



Republic of the Philippines
DEPARTMENT OF HEALTH
OFFICE OF THE SECRETARY
PURCHASE ORDER

PROCUREMENT OF LAMIVUDINE + TENOFOVIR + EFAVIRENZ

RO No. 2020-003

Supplier:	L.MEYERF PHARMA INC.	PO No. :	GOP-2020-12-121		
Address:	5F Solar Century Tower, 100 Tordesillas cor. H.V. dela Costa Sts., Salcedo Village, Makati City	Date:	DEC 29 2020		
Telephone No. TIN	(02) 817-7132 / 856-1148	Mode of Procurement:	Repeat Order		
Sir/Madam: Please furnish this office of the following articles subject to the terms and conditions contained herein:					
Place of Delivery:	DOH Warehouse(s)	Delivery Term:			
Date of Delivery:	Sixty (60) Calendar Days upon receipt of approved Notice to Proceed	Mode of Payment:	Upon Delivery and Acceptance		
Item No.	Unit	Description	Quantity	Unit Cost	Amount
1	Bottles	LAMIVUDINE + TENOFOVIR + EFAVIRENZ Name of Manufacturer: Hetero Labs Limited Country of Origin: India Brand: Eltvir <u>A. Technical Specification:</u> 1. Route/Mode of Administration: Oral 2. Form & Strength: a) Lamivudine 300mg + Tenofovir 300mg + Efavirenz 600mg tablet <u>B. Additional Requirements to be attached with this form arranged, numbered and tabbed as enumerated below:</u> 1) Valid and current Certificate of Product Registration (CPR) or Valid Extension issued by Philippine Food and Drugs Administration (PFDA); The CPR must be valid for the entire period of the award. If the CPR is about to expire, the supplier must have submitted a copy of an application of renewal to the FDA at least 3 months before the expiry date (a copy of the expiring CPR which is stamped with an "Extension of Validity" shall be submitted as proof); [AO 2019-0041] 2) Valid and current License to Operate (LTO) for drug suppliers, distributors and traders issued by Philippine Food and Drugs Administration (PFDA). Provided, that the application for renewal was made timely as per DOH AO No. 2016-003: In case of expired LTO, the following copies may be submitted: (i) expired LTO; (ii) application for renewal; and (iii) Official Receipt as proof of payment of renewal of LTO 3) Product Insert/Product Information or downloaded from the internet and other manufacturer's un-amended sales literature, unconditional statements of specification and compliance issued by the manufacturer, samples, independent test data etc., as appropriate for cross-referencing statement of compliance to the technical specification in accordance to what is indicated in 2nd page of Section VII: Technical Specifications of this Bidding Documents; 4) The bidder shall submit any of the following whichever is applicable: a) If the bidder is the manufacturer, certify that the bidder manufactures the products/items; or b) If the bidder is an Exclusive/Authorized Distributor or Dealer of the products/items, Certificate or Contract from the manufacturer must be provided as proof that the bidder is an Exclusive/Authorized Distributor or Dealer of the products/items; or c) If the bidder is an agent of the exclusive distributor or dealer, the following must be provided: i. Certificate or Distributor/Dealership Agreement by the Manufacturer with the distributor or dealer; and ii. Contract between the distributor/dealer and the bidder 5) Certificate of Compliance to the Electronic Drug Price Monitoring System (EDPMS) issued by the Pharmaceutical Division (PD) of the DOH pursuant to DOH Administrative Order No. 2018-0020.; In case of expired Certificate of Compliance to the EDPMS which expires on a quarterly basis, the following copies may be submitted: i. Confirmation through e-mail using the official e-mail address of PD; and, ii. Copy of print screen stating that the drug company is already compliant in the EDPMS pending the issuance of the Certificate. 6) Sworn Statement using the prescribed form in Section VIII. Bidding Forms;	164,079	549.000	90,079,371.00



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		<p>C. Upon delivery the following shall be complied with:</p> <p>1) Shelf Life: Must be fresh commercial stock with a total shelf life of twenty four (24) months from the date of manufacture but not less than eighteen (18) months from the date of delivery.</p> <p>2) Packaging Instructions:</p> <p>a) Primary Packaging: Thirty (30) tablets per bottle.</p> <p>b) Secondary Packaging: Standard packaging of the manufacturer as approved by PFDA.</p> <p>3) Labeling Instructions:</p> <p>a) Standard labeling instruction as approved by PFDA pursuant to Administrative Order No. 2016-0008.</p> <p>b) In addition to the labeling requirement of FDA:</p> <p>a. On each bottle and box, the following should be imprinted or stickered with non-removable or permanent sticker/label that is binding and with residue and tearing, if removed:</p> <p style="text-align: center;">Philippine Government Property-Department of Health NOT FOR SALE</p> <p>b. On each small box and big box or corrugated carton, the following should be imprinted or stickered with non-removable or permanent sticker/label that is binding and with residue and tearing, if removed:</p> <p style="text-align: center;">Philippine Government Property- Department of Health NOT FOR SALE</p> <p>Date of Manufacture: _____</p> <p>Date of Expiry: _____</p> <p>Batch/Lot No. _____</p> <p>D. Product Recall & Disposal:</p> <p>a) In instances of product recall due to failures of the suppliers and manufacturers to comply with the standards of safety and quality, the cost associated with the proper disposal/destruction, handling or pull out from health facilities where these products have already been distributed shall be borne by the supplier (subject to FDA Circular No. 2016-012 or the latest policy for disposal);</p> <p>b) In cases of expired drugs, the health facility shall bear the cost for disposal. The disposal of the expired goods shall be coordinated through a third-party accredited by the Department of Environment and Natural Resources (DENR), engaged by Administrative Services (AS) of the DOH health facility, subject to compliance to applicable laws.</p> <p>Purpose: NASPCP Procurement 2020 - Reorder</p>			
Ninety Million Seventy-Nine Thousand Three Hundred Seventy-One Philippine Pesos				90,079,371.00	
Liquidated Damages (Section 68 of the Revised IRR of RA9184: All contracts executed in accordance with the Act and this IRR shall contain a provision on liquidated damages which shall be payable by the contractor in case of breach thereof. For the procurement of Goods, Infrastructure Projects and Consulting Services, the amount of liquidated damages shall be at least equal to one-tenth of one percent (0.001) of the cost of the unperformed portion for every day of delay. Once the cumulative amount of liquidated damages reaches ten percent (10%) of the amount of the contract, the Procuring Entity may rescind or terminate the contract, without prejudice to other courses of action and remedies available under the circumstances.					
Warranty (Section 62 of the Revised IRR of RA 9184): In order to assure that manufacturing defects shall be corrected by the supplier, a warranty security shall be required from the contract awardee for a minimum period of three (3) months, in the case of Expendable Supplies, or a minimum period of one (1) year, in the case of Non-expendable Supplies, after acceptance by the Procuring Entity of the delivered supplies. The obligation for warranty shall be covered by either retention money in an amount equivalent to at least one percent (1%) but not to exceed five percent (5%) of every progress payment, or a special bank guarantee equivalent to at least one percent (1%) but shall not exceed five percent (5%) of the total contract price. The said amounts shall only be released after the lapse of the warranty period, or, in the case of Expendable Supplies, after consumption thereof: Provided, however, that the supplies delivered are free from patent and latent defects and all the conditions imposed under the contract have been fully met.					



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By the Authority of the Secretary of Health:					
Conforme:					
<div>Signature Over Printed Name of Supplier (Authorized Representative) DR. J. S. TORRES Date DEC. 29, 2020</div> <div>MYRNA C. CABOTAJE, MD, MPH, CESO III Undersecretary of Health Public Health Services Team</div>					
Fund Cluster: _____					
Funds Available: _____					
Signature over Printed Name of Chief Accountant/Head of Accounting Division/Unit _____					
ORS/BURS No.: 02-101101-202012-07537					
Date of the ORS/BURS: 12/29					
Amount: P 90,079,921.00					

Building 1, San Lazaro Compound, Rizal Avenue, Sta. Cruz, Manila 1003 * Trunk Line: 651-7800 loc. 1108, 1111, 1112, 1113 Direct Line: 711-05-02 or 711-0503, Fax: 743-1829 * URL: <http://www.doh.gov.ph> e-mail: ftduque@doh.gov.ph

PS / COEAS

APPROVED PO / CONTRACT

Received by: _____

Date: **JAN 08 2021**

PS / COBAC

RELEASED: PO / CONTRACT

by: _____

Date: **JAN 11 2021**