

CONTRACT AGREEMENT

THIS AGREEMENT made on the **APR 16 2024** day of _____ 2024 between **DEPARTMENT OF ENERGY (DOE)** of the Philippines (hereinafter called "the Entity") of the one part and **NOW CORPORATION.** of **5F OPL Bldg., 100 C Palanca cor. Dela Rosa and Gil St., Legazpi Village, Makati City** (hereinafter called "the Service Provider") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly for **DOE's CY 2024 Fixed Wireless Internet Access Service (IAS) for the Period of 01 May to 31 December 2024** and has accepted a Bid by the Service Provider for those services in the sum of **One Million One Hundred Forty Thousand Pesos Only (PhP1,140,000.00)** (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;
 - 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 **One Million One Hundred Forty Thousand Pesos Only (PhP1,140,000.00)** or such other sums as may be ascertained, **NOW CORPORATION** agrees to the **DOE's CY 2024 Fixed Wireless Internet Access Service (IAS) for the Period of 01 May to 31 December 2024**, in accordance with its Bid.
4. The **Department of Energy** 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.


FELIX WILLIAM B. FUENTEBELLA
Undersecretary

for:

Department of Energy


PEPITO DELA CERNA, JR.
Broadband Sales Head

for:

NOW Corporation

SIGNED IN THE PRESENCE OF:


PAOLO G. FONDEVILLA
OIC-Director, ITMS
Witness


JINO DELA CRUZ
Territory Sales Manager
Witness


HELEN C. ROLDAN
OIC-Chief Accounting Division
Witness

CAF No. 01-24-04-078

CAF date. April 15, 2024

Manila Agency Fund

P 1,710,000.2

REPUBLIC OF THE PHILIPPINES)
QUEZON CITY, S.S.

ACKNOWLEDGEMENT

Before me, a Notary Public for and in the City of QUEZON CITY, Metro Manila, on this 16 day of APR 2024, personally appeared:

NAME	PROOF OF IDENTIFICATION	ID NUMBER
FELIX WILLIAM B. FUENTEBELLA	Passport	P7154955B
PEPITO DELA CERNA, JR.	License	NO4-04-001565

Both known to me and to me known to be the same persons who executed the foregoing Contract for the **DOE's CY 2024 Fixed Wireless Internet Access Service (IAS)**, and they acknowledged to me the same is their free act and deed and that of the agency and the corporation which they respectively represent. This agreement consisting of three (3) pages, including the page upon which this Acknowledgment is written, has been signed by the Parties and their instrumental witnesses.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal on the date and at the place first above written.

Doc No. 47
Page No. 11
Book No. VIII
Series of MM

ATTY. MA. PERITA P. CABRERA
Notarial Commission until DEC. 31, 2025
Adm. Matter No. 012 (2024-2025)
PTR. No.: 5428233 01/02/2024 - QC
IBP. No.: 386454; 01/02/2024 - QC
Attorney's Roll No. 44573
MCLE Compliance No. VIII-0002597
Valid until 14 APR 2025