



Republic of the Philippines
 Department of Health
ADELA SERRA TY MEMORIAL MEDICAL CENTER
 Capitol Hills, Tandag City, Surigao del Sur
 Telefax No. 086-211-4306
 E-mail add: astmmcprocurement@gmail.com



FRAMEWORK AGREEMENT

ENDURE MEDICAL, INC.
 SIENNA LOU N. PAGE-ET
 Territory Manager

KNOW ALL MEN BY THESE PRESENTS:

This Agreement made and entered into by and between:

ADELA SERRA TY MEMORIAL MEDICAL CENTER of the Philippines with office address at Capitol Hills, Tandag City, Surigao del Sur, represented herein by its *OIC-MEDICAL CENTER CHIEF, JANICE V. PAGARAN-ALCORDO, RN, MD, FPCEM, FPAPSHPI, DipHM, DPCHA, CHA* and hereinafter referred to as the "THE HEAD OF PROCURING ENTITY";

-and-

ENDURE MEDICAL, INC. a duly registered entity existing under the laws of the Philippines, with office address at Unit 17A, Belvedere Tower, San Miguel, Avenue, Ortigas Center, Pasig City, represented by its *TERRITORY MANAGER, SIENNA LOU N. PAGE-ET*, hereinafter referred to as the "THE SUPPLIER";

WITNESSETH, that:

WHEREAS, THE PROCURING ENTITY decided to use Framework Agreement on the PROCUREMENT OF REMDESIVIR AND TOCILIZUMAB;

WHEREAS, this Agreement is for the option to purchase of goods determined to be necessary and desirable to address and satisfy the needs of THE PROCURING ENTITY but by its nature, use or characteristic, the quantity and/or exact time of need cannot be accurately pre-determined;

WHEREAS, THE PROCURING ENTITY has the option to purchase the items provided in the Framework Agreement List, attached and made an integral part of this Agreement as provided in Article I, on a date and time to be determined in the Call-Off to be issued for such purpose by THE PROCURING ENTITY; and;

WHEREAS, THE SUPPLIER which passed the eligibility screening conducted by THE PROCURING ENTITY, shall maintain and update the eligibility requirements during period of this Agreement and shall honor all obligations under this Framework Agreement.

NOW, THEREFORE, the parties hereby agree as follows:

Article I

GENERAL CONSIDERATIONS

1. This Framework Agreement is an option contract. THE PROCURING ENTITY is given the option to either purchase the identified items in the Framework Agreement or not to purchase at all. The discretion to exercise the option falls solely with THE PROCURING ENTITY. THE SUPPLIER may not require or demand for the latter to purchase the items in the Framework Agreement List.
2. In this Framework Agreement, words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract which is attached thereto and made an integral part thereof of GPPB Resolution No. 27-2019, dated 10 December 2019 page 18 of 20.
3. The following documents shall be deemed to form and be read and construed as part of this Agreement:
 - a) the Supplier's Bid, including the Technical and Financial Proposals, and all other documents/statements submitted (e.g. bidder's response to clarifications on the bid), including corrections to the bid resulting from the Procuring Entity's bid evaluation;

REMER B. DUMAGO, CPA
 Accountant-III

MELANIE JUNES L. GRUMO, CPA, MBA
 Supervising Administrative Officer

JANICE V. PAGARAN-ALCORDO, RN, MD, FPCEM, FPAPSHPI, DipHM, DPCHA, CHA
 OIC-Medical Center Chief

ADELA SERRA TY MEMORIAL MEDICAL CENTER

Witness



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- b) the Framework Agreement List and the Technical Specifications;
- c) the General Conditions of Contract;
- d) the Special Conditions of Contract;
- e) the Performance Security;
- f) the Procuring Entity's Notice to Execute Framework Agreement;
- g) Mini Competition, when necessary; and
- h) Call-Offs.

ENDURE MEDICAL, INC.
 SIENNA LDU N. PAGE-ET
 Territory Manager

REMER B. DUMAGO, CPA
 Accountant III

Article II

DURATION

The term of this Agreement shall be one (1) year.

Article III

CONSIDERATION

For the consideration of one peso (Php 1.00), THE PROCURING ENTITY have the option to purchase any or all of the items in the Framework Agreement List through the issuance of Call-off and THE SUPPLIER commits to deliver the goods and perform the services subject to the conditions of the Call-off.

Article IV

PERFECTION OF PROCUREMENT CONTRACT

The Framework Agreement being an option contract, a procurement contract is perfected only when THE PROCURING ENTITY exercises the option to procure any item from the Framework Agreement List through the issuance of a Call-off

Article V

OBLIGATION TO ANSWER A CALL-OFF

Once THE PROCURING ENTITY issues a Call-off, THE SUPPLIER is bound to deliver the goods or perform the services identified at the time and date specified in the Call-off. Failure on the part of THE SUPPLIER to deliver goods or perform the services shall warrant forfeiture of performance security and imposition of liquidated damages as provided for in the Guidelines on use of Framework Agreement by all Procuring Entities without prejudice to all other applicable sanctions. GPPB Resolution No. 27-2019, dated 10 December 2019 page 19 of 20.

Article VI

TERMS AND CONDITIONS

The terms and conditions of this Framework Agreement shall be governed by Guidelines on the Use of Framework Agreement by all Procuring Entity and all relevant issuance of the GPPB.

ADELA SERRA TY MEMORIAL MEDICAL CENTER
 MELANIE JUNES L. GRUMO, CPA, MBA
 Supervising Administrative Officer
 Witness
 JANICE V. PAGARAN-ALCORDO, RN, MD, FPCEM, FPAPSHPI, DipHM, DPCHA, CHA
 OIC-Medical Center Chief



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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.

THE PROCURING ENTITY:

JANICE V. PAGARAN-ALCORDO, RN, MD, FPCEM, FPAPSHPI, DipHM, DPCHA, CHA
OIC-Medical Center Chief

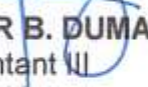
-and-

THE SUPPLIER:

SIENNA LOU N. PAGE-ET
Territory Manager
ENDURE MEDICAL, INC.

Witness:


MELANIE JUNES L. GRUMO, CPA, MBA
 Supervising Administrative Officer
 ASTMMC


REMER B. DUMAGO, CPA
 Accountant III
 ASTMMC

ACKNOWLEDGEMENT

Republic of the Philippines
 Province of Surigao del Sur
 City of Tandag

BEFORE ME a Notary Public personally came and appeared **JANICE V. PAGARAN-ALCORDO, RN, MD, FPCEM, FPAPSHPI, DipHM, DPCHA, CHA, MELANIE JUNES L. GRUMO, CPA, MBA, REMER B. DUMAGO, CPA** and **SIENNA LOU N. PAGE-ET** known to me and to me known to be the same person who executed this instruments and acknowledged to me that the same are their true and voluntary act and deed.

WITNESS my hand and seal in this 28 MAY 2021 at Tandag City, Surigao del Sur Philippines.

Doc. No. 493
 Page No. 99
 Series of 101


ATTY. LEMUEL B. ALEGADO
 NOTARY PUBLIC
 ATTY'S ROLL NO. 29383
 IPR NO. 052596 / 1-2-2020
 DTI REG. NO. 18707971 / 12-16-2019
 REGISTRATION NO. 11-2021
 PRC License No. _____