

CONTRACT ON THE BIDDING FOR THE
PROCUREMENT OF COMPREHENSIVE PREVENTIVE
MAINTENANCE FOR FIVE (5) SETS OF PRECISION AIR-
CONDITIONING UNITS (PACUs)
[IB No. PACU 2024-27-GSB]

THIS AGREEMENT made and entered into this JAN 17 2025 day of _____ 2024, in the City of MANDALUYONG CITY, Metro Manila, by and between:

PHILIPPINE HEALTH INSURANCE CORPORATION (PHILHEALTH), a government owned and controlled corporation duly organized and existing by virtue of Republic Act No. (RA) 7875, otherwise known as the “National Health Insurance Act”, as amended by RA 9241 and RA 10606, with principal office address at 17th Floor, Citystate Centre Bldg., 709 Shaw Blvd. corner Oranbo Drive, Pasig City, represented herein by its President and Chief Executive Officer (PCEO), **EMMANUEL R. LEDESMA, JR.**, duly authorized to enter into this Contract, as evidenced by Secretary’s Certificate, which is attached hereto as Annex “A”, hereinafter referred to as the “**PHILHEALTH**”;

-and-

AMERICAN TECHNOLOGIES, INC., a corporation duly organized and existing under and by virtue of the law of the Republic of the Philippines, with office address at 5 Ideal St., corner McCollough St., Barangay Addition Hills, Mandaluyong City, represented herein by its After Sales Account Executive, **GYLLIAN F. RIVERA** who is granted full power and authority to sign this agreement under Secretary’s Certificate dated 26 September 2024, attached hereto as Annex “B”, hereinafter referred to as the “**ATI**”.

WHEREAS, PHILHEALTH invited Bids for certain goods and ancillary services particularly on the **Procurement of Comprehensive Preventive Maintenance for Five (5) Sets of Precision Air-Conditioning Units (PACUs)** and has accepted the Bid by **ATI**, for the supply of those goods in the sum of **Eight Hundred Fifty Thousand Pesos (P850,000.00)** (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 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) **PHILHEALTH’s** Secretary’s Certificate (**Annex “A”**);
 - (b) **ATI’s** Secretary’s Certificate (**Annex “B”**);
 - (c) Philippine Bidding Documents (PBDs);
 - (i) Schedule of Requirements (**Annex “C”**);
 - (ii) Technical Specifications (**Annex “D”**);
 - (iii) General and Special Conditions of the Contract (**Annex “E”**); and
 - (iv) Bid Bulletin No. 01 (**Annex “F”**);
 - (d) **ATI’s** Bid; including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted (**Annex “G”**);

The 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;

- (e) Performance Security (**Annex "H"**);
- (f) Notice of Award of Contract and the Bidder's conforme thereto (**Annex "I"**); and,
- (g) Other contract document that may be required by existing laws and/or the **PHILHEALTH** in the PBDs. **ATI** agrees that the 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 **Eight Hundred Fifty Thousand Pesos (₱850,000.00)** or such other sums as may be ascertained, **ATI** agrees to provide the **Procurement of Comprehensive Preventive Maintenance for Five (5) Sets of Precision Air-Conditioning Units (PACUs)** and to remedy defects therein within the warranty period in accordance with its Bid.

4. **PHILHEALTH** agrees to pay **ATI** the above-mentioned sum in accordance with the terms of the Bidding.

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.

PHILIPPINE HEALTH INSURANCE CORPORATION


EMMANUEL R. LEDESMA, JR.
President and Chief Executive Officer


AMERICAN TECHNOLOGIES, INC.



GYLLIAN F. RIVERA
After Sales Account Executive

Recommending Approval:


DENNIS S. MAS
Senior Vice President
Management Services Sector

Signed in the presence of:


ATTY. FRANCIS JAY E. REMIGIO
Witness
PhilHealth


BENJAMIN PURA JR.
Witness
American Technologies, Inc.

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)
CITY OF MANDALUYONG CITY) S.S.

BEFORE ME, this JAN 17 2025 day of _____ 2024, personally appeared the following persons exhibiting to me their respective Government issued ID's, to wit:


EMMANUEL R. LEDESMA, JR. PhilHealth Company ID No. 10396822
Philippine Health Insurance Corporation _____

GYLLIAN F. RIVERA Social Security Systems No. 33-0872577-0
American Technologies, Inc. _____

Known to me to be the same persons who executed the foregoing Contract on the Bidding for the Procurement of Comprehensive Preventive Maintenance for Five (5) Sets of Precision Air-Conditioning Units (PACUs) [IB No. PACU 2024-27-GSB] consisting of One Hundred Seventy-Seven Pesos (177) pages including the annexes and this page on which the acknowledgement is written and they acknowledged that the same is their free act and deed and that of the corporations being represented.

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

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Book No. 15
Series of 2024


ATTY. AIRA ALYSSA CABALLERO
NOTARY PUBLIC FOR MANDALUYONG
Until December 31, 2025
PTR No. 2999276-01/02/2025 Pasig City
IBP No. 488326 12/27/2024 RSM
Roll No. 77968 /05/11/2022
Commission No. 0621-24
MCLE Compliance No. VIII-0008000
No. 304-B A. A. Tanco Bldg., 22 Shaw Blvd.
Mandaluyong City