

AGREEMENT


THIS AGREEMENT made the ___ day of _____ 2023 between the **SECURITIES AND EXCHANGE COMMISSION** (hereinafter called "the Entity"), with office address at the SEC Headquarters, Makati Avenue, Salcedo Village, Bel-air, Makati City, represented by HRAD DIRECTOR FILBERT CATALINO F. FLORES III, of the one part, and **BUSINESS MACHINES CORPORATION**, with office address at #1888 Orense St., Guadalupe Nuevo, Makati City, Metro Manila, Philippines, represented by its Authorized Representative, MS. MYLENE PALALAY, (hereinafter called "the Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly **Supply and Delivery of Genuine Toner Brother TN-3478 Black** and has accepted a Quotation by the Supplier for the supply of those goods and services in the sum of **SEVEN HUNDRED NINETY-ONE THOUSAND THREE HUNDRED FIFTY PESOS (₱ 791,350.00)** (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 shall be attached, deemed to form, and be read and construed as part of this Agreement, to wit:
 - (a) Technical Specification and Terms of Reference;
 - (b) Request for Quotation;
 - (c) Winning bidders' proposal, including the Eligibility requirements, documents and/or statements submitted;
 - (d) Notice of Award of Contract and the winning bidders *conforme* thereto; and
 - (e) Other contract documents that may be required by existing laws and/or the Entity
3. In consideration for the sum of the Contract Price or such other sums as may be ascertained, the Bidder agrees to provide the Project in accordance with his/her/its Quotation.
4. The Entity agrees to pay the above-mentioned sum in accordance with the terms of the Quotation.

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.


FILBERT CATALINO F. FLORES III
Director, HRAD

for:

Securities and Exchange Commission


MYLENE PALALAY
Authorized Representative

for:

Business Machines Corporation

CERTIFIED FUNDS AVAILABLE


DONDIE Q. ESGUERRA
Director, FMD

Funds Available:
Burs No. 02-100000-2021-07-002328
Date: July 19, 2023

ACKNOWLEDGMENT

Republic of the Philippines)
Makati City) SS


BEFORE ME, a Notary Public for and in above jurisdiction, on this _____ personally appeared the following:

Name	Competent Evidence of Identity
FILBERT CATALINO F. FLORES III	<u>SEC ID NO. 1654</u>
MYLENE PALALAY	<u>ID NO. 1412</u>

known to me and to be known to be the same persons who executed the foregoing instrument consisting of two (2) pages including the page on which this Acknowledgment is written and duly signed by them and their witnesses on each and every page hereof, and that the same is their free and voluntary act, as well as that of the corporations/agencies which they represent.

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

Doc. No. ____;
Page No. ____;
Book No. ____;
Series of 2023.


Atty. Edhona C. Tantuan
Administering Officer
SEC. Chief Counsel
Securities and Exchange Commission
Republic of the Philippines