

CONTRACT AGREEMENT

(Contract No. 2022-021)

THIS AGREEMENT, made this OCT 10 day of 2022 2022 in QUEZON CITY between:

The **TOURISM INFRASTRUCTURE AND ENTERPRISE ZONE AUTHORITY**, an attached body corporate of the Department of Tourism by virtue of Republic Act No. 9593, with principal office address at 6th and 7th Floors, Tower 1 Double Dragon Plaza, DD Meridian Park, Macapagal Avenue corner EDSA Extension, Pasay City, Metro Manila, represented herein by its Chief Operating Officer, **MARK T. LAPID** (hereafter referred to as "TIEZA"),

-and-

ADVANCE MICROSYSTEMS CORPORATION, with principal office address at 1104 East Tower, Philippine Stock Exchange Centre, Exchange Road, Ortigas Center, Pasig City, Metro Manila represented herein by its Sales Manager **MARIFE N. JALBUENA** (hereafter referred to as the "SUPPLIER").

RECITALS

WHEREAS, TIEZA is desirous that the SUPPLIER execute the **SUPPLY, DELIVERY, INSTALLATION & COMMISSIONING OF IT EQUIPMENT AND SUBSCRIPTION TO A REMOTE MONITORING AND MANAGEMENT (RMM) APPLICATION WITH NETWORK MONITORING FOR THE USE OF MISD AS PER P.R. NO. 22-06-0343** and TIEZA has accepted the bid for the supply of those goods and services in the sum of **SEVENTEEN MILLION NINE HUNDRED SEVENTY-NINE THOUSAND PESOS (PHP17,979,000.00)** (hereafter called "the Contract Price").

NOW THEREFORE, for and in consideration of the foregoing, the parties agree as follows:

1. In this Agreement, words and expressions shall have the same meaning as are respectively assigned to them in the Conditions of Contract hereinafter referred to.
2. The following documents, as applicable, shall be attached, deemed to form, and be read and construed as part of this Agreement:
 - a. Addenda and/or Supplemental/Bid Bulletins, if any;
 - b. BAC Resolution/s;
 - c. Bid Data Sheet;
 - d. General Conditions of Contract;
 - e. Memorandum for the COO recommending award;
 - f. Notice of Award of Contract and the Bidder's *conforme* thereto;
 - g. Performance Security;
 - h. Schedule of Requirements;
 - i. Special Conditions of Contract;
 - j. Supplier's Bid, including the Technical and Financial Proposal, Procuring Entity's Invitation to Bid and all other documents/statements submitted for the Procuring Entity's bid evaluation;
 - k. Technical Specifications;
 - l. Terms of Reference (TOR);
 - m. TWG Evaluation and Recommendation/Resolution; and
 - n. Other documents that may be required by existing laws, rules and regulations.

The enumeration above shall not be construed as a limitation to the inclusion of other relevant documents submitted and/or required to be submitted by applicable law, issuances, or TIEZA.

3. In consideration of the payments to be made by TIEZA to the SUPPLIER as hereinafter mentioned, the latter hereby covenants with the former to provide the goods and services

MARIFE N. JALBUENA
FOR THE SUPPLIER

MARK T. LAPID
FOR TIEZA

and to remedy any defects therein in conformity in all aspects with the provisions of the Contract.

- 4. TIEZA hereby covenants to pay the SUPPLIER in consideration of the provision of the goods and services and the remedying of defects therein, the Contract Price or such other sum as may become payable under the provisions of the contract at the time and in the manner prescribed herein.

IN WITNESS THEREOF, the parties hereto have caused this Agreement to be executed in accordance with the laws of the Republic of the Philippines on the date and place first above-written.

TOURISM INFRASTRUCTURE AND ENTERPRISE ZONE AUTHORITY

ADVANCE MICROSYSTEMS CORPORATION

By

MARK T. LAPID, Chief Operating Officer

By

MARIFE N. JALBUENA, Sales Manager

SIGNED IN THE PRESENCE OF:

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES

) S.S.

QUEZON CITY

OCT 10 2022

BEFORE ME, a Notary Public in and for _____, Philippines, this _____ day of _____ 2022 personally appeared:

Table with 3 columns: NAME, ID PRESENTED/ID NO., DATE & PLACE ISSUED. Rows include MARK T. LAPID and MARIFE N. JALBUENA.

all known to me to be the same persons who executed the foregoing Contract Agreement and acknowledged to me that the same is their free and voluntary act and deed and that of the entities they respectively represent.

This instrument consists of TWO (2) pages, including the page where this acknowledgement is written.

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

Notary Public seal for ATTY. RYAN C. CORTEZ, Notary Public for Q.C. until Dec. 31, 2023.

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