

**CONTRACT AGREEMENT
ANNUAL MAINTENANCE OF HYBRID BACKUP SOLUTION**

BASES CONVERSION AND DEVELOPMENT AUTHORITY (“BCDA”), a government instrumentality vested with corporate powers under Republic Act (RA) 7227 (Bases Conversion and Development Act of 1992), with principal office at the BCDA Corporate Center, 2nd Floor, Bonifacio Technology Center, 31st St., corner 2nd Avenue, Bonifacio Global City, Taguig, Metro Manila 1634, represented herein by its Executive Vice President, **GISELA Z. KALALO**, who is duly authorized for this purpose provided in Section V. 178, Page 27 of the BCDA’s Revised Manual of Approval dated 22 November 2017, a copy of which is hereto attached as Annex “A” and made an integral part hereof and hereinafter referred to as “**BCDA**”;

--and --

The **SANDZ SOLUTIONS PHILIPPINES, INC.**, with registered office at 6F CYA Land Building, 110 Rada St. Legaspi Village, Makati City, represented herein by its Account Manager, **ALGELINE R. OLILA**, who is duly authorized for this purpose evidenced by its Secretary's Certificate dated 07 March 2024 a copy of which is hereto attached as Annex “B” and made an integral part hereof, hereinafter referred to as “**SUPPLIER**”.

ANTECEDENTS

With the increasing number of companies and institutions who are becoming flexible with their work setup particularly with the collaboration and remote arrangements, the risks of business data being compromised are impossible to ignore.

For BCDA employees who have their main work files residing in their workstations and laptops, the threat of data loss is extremely possible. Data loss can be caused by many different factors such as human error, hard drive failure, theft, natural disasters, and ransomware attacks. Each factor poses a unique problem for data recovery, usually resulting in operational downtime. It also adds pressure to the IT team to provide timely and thorough machine wide recovery solutions for the employees.

In response, ICTD came up with a Hybrid Backup Solution for endpoints that will provide a reliable data backup in the cloud to address these challenges and to meet data protection, business continuity, and operational compliance.

The BCDA invited Bids for certain goods and ancillary services, particularly the Annual Maintenance of the Hybrid Backup Solution and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of Two Million One Hundred Sixty-Eight Thousand Nine Hundred Eighty-Eight pesos and 00/100 (Php2,168,988.00), inclusive of VAT and all applicable taxes and fees (hereinafter called “the Contract Price”).

ACCORDINGLY, the Parties agree 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 Two Million One Hundred Sixty-Eight Thousand Nine Hundred Eighty-Eight pesos and 00/100 (Php2,168,988.00), inclusive of VAT and all applicable taxes and fees, Sandz Solutions Philippines, Inc. agrees to Procurement of Annual maintenance of Hybrid Backup Solution in accordance with its Bid.
4. BCDA agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

SIGNED by the Parties on _____ in _____, Philippines.

**BASES CONVERSION AND
DEVELOPMENT AUTHORITY**

SANDZ SOLUTIONS PHILIPPINES, INC.

By:

By:


GISELA Z. KALALO
Executive Vice President



ARGELINE R. OLILA
Account Manager

WITNESSES


VIRGIL M. ALVAREZ
Vice President, ICTD



ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
City of Taguig City) S.S.

BEFORE ME, a Notary Public for and in the City of Taguig City, this ____
day of JUN 11 2024 2024, personally appeared the following:

NAME	GOVERNMENT ISSUED ID	DATE	PLACE
1. Gisela Z. Kalalo	[REDACTED]	[REDACTED]	[REDACTED]
2. Algeline R. Olila	[REDACTED]	[REDACTED]	[REDACTED]

They are known to me to be the same persons who executed the foregoing agreement.

POSITION

COMPANY

- | | |
|-----------------------------|-----------------------------------|
| 1. Executive Vice President | BCDA |
| 2. Account Manager | Sandz Solutions Philippines, Inc. |

and they acknowledge to me that the signatures they affixed confirm their own free acts and entities they represent.

SIGNED AND SEALED at the place and on the date stated above.

[REDACTED]
Notary Public

ATTY. MARICEL C. CORONACION-SANTOS
NOTARY PUBLIC FOR AND IN TAGUIG CITY
NOTARIAL COMMISSION UNTIL DECEMBER 31, 2025
ROLL OF ATTORNEYS NO. 63834
IBP NO. 423744 / 1-16-2024 / RIZAL
PTR NO. 6059649 / 1-16-2024 / TAGUIG CITY
MCLE COMPLIANCE NO. VII-0005758 30JULY 2021

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Book No. 04 ;
Series of 2024

REPUBLIC OF THE PHILIPPINES)
MAKATI CITY) S.S

SECRETARY'S CERTIFICATE


I, **MANUEL JOSEPH B. IBANEZ III**, the duly elected and qualified Corporate Secretary of **SANDZ Solutions Philippines, Inc.**, a corporation duly organized and existing under the laws of the Republic of the Philippines and with principal address at 6th Floor, CYA LAND Bldg., 110 Rada Street, Legazpi Village Makati City, after being sworn to in accordance with law, hereby state that:

1. As the Corporate Secretary of SANDZ Solutions Philippines, Inc., I am the custodian of the corporate records of said Corporation, including the minutes of the meetings of its stockholders, Board of Directors, and other records of the Corporation's corporate acts;
2. In a special meeting of the Board of Directors of the Corporation held on 6 March 2024 at the principal office of the corporation and where a quorum was present and acting throughout, the following resolution was unanimously approved:

RESOLVED that **ALGELINE R. OLILA** - Account Manager AND/OR **MARIA ANGELA S. FUERTES** - Sales Director are hereby authorized to act for and on behalf of the Corporation and transact and do business with the BASES CONVERSION AND DEVELOPMENT AUTHORITY (BCDA), specifically with respect to the project: **Procurement of the Annual Maintenance of Hybrid Cloud Backup Solution (BG2024-192)**, with such authority extending to the signing of any and all documents arising from or related to the foregoing project."

3. I hereby certify to the correctness of the foregoing resolution and that the same is existing and has not been suspended, amended, modified or revoked.

IN WITNESS WHEREOF, I have hereunto set my hand this MAR 07 2024 in the City of MAKATI CITY, Philippines.


MANUEL JOSEPH B. IBANEZ III
Corporate Secretary

SUBSCRIBED AND SWORN TO BEFORE ME this MAR 07 2024, affiant exhibited to me his Driver's License No. N03-05-016444 and Passport No. P9188626A issued by DFA NCR South.

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MA. ESMERALDA R. CONANAN

Notary Public for and in Makati City
Until December 31, 2025
Appt. No. M-013 (2024-2025) Makati City
Attorney's Roll No. 34562

MCLE Compliance No. VII-0004035/valid until 4-14-2027
PTR No. 10074031/1-2-2024/Makati City
IBP Lifetime Member No. 05413
G/F Dala Rosa Carpark 1, Dala Rosa St
Legazpi Village, Makati City

SANDZ SOLUTIONS PHILS., INC.
CERTIFIED TRUE COPY

BY:  DATE: MAY 29 2024

