



Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
21st City Council

PR21CC-1374

86th Regular Session

RESOLUTION NO. SP- **8824**, S-2022

A RESOLUTION RATIFYING THE DEED OF DONATION AND ACCEPTANCE SIGNED AND EXECUTED BY AND BETWEEN THE QUEZON CITY GOVERNMENT, REPRESENTED BY THE CITY MAYOR, HONORABLE MA. JOSEFINA G. BELMONTE, AND ZUELLIG PHARMA CORPORATION FOR THE DONATION OF FLU VACCINES (FLUARIX TETRA SUSPENSION).

Introduced by Councilors FRANZ S. PUMAREN and DONATO "Donny" C. MATIAS.

Co-Introduced by Councilors Bernard R. Herrera, Lena Marie P. Juico, Dorothy A. Delarmente, M.D., Tany Joe "TJ" L. Calalay, Victor V. Ferrer, Jr., Winston "Winnie" T. Castelo, Atty. Bong Liban, Eden Delilah "Candy" A. Medina, Ramon P. Medalla, Mikey F. Belmonte, Estrella C. Valmocina, Kate Galang-Coseteng, Matias John T. Defensor, Wencerom Benedict C. Lagumbay, Jorge L. Banal, Sr., Peachy V. De Leon, Imee A. Rillo, Marra C. Suntay, Irene R. Belmonte, Resty B. Malañgen, Ivy L. Lagman, Hero M. Bautista, Jose A. Visaya, Patrick Michael Vargas, Shaira L. Liban, Ram V. Medalla, Allan Butch T. Francisco, Marivic Co Pilar, Rogelio "Roger" P. Juan, Eric Z. Medina, Freddy S. Roxas and Noe Dela Fuente.

WHEREAS, it is the policy of the local government of Quezon City to extend partnership and cooperation with humanitarian organizations and private entities in addressing health issues which affect its constituents;

WHEREAS, the Quezon City Government is committed to collaborate with various stakeholders in its efforts to prevent, mitigate, and contain the spread of COVID-19 and other diseases within its territorial jurisdiction;

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WHEREAS, to combat the spread of other diseases during COVID-19 pandemic, the Quezon City Government is inoculating the residents and workers in Quezon City with COVID-19 vaccines duly approved by the National Government and other vaccines to further boost the resistance of its residents from other diseases;

WHEREAS, on December 14, 2021, Zuellig Pharma Corporation has expressed its desire to assist the Quezon City Government in its on-going vaccination efforts by way of donating flu vaccines, to wit:

| Vaccine Brand | Quantity in Doses | Expiration Date | Value |
|---------------------------|-------------------|-------------------|-----------------|
| Fluatrix Tetra Suspension | 5000 doses | December 31, 2021 | Php2,293,800.00 |

WHEREAS, the civic spirit and generosity of the officers of Zuellig Pharma Corporation is greatly appreciated by the City;

WHEREAS, considering that time is of the essence vis-à-vis the expiration date of the subject vaccines, the Deed of Donation and Acceptance was signed and executed by the concerned parties on December 27, 2021;

WHEREAS, pursuant to Section 455 (b)(1)(vi) of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, the City Mayor shall represent the City in all its business transactions and sign in its behalf all bonds, contracts and obligations and such other documents upon the authority of the Sangguniang Panlungsod or pursuant to law or ordinance.

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED, to ratify, as it does hereby ratify, the Deed of Donation and Acceptance signed and executed by and between the Quezon City Government, represented by the City Mayor, Honorable Ma. Josefina G. Belmonte, and Zuellig Pharma Corporation for the donation of flu vaccines (Fluarix Tetra Suspension).

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RESOLVED FURTHER, that a copy of the subject Deed of Donation and Acceptance shall form an integral part of this Resolution.

ADOPTED: January 24, 2022.



GIAN G. SOTTO
City Vice Mayor
Presiding Officer


ATTESTED:



Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III

CERTIFICATION

This is to certify that this Resolution was APPROVED by the City Council on Second Reading on January 24, 2022 and was CONFIRMED on January 31, 2022.



Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III

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DEED OF DONATION

KNOW ALL MEN BY THESE PRESENTS:

This Agreement made and entered into this 14th day of December 2021 at Quezon City, Philippines, by and between,

ZULIG PHARMA CORPORATION, a corporation duly registered and organized and existing and by virtue of the laws of the Republic of the Philippines, with principal office address at Km 14, West Service Road cor. Edison Ave., Sun Valley, Parañaque City represented herein by Vice President, **Allan Jason Bautista**, hereinafter referred to as **DONOR**,

-and-

QUEZON CITY GOVERNMENT, duly organized and existing under and by virtue of the laws of the Republic of the Philippines, with principal office at Elliptical Road, Brgy. Central, Delman, Quezon City, duly represented herein by its City Mayor, **Hon. Ma. Josefina G. Belmonte**, hereinafter referred to as the **"DONEE"**,

- WITNESSETH -

WHEREAS, the country was put under a State of National Emergency last 20 March 2020, through Proclamation No. 922 S. 2020;

WHEREAS, Section 3(a) of R.A. No. 11469, otherwise known as the *Bayanihan to Heal as One Act* declares that there is an urgent need to mitigate, if not, contain, the transmission of the COVID-19 virus;

WHEREAS, Section 3(c) of R.A. No. 11469, declares that there is an urgent need to undertake measures and programs that will prevent the overburdening of the healthcare system;

WHEREAS, Section 3(g) of R.A. No. 11469 declares that there is an urgent need to partner with the private sector and other stakeholders to deliver these basic measures and programs quickly and efficiently;

WHEREAS, in the performance of its community, public and volunteer service to the government, **DONOR** offers to donate its **FLU Vaccines** in line with the City or Government/ Private Agency's on-going vaccination efforts;

WHEREAS, the **DONEE** accepted the **DONOR's** offer to donate **FLU vaccines** (Fluarix Tetra Suspension)

NOW THEREFORE, the parties hereby agree to undertake the following:

1. For and in consideration of its generosity and liberality, the **DONOR** donates and transfers to the **DONEE** 5000 doses (amounting to Php2,293,800) of Fluarix Tetra Suspension vaccines with expiration date on December 31, 2021.
2. The **DONOR** warrants that the 5000 doses of Fluarix Tetra Suspension vaccines are in good condition and it has the full authority to donate and transfer the same to the **DONEE**;
3. That the **DONEE** does hereby receive and accept this donation made in its favor by the **DONOR**, and does hereby express appreciation and gratefulness for the kindness and generosity of the **DONOR**;
4. The **DONEE** undertakes that the donation will be used to enhance the vaccination efforts of the City or Government/Private Agency.

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5. The **DONEE** agrees and understands that ZPC will not accept any used or abused donated goods and that the proper destruction and disposal of the said goods is the responsibility of the Donee.
6. The **DONEE** agrees that all donated goods by ZPC will not be offered for sale or to be transferred to any person, entity or institution.
7. The **DONEE** agree and understands that by accepting the donation they also confirm that they have the proper and correct storage of the donated goods.
8. The **DONEE** acknowledges that goods received from ZPC are in good condition and not tampered, defective and/or expired.
9. The **DONEE** agrees that ZPC shall not be held liable from and against any and all losses, damages, costs and expenses of whatever nature by reason of any claim arising out of or relating to death or injury of any person from using the donated vaccines.
10. That the **DONOR** totally relinquishes ownership of the above stated vaccines in favor of the **DONEE** by way of this Deed without any consideration involved and the latter shall assume all its responsibilities and liabilities incidental to the ownership of the above described vaccines including the use thereof.
11. The liberality of the **DONOR** was not made in anticipation of, or in exchange for a favor from the **DONEE**.
12. That the **DONOR** affirms that this Donation is made in furtherance of the purpose as stated above.
13. That the **DONOR** and the **DONEE** agree to the above terms and conditions set forth in this Deed.

IN WITNESS WHEREOF, the parties hereto have set their hands on the date and place above-written

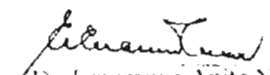
QUEZON CITY GOVERNMENT
By


Hon. Ma. Josefina G. Belmonte
City Mayor

ZUELLIG PHARMA CORPORATION
By


Allan Jason Bautista
Vice President

SIGNED IN THE PRESENCE OF:


Dr. Esperanza Anita N. Escano-Arias
Officer-in-Charge, Quezon City Health Department


Jeoghn Casimiro
Director

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ACKNOWLEDGMENT

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

BEFORE ME, a Notary Public for and in QUEZON CITY this JAN 05 2022
(personally appeared the following


| NAME | Government Issued ID | Validity Period |
|--------------------------|----------------------|-------------------------|
| MA. JOSEFINA G. BELMONTE | TIN: 159-334-867-000 | |
| ALLAN JASON BAUTISTA | P5871310A | [2 Feb 2018- 1 Feb 2028 |

who were identified by me through competent evidence of identity to be the same persons described in the foregoing instrument, who acknowledge before me that their signature on the instrument was voluntarily affixed by them for the purposes stated therein, and who declared to me that they have executed the instrument in their free and voluntary act and deed and that they have the authority to sign and behalf of their principal

This instrument consisting of four (4) pages including of this Acknowledgement has been signed on each and every page by the parties and their instrumental witnesses

IN WITNESS WHEREOF, I hereunto set my hand and affix my notarial seal on the date and at the place above written

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Series of 2021



Atty. Winston B. Hipe
Notary Public
Roll No. 43729
PTR No. 2463278 / 1-3-2022, Q.C.
IRP No. 171386/1-3-2022, Pasig City
Commission NP 034-(2021-2022)
Expires Dec. 31, 2022

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DEED OF ACCEPTANCE

The QUEZON CITY GOVERNMENT a chartered city of the Republic of the Philippines with principal office address at Elliptical Road, Brgy. Central, Diliman, Quezon City and represented herein by its City Mayor, Hon. Ma. Josefina G. Belmonte, hereinafter referred to as the "DONOR", hereby formally ACCEPTS the donation of ZULFIC PHARMA CORPORATION, hereinafter referred to as the "DONOR", consisting of 500 doses of Huanix Tetra Suspension vaccines (consisting of 0.5ml dosages).


The QUEZON CITY GOVERNMENT undertakes that it shall defend and hold the DONOR free and harmless from any claim, demand, loss, liability, damage, or expense due to defects, or as a consequence of the use of the donated items

The QUEZON CITY GOVERNMENT affirms that it will provide the DONOR the documents required by the Bureau of Internal Revenue as proof of the donation such as acknowledgment receipt of the donation/official receipt and other documents, when necessary.

QUEZON CITY GOVERNMENT

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By:

Hon. Ma.  Josefina G. Belmonte
City Mayor

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ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)
QUEZON CITY) S.S

BEFORE ME, a Notary Public for and in Quezon City, this
personally appeared

JAN 05 2022

| NAME | IDENTIFICATION | DATE/PLACE ISSUED |
|--------------------------|---------------------|-------------------|
| MA. JOSEFINA G. BELMONTE | IIN 159-354-867-000 | |

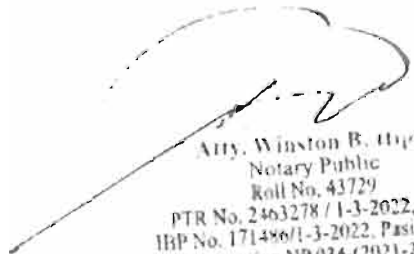
Known to me and to me known to be the same person who executed the foregoing instrument and she acknowledged to me that the same is her free and voluntary act and deed and that she has the authority to sign the same on behalf of their principal.

This instrument, consisting of two (2) pages, including this page whereon the acknowledgment clause is written/signed on each and every page hereof by the above-mentioned party and their instrumental witnesses sealed with my notarial seal, pertains to the Acceptance of Donation

WITNESS MY HAND AND NOTARIAL SEAL

NOTARY PUBLIC

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Atty. Winston B. Hirc
Notary Public
Roll No. 43729
PTR No. 2463278 / 1-3-2022, Q.C.
IBP No. 171486/1-3-2022, Pasig City
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