

**CONTRACT for the Procurement of
HOSPITAL BED, MANUAL**

KNOW ALL MEN BY THESE PRESENTS:

THIS CONTRACT ENTERED INTO THIS 27th day of March 2020, BY AND BETWEEN:

The **Jose R. Reyes Memorial Medical Center**, a government hospital under the Department of Health of the Republic of the Philippines, with address at San Lazaro Compound, Rizal Avenue, Sta. Cruz, Manila, represented by its Medical Center Chief II, **EMMANUEL F. MONTAÑA, Jr., MD, FPCS, FACS, MHA** and hereinafter referred to as the "ENTITY"

- and -

MANNA SHAMEYN ENTERPRISES a corporation created under Philippine Law with office address at SCPI Bldg. 15 Veterans Road, Veterans Center Western Bicutan Taguig City, herein represented by its President, **RAMIL R. SERRANO**, and hereinafter referred to as the "SUPPLIER".

WITNESSETH:

WHEREAS, a competitive bidding was conducted on 20 November 2019 by the Entity through the Hospital Bids and Awards Committee for the procurement of **HOSPITAL BED, MANUAL** hereinafter called the "ITEM." The SUPPLIER was awarded the project in the sum amount of **EIGHT HUNDRED SEVENTY SIX THOUSAND PESOS (₱ 876,000.00)** only, inclusive of local taxes and the ENTITY has accepted the bid for the following particular/s:

| Item No. | Item Description | BRAND/ COUNTRY ORIGIN | QTY. | UNIT PRICE (PhP) | TOTAL PRICE (PhP) |
|----------------------------|----------------------|-----------------------------|----------|---------------------|----------------------|
| 1 | Hospital Bed, Manual | <i>YRT-H19 / China</i> | 24 units | 36,500.00 | 876,000.00 |
| G R A N D T O T A L | | | | | 876,000.00 |

WHEREAS, the Supplier, having the necessary resources and expertise, is willing and competent to provide the required items.

NOW THEREFORE, for and in consideration of the premises and of terms and conditions hereinafter set forth, the parties hereby agree as follows:

Article I- SCOPE OF CONTRACT

1. In this Agreement words and expressions shall have the same meaning as are respectively assigned to them in the Conditions of Contract referred to.
2. The following documents shall be deemed to form and be read and construed as part of this Agreement, viz.:
 - a. Hospital Bids and Awards Committee Resolution to Award no. 161 s. 2020 (Annex 1);
 - b. Notice of Award (Annex 2);
 - c. Purchase Request No. 2019-09-4779 (Annex 3);
 - d. Certificate of Availability of Fund No. 2019-10-968 (Annex 4);
 - e. Bid Bulletin (Annex 5);

EMMANUEL F. MONTAÑA, JR., MD, FPCS, FACS, MHA
Medical Center Chief II

JAYSON G. DELA CRUZ, CPA, MPA
Financial & Management Officer IV

RAMIL R. SERRANO
President

MADE G. SERRANO
Executive Secretary

- f. The Bid Form and the Price Schedule submitted by the Bidder (Annex 6);
- g. The Schedule of Requirements (Annex 7);
- h. The Technical Specifications (Annex 8);
- i. The General Conditions of Contract (Annex 9);
- j. The Special Conditions of Contract (Annex 10);
- k. The Abstract of Bids (Annex 11);
- l. The Warranty (Annex 12);
- m. The Performance Security (Annex 13);
- n. Project Procurement Management Plan (Annex 14);
- o. Brochure (Annex 15)

ARTICLE II - EFFECTIVITY OF THE CONTRACT

The effectivity date of this contract is the date of the SUPPLIER's receipt of the Notice to Proceed (NTP) unless a different date is stated in the NTP.

The SUPPLIER shall deliver the **ITEM** within the period specified in the Notice To Proceed (NTP).

ARTICLE III- DURATION OF ENGAGEMENT

Unless sooner terminated, this Contract shall be valid for thirty (30) days reckoned from the receipt of Notice to Proceed (NTP).

ARTICLE IV- TERMS OF PAYMENT

- a) In consideration of the payments to be made by the Entity to the Supplier as hereinafter mentioned, the Supplier hereby covenants with the Entity to provide the goods and to remedy defects therein in conformity in all respects with the provisions of the Contract.
- b) The Entity hereby covenants to pay the Supplier in consideration of the provision of the goods and services and the remedying of defects therein, the Contract Price or such other sum as may become payable under the provisions of the contract at the time and in the manner prescribed by the contract.

ARTICLE V- SETTLEMENT OF DISPUTES

Any and all disputes arising from the implementation of this contract shall be submitted to arbitration in the Philippines according to the provisions of Republic Act (R.A) 876, otherwise known as the "Arbitration Law" and RA 9285 otherwise known as the "Alternative Dispute Resolution Act of 2004". Provided further, that by mutual agreement, the parties may agree in writing to resort to other alternative modes of disputes resolution.

Emmanuel F. Monnayan, Jr.
 EMIMANUEL F. MONNAYAN, JR., MD, FPACS, FACS, MHA
 Medical Center Chief II

Jayson G. Dela Cruz
 JAYSON G. DELA CRUZ, CPA, MPA
 Financial & Management Officer II

Ramil R. Serrano
 RAMIL R. SERRANO
 President

Jade G. Serrano
 JADE G. SERRANO
 Executive Secretary



JOSE R. REYES MEMORIAL MEDICAL CENTER
HOSPITAL BIDS AND AWARDS COMMITTEE
RIZAL AVE., STA. CRUZ, MANILA
7119491 LOC. 245

RESOLUTION NO. 161 s. 2020

**BAC Resolution Declaring LCRB and Recommending Award to
MANNA SHAMEYN ENTERPRISES**

WHEREAS, the JOSE R. REYES MEMORIAL MEDICAL CENTER posted the Invitation to Bid for the procurement of Hospital Bed, Manual at the G-EPS and a conspicuous place at the premises of the JOSE R. REYES MEMORIAL MEDICAL CENTER continuously for 14 days;

WHEREAS, ExeCom Resolution with Resolution No. 102 dated 07 October 2019 and Certificate of Availability of Fund with Control no. 2019-10-968 dated 15 October 2019 and was received by the BAC last 17 October 2019 and was extended until 31 March 2020 which the fund was available out of Income;

WHEREAS, a public bidding for the following item was held last 20 November 2019;

| ITEM NO. | Item Description | Quantity | Unit | ABC/Unit (Php) | Total Amount (PHP) |
|----------|----------------------|----------|------|----------------|--------------------|
| 1 | Hospital Bed, Manual | 24 | unit | 40,000.00 | 960,000.00 |

WHEREAS, in response to the said advertisement, three (3) bidders purchased bidding documents, submitted the specified requirements on the following item were found eligible and passed the preliminary examination of bids last 20 November 2019;

WHEREAS, Avila Medical and Hospital Supplies, as the lowest bidder was post-disqualified last 03 December 2019 due to the following reason/s:

| SPECIFICATION | FINDINGS |
|---|---|
| On 5-inch double protection with central locking system | - Individual locking system |
| Bed corners protected by rolling casters to avoid bumps and damage when travelling | - Bed corners protector are not rolling casters |
| Maximum weight capacity: 300kg | - load capacity is only 250kgs |

WHEREAS, the BAC did not received any Motion for Reconsideration until the deadline of submission which was 06 December 2019;

WHEREAS, Alvez Commercial Incorporated as the next lowest bidder was post-disqualified last 16 January 2020 due to failure to submit demo unit;

WHEREAS, the BAC did not received any Motion for Reconsideration until the deadline of submission which was 20 January 2020;



Republic of the Philippines
Department of Health
JOSE R. REYES MEMORIAL MEDICAL CENTER
HOSPITAL BIDS AND AWARDS COMMITTEE
RIZAL AVE., STA. CRUZ, MANILA
7119491 LOC. 245

WHEREAS, the detailed evaluation of bids was completed and received by BAC Secretariat on 14 February 2020 resulted in the following:

| Item No. | Item Description | QTY | Unit | Name of Bidder | Bid Amount (As Calculated) PhP | % Variance from ABC |
|----------|----------------------|-----|------|-------------------------------------|--------------------------------|---------------------|
| 1 | Hospital Bed, Manual | 24 | unit | AVILA MEDICAL AND HOSPITAL SUPPLIES | 25,805.00 | 35.49 |
| | | | | ALVEZ COMMERCIAL INCORPORATED | 32,340.00 | 19.15 |
| | | | | MANNA SHAMEYN ENTERPRISES | 36,500.00 | 8.75 |

WHEREAS, the bid proposal of **MANNA SHAMEYN ENTERPRISES** was substantially complying;

WHEREAS, upon careful examination, validation and verification of all the eligibility, technical and financial requirements submitted by **MANNA SHAMEYN ENTERPRISES** has been found to be responsive;

NOW, THEREFORE, We, the Members of the Bids and Awards Committee, hereby RESOLVE as it is hereby RESOLVED:

a) To declare **MANNA SHAMEYN ENTERPRISES** as the Bidder with the **Lowest Calculated and Responsive Bid** for the procurement of the following:

| Item No. | Item Description | QTY | UNIT | ABC/unit (PhP) | TOTAL ABC | Bid Amount (As Calculated) PhP | % Variance from ABC | Total Amount (PhP) |
|--------------------|--|-----|------|----------------|------------|--------------------------------|---------------------|---------------------|
| 1 | Hospital Bed, Manual <i>YRT-H19 / China</i> | 24 | unit | 40,000.00 | 960,000.00 | 36,500.00 | 8.75 | 876,000.00 |
| GRAND TOTAL | | | | | | | | P 876,000.00 |

b) To award to **MANNA SHAMEYN ENTERPRISES** the contract price of **EIGHT HUNDRED SEVENTY SIX THOUSAND PESOS (P876,000.00)** only for the procurement of above mentioned item/s;

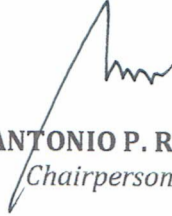
c) To recommend for approval by the MEDICAL CENTER CHIEF II of the **JOSE R. REYES MEMORIAL MEDICAL CENTER** the foregoing findings.



JOSE R. REYES MEMORIAL MEDICAL CENTER
HOSPITAL BIDS AND AWARDS COMMITTEE
RIZAL AVE., STA. CRUZ, MANILA
7119491 LOC. 245

RESOLVED, finally this **17th day of February 2020** at the Bids and Awards Conference Room of JOSE R. REYES MEMORIAL MEDICAL CENTER, Sta. Cruz, Manila.

Recommending Approval:



MELITO ANTONIO P. RAMOS, M.D.
Chairperson



GERALDINE MENDOZA - FERNANDEZ, RN
Vice-Chairperson



AMITA TIQUIS - TEMPLO
Member




EMELITA ASUNCION - UMALI, M.D.
Member



RYAN RAINIER D. SISCAR, D.M.D.
Member

Approved by:



EMMANUEL F. MONTAÑA, JR., M.D.
Medical Center Chief II
Approved on MAR 06 2020



RICH/jeffo21420



NOTICE TO PROCEED

28 May 2020

MANNA SHAMEYN ENTERPRISES

SCPI Bldg. 15 Veterans Road, Veterans Center
Western Bicutan, Taguig City

Dear Sir/Madame:

The attached Contract Agreement having been approved, notice is hereby given to MANNA SHAMEYN ENTERPRISES that the delivery of **TWENTY FOUR (24) units HOSPITAL BED, MANUAL** in the amount of **EIGHT HUNDRED SEVENTY SIX THOUSAND PESOS (P876,000.00) only**. You may deliver the above mentioned item within thirty (30) days.

Upon receipt of this notice, you are responsible for performing the services under the terms and conditions of the Agreement and in accordance with the Implementation Schedule.

Please acknowledge receipt and acceptance of this notice by signing both copies in the space provided below. Keep one copy and return the other to the JOSE R. REYES MEMORIAL MEDICAL CENTER.

Very truly yours,


EMMANUEL F. MONTANA, JR. MD., FPCS, MHA
Medical Center Chief II

I acknowledge receipt of this Notice on JUNE 01 2020

Name of the Representative of the Bidder: RAMIL BERNARDO

Authorized Signature 



Republic of the Philippines
Department of Health
JOSE R. REYES MEMORIAL MEDICAL CENTER
COMMITTEE ON BIDS AND AWARDS

RIZAL AVE., STA. CRUZ,
MANILA, 711-9491 loc. 245

29 October 2019

MR. ERIC JUDE ALVIA
Secretary General
NAMFREL
2/F Rm. 208 First Capital Condo.
119 Rada St., Legaspi Village, Makati City
Telefax: 4704151

Dear Mr. Alvia:

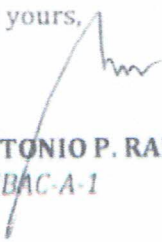
This is to invite you or to send one of your representatives in our Procurement Activities to serve as an Observer for the procurement of **Hospital Bed (Manual)** for Jose R. Reyes Memorial Medical Center:

The schedule of the BAC activities is as follows:

| Activities | Schedule Dates |
|---|--|
| Advertisement/ Posting of ITB | 30 October 2019 (Wednesday) |
| Issuance of Bidding Documents | 30 October - 20 November 2019 |
| Pre-bidding Conference | 06 November 2019 (Wednesday) 9:00AM, 5 th Flr. Multipurpose Hall, Main Building JRRMMC |
| Deadline for Submission of Bids/ Bid Opening | 20 November 2019 (Wednesday) 10:00AM, BAC Conference Room |
| Bid Evaluation/Post Qualification | 21 - 28 November 2019 |
| Notice of Award | 29 November 2019 (Friday) |

We are looking forward to your presence.

Respectfully yours,


MELITO ANTONIO P. RAMOS, MD
Chairman, HBAC-A-1



RICH/teff



29 October 2019

MS. AURORA ANGELES - SANTIAGO

Episcopal Commission for the Laity and Chairman,
Advocacy against Graft & Corruption,
Sangguniang Laiko ng Pilipinas
Telephone No.: 527-3124

Dear Ms. Santiago


This is to invite you or to send one of your representatives in our Procurement Activities to serve as an Observer for the procurement of **Hospital Bed (Manual)** for Jose R. Reyes Memorial Medical Center:

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Respectfully yours,


MELITO ANTONIO P. RAMOS, MD
Chairman, HBAC-A-1


RCH/MT





29 October 2019

MS. NENETTE MONICA L. TADEO
State Auditor IV, Audit Team Leader
 Commission on Audit

Dear Ms. Tadeo:

This is to invite you or to send one of your representatives in our Procurement Activities to serve as an Observer for the procurement of **Hospital Bed (Manual)** for Jose R. Reyes Memorial Medical Center:

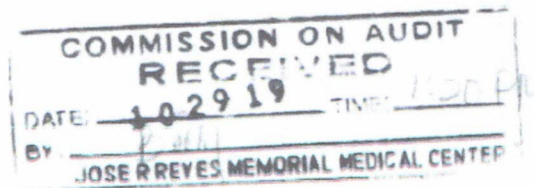
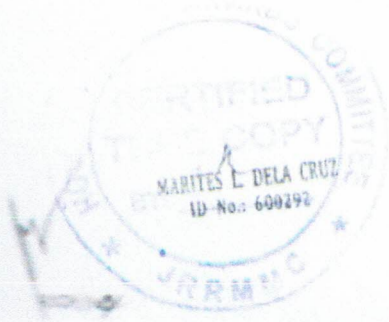
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Respectfully yours,

MELITO ANTONIO P. RAMOS, MD
Chairman, HBAC-A-1





29 October 2019

MS. CRISTY DONGUINES
Alliance of Health Workers
This Medical Center

Dear Ms. Donguines,

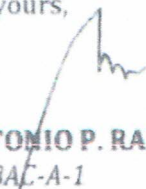
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MELITO ANTONIO P. RAMOS, MD
Chairman, HBAC-A-1


RICH/19

