

CONTRACT AGREEMENT

This CONTRACT made and entered into by and between the following:

PHILIPPINE ECONOMIC ZONE AUTHORITY, a government agency by virtue of the laws of the Philippines, with principal office located at 10F Double Dragon West Center Building, DD Meridian Park, Macapagal Ave. Pasay City, herein represented by its Director General, **BGEN. CHARITO B. PLAZA MNSA, PhD**, and hereinafter referred to as the "**PROCURING ENTITY**",

-and-

SAGESOFT SOLUTIONS INC., with address at Unit 905 Jafer Place, 19 Eisenhower St. Greenhills San Juan herein represented by its **Business Unit Head – Cloud, Benson Ryan C. Cruz** and hereinafter referred to as the "**SUPPLIER**"

WITNESSETH:

WHEREAS, upon invitation of the **PROCURING ENTITY**, the **SUPPLIER** submitted a bid for the *Procurement of Cloud Hosting Services for PEZA's Online Payment Application System (PEZA-HO-2021-03)* and accepted by the **PROCURING ENTITY** for the supply of aforesaid goods in the sum of **Three Million One Hundred Eighteen Thousand Eight Hundred Eighty-Eight Pesos (Php 3,118,888.00)**, inclusive of all applicable government taxes and charges, hereinafter called the "**CONTRACT PRICE**",

WHEREAS, the Notice of Award was issued to the **SUPPLIER** last November 9, 2021 and the **SUPPLIER** posted its Performance Bond on November 16, 2021;

NOW THEREFORE, the **PROCURING ENTITY** and the **SUPPLIER** have agreed on the following terms and conditions:

1. In this Contract, words and expressions shall have the same meaning as are respectively assigned to them in the conditions of Contract referred to.
2. The following documents shall be deemed to form and be read and construed as part of this Contract, vis.:
 - a. Bidding Documents, consisting of;
 - i. Invitation to Bid;
 - ii. Bid Data Sheet;
 - iii. General Conditions of the Contract;
 - iv. Special Conditions of the Contract;
 - v. Schedule of Requirements;
 - vi. Technical Specifications;
 - b. Supplier's Bid, including the Technical and Financial Proposals and all other documents / statements contained in the Supplier's bid envelope submitted, including corrections to the bid resulting for the Procuring Entity's Bid Evaluation;
 - c. Bid Bulletin / Supplemental Bid;
 - d. Performance Security;
 - e. Procuring Entity's Notice of Award; and
 - f. Other contract documents that may be required by existing laws and / or the Procuring Entity.
3. In consideration of payments to be made by the **PROCURING ENTITY** to the **SUPPLIER** as hereinafter mentioned, the **SUPPLIER** hereby covenants with **PROCURING ENTITY** to provide a

cloud infrastructure and support issues and fixes that is in conformity in all respects with provision of this contract.

4. The **PROCURING ENTITY** hereby covenants to pay the **SUPPLIER** in consideration for the delivery of the cloud infrastructure and support issues and fixes therein, the Contract Price of such other sum as may become payable under the provisions of the Contract at the time and in the manner prescribe by this contract.
5. Should any dispute related to this contract and / or the rights of the parties arise, the same shall be submitted to mutual consultation, mediation, and arbitration, in order of application. The venue proceedings shall be at Pasay City, Philippines.
6. In case of court suit, the venue shall be the court of competent jurisdiction in Pasay City, Philippines to the exclusion of other courts.

IN WITNESS WHEREOF, the parties hereto have signed this Contract on this ___ day of _____, 2021 at 10F Double Dragon West Center Building, DD Meridian Park, Macapagal Ave. Pasay City, Philippines.

PHILIPPINE ECONOMIC ZONE AUTHORITY

By:

Name (**GEN. CHARITO B. PLAZA MNSA, PhD**)
Designation (Director General)

SAGESOFT SOLUTIONS INC.

By:

Benson Ryan C. Cruz
Business Unit Head - Cloud

SIGNED IN THE PRESENCE OF

Robert R. Martinez
Division Chief

May/Margaret Sison
HR Officer

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)
PASIG CITY) S.S.

Before me a Notary Public for and in PASIG CITY, Philippines this 10 DEC 2021, personally appeared:

Name	Government Issued ID No.	ID Type
Charito B. Plaza	PEZA ID # 01000501	PEZA ID
Benson Ryan C. Cruz	N02-02-006781	Driver's License

Both known to me to be the same persons who executed the foregoing instruments and who acknowledge to me that the same is their free and voluntary act and deed and of the offices that they represent.

I further certify that this CONTRACT AGREEMENT consists of _ pages including the general and special conditions of the contract as well as the page which is acknowledge in written, and the parties hereto and their witnesses have affixed their signatures on the space provided and on the margin of each and every page hereof.

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

Doc. No. 102
Page No. 104
Book No. 99
Series of 101

ATTY. FERDINAND D. AYAHAO
Notary Public
Until December 31, 2021
Appointment No: 184 (2020-2021)
For Pasig City, Pateros and San Juan City
Roll No. 46377; MCLE VI-0025705; 04-02-19
IBP LRN 02459; O.R. No. 535386; 06-21-2001
TIN 123-011-785; PTR 7206699; 01-05-21; Pasig
Unit 5, West Tower PSE, Exchange Road
Orugas Center, Pasig City Tel. +632-86314090