

CONTRACT No. 2016-04
E-MAIL COMMUNICATION SERVICE

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

DEPARTMENT OF BUDGET AND MANAGEMENT, a government agency created by virtue of the laws of the Republic of the Philippines, with principal office address at General Solano St., San Miguel, Manila, represented herein by its Secretary, **FLORENCIO B. ABAD**, hereinafter called the "**DBM**;"

- and -

IP Converge Data Services, Inc., a corporation duly organized and existing under the laws of the Republic of the Philippines, with office address at 34th Floor, RCBC Plaza, Tower II, Ayala Avenue, Makati City, represented by **MR. REYNALDO R. HUERGAS**, hereinafter referred to as the "**SUPPLIER**;"

WITNESSETH:

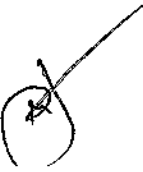
WHEREAS, the DBM conducted a public bidding for the Project, "e-Mail Communication Service," and the bid of the Supplier is in the amount of One Million One Hundred Ninety Nine Thousand Five Hundred Pesos (P1,199,500.00) (hereinafter called the "Contract Price");

WHEREAS, the Notice of Award was issued to the Supplier last April 11, 2016, and the Supplier posted its performance security on April 18, 2016.

NOW, THEREFORE, for and in consideration of the foregoing premises, the parties hereby mutually stipulate and agree as follows:

1. In this Contract, words and expressions shall have the same meanings as are respectively assigned to them in the General and Special Conditions of Contract referred to in Annex D and E, respectively.
2. The following documents shall form and be read and construed as part of this Contract:

Annex A	-	Bid Form
B	-	Schedule of Requirements
C	-	Technical Specifications
D	-	General Conditions of Contract
E	-	Special Conditions of Contract
F	-	Notice of Award
G	-	Performance Security



3. In consideration of the payments to be made by the DBM to the Supplier, the Supplier hereby covenants with the DBM to provide the Goods and Services and to remedy defects therein in conformity with the provisions of the Contract.
4. The DBM hereby covenants to pay the Supplier, in consideration of the provision of the Goods and Services and the remedying of defects therein, the Contract Price or such other sum as may become payable under the provisions of the Contract at the time and in the manner prescribed by the Contract.

APR 27 2016

IN WITNESS WHEREOF, the parties hereto have signed this Contract on this ___ day of _____, 2016 at General Solano St., San Miguel, Manila, Philippines.

DEPARTMENT OF BUDGET
AND MANAGEMENT

by:



FLORENCIO B. ABAD
Secretary

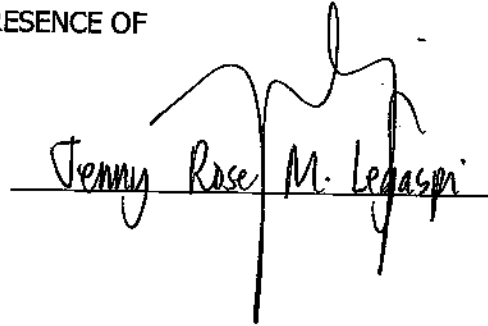
IP CONVERGE DATA SERVICES, INC.

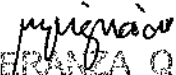
by:


REYNALDO R. HUERGAS
President

SIGNED IN THE PRESENCE OF


VINZON R. MANANSALA
OIC-Director IV
Information and Communications Technology
Systems Service (ICTSS)


Jenny Rose M. Legaspi

Funds Available:

ESPERANZA Q. IGNACIO
Chief Accountant

0604-01101101 2016-04-000214

4/19/2016

ACKNOWLEDGMENT

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

MANILA

APR 27 2016

BEFORE ME, a Notary Public for and in the City of _____, Philippines on this _____ day of _____, 2016 personally appeared the following:


NAME	VALID ID	VALID UNTIL
FLORENCIO B. ABAD	DBM ID No. 3706	2016
REYNALDO R. HUERGAS	EB 746 9336 / Passport	February 22, 2018

known to me to be the same persons who executed the foregoing Contract and who acknowledged to me that the same is their free and voluntary act and deed and of the entities they respectively represent.

This CONTRACT for the e-Mail Communication Service was signed by the parties, and their material witnesses on each and every page thereof.

WITNESS MY HAND AND SEAL this _____ day of **APR 27 2016**, 2016.

Doc. No 108;
Page No 22;
Book No XXIV;
Series of 2016.


ATTY. JOSELYN BONNIE V. VALEROS
 NOTARY PUBLIC, ROLL NO. 54515
 PTR No. 4962213, Issued on 12-22-15 Manila
 IBP Life No. 723963 Issued on: Aug. 21, 2007
 Commission No. 2016-099, Issued on 04-06-16 Manila
 Office Add: Imperial Bayfront Tower, 1642 A. Mabini, Manila
 MCLE NO. IV-0017429 ISSUED ON APRIL 18, 2013
 TIN No.: 215-945-713-000



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF BUDGET AND MANAGEMENT
GENERAL SOLANO STREET, SAN MIGUEL, MANILA

BIDS AND AWARDS COMMITTEE

March 21, 2016

MEMORANDUM

For : **THE SECRETARY OF BUDGET AND MANAGEMENT**
From : The Chairperson, Bids and Awards Committee
Subject : **Award of Contract for the Project, "e-Mail Communication Service"**

- 1.0 Pursuant to Section 37 of Republic Act No. 9184 (*Government Procurement Reform Act*) and its Revised Implementing Rules and Regulations, submitted herewith are the following documents:
 - 1.1 Resolution No. 2016-___ dated March 22, 2016 recommending award of contract to IP Converge Data Services, Inc. for the Project, "e-Mail Communication Service;" and
 - 1.2 The corresponding Notice of Award to IP Converge Data Services, Inc.
- 2.0 For the Secretary's consideration and approval, please. Thank you.


SOPIA C. YANTO



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF BUDGET AND MANAGEMENT
GENERAL SOLANO ST., SAN MIGUEL, MANILA

BIDS AND AWARDS COMMITTEE

Resolution No. 2016-__

WHEREAS, the Department of Budget and Management (DBM) Bids and Awards Committee (BAC) conducted a public bidding for the Project, "e-Mail Communication Service";

WHEREAS, on February 23, 2016, the Invitation to Bid was posted in the Philippine Star, on the Philippine Government Electronic Procurement System (PhilGEPS) website, the DBM website and all DBM bulletin boards;

WHEREAS, three (3) prospective bidders responded to the said Invitation and attended the Pre-bid Conference on March 1, 2016, namely: (i) ePLDT; (ii) MGEN; and (iii) IP Converge Data Services, Inc.

WHEREAS, Supplemental/Bid Bulletin No. 1 was issued on March 8, 2016 to clarify, modify or amend items in the Bidding Documents;

WHEREAS, during the submission and opening of bids on March 15, 2016, two (2) bidders submitted their bids, namely: (i) IP Converge Data Services, Inc.; and (ii) Innove Communications.


WHEREAS, after preliminary examination of bids, the BAC, using non-discretionary "pass/fail" criteria, determined the submission of two (2) bidders, namely: (i) IP Converge Data Services, Inc.; and (ii) Innove Communications, as "passed";

WHEREAS, after evaluation of the financial proposals submitted by IP Converge Data Services, Inc. and Innove Communications, IP Converge Data Services, Inc. was accordingly declared as the Lowest Calculated Bid;

WHEREAS, after careful examination, validation, and verification of the eligibility, technical, and financial proposals, the BAC found that the submission of IP Converge Data Services, Inc. passed all criteria for post-qualification; thus, it was declared as the Lowest Calculated Responsive Bid in the amount of P1,199,250.00.

NOW, THEREFORE, for and in consideration of the foregoing premises, the BAC **RESOLVED**, as it hereby **RESOLVED**, to recommend to the Secretary of Budget and Management that the contract for the Project, "e-Mail Communication Service," be awarded to IP Converge Data Services, Inc., in accordance with Republic Act No. 9184 and its Revised Implementing Rules and Regulations.

ADOPTED, this 22nd day of March 2016 at the Department of Budget and Management, General Solano St., San Miguel, Manila.


VINZON R. MANANSALA
End-user Representative


DINNA MARIE R. ESTRADA
B.U.D.G.E.T. Representative

(not present)

DANTE B. DE CHAVEZ
Member


DOLORES E. GALURA
Member


ANDREA CELENE MAGTALAS
Vice Chairperson


SOFIA C. YANTO
Chairperson

Approved
 Disapproved


FLORENCIO B. ABAD
Secretary, DBM

Date: _____



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF BUDGET AND MANAGEMENT
GENERAL SOLANO STREET, SAN MIGUEL, MANILA

BIDS AND AWARDS COMMITTEE

NOTICE OF AWARD

March 22, 2016

MR. REYNALDO R. HUERGAS
34th Floor, RCBC Plaza Tower 2
Ayala Avenue, Makati City



Dear **Mr. Huergas**,


We are pleased to inform you that the contract for the Project, "e-Mail Communication Service," is hereby awarded to your company in the amount of P1,199,250.00.

In this regard, you are hereby required to post a performance security in the amount and form stated in Section 39 of the Revised Implementing Rules and Regulations of Republic Act No. 9184 prior to the signing of the contract.

Please coordinate with the end-user, Information and Communications Technology Systems Service, for implementation/execution of the Project.

Very truly yours,


FLORENCIO B. ABAD
Secretary 

Received original: 
Mr. Reynaldo R. Huergas
SIGNATURE OVER PRINTED NAME
DATE: April 11, 2016



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF BUDGET AND MANAGEMENT
GENERAL SOLANO ST., SAN MIGUEL, MANILA

BIDS AND AWARDS COMMITTEE

NOTICE TO PROCEED

April 27, 2016

MR. REYNALDO R. HUERGAS
President
IP Converge Data Services, Inc.
34th Floor, RCBC Plaza, Tower II
Ayala Avenue, Makati City

Dear **Mr. Huergas:**

This is to inform your company that performance of the obligations specified in the attached Contract for the Project, "e-Mail Communication Service," shall commence upon receipt of this Notice to Proceed.

Very truly yours,

FLORENCIO B. ABAD
Secretary



I acknowledge receipt and acceptance of this Notice on: May 6, 2016
Name of Consultant and/or Representative: Mr. Reynaldo R. Huergas
Authorized Signature: _____