

CONTRACT FOR THE SUPPLY AND DELIVERY OF NETWORK-ATTACHED STORAGE

THIS AGREEMENT made the 14TH day of JUNE 2022 between **DEPARTMENT OF FINANCE** of the Philippines (hereinafter called "the Entity") of the one part and **MASANGKAY COMPUTER CENTER** of 1143 G. Masangkay Street, Sta. Cruz, Manila (hereinafter called "the Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly **Supply and Delivery of Network-Attached Storage** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **Three Million Nine Hundred Forty-Two Thousand Seven Hundred Twenty Pesos (₱3,942,720.00)** (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 integral part of this Agreement, viz.:

Philippine Bidding Documents (PBDs);

- a. Schedule of Requirements;
- b. Technical Specifications;
- c. General and Special Conditions of Contract; and
- d. Supplemental or Bid Bulletins, if any

Winning bidder's bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted;

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;

Performance Security;

Notice of Award of Contract; and the Bidder's conforme thereto; and

Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBDs. Winning bidder agrees that 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 **Three Million Nine Hundred Forty-Two Thousand Seven Hundred Twenty Pesos (₱3,942,720.00)** or such other sums as may be ascertained, **MASANGKAY COMPUTER CENTER** agrees for the **Supply and Delivery of Network-Attached Storage** in accordance with its Bid.
4. The **DEPARTMENT OF FINANCE** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

5. Data Privacy Compliance

The PARTIES shall comply with the provisions of Republic Act (RA) No. 10173, otherwise known as the "Data Privacy Act of 2012", its Implementing Rules and Regulations (IRR), issuances of the National Privacy Commission (NPC), and other applicable laws on processing of personal information. These shall include compliance with all relevant data protection policies of the Entity and other measures reasonably necessary to prevent any use or disclosure of personal data other than as allowed under this contract.

The PARTIES shall implement security measures aimed at maintaining the availability, integrity, and confidentiality of personal data including the protection of personal data against any accidental or unlawful destruction, alteration, and disclosure, as well as against any other unlawful processing.

6. Consent to the Processing of Personal Information

As part of the data privacy compliance, the Supplier hereby grants its consent to the Entity's processing of its personal information collected under this contract, which may include the disclosure of such information to third parties, to comply with requirements of law in relation to the implementation of this contract.

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.

DEPARTMENT OF FINANCE

MASANGKAY COMPUTER CENTER

BY:

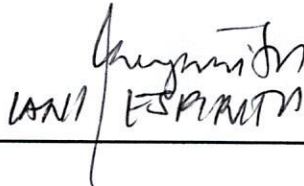
BY:


BAYANI H. AGABIN
Undersecretary


ANALIZA GAMENG
Authorized Representative


MARK DENNIS Y.C. JOVEN
Undersecretary

SIGNED IN THE PRESENCE OF


IANI ESPINOSA

ACKNOWLEDGMENT

Republic of the Philippines }
City of Manila } S.S

BEFORE ME, this 14TH day of JUNE 2022 at MANILA, personally appeared Undersecretary Bayani H. Agabin with TIN 172-571-956 issued at _____ on _____ and Undersecretary Mark Dennis Y.C. Joven with TIN 167-305-432 issued at _____ on _____ in their capacity as the authorized signatories of the DEPARTMENT OF FINANCE, and Ms. Analiza Gameng with ID No. # 03-7724823-6 issued at MANILA on 9-02-1988 in her capacity as the authorized signatory of Masangkay Computer Center, known to me and to me known to be the same persons who executed the foregoing Contract (with attachments and appendices), consisting of three (3) pages, including the page on which this acknowledgment is written, and who acknowledge to me that the same is their free and voluntary act and deed, and the free and voluntary act and deed of the government entity and company which they represent, respectively.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal at the place and on the day first above written.

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Series of 2022

NOTARY PUBLIC
ATTY. JOHN EDWARD TRINIDAD ANG
Notary Public for the City of Manila - Valid 12/31/2021
Notarial Commission No. 2020 - 033 Extended June 30, 2022
2/F Midland Plaza Hotel, Edriatico St. Ermita, Mla.
IBP NO. 166318 - 10/25/2021 for 2022 / Pasig City
PTR NO. 0097534 - 01/03/2022 at Manila
Roll no. 68731 / MCLE Compliance No. VI-0017178



Republic of the Philippines
DEPARTMENT OF FINANCE

Roxas Boulevard Corner Pablo Ocampo, Sr. Street
Manila 1004

June 6, 2022

Ms. ANALIZA GAMENG
Authorized Representative
Masangkay Computer Center
1143 G. Masangkay Street
Sta. Cruz, Manila

Subject: NOTICE TO PROCEED

Dear Ms. GAMENG:

In view of the award of contract to MASANGKAY COMPUTER CENTER, you are hereby given Notice to Proceed with the Supply and Delivery of Network-Attached Storage (the "Contract").

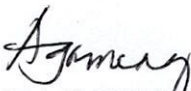
The effective date of the Contract is upon receipt of this Notice.

Very truly yours,


BAYANI H. AGABIN
Undersecretary


MARK DENNIS Y.C. JOVEN
Undersecretary

CONFORME:


ANALIZA GAMENG
Date: June 17, 2022