

CONTRACT AGREEMENT FOR FIREWALL LICENSE

This Contract Agreement (**Contract**) is made and executed on ____ of July 2023 by and between:

PHILIPPINE GUARANTEE CORPORATION (PHILGUARANTEE), with principal office at 6811 BPI-Philam Life Makati, Ayala Avenue, Salcedo Village, Makati City represented by its authorized signatory, **IAN A. BRIONES**, Senior Vice President of the Corporate Services Group, whose authority is evinced by the Secretary's Certificate attached as Annex A;

- and -

SMS GLOBAL TECHNOLOGIES INC. with principal office at Penthouse, East Tower, Tektite Towers, Exchange Road, Ortigas Center, Pasig City, herein represented by its duly authorized signatory, **MARCIAL C. VEGA**, Account Manager, whose authority is evinced by the Omnibus Sworn Statement, attached as Annex B;

PHILGUARANTEE invited Bids for the **Procurement of Firewall License**;

SMS GLOBAL TECHNOLOGIES INC. submitted the single calculated and responsive quotation in the sum of **Pesos: Three Hundred Eighty Thousand (Php380,000.00)**, inclusive of applicable taxes based on the requirement specified in the Terms of Reference;

PHILGUARANTEE procured the abovementioned services through Negotiated Procurement – Small Value Procurement and complied with the requirements and procedures under RA 9184 and its RIRR;

NOW THEREFORE, for and in consideration of the foregoing premises, the Parties have agreed 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. Terms of Reference;
 - ii. Request for Quotation;
 - iii. Winning bidder's proposal;
 - iv. Notice of Award of Contract; and the Bidder's conforme thereto; and
 - v. Other related documents in relation to the bid. **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 of the sum of **Pesos: Three Hundred Eighty Thousand (Php380,000.00)**, inclusive of applicable taxes, to be paid by PHILGUARANTEE, SMS GLOBAL TECHNOLOGIES INC. agrees to provide the **Firewall License** in conformity with the Official Bid Documents and this Contract.
4. The **PHILGUARANTEE** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.
5. If any term, condition or any part of the provisions of the Official Bid Documents, and this Contract is determined to be invalid, void or unenforceable to any extent, such term,

condition or provision shall be severed from the remaining provisions which shall continue to be valid and enforceable to the fullest extent permitted by law.

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.


IAN A. BRIONES
Senior Vice President,
Corporate Services Group

for:

PHILIPPINE GUARANTEE CORPORATION


MARCIAL C. VEGA
Account Manager

for:

SMS GLOBAL TECHNOLOGIES INC.

WITNESSES:

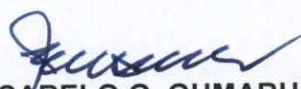

LLOYD A. SIOSON


MA. CERISTINA V. ZURBANO

CERTIFICATION

THIS IS TO CERTIFY that this Contract Agreement executed pursuant to the provisions of Republic Act (RA) No. 9184 and the 2016 Revised Implementing Rules and Regulations (RIRR) and using the form prescribed by the Government Procurement Policy Board (GPPB), no longer requires referral to the Office of the Government Corporate Counsel (OGCC) for its review and clearance pursuant to **OGCC Memorandum Circular No. 2023-03-A, Series of 2023.**

Signed this _____ day of _____, 2023 in Makati City.


ISABELO G. GUMARU
Senior Vice President
Legal Services Group
Philippine Guarantee Corporation

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
MAKATI CITY) SS

BEFORE ME, a Notary Public for and in the above jurisdiction, this 28 JUL 2023 day of _____ 2023, personally appeared **IAN A. BRIONES**, representing **PHILIPPINE GUARANTEE CORPORATION**, with PHILGUARANTEE ID No. 288-011303, known to me and to me known or through competent evidence of identity to be the same person who executed the foregoing instrument and acknowledged that the same is his free act and voluntary deed and that of the corporation herein represented.

The foregoing instrument, consisting of four (4) pages including this page on which this Acknowledgement is written, refers to a Contract Agreement signed by her and her witness on all pages including the Annexes hereof.

WITNESS MY HAND AND NOTARIAL SEAL on the day and at the place first set forth above.

Doc. No. 47
Page No. 14
Book No. VXX
Series of 2023.

MA. VICTORIA B. MARCELLANA
Notary Public for Makati City
Appointment No. M-273, Feb. 20, 2023-Dec. 31, 2024
IBP O.R. No. 259697, Dec. 10, 2022(CY 2023), Albay Chapter
PTR No. 95655, January 3, 2023, Makati City
MCLE Compliance No. VII: 0000100, April 14, 2028

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
CITY OF Mandaluyong City SS

JUL 25 2023

BEFORE ME, a Notary Public for and in the above jurisdiction, this _____ day of _____ 2023, personally appeared **MARCIAL C. VEGA** representing **SMS GLOBAL TECHNOLOGIES INC.**, with Passport ID No. P3510734B, known to me and to me known or through competent evidence of identity to be the same person who executed the foregoing instrument and acknowledged that the same is her free act and voluntary deed and that of the corporation herein represented.

The foregoing instrument, consisting of four (4) pages including this page on which this Acknowledgement is written, refers to a Contract Agreement signed by her and her witness on all pages including the Annexes hereof.

WITNESS MY HAND AND NOTARIAL SEAL on the day and at the place first set forth above.

Doc. No.: 156
Page No.: 33
Book No.: 67
Series of 2023.

ATTY. JAMES K. ABUGAN
Notary Public
APPT. NO. 0442-23 Until 12-31, 2024
IBP No. 180334 Nov. 23, 2022 Rizal Chapter
Roll No. 26890 Lifetime
MCLE No. VII-0020184 until 4/14/2025
TIN No. 116-239-956
PTR No. 5105663 01/09/2023
Rm. 314 J&B Bldg., 251 EDSA,
Mandaluyong City Tel. No. (02)854-523-24