

# CONTRACT AGREEMENT

This Agreement is executed on 11 January 2024 at Intramuros, Manila between:

**SAN PABLO MANUFACTURING CORPORATION ("SPMC")** is a non-chartered government-owned and controlled corporation (GOCC) and one of the six (6) oil mill/refinery companies comprising the Coconut Industry Investment Fund-Oil Mills Group (CIIF-OMG) holding office at 4<sup>th</sup> Floor Palacio Del Gobernador, Gen. Luna St., Intramuros, Manila, represented here by its Executive Vice President, AL MATTHEW P. UMALI, duly authorized for this purpose under Board Resolution \_\_\_\_\_, Series of \_\_\_\_\_ (copy of which is attached as Annex A).

- and -

**VITACHEM INDUSTRIES ("VITACHEM")**, a corporation organized under Philippine laws with principal office address at 168 Congressional Ave., Project 8, Quezon City, 1100 Metro Manila, represented here by its President and Authorized Representative, FELIX G. CO, authorized for this purpose under Resolution No.\_\_\_\_ Series of \_\_\_\_\_(copy of which is attached as Annex B);

WHEREAS, The Entity invited Bids for certain goods and ancillary services, particularly the Procurement of Various Food Additives for SPMC and has accepted a Bid from **VITACHEM** for the supply of those goods in the sum of **FOUR MILLION SEVEN HUNDRED THIRTY THREE THOUSAND THREE HUNDRED EIGHTY SEVEN AND 50/100 PESOS (Php 4,733,387.50)** (hereinafter called "The Contract Price"), which is broken down on a per lot basis as follows:

| Lot | Description                       | Amount              |
|-----|-----------------------------------|---------------------|
| 1   | dL-Alpha Tocopherol               | 1,740,000.00        |
| 2   | Zinc Oxide                        | 175,600.00          |
| 3   | Distilled Monoglyceride (Type PV) | 1,413,750.00        |
| 4   | Vitamin A Palmitate, 1.7 MIU/g    | 1,248,000.00        |
| 7   | Beta Carotene                     | 143,000.00          |
| 8   | Citric Acid, Anhydrous            | 13,037.50           |
|     | <b>TOTAL</b>                      | <b>4,733,387.50</b> |

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);
    - i. Schedule of Requirements;
    - ii. Technical Specifications;
    - iii. General and Special Conditions of Contract; and
    - iv. 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
  - 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 of the sum of **FOUR MILLION SEVEN HUNDRED THIRTY THREE THOUSAND THREE HUNDRED EIGHTY SEVEN AND 50/100 PESOS (Php 4,733,387.50)** (hereinafter called "The Contract Price") which is broken down on a per lot basis, as follows:

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|     | <b>TOTAL</b>                      | <b>4,733,387.50</b> |

or other such sums as may be ascertained, **VITACHEM** agrees to provide Food Additives for SPMC in accordance with its Bid.

- 4. The Entity 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.

**SAN PABLO MANUFACTURING CORPORATION**

**VITACHEM INDUSTRIES**

By:

  
**AL MATTHEW P. UMALI**  
*Executive Vice President*

By:

  
**FELIX G. CO**  
*President and Authorized Representative*

**SIGNED IN THE PRESENCE OF:**

\_\_\_\_\_

\_\_\_\_\_ 



ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)  
City of MANILA) S. S.

BEFORE ME, a Notary Public, for and in the City of MANILA, this \_\_\_\_\_  
day of 17 JAN 2024, 20\_\_\_\_, personally appeared:

| Name                | ID No.              | Issued on/Issued at       |
|---------------------|---------------------|---------------------------|
| AL MATTHEW P. UMALI | CRN-011-1049-7695-8 | UMID                      |
| FELIX G. CO         | N09-78-009565       | Valid Until: 23-June-2028 |

known to me and to me known to be the same person(s) who executed the foregoing instrument and who acknowledged to me that the same is their free and voluntary act and deed, and that of the institutions respectively represented.

The foregoing instrument refers to a **CONTRACT AGREEMENT** consisting of three (3) pages, including the page in which this Acknowledgement is written, signed by the parties, including their instrumental witnesses on each and every page thereof and sealed with my notarial seal.

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

Doc. No. 227  
Page No. 48  
Book No. 1  
Series of 2024.

**ATTY. GARY CAMTAN AURE**  
NOTARY PUBLIC ROLL NO. 60777  
PTR No. 1527767 Issued Jan 2, 2024 until Dec. 31, 2024 Manila  
IBP Lifetime No. 14399 Issued on Feb 2, 2016  
Commission No. 2023-018 Issued on Nov. 18, 2022 Effective Jan 1, 2023 until Dec. 31, 2024 Manila  
MCLE No. V. 0001543 Issued on Nov. 20, 2019 Valid Until April 14, 2025 Pasig City  
Office Address: L&F1 Upper Ground Floor, Burgundy Transpacific Place  
2444 A Taft Avenue, Malate, Manila 1004