

**AGREEMENT FOR THE PROCUREMENT OF DIPLOMATIC POUCH SERVICES FOR
THE PERIOD OF NOVEMBER 2022 TO DECEMBER 2022**

KNOW ALL MEN BY THESE PRESENTS:

This Agreement for the Procurement of Diplomatic Pouch Services (hereinafter, the AGREEMENT), entered into in _____, Philippines, on ~~4 NOV 2022~~ between the:

DEPARTMENT OF FOREIGN AFFAIRS, (hereafter, the **PROCURING ENTITY**), with principal office address at 2330 Roxas Blvd., Pasay City, 1300 Metro Manila, represented by its Undersecretary and Head of the Procuring Entity (**HOPE**) **HONORABLE ANTONIO A. MORALES**,

BLUE CHIP MARKETING, (hereinafter, the **CONTRACTOR**), a company duly organized and existing under and by virtue of the laws of the Philippines, as evidenced by the submitted Department of Trade and Industry (DTI) Certificate of Registration No. 1550813 dated 05 February 2020 (ANNEX "A") with principal address at 1441 Dagupan St., Tondo, Manila, represented by its owner, **WILLIAM N. BATAC**, who is duly authorized to enter into this Agreement being the Single Proprietor pursuant to the Eligibility Document copy of which is attached as ANNEX "B" and made an integral part as this AGREEMENT.

WITNESSETH:

WHEREAS, the **PROCURING ENTITY** invited bids for the Procurement of Diplomatic Pouch Services and has accepted a bid by the **CONTRACTOR** to provide service in the amount of **Seven Million Eight Hundred Eighty-Four Thousand Four Hundred Thirty Nine Pesos 20/100 (PhP7,884,439.20)** only, (hereinafter, the Contract Price), inclusive of all applicable taxes and other lawful charges.

WHEREAS, the parties complied with the relevant requirements of Republic Act No. 9184 otherwise known as the "Government Procurement Reform Act" and Government Procurement Policy Board (GPPB) Rules and Regulations, and entered in to this AGREEMENT, pursuant to BAC Resolution No. **CPM-PB-28-2022** dated 14 November 2022.

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

1. The definitions included in the General and Special Conditions of the Contract provided in the Philippine Bidding Documents for Procurement of Goods and Services issued by the Government Procurement Policy Board (GPPB) are deemed incorporated in this AGREEMENT.

"In case of conflict or inconsistencies between or among any of the documents referred to herein and/or annexed to this Agreement, the provisions contained in this main Agreement and Technical Specifications shall be controlling."

2. The following documents, including all other documents submitted as required by the 2016 Revised Implementing Rules and Regulations of Republic act No. 9184, are deemed to form and be read and construed as integral parts of this AGREEMENT:

- ANNEX A – PhilGEPS Registration
- ANNEX B – DTI Registration
- ANNEX C – BAC Resolution No. CPM-PB-28-2022
- ANNEX D – Notice of Award
- ANNEX E – Bid Form
- ANNEX F – Certificate(s) of Availability of Funds
- ANNEX G – Technical Specifications
- ANNEX H – General Conditions of Contract
- ANNEX I – Special Conditions of Contract

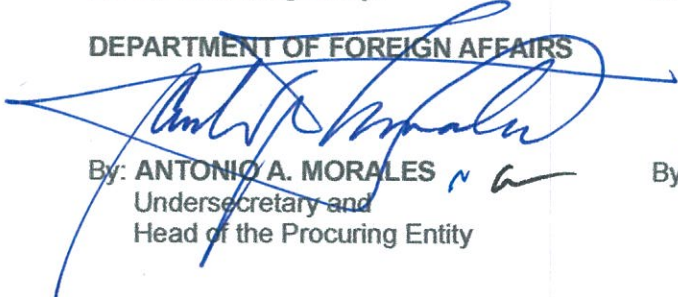
3. The CONTRACTOR agrees that additional contract documents or information prescribed by the GPPB that are subsequently required for the submission after the execution of this AGREEMENT, such as the Notice to Proceed, Variation Orders, and Warranty Security, Shall Likewise form part of this AGREEMENT.
4. The CONTRACTOR Shall Deliver the goods to the PROCURING ENTITY within the period prescribed in the Terms of Reference/ Technical Specifications (Annex "G")
5. The PROCURING ENTITY shall pay the CONTRACTOR the Contract Price within thirty (30) days upon delivery of goods and complete submission of all pertinent documents to the payments process of the project. The terms of Payment shall be made in accordance with the Term of Reference/ Technical Specifications (Annex "G").

IN WITNESS WHEREOF, the Parties through their authorized representatives hereto have signed this AGREEMENT on ~~14 NOV 2022~~ in Pasay City, Metro Manila.

For the Procuring Entity:

For the Contractor:

DEPARTMENT OF FOREIGN AFFAIRS


By: ANTONIO A. MORALES
Underscretary and
Head of the Procuring Entity


By: WILLIAM N. BATAC
Authorized Representative / Owner
Blue Chip Marketing

WITNESSES


By: LYRIE F. FULGENCIO
Department Chief Accountant


By: CHRISTINE SIOCO BATAC
Credit and Collection

ACKNOWLEDGEMENT

Republic of the Philippines)

CITY OF MANILA s.s.

CITY OF MANILA

BEFORE ME, a NOTARY PUBLIC for and in the City of _____, Philippines, on _____, personally appeared Honorable ANTONIO A. MORALES, Undersecretary of the Department of Foreign Affairs and MR. WILLIAM N. BATAc of BLUE CHIP MARKETING known to me to be the same persons who executed the foregoing AGREEMENT FOR THE PROCUREMENT OF DIPLOMATIC POUCH SERVICES FOR THE PERIOD NOVEMBER 2022 TO DECEMBER 2022 which instrument consists of _____ pages including the page on which this acknowledgment is written and the Annexes attached thereto, all pages of which have been signed by said PARTIES and their witnesses, and who acknowledged to me that the same is their free and voluntary act and deed and of the entities they represent.

The Philippine Government-Issued ID of the Parties were exhibited to me, the same bearing:

| NAME | ID No. | PLACE OF ISSUE | DATE OF ISSUE |
|---------------------|-----------------------------------|----------------|---------------|
| ANOTONIO A. MORALES | Passport No. D0009237A | Manila | 07-12-2021 |
| WILLIAM N. BATAc | Drivers Licenses N04-89-104407 | Manila | 24-01-2019 |

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal on the day, year and in the place above written.

Luzviminda B. Garcia
NOTARY PUBLIC

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Book No. 324
Series of 2022

ATTY. LUZVIMINDA B. GARCIA
NOTARY PUBLIC UNTIL 2022
PTR #0166360 / 01-06-2022
IBP #165506 MIA. UNTIL 2022
ROLL # 30407 / OATH #010
3A-9 3/F 11/88 MALL R. REGENTE ST.
BINONDO, MANILA

J-
CS



DEPARTMENT OF FOREIGN AFFAIRS
KAGAWARAN NG UGNAYANG PANLABAS

BIDS AND AWARDS COMMITTEE

BAC Resolution No. CPM-PB-28-2022

RESOLUTION RECOMMENDING AWARD OF THE CONTRACT ON THE
PROCUREMENT OF DIPLOMATIC POUCH SERVICES OF
THE DEPARTMENT OF FOREIGN AFFAIRS (NOVEMBER TO DECEMBER 2022)

WHEREAS, the Department of Foreign Affairs, through the authorized appropriations under the 2022 General Appropriations Act (GAA), intends to apply the sum of Eight Million Pesos (PhP 8,000,000.00) only being the Approved Budget for the Contract (ABC) for the *Procurement of Diplomatic Pouch Services of the Department of Foreign Affairs (November to December 2022)*;

WHEREAS, the Approved Budget Contract (ABC) is chargeable against OAMSS's FY 2022 MOOE for Postage and Courier Services and is included in the Department's 2022 Annual Procurement Plan;

WHEREAS, on 14 October 2022, the Bids and Awards Committee and representatives of the end-user unit conducted a pre-procurement meeting as required by Section 20 of the Implementing Rules and Regulations (IRR) of Republic Act (RA) 9184;

WHEREAS, on 20 October 2022, the Bids and Awards Committee (BAC) Secretariat posted for seven (7) consecutive calendar days the *Invitation to Bid* for the Procurement of Diplomatic Pouch Services of the Department of Foreign Affairs on the DFA and PhilGEPS websites, and conspicuous places within the premises of the DFA, in accordance with Section 21.2 of RA 9184's IRR;

WHEREAS, on 27 October 2022, the BAC held a *Pre-Bid Conference* to discuss the eligibility requirements and the technical and financial components of the contract to be bid, which was attended by Blue Chip Marketing;

WHEREAS, Supplemental Bid Bulletin No. 1 (dated 27 October 2022), amending and clarifying information in the bidding documents was posted on the PhilGEPS and DFA websites, and conspicuous places within the premises of the DFA, for at least seven (7) consecutive days before the deadline for submission and opening of bids, pursuant to Section 22.5.2 of the IRR of RA 9184;

WHEREAS, on 09 November 2022, the deadline for the submission and receipt of bids as well as the date of opening thereof, only Blue Chip Marketing submitted a bid, which the BAC determined to be as follows:

| <i>Eligibility and Technical Component</i> | <i>Financial Component</i> |
|--|----------------------------|
| Compliant | Php 7,884,439.20 |

WHEREAS, the BAC declared **Blue Chip Marketing** as having the Single Calculated Bid, and subjected it to Post-Qualification on 14 November 2022, pursuant to Section 34.2 of the IRR of RA 9184, to determine whether it complies with and is responsive to all the requirements and conditions specified in the Bidding Documents;

WHEREAS, during the post-qualification and after careful evaluation, the BAC determined that the bid of **Blue Chip Marketing** was compliant with and is responsive to all the requirements and conditions specified in the Bidding Documents;

NOW, THEREFORE, we, the members of the Bids and Awards Committee, RESOLVE to RECOMMEND the award of the contract on the Procurement of Diplomatic Pouch Services of the Department of Foreign Affairs (November to December 2022) to **Blue Chip Marketing** for having submitted the Single Calculated and Responsive Bid in the amount of **Seven Million Eight Hundred Eighty-Four Thousand Four Hundred Thirty-Nine Pesos and Twenty Centavos (Php 7,884,439.20) only**, pursuant to Section 37 of the revised IRR of RA 9184.

ADOPTED this 14th day of November 2022, Pasay City.


CHARLIE P. MANANGAN
BAC Chairperson


PAUL VINCENT L. UY
BAC Vice-Chairperson


JED ELROY E. RENDOR
BAC Member


SIEGFRED T. MASANGKAY
BAC Alternate Member


MEDARDO G. MACARAIG
End User Representative

Approved:
By the Authority of the Secretary for Foreign Affairs:


ANTONIO A. MORALES
Undersecretary and
Head of Procuring Entity



DEPARTMENT OF FOREIGN AFFAIRS
KAGAWARAN NG UGNAYANG PANLABAS

NOTICE OF AWARD

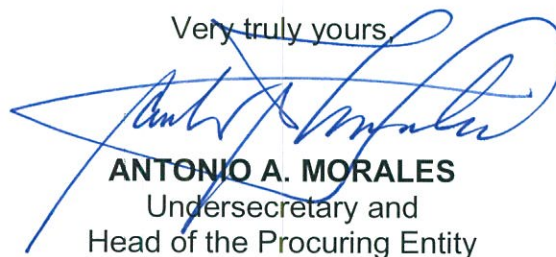
14 November 2022

Sir:

Please be informed that, upon the recommendation of the Bids and Awards Committee (BAC) of the DFA as contained in its Resolution No. **CPM-PB-28-2022** dated 14 November 2022, the Department is awarding the **Contract on Diplomatic Pouch Services of the Department of Foreign Affairs (November –December 2022)** to **Blue Chip Marketing** in the total amount of **Seven Million Eight Hundred Eighty-Four Thousand Four Hundred Thirty-Nine Pesos and Twenty Centavos (PhP 7,884,439.20) only**, including taxes and other lawful charges.

You are hereby required to provide, within ten (10) calendar days from receipt of this Notice of Award, a **Performance Security** in the acceptable form and amount stated in the Bidding Documents of said procurement, as well as sign the Contract within the same period, pursuant to Section 37 of the revised IRR of RA 9184. Failure to provide the Performance Security or to sign the contract within the prescribed period shall constitute sufficient grounds for the cancellation of the award and forfeiture of the bid security, or bid securing declaration, as the case may be.

Very truly yours,


ANTONIO A. MORALES
Undersecretary and
Head of the Procuring Entity

Mr. WILLIAM N. BATAK

Proprietor

Blue Chip Marketing

1441 Dagupan St., Brgy. 51, Zone 4 District 1

Tondo, Manila



DEPARTMENT OF FOREIGN AFFAIRS
KAGAWARAN NG UGNAYANG PANLABAS

1 4 NOV 2022

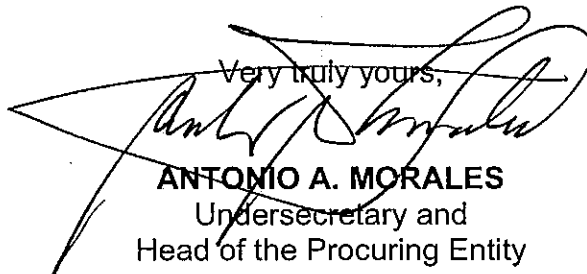
NOTICE TO PROCEED

Sir:

Please be informed that, pursuant to the Notice of Award dated **14 November 2022**, signed by the Head of the Procuring Entity, **Blue Chip Marketing** is hereby given this Notice to Proceed with the implementation of the **Contract on Diplomatic Pouch Services of the Department of Foreign Affairs (November to December 2022)**, with a total contract price of **Seven Million Eight Hundred Eighty-Four Thousand Four Hundred Thirty-Nine Pesos and Twenty Centavos (Php 7,884,439.20)** only, inclusive of all taxes and other lawful charges.

This Notice is being issued in accordance with the requirements of Republic Act No. 9184, otherwise known as the "Government Procurement Reform Act of 2003" and shall take effect upon receipt hereof.

Very truly yours,



ANTONIO A. MORALES
Undersecretary and
Head of the Procuring Entity

Conforme:

Mr. WILLIAM N. BATAK

Proprietor

Blu Chip Marketing

1441 Dagupan St., Brgy. 51, Zone 4 District 1

Tondo, Manila



4/10/23