

CONTRACT AGREEMENT

THIS AGREEMENT made the 12th day of September 2024 between **SECURITIES AND EXCHANGE COMMISSION** (hereinafter called "the Entity"), with office address at The SEC Headquarters, 7907 Makati Avenue, Salcedo Village, Brgy. Bel-Air, Makati City, represented herein by **ICTD DIRECTOR OLIVER V. CHATO**, of the one part and **INFOBAHN COMMUNICATIONS, INC.**, herein represented by its President and CEO, **MR. JOEL JOHN I. BAUTISTA**, with office address at 923 Aurora Blvd. cor. La Salle St., Cubao, Quezon City, 1109 Philippines (hereinafter called "the Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly **Subscription to Fortinet Firewall for Head Office SEC Co-Location and Extension Offices with Fortianalyzer** ("the Project") and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **Two Million Nine Hundred Sixty-Eight Thousand Nine Hundred Fifty-Two Pesos (Php2,968,952.00)** (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 the Contract Price or such other sums as may be ascertained, the Supplier agrees to provide the Project in accordance with his/her/its Bid.
4. The Entity 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.

Oliver V. Chato

OLIVER V. CHATO

Authorized Representative of the
Head of the Procuring Entity

for:

**SECURITIES AND EXCHANGE
COMMISSION**
/fpb

Joel John I. Bautista

JOEL JOHN I. BAUTISTA

Authorized Representative

for:

INFOBAHN COMMUNICATIONS, INC.

CERTIFIED FUNDS AVAILABLE

Dondie Q. Esguerra

DONDIE Q. ESGUERRA

Director, Financial Management Department

Funds Available:
Burs No.. <u>02-206442-2024-09-003264</u>
Date: <u>Sept. 11, 2024</u>

ACKNOWLEDGMENT

Republic of the Philippines)
Makati City) SS

BEFORE ME, a Notary Public for and in above jurisdiction, on this 12th day of September 2024 personally appeared the following:

Name	Competent Evidence of Identity
Oliver V. Chato	SEC ID NO. 1624
Joel John I. Bautista	<u>PASSPORT ID# P8266051B 11/24/21 - MANILA</u>

known to me and to be known to be the same persons who executed the foregoing instrument consisting of ___ pages including the page on which this Acknowledgment is written and duly signed by them and their witnesses on each and every page hereof, and that the same is their free and voluntary act, as well as that of the corporations/agencies which they represent.

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

Doc. No. _____;
Page No. _____;
Book No. _____;
Series of 2024.


ATTY. JENNI LOU F. DECANO
 Administering Officer
 SEC Chief Counsel
 Securities and Exchange Commission
 Republic of the Philippines