

## Contract Agreement Form

*For the Engagement of a Service Provider for the On-site Digitization of  
NEDA-IS Documents/References*

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**THIS AGREEMENT** made this 19<sup>th</sup> day of January 2017 in Pasig City, Philippines, by and between:

The **NATIONAL ECONOMIC AND DEVELOPMENT AUTHORITY (NEDA)** with address at NEDA-sa-Pasig Bldg., No. 12 Saint Josemaria Escriva Drive, Ortigas Center, Pasig City, herein represented by its Undersecretary, **JOSE MIGUEL R. DE LA ROSA**, and hereinafter referred to as the **“Procuring Entity”**;

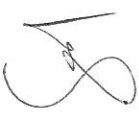

- and -

The **NEWTECH MEDIA SOLUTIONS AND TRADING CORPORATION–MASSIVE INTEGRATED TECH SOLUTIONS, INC. JOINT VENTURE BUSINESS MACHINES CORPORATION** with address at Unit 1508, 15<sup>th</sup> Floor, Landsdale Tower, Mo. Ignacia Avenue, Quezon City, herein represented by its Authorized representative, **RONALD JAYSON R. PIÑGOL**, and hereinafter referred to as the **“Supplier”**;

**WHEREAS**, upon the invitation of the **Procuring Entity**, the **Supplier** submitted a bid for the Engagement of a Service Provider for the On-Site Digitization of NEDA – Infrastructure Staff (IS) Documents/References in the sum of One Million Seven Hundred Eighty-Eight Thousand Pesos (PhP1,788,000.00), inclusive of all applicable government taxes and charges (hereinafter called the **“Contract Price”**);

**WHEREAS**, the **Procuring Entity** subsequently accepted the bid of the **Supplier** pursuant to the NEDA Bids and Awards Committee for Goods and Infrastructure Projects (NBAC-GIP) Resolution No. 37, series of 2016 approved on December 21, 2016.

**NOW THEREFORE**, the **Procuring Entity** and the **Supplier** have agreed on the following terms and conditions:

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1. In this contract, words and expressions shall have the same meanings as are respectively assigned to them in the conditions of contract hereinafter referred to.
  2. The following documents shall be attached, deemed to form, and be read and construed as part of this contract, to wit:
    - (a) Bidding Documents, consist of:
      - i. Invitation to Bid;
      - ii. Instructions to Bidders;
      - iii. Bid Data Sheet;
      - iv. General Conditions of Contract;
      - v. Special Conditions of the Contract;
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- vi. Schedule of Requirements and Technical Specifications;
- vii. Terms of Reference;
- (b) Supplier's Bid, including the Eligibility Requirements, Technical and Financial Proposals, and all other documents/statements contained in the Supplier's bidding envelopes, as annexes;
- (c) Bid Bulletin No. 1 issued on October 26, 2016;
- (d) Performance Security;
- (e) Credit line issued by a licensed bank, if applicable;
- (f) Abstract of Bids and Post-Qualification Evaluation Report;
- (g) NBAC-GIP Resolution No. 37, series of 2016
- (h) Notice of Award of Contract with the Supplier's *conforme* thereto;
- (i) Notice to Proceed;
- (j) Addendum and/or Supplement to the Contract, if any; and
- (k) Other contract documents that may be required by existing laws and/or the Procuring Entity.

3. In consideration of the payments to be made by the **Procuring Entity** to the **Supplier**, the **Supplier** hereby covenants to deliver said services in conformity with the provisions of this Contract in all respects.


4. The **Procuring Entity** hereby covenants to pay the **Supplier** in consideration for the delivery of said services, the Contract Price or such other sum, as may become payable at the time and in the manner prescribed 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 the order of application. The venue of the proceedings shall be at the Pasig City.

6. In case of a court suit, the venue shall be the courts of competent jurisdiction in Pasig City, to the exclusion of all other courts.

**IN WITNESS WHEREOF**, the parties have caused this contract to be executed in accordance with the laws of the Republic of the Philippines on the day and year first above written.

Signed, sealed, and delivered by:

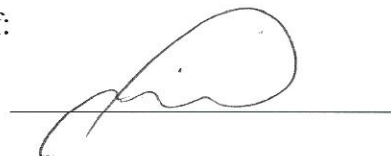
  
**JOSE MIGUEL R. DE LA ROSA**  
Undersecretary  
NEDA, Central Support Office  
NEDA-sa-Pasig Building  
No. 12 Saint Josemaria Escriva Drive  
Ortigas Center, Pasig City

Signed, sealed, and delivered by:

  
**RONALD JAYSON R. PIÑGOL**  
Authorized Representative  
Newtech Media Solutions Trading  
Corporation – Massive Integrated Tech  
Solutions, Inc. Joint Venture  
Unit 1508, 15<sup>th</sup> Floor, Landsdale Tower  
Mo. Ignacia Avenue, Quezon City

Signed in the presence of:





## ACKNOWLEDGMENT

Republic of the Philippines)

**QUEZON CITY** S.S.

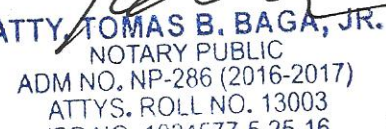
Before me this **JAN 23 2016** day of \_\_\_\_\_ in **QUEZON CITY**,  
personally appeared:

| Name   | Government Issued<br>Identification<br>Document | Date and<br>Place Issued |
|--|---|--------------------------|
| <b>JOSE MIGUEL R. DE LA ROSA</b><br>In his capacity as<br>Undersecretary<br>NEDA Central Support Office<br>NEDA-sa-Pasig Bldg.<br>No. 12 Saint Josemaria Escriva Drive<br>Ortigas Center, Pasig City   | TIN – 119-736-263                               |                          |
| <b>RONALD JAYSON R. PIÑGOL</b><br>In his capacity as<br>Authorized Representative<br>Newtech Media Solutions Trading<br>Corporation – Massive Integrated<br>Tech Solutions, Inc. Joint Venture<br>Unit 1508, 15 <sup>th</sup> Floor, Landsdale<br>Tower, Mo. Ignacia Ave., Quezon City |   |                          |

all known to me and to me known to be the same persons who executed the foregoing instrument consisting of three (3) pages including this page, together with the documents deemed construed part of the Contract Agreement, on which this acknowledgment is written, duly signed by their instrumental witnesses, and they acknowledged to me that the same is their own free and voluntary act and deed as well as that of the entities which they represent.

 **WITNESS MY HAND** this **JAN 23 2016** of \_\_\_\_\_, 2016 in **QUEZON CITY**, Philippines.

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Book No. 111  
Series of 2016 7

  
**ATTY. TOMAS B. BAGA, JR.**  
NOTARY PUBLIC  
ADM NO. NP-286 (2016-2017)  
ATTYS. ROLL NO. 13003  
IBP NO. 1034577-5.25-16  
PTR NO. 7247791 N COT.  
MCLE NO. V-0026098  
MANERE BLDG. V. LUNA, Q.C.