

**AGREEMENT**  
(Renewal Contract)  
AGREEMENT No. 2024-3-017

THIS AGREEMENT made the 1<sup>st</sup> day of March 2024 between **SECURITIES AND EXCHANGE COMMISSION** (hereinafter called "the Entity"), with office address at SEC Headquarters, 7907 Makati Avenue, Salcedo Village, Bel-Air, Makati City, represented herein by its Chairperson, EMILIO B. AQUINO, of the one part, and **COMCLARK NETWORK & TECHNOLOGY CORP. JOINT VENTURE WITH FORTIS TECHNOLOGIES CORP.**, herein represented by its Authorized Representative, GELMER PALO, with office address at Manuel Roxas Ave. CSEZ Clark field A.C, Pampanga, Philippines, (hereinafter called "the Service Provider"), of the other part;

WHEREAS, the Entity is desirous that the Service Provider execute the SUBSCRIPTION OF IN-COUNTRY PUBLIC CLOUD AND ASSOCIATED SYSTEM COMPONENTS OF COMPANY INVESTMENT FINANCIAL STATISTICAL SYSTEM (CIFFS) ("the Work"), and the Entity and the Service Provider have agreed for the contract price in the sum of THIRTY-THREE MILLION PESOS (Php 33,000,000.00), inclusive of VAT, by the Service Provider for the execution and completion of such Works and remedying of any defect therein;

WHEREAS, the Work has been determined to be a regular or recurring service as defined under Appendix 37 of the revised implementing rules and regulations of Republic Act No. 9184, or the Guidelines on the Renewal of Regular and Recurring Services;

WHEREAS, under the aforementioned Guidelines, renewal of existing contract may be resorted to subject to compliance to conditions and without the need to resort to Public Bidding as procurement modality;

WHEREAS, in its Resolution on 26 February 2024, the BAC recommended the renewal of the existing contract inasmuch as the conditions for the renewal of contract have been determined to be existing or present.



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 the Original Agreement.
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.:
  - a. The Original Agreement (copy is attached and made integral part hereof);
  - b. Performance Security;
  - c. Notice of Renewal with Service Provider's Conformity; and

d. Other documents that may be hereinafter required by existing rules and regulations and/or by the Entity.

3. The Agreement shall have a term of one (1) year reckoned from 01 March 2024.

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.

  
**EMILIO B. AQUINO**  
Chairperson   
for:

**SECURITIES AND EXCHANGE  
COMMISSION**

  
**GELMER PALO**  
Authorized Representative

for:  
**COMCLARK NETWORK &  
TECHNOLOGY CORP.,**

Certified Funds Available  
  
**Dondie Q. Esguerra**   
Director  
Financial Management Department

Funds Available:  
Burs No. 02-206442-2024-03-000693  
Date: 3-6-2024

**ACKNOWLEDGMENT**

Republic of the Philippines )  
Makati City ) SS

**BEFORE ME**, a Notary Public for and in above jurisdiction, on this 18 MAR 2024 personally appeared the following:

Name	Competent Evidence of Identity
<b>Emilio B. Aquino</b>	<u>TIN NO. 156-149-622-000</u>
<b>Gelmer Palo</b>	<u>DRIVER'S LICENCE ED4-12-003869</u>

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 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 2024.

  
Atty. JASMINE CHARO L. GALAYCAY-ATIENZA  
Administering Officer  
Securities Counsel II  
Securities and Exchange Commission  
Republic of the Philippines