Date: <u>3/24/2023</u>					
RECEIVED ORIGINAL COPY Sign: <u>[Signature]</u> Name: <u>Paolo Yalong</u> Date: <u>3/23/23</u>					
TOTAL AMOUNT					P 211,395.60

PLACE OF DELIVERY: Please see above instructions.	DELIVERY INSTRUCTIONS: Within fifteen (15) calendar days upon receipt of Call-Off.
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FUNDS AVAILABILITY CERTIFIED BY: SIGNATURE REDACTED <u>LADY LOLA A. GIMENO</u> ACCOUNTANT DATE: <u>3/17/2023</u>	AUTHORIZED BY: SIGNATURE REDACTED ATTY. PHILIP JOSE T. VERA CRUZ DIRECTOR DATE: <u>3/22/23</u>
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WEST HEAVEN TRADING CORPORATION NAME OF SUPPLIER	Purchase Order received and <u>[Signature]</u> Terms and Conditions enumerated at the back hereof: <u>Paolo Yalong</u> AUTHORIZED REPRESENTATIVE (SIGNATURE OVER PRINTED NAME)	<u>3/22/23</u> DATE RECEIVED	<u> </u> DUE DATE
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CONTRACT/PURCHASE ORDER

No. **PO23-00195 -CSE**

To: **WEST HEAVEN TRADING CORPORATION**
 #67 Ipo St., Barangay N.S.,
 Amoranto, Quezon City

Date March 15, 2023
 Reference: Abstract of
 Quotation No. 2023-FA0001-
PDX
 Date of AOQ: 03/14/2023

Please deliver the article(s)/product(s)/supplies/materials listed below priced in accordance with your Quotation No. _____ dated _____ subject to the Terms and Conditions enumerated at the back hereof. -XXX- -XXX-

Item No.	ITEM and DESCRIPTION/SPECIFICATIONS/STOCK No.	QTY	UNIT	UNIT PRICE	AMOUNT
	b) Framework Agreement List c) Bidding Documents, including the Supplemental Bid Bulletins issued/ Request for Offer; d) The Procuring Entity's Notice to Execute Framework Agreement. Progress payment shall be made after acceptance and completion of each Call-Off. As a precondition for payment, submit authenticated Import documents per DOF Order No. 87-91, if applicable. Subject to Expanded Withholding Tax, Creditable Withholding Tax and Other Percentage Taxes Reference: R.A. 10963, R.A. 9337, Revenue Regulation Nos. 13-18, 11-18, 16-05, 14-02, 12-01 & 2-98.				
RECEIVED ORIGINAL COPY					
Sign: <u>[Signature]</u> Name: <u>Paolo Yalong</u> Date: <u>3/23/23</u>					
TOTAL AMOUNT					P 211,395.60

PLACE OF DELIVERY: Please see above instructions.	DELIVERY INSTRUCTIONS: Within fifteen (15) calendar days upon receipt of Call-Off.
FUNDS AVAILABILITY CERTIFIED BY: SIGNATURE REDACTED <u>LADY LOU A. GIMENO</u> ACCOUNTANT	AUTHORIZED BY: SIGNATURE REDACTED <u>ATTY. PHILIP JOSE T. VERA CRUZ</u> DIRECTOR
<u>3/17/2023</u> DATE	<u>3/22/23</u> DATE

Purchase Order received and accepted subject to the Terms and Conditions enumerated at the back hereof:

WEST HEAVEN TRADING CORPORATION
 NAME OF SUPPLIER

SIGNATURE REDACTED
Paolo Yalong
 AUTHORIZED REPRESENTATIVE (SIGNATURE OVER PRINTER NAME)

3/22/23
 DATE RECEIVED

 DUE DATE



CONTRACT/PURCHASE ORDER

No. **PO23-00195 -CSE**

To: **WEST HEAVEN TRADING CORPORATION**
 #67 Ipo St., Barangay N.S.,
 Amoranto, Quezon City

Date March 15, 2023
 Reference: Abstract of
 Quotation No. 2023-FA0001-
 Date of AOQ: PDX
03/14/2023

Please deliver the article(s)/product(s)/supplies/materials listed below priced in accordance with your Quotation No. _____ dated _____ subject to the Terms and Conditions enumerated at the back hereof: XXX- _____ -XXX-

Item No.	ITEM and DESCRIPTION/SPECIFICATIONS/STOCK No.	QTY	UNIT	UNIT PRICE	AMOUNT
	<p>In order to assure that manufacturing defects shall be corrected by the Supplier, a warranty shall be covered by either retention money in an amount equivalent to at least one percent (1%) of every progress payment, or a special bank guarantee equivalent to at least one percent (1%) of the total contract price. The said amounts shall only be released after the lapse of the warranty period of one (1) year or, in the case of Expendable Supplies, after consumption thereof. Provided, however, that the supplies delivered are free from patent and latent defects and all the conditions imposed under the contract have been fully met.</p> <p>Please submit Delivery Receipt and Copy of C.O. to the Warehousing and Delivery Division after delivery of the item.</p> <p>This Call-Off Order shall be part of Framework Agreement with Reference No. 2023-FA0001-PDX. ✓</p>				
TOTAL AMOUNT					P 211,395.60

RECEIVED ORIGINAL COPY
 Sign: _____
 Name: Paolo Yalong
 Date: 3/23/23

PLACE OF DELIVERY:
 Please see above instructions.

DELIVERY INSTRUCTIONS:
 Within fifteen (15) calendar days upon receipt of Call-Off.

FUNDS AVAILABILITY CERTIFIED BY:
 SIGNATURE REDACTED
LADY LOU A. GIMENO
 ACCOUNTANT
 DATE: 3/17/2023

AUTHORIZED BY:
 SIGNATURE REDACTED
ATTY. PHILIP JOSE T. VERA CRUZ
 DIRECTOR
 DATE: 3/22/23

Purchase Order received and accepted subject to the Terms and Conditions enumerated at the back hereof:
WEST HEAVEN TRADING CORPORATION
 NAME OF SUPPLIER
 SIGNATURE REDACTED
14010 v/along
 AUTHORIZED REPRESENTATIVE (SIGNATURE OVER PRINTED NAME)
 DATE RECEIVED: 3/22/23
 DUE DATE: _____



CONTRACT/PURCHASE ORDER

No. PO23-00195-CSE

To: **WEST HEAVEN TRADING CORPORATION**
 #67 Ipo St., Barangay N.S.,
 Amoranto, Quezon City

Date March 15, 2023
 Reference: Abstract of
 Quotation No. 2023-FA0001-
 PDX
 Date of AOQ: 03/14/2023

Please deliver the article(s)/product(s)/supplies/materials listed below priced in accordance with your Quotation No. _____ dated _____ subject to the Terms and Conditions enumerated at the back hereof. -XXX- -XXX-

Item No.	ITEM and DESCRIPTION/SPECIFICATIONS/STOCK No.	QTY	UNIT	UNIT PRICE	AMOUNT
	Remaining Quantity of FA: 656 pieces PLACE OF DELIVERY: Procurement Service – DBM Main Warehouse RR Road, Cristobal St., Paco, Manila Contact Person / Number: Ms. Catherine Ann D. Mirabel (02) 8-290-6300 to 6400 local 8011 Reference: FACT (Print Out) Stock Position dated 15 March 2023 WADD Inventory Report dated 14 March 2023 Tranche 1				
RECEIVED ORIGINAL COPY					
					211,395.60
TOTAL AMOUNT					₱ 211,395.60

Sign: [Signature]
 Name: Paolo Yalong
 Date: 3/23/23

PLACE OF DELIVERY:
 Please see above instructions.

DELIVERY INSTRUCTIONS:
 Within fifteen (15) calendar days upon receipt of Call-Off.

FUNDS AVAILABILITY CERTIFIED BY:
 SIGNATURE REDACTED
LADY LOU A. GIMENO
 ACCOUNTANT
 DATE: 3/17/2023

AUTHORIZED BY:
 SIGNATURE REDACTED
ATTY. PHILIP JOSEF T. VERA CRUZ
 DIRECTOR
 DATE: 3/22/23

Purchase Order received and accepted subject to the Terms and Conditions enumerated at the back hereof:

WEST HEAVEN TRADING CORPORATION
 NAME OF SUPPLIER

Paolo Yalong
 AUTHORIZED REPRESENTATIVE
 (SIGNATURE OVER PRINTED NAME)

3/22/23
 DATE RECEIVED

_____ DATE