

Contract Agreement for the Lease of Room Space in Data Center Facility with Services including Rack Cabinet Rental for DOST-ASTI's Secondary Data Center

CONTRACT AGREEMENT

THIS AGREEMENT made on the _____ day of _____ 20____ between **Advanced Science and Technology Institute** of the Philippines (hereinafter called "the Entity") of the one part and **Converge ICT Solutions, Inc.** of New Street Bldg., Mc Arthur Highway, Balibago, Angeles City, Pampanga (hereinafter called "the Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly **Contract Agreement for the Lease of Room Space in Data Center Facility with Services including Rack Cabinet Rental for DOST-ASTI's Secondary Data Center**, and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **Eight Million Six Hundred Thirty-Eight Thousand Eight Hundred Eighty-Seven Pesos and Ninety-Six Centavos Only (P8,638,887.96)** (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. Philippine Bidding Documents (PBDs);
 - i. Schedule of Requirements;
 - ii. Technical Specifications;
 - iii. General and Special Conditions of Contract; and
 - iv. Supplemental or Bid Bulletins, if any
 - 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;
 - 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 Orders, and Warranty Security, shall likewise form part of the Contract.**

3. In consideration for the sum of ***Eight Million Six Hundred Thirty-Eight Thousand Eight Hundred Eighty-Seven Pesos and Ninety-Six Centavos Only (P8,638,887.96)*** or such other sums as may be ascertained, *Converge ICT Solutions, Inc.* agrees to *provide the goods and services* in accordance with his/her/its Bid.
4. The *Advanced Science and Technology Institute* 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.



FRANZ A. DE LEON, Ph.D.

B. Lara
Digitally signed
by Sigjard
Benjamin R. Lara

Director

for:

**ADVANCED SCIENCE AND TECHNOLOGY
INSTITUTE**

JESUS C. ROMERO

Chief Operations Officer

for:

CONVERGE ICT SOLUTIONS, INC.

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
_____) S.S.

BEFORE ME, a Notary Public for and in the _____, Philippines, this _____, personally came and appeared:

NAME	IDENTIFICATION	DATE OF ISSUANCE	PLACE OF ISSUE
Franz A. de Leon	S0023146A (passport)	12 November 2021	DFA, Manila
Jesus C. Romero			

Known to me and to me known to be same persons who executed the foregoing instrument and they acknowledge to me that the same is their own free and voluntary act and deed and that of the corporation which they hereby represent.

Instrument, consisting of three (3) page/s including the page on which this acknowledgment is written, has been signed on each and every page thereof by the parties and their witnesses.

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

NOTARY PUBLIC

Doc. No. _____
Page No. _____
Book No. _____
Series of _____.