

# Contract Agreement for the Supply and Delivery of One (1) Lot Deep Learning Supercomputing System (Second Bidding)

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## CONTRACT AGREEMENT

THIS AGREEMENT made the \_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_ between **Advanced Science and Technology Institute** of the Philippines (hereinafter called "the Entity") of the one part and **Microdata Systems and Management, Inc.** of 199 Crystal Bldg., CM Recto St. Cor. A. Mabini St., San Juan City (hereinafter called "the Supplier") of the other part;

**WHEREAS**, the Entity invited Bids for certain goods and ancillary services, particularly **Supply and Delivery of One (1) Lot Deep Learning Supercomputing System (Second Bidding)** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **Thirty One Million Nine Hundred Ninety Eight Thousand Pesos Only (₱31,998,000.00)** (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 **Thirty One Million Nine Hundred Ninety Eight Thousand Pesos Only (P31,998,000.00)** or such other sums as may be ascertained, *Microdata Systems and Management, 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.



Digitally signed by  
De Leon Franz  
Asunta

**FRANZ A. DE LEON, Ph.D.**

 Digitally signed by Franz A. De Leon  
Asunta

Director

*for:*

**ADVANCED SCIENCE AND TECHNOLOGY  
INSTITUTE**

**ROSEMARIE L. TRINIDAD**

Solutions Consultant

*for:*

**MICRODATA SYSTEMS AND  
MANAGEMENT, 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	DFA P8081541A (passport)	25 July 2018	DFA, Manila

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 acknowledgement 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 \_\_\_\_\_.