

CONTRACT AGREEMENT

AUG 13 2024

THIS AGREEMENT, made this ___ of _____ 2024 between **Agricultural Training Institute - Regional Training Center VII** of Cabawan District, Tagbilaran City, Bohol, Philippines (hereinafter called "the Entity") of the one part and **WELLDONE EATERY** of Carbon Market, Cebu City, Cebu, Philippines (hereinafter called "the Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly **PROVISION OF CATERING SERVICES FOR THE BASIC MEAT INSPECTION TRAINING COURSE** and has accepted the Bid by the Supplier for the supply of those goods and services in the sum of **Five Hundred Twenty Thousand Eight Hundred Pesos Only (Php 520,800.00)** (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 hereinafter 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 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. Notice of Award of Contract; and the Bidder's conforme thereto; and
- iv. 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 **Five Hundred Twenty Thousand Eight Hundred Pesos Only (Php 520,800.00)** or such other sums as may be ascertained, **WELLDONE EATERY** agrees to **PROVISION OF CATERING SERVICES FOR THE BASIC MEAT INSPECTION TRAINING COURSE** in accordance with his/her/its Bid.

4. The **Agricultural Training Institute - Regional Training Center VII** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

year first before written.

GRACIA F. ARADO, Ph.D.
TCS II

for:

ATI RTC-7

JUDE CALOGERO S. GALLETTO
Proprietor

for:

WELLDONE EATERY

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)
CITY/MUNICIPALITY OF CEBU CITY

BEFORE ME, this AUG 13 2024 of _____ at the City/Municipality of CEBU CITY personally appeared the above-named persons with their respective Valid Identification cards as shown above, all known to me and to me known to be the same persons who executed the foregoing AGREEMENT consisting of TWO (2) pages only including the page wherein this acknowledgement is written, the parties and their witnesses having signed on both pages hereof, and who acknowledged and ratified before me that the same is their free and voluntary act and deed.

WITNESS MY HAND AND NOTARIAL SEAL this AUG 13 2024
_____, Philippines.

Doc. No. 440
Page No. 89
Book No. 17
Series of 2024

ATTY. JOSEPH DALE L. BATOCTOY
Notarial Public for Cebu City
Notarial Commission No. 019-20 until December 31, 2025
9-D Jakosalem St., Barangay Santo Niño, Cebu City
Roll No. 72404
IBP No. OR366411 / Nov 8, 2023 / Cebu (For CY 2024)
PTR No. OR2473716 / Nov 17, 2023 / Cebu City (For CY 2024)
MCLE Exemption No. VII-BEP004554 until April 14, 2025
jdalebatoctoy@gmail.com

AFFIDAVIT

I, JUDE CALOGERO S. GALLETTO, of legal age, Filipino, and residing at Liloan, Cebu, after having been duly sworn in accordance with law, do hereby depose and state that:

1. I am the sole proprietor or authorized representative of WELLDONE EATERY with office address at Carbon Market, Cebu City, Cebu;
2. As the owner and sole proprietor, or authorized representative of WELLDONE EATERY, I have full power and authority to do, execute and perform any and all acts necessary to participate, submit the bid, and to sign and execute the ensuing contract for PROVISION OF CATERING SERVICES FOR THE BASIC MEAT INSPECTION TRAINING COURSE of the Agricultural Training Institute - Regional Training Center VII, as shown in the attached duly notarized Special Power of Attorney;
3. WELLDONE EATERY is not "blacklisted" or barred from bidding by the Government of the Philippines or any of its agencies, offices, corporations, or Local Government Units, foreign government/foreign or international financing institution whose blacklisting rules have been recognized by the Government Procurement Policy Board, **by itself or by relation, membership, association, affiliation, or controlling interest with another blacklisted person or entity as defined and provided for in the Uniform Guidelines on Blacklisting:**
4. Each of the documents submitted in satisfaction of the bidding requirements is an authentic copy of the original, complete, and all statements and information provided therein are true and correct;
5. WELLDONE EATERY is authorizing the Head of the Procuring Entity or its duly authorized representative(s) to verify all the documents submitted;
6. The owner or sole proprietor is not related to the Head of the Procuring Entity, Procurement Agent if engaged, members of the Bids and Awards Committee (BAC), the Technical Working Group, and the BAC Secretariat, the head of the Project Management Office or the end-user unit, and the project consultants by consanguinity or affinity up to the third civil degree;
7. WELLDONE EATERY with existing labor laws and standards; and
8. WELLDONE EATERY is aware of and has undertaken the following responsibilities as a Bidder:
 - a) Carefully examine all the Supporting Documents;
 - b) Acknowledging all conditions, local or otherwise, affecting the implementation of the Contract;
 - c) Making an estimate of the facilities available and needed for the contract to be bid, if any; and
 - d) Inquiring or securing Supplemental/Bid Bulletin(s) issued for PROVISION OF CATERING SERVICES FOR THE BASIC MEAT INSPECTION TRAINING COURSE.
9. WELLDONE EATERY did not give or pay directly or indirectly, any commission, amount, fee, or any form of consideration, pecuniary or otherwise, to any person or official, personnel or representative of the government in relation to any procurement project or activity.
10. **In case advance payment was made or given, failure to perform or deliver any of the obligations and undertakings in the contract shall be sufficient grounds to constitute criminal liability for Swindling (Estafa) or the commission of fraud with unfaithfulness or abuse of confidence through misappropriating or converting any payment received by a person or entity under an obligation involving the duty to deliver certain goods or services, to the prejudice of the public and the government of the Philippines pursuant to Article 315 of Act No. 3815 s. 1930, as amended, or the Revised Penal Code.**

IN WITNESS WHEREOF, I have hereunto set my hand this AUG 13 2024 day of _____ 2024 at CEBU CITY, Philippines.

Bidder's Representative/Authorized Signatory

AUG 13 2024
SUBSCRIBED AND SWORN to before me in this ___ day of _____ at CEBU CITY Philippines.
Affiant/s is/are personally known to me and was/were identified by me through competent evidence of identity as defined in the 2004 Rules on Notarial Practice (A.M. No. 02-8-13-SC). Affiant/s exhibited to me his/her _____, with his/her photograph and signature appearing thereon, with no. _____
Witness my hand and seal this ___ day of _____.

Doc. No. 44/
Page No. 90
Book No. 17
Series of 2024

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Roll No. 72404
IBP No. OR356611 / Nov 8, 2023 (C.A. No. 10811-2023)