

MEMORANDUM OF AGREEMENT

This MEMORANDUM OF AGREEMENT (MOA) is made and entered into
this _____ in _____ by and
between _____.

The **NATIONAL FOOD AUTHORITY (NFA)**, an agency of the government created pursuant to Proclamation 1081, by virtue of Presidential Decree 4, as amended by Presidential Decree 699, 1485 and 1770, with principal office and place of business at the National Food Authority, General Trias, Cavite, represented herein by its Officer-in-Charge **MR. ARNEL C. ALFONSO**, hereinafter referred to as "NFA";

and

The **PHILIPPINE AMUSEMENT AND GAMING CORPORATION (PAGCOR)**, a government owned and controlled corporation duly organized and existing pursuant to Presidential Decree 1986, as amended by Republic Act 9487, with principal address at PAGCOR Corporate Office, New World Manila Bay Hotel MH del Pilar St. Malate, Manila, represented in this act by its Chairman and Chief Executive Officer, **CRISTINO L. NAGUIAT JR.**, hereinafter referred to as the "PAGCOR".

The parties warrant that they are duly organized, registered, validly existing and in good standing under the laws of the Republic of the Philippines, and that the parties and their representatives are capable and have the requisite power, authority, permits, clearances and licenses, to enter into this Memorandum of Agreement and to perform the Services and all of their obligations under this Memorandum of Agreement.

WITNESSETH: that-

WHEREAS, PAGCOR Casino Filipino – Tagaytay requires Procurement of White Rice for the daily operation of its restaurant, Crown Café and Employees' Cafeteria under ITB No. 10-06-2015TAG;

WHEREAS, *Republic Act 9184 (Government Procurement Reform Act)* is applicable to the procurement of goods, including rice and non-rice commodities, by all instrumentalities of government, including government owned and controlled corporations;

WHEREAS, Section 53.5 of the Implementing Rules and Regulations (IRR) of Republic Act (R.A.) No. 9184 and the Implementing Guidelines on Agency-to-Agency Agreements provided under Government Procurement Policy Board (GPPB) Resolution No. 18-2007 allow government agencies to enter into negotiated procurement with another government agency for the procurement of goods;

WHEREAS, the National Food Authority (NFA) is the government agency primarily responsible for all government activities relating to the processing, storage, transport and marketing of grains and providing adequate and continuous food supply and ensuring food security;

WHEREAS, Executive Order 51 recognizes "that NFA rice is priced at a reasonable level far lower than the price of commercial rice of comparable quality, thus making it affordable";

WHEREAS, it is provided under Sec. 1, Executive Order 51, that the NFA "shall be the primary supplier or source of rice of government entities who use rice in connection with their functions";

WHEREAS, CF-Tagaytay agreed for the procurement of the requirement from the NFA through Negotiated Procurement (Agency-to-Agency) considering that the requisites provided under Section 53.5 of the IRR of R.A. No. 9184 and the Implementing Guidelines on Agency-to-Agency Agreements provided under GPPB Resolution No. 18-2007, have been met;

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

1. NFA shall supply rice to PAGCOR on "Cash and Carry" basis for the operation of its Employees' Cafeteria and Crown Cafe Restaurant.

The quantity, quality, terms and conditions, relative to the rice ordered by PAGCOR shall be in accordance with the Purchase Order (P.O) submitted by PAGCOR to NFA.

The Purchase Order (P.O) shall also specify the number of sacks of rice which should weigh 50 kilos each, and the authorized representative(s) that will receive the rice ordered by PAGCOR who must be a member of the General Services Section.

2. The weight/quantity and quality of the rice received and acknowledged by PAGCOR, as indicated in NFA's documents, shall be final and binding.

The price of the rice shall be based on NFA's existing selling price at the time of purchase.

3. NFA shall release the rice through the concerned NFA Office to PAGCOR's authorized representative(s).

4. NFA shall use the **Warehouse Stock Issue (WSI)** in documenting rice issuances to PAGCOR which shall serve as official document for the delivery and receipt of rice.

5. PAGCOR shall pay in cash upon issuance of Official Receipt by NFA.

6. Casino Filipino-Tagaytay shall procure on monthly basis sacks of rice from NFA equivalent to one thousand nine hundred thirty four (1,934) sacks in the total amount of **TWO MILLION NINE HUNDRED ONE THOUSAND SIX HUNDRED PESOS (P 2,901,600.00)**.

TO WIT:

January 2016	-	161 sacks
February 2016	-	161 sacks
March 2016	-	161 sacks
April 2016	-	161 sacks
May 2016	-	161 sacks



June 2016	-	161 sacks
July 2016	-	161 sacks
August 2016	-	161 sacks
September 2016	-	161 sacks
October 2016	-	161 sacks
November 2016	-	162 sacks
December 2016	-	162 sacks

This Memorandum of Agreement (MOA) between Casino Filipino-Tagaytay and National Food of Authority shall be for a period of one (1) year upon issuance of Notice to Proceed (NTP); This MOA may be terminated by any party upon the issuance of a thirty (30) day prior written notice to the other party.

Total Approved Budget : Php 2,901,600.00

Quantity : 1,934 sacks

Specifications :

- Packaging - Standard 50 Kg per bag
- Type of sacks use - White plastic polypropylene
- MTS Labelling - Specifying milling degree, % moisture content, grade specification and suppliers name and address.

Schedule of Delivery

- Staggered delivery

Jan 2016	161 sacks	Jul 2016	161 sacks
Feb 2016	161 sacks	Aug 2016	161 sacks
Mar 2016	161 sacks	Sep 2016	161 sacks
Apr 2016	161 sacks	Oct 2016	161 sacks
May 2016	161 sacks	Nov 2016	162 sacks
Jun 2016	161 sacks	Dec 2016	162 sacks

IN WITNESS WHEREOF, the parties have hereunto affixed their signatures on the date and at the place first above written.

PHILIPPINE AMUSEMENT AND GAMING CORPORATION
 TIN: 000-887-972

NATIONAL FOOD AUTHORITY
 TIN: 001-031-151-0021

Represented by:

Represented by:

CRISTINO L. NAGUIAT JR.
 Chairman and Chief Executive Officer
 TIN: 102-013-832

ARNEL C. ALFONSO
 Officer-In-Charge
 TIN: 129-621-147

Signed in the presence of:

ACKNOWLEDGEMENT

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

BEFORE ME, this **MAR 15 2016** in CITY OF MANILA,
personally appeared the following persons, each of whom exhibited his/her
competent evidence of identity, to wit:

NAME	Identification Document Presented	Expiry Date
CRISTINO L. NAGUIAT JR. In his capacity as Chairman and CEO of PAGCOR)	PASSPORT NO. DE0004583	January 7, 2014 to January 6, 2019

and represented to me an integrally complete document/instrument for
acknowledgement. They all represented and declared to me that they voluntarily
affixed the signatures appearing on the instrument/document for the purposes
stated therein and that they executed the instrument/document as their free and
voluntary act and deed (and if they acted in representative capacity they have the
authority to sign in that capacity).

The instrument/document referred to is a Memorandum of Agreement
consisting of five (5) pages including the page on which this Acknowledgement is
written duly signed by the parties and their instrumental witnesses.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my
Notarial Seal on the date and place first above written.


PETER LLOYD D. CARPIO
NOTARY PUBLIC
IN AND FOR THE CITY OF MANILA
5TH FLR, NEW WORLD MANILA EAST HOTEL & CASINO
M.H. DEL PILAR ST., MALABATE, MANILA
COMM. NO. 2015 - TBS UNIT L, DEQ. 31, ZONE
ROLL NO. 53455, IBP LINE NO. D12855
QUEZON CITY CHAPTER
PTR NO. 4355234/1-B-16/MANILA

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ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)
) S.S.

BEFORE ME, this 18 ^{EEB} 2016 in CITY MANILA,
personally appeared the following persons, each of whom exhibited his/her
competent evidence of identity, to wit:

NAME	Identification Document Presented	Issue and Expiry Date
ARNEL C. ALFONSO In his capacity as Officer-In- Charge of NFA)		

and represented to me an integrally complete document/instrument for
acknowledgement. They all represented and declared to me that they voluntarily
affixed the signatures appearing on the instrument/document for the purposes
stated therein and that they executed the instrument/document as their free and
voluntary act and deed (and if they acted in representative capacity they have the
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IN WITNESS WHEREOF, I have hereunto set my hand and affixed my
Notarial Seal on the date and place first above written.

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[Signature]
ATTY. JAMES JOSEPH B. TAMAYO
NOTARY PUBLIC FOR THE PHILIPPINES
ROLL NO. 49097
EXPIRES ON: 03/12/2018
FOR CAUSE: AN. 07/20/2013 Issued: Sec. 3, 2816 Manila Dec. 31, 2017
Office Add: National Prices Club Bldg., Magallanes Drive, Intramuros Manila

[Signature]