



Republic of the Philippines  
**Department of Education**  
 REGION VII - Central Visayas  
**SCHOOLS DIVISION OF NEGROS ORIENTAL**

M-1001-2022-02-01467

2/28/2022

**CONTRACT AGREEMENT FOR PROCUREMENT OF GOODS**

THIS AGREEMENT, made this \_\_\_day of 11 FEB 2022, \_\_\_\_\_ by and between:

**DEPARTMENT OF EDUCATION, DIVISION OF NEGROS ORIENTAL**, with principal address at Kagawasan Avenue, Capitol Area, Dumaguete City, Negros Oriental, Philippines, represented by the Schools Division Superintendent **SENEN PRISCILLO P. PAULIN, CESO V**, Filipino, of legal age, and hereinafter referred to as the Head of the Procuring Entity or "**HOPE**"

-and-

**CM & SONS FOOD PRODUCTS, INC. / MERZCI BREAD & PASTRIES** with office address at **Hervias Village II, Brgy. Villamonte, Bacolod City, Negros Occidental** represented by its **Authorized Representative, JOANA BETH F. PAYPON**, Filipino, of legal age, and hereinafter referred to as the "**SUPPLIER**".

WHEREAS, the **ENTITY** invited Bids for certain goods and ancillary services, viz., **National Feeding Program (NFP) Component for School Based Feeding Program (SBFP) - Lot 1 (Enhanced Nutribun with FNRI Certification)** and has accepted a Bid by the **SUPPLIER** for the supply of those goods and services in the sum of **Thirteen Million Eight Hundred Thirty-Three Thousand Five Hundred Forty-Six & 65/100 Pesos only (Php 13,833,546.65)** (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.:
  - (a) 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;
  - (b) Supplier'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;




**SENEN PRISCILLO P. PAULIN, CESO V**  
 Schools Division Superintendent / Division of Negros Oriental  
**HOPE**

**JOANA BETH F. PAYPON, Authorized Representative**  
**CM & SONS FOOD PRODUCTS, INC. / MERZCI BREAD & PASTRIES**  
**SUPPLIER**

- (c) Performance Security;
  - (d) Notice of Award of Contract and the Bidder's conforme thereto; and
  - (e) Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBDs. SUPPLIER 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 **Thirteen Million Eight Hundred Thirty-Three Thousand Five Hundred Forty-Six & 65/100 Pesos only (Php 13,833,546.65)** or such other sums as may be ascertained, **CM & SONS FOOD PRODUCTS, INC. / MERZCI BREAD & PASTRIES** agrees to execute and complete the Works and remedy any defects therein in conformity with the provisions of this Contract in all respects and in accordance with its Bid.
  4. **CM & SONS FOOD PRODUCTS, INC. / MERZCI BREAD & PASTRIES** hereby undertakes to deliver a total of **Eight Hundred Sixty-Seven Thousand Three Hundred Seven (867,307) pieces** of Enhanced Nutribun with FNRI certification at different drop off points within the Division of Negros Oriental, details of which hereto attached as Annex "A"
  5. The HOPE hereby covenants to pay the SUPPLIER in consideration of the execution and completion of the Works and the remedying of defects wherein, the Contract Price or such other sum as may become payable under the provisions of this Contract at the time and in the manner prescribed by this Contract.

IN WITNESS whereof the parties thereto have caused this Agreement to be executed the day and year first before written.

SIGNED, SEALED, AND DELIVERED BY:

  
**SENEN PRISCILLO P. PAULIN, CESO V**  
 Schools Division Superintendent  
 Schools Division of Negros Oriental

**HOPE**

  
**JOAN BETH F. PAYPON**  
 Authorized Representative  
 CM & SONS FOOD PRODUCTS, INC.  
 / MERZCI BREAD & PASTRIES  
**SUPPLIER**

SIGNED IN THE PRESENCE OF:

  
 JONATHAN TILO, CESO V  
 Schools Division Superintendent  
 Division of Negros Oriental

  
 MR. JONATHAN TILO  
 CESO V  
 SCHOOLS DIVISION SUPERINTENDENT



REPUBLIC OF THE PHILIPPINES)  
CITY OF \_\_\_\_\_) s.s.

**ACKNOWLEDGEMENT**

BEFORE ME, a Notary Public in and for Bacolod City, Philippines,  
this \_\_\_\_ day of 11 FEB 2022, 20\_\_\_\_ personally appeared:

NAME

IDENTIFICATION CARD

Number      Issued On      Issued at

**SENEN PRISCILLO P. PAULIN, CESO V HoPE**      PL070309B      26 MAY 2021      DFA DGTB-CITY

**JOANA BETH F. PAYPON**  
**Authorized Representative**  
**CM & SONS FOOD PRODUCTS, INC. /**  
**MERZCI BREAD & PASTRIES**  
**SUPPLIER**

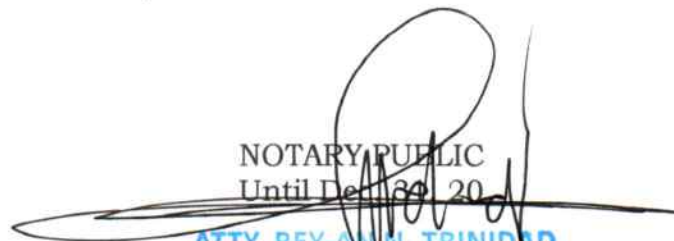
#01-15-006749      2018/06/08      BACOLOD CITY

Known to me to be the same persons who executed the foregoing instrument and they acknowledge to me the same is their free and voluntary act and deed and that of the offices they respectively represent.

The foregoing instrument is a Contract Agreement consisting of three (3) pages including this page on which this Acknowledgement is written and signed by the parties hereto and their instrumental witnesses on the left margin of each and every page hereof.

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

Page No. 376 ;  
Doc. No. 876 ;  
Book No. 11 ;  
Series of 2022

  
NOTARY PUBLIC  
Until Dec 31, 20\_\_\_\_  
**ATTY. REY-ANN. TRINIDAD**  
Notary Public  
For the Cities of Bacolod and Talisay and  
Municipalities of Marikina, E.D. Magalona and  
Don Salvador Benoit, Negros Occidental  
Until June 30, 2022; Notarial No. 0101-21  
Roll No. 25155  
PTR No. 8958212; 03-01-2022; Bacolod City  
IBP OR No.: Pending Official Receipt; 15-12-2021; Neg. Occ. Chapter  
No. 2348 C.L. Montalbano, Villamonte  
Bacolod City, Tel No.: (034) 707-3400