


## AGREEMENT

THIS AGREEMENT made on the 6<sup>th</sup> day of October 2023 between the **SECURITIES AND EXCHANGE COMMISSION** (hereinafter called the "Entity"), with office address at The SEC Headquarters, 7907 Makati Avenue, Salcedo Village, Bel-Air, 1209 Makati City, represented herein by **Director OLIVER V. CHATO**, of the one part, and **ITX Information Technology Services**, herein represented by **Ms. JEANETTE BARBADO**, with office address at 3<sup>rd</sup> Ave cor. 31<sup>st</sup> St. Bonifacio Global City, Taguig City, Philippines (hereinafter called the "Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly **Setup, Configuration, Testing, Commissioning and Training Services for Microsoft Project Online, Power BI and Azure Devops** ("the Project") and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **Two Million Five Hundred Sixty-Two Thousand Five Hundred Sixty Pesos (PHP 2,562,560.00), Inclusive of VAT** (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.*:
  - i. Request for Quotation (RFQ's);
  - ii. 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;
  - iii. Performance Security: **Manager's Check** issued by The Bank of the Philippine Islands in the sum of **One Hundred Twenty-Eight Thousand One Hundred Twenty-Eight Pesos (PHP 128,128.00)**;
  - iv. Notice of Award of Contract; and the Bidder's *conforme* thereto; and
  - v. 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 Order, and Warranty Security, shall likewise form part of the Agreement.** 

3. In consideration for the sum of the Contract Price or such other sums as may be ascertained, the Supplier agrees to provide the Project in accordance with his/her/its Bid.
4. The SEC agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

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.

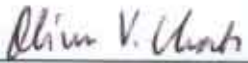
For:  
**SECURITIES AND EXCHANGE  
COMMISSION**

For:  
**ITX INFORMATION  
TECHNOLOGY SERVICES**

Signing for, and on Behalf of the Chairperson;

By:

By:

  
\_\_\_\_\_  
**OLIVER V. CHATO**  
Director, ICTD

  
\_\_\_\_\_  
**JEANETTE BARBADO**  
Commercial Manager

CERTIFIED FUNDS AVAILABLE:

  
**DONDIE Q. ESQUERRA**  
Director  
Financial Management Department

Funds Available:  
Burs No. CS-SECUR-1023-10-002241  
Date October 9, 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:

<u>NAME</u>	<u>Competent Evidence of Identity</u>
<b>OLIVER V. CHATO</b>	<b>SEC ID No. 1624</b>
<b>JEANETTE BARBADO</b>	<b>Passport No. P9060659A</b>

known to me and to be known to be the same persons who executed the foregoing instrument consisting of \_\_\_\_\_ pages including the page on which this Acknowledgement is written and 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.

*J. Calaycay-Atienza*  
Atty. JASMINE CHARO L. CALAYCAY-ATIENZA  
Administering Officer  
Securities Counsel II  
Securities and Exchange Commission  
Republic of the Philippines