



Republic of the Philippines
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

Visayas Avenue, Diliman, Quezon City
Tel. No.: (02) 8249-3367 | (02) 8248-3367

CONTRACT

Procurement of Network Security Appliance Maintenance Service for
the Department of Environment and Natural Resources (DENR) Field Offices

KNOW ALL MEN BY THESE PRESENTS:

This CONTRACT entered into on this 19 NOV 2020 in Quezon City, Philippines, by and between:

DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES, a government agency created by virtue of Executive Order (EO) No. 192 dated 10 June 1987, with office address in Visayas Avenue, Diliman, Quezon City, represented herein by its OIC Assistant Secretary for Administration and Human Resources, **RUTH M. TAWANTAWAN**, CESO II hereinafter referred to as "**DENR**"

-and -

MICROGENESIS SOFTWARE INC. DOING BUSINESS UNDER THE NAME AND STYLE OF MICROGENESIS BUSINESS SYSTEMS, a private corporation organized and existing under the laws of the Republic of the Philippines, with business address at 1202 Paragon Plaza Condominium, 162 EDSA Cor. Reliance St., Mandaluyong, represented herein by its Sales Specialist, **LEISA ANN G. LAYOLA**, hereinafter referred to as "**MICROGENESIS**"

WITNESSETH: That

WHEREAS, the DENR conducted a competitive bidding for the *Procurement of Network Security Appliance Maintenance Service for the Department of Environment and Natural Resources (DENR) Field Offices* with an Approved Budget for the Contract (ABC) of P6,850,000.00 per Bid Ref. No. DENR-CO-2020-015 pursuant to Republic Act (RA) No. 9184 otherwise known as the Government Procurement Reform Act (GPRA) and its Revised Implementing Rules and Regulations (IRR);

WHEREAS, the bid of **MICROGENESIS** was declared as the Single Calculated and Responsive Bid (SCRB) by the Bids and Awards Committee (BAC), and was approved by the Head of Procuring Entity, through his duly Authorized Representative;

WHEREAS, the DENR issued a Notice of Award (NOA) in favor of **MICROGENESIS**;

NOW, THEREFORE, for and in consideration of the foregoing premises, the parties have agreed on the following terms and conditions:

1. The words and expressions in this Contract shall have the same meaning as stated in the Conditions of the Contracts as provided under Section IV & V of the Philippine Bidding Documents (PBD) for the procurement of Goods.
2. The following documents attached hereto shall be deemed to form an integral part of this Contract:
 - A. Bidding Documents
 - i. Invitation to Bid (IB) under Section I
 - ii. Instructions to Bidders (ITB) under Section II
 - iii. Bid Data Sheet (BDS) under Section III
 - iv. General Conditions of the Contract (GCC) under Section IV
 - v. Special Conditions of the Contract (SCC) under Section V
 - vi. Schedule of Requirements under Section VI

- vii. Technical Specifications under Section VII
- viii. Bidding Forms under Section VIII
- ix. Checklist of Requirements under Section IX

B. Bid submission by **MICROGENESIS**

- i. Eligibility Documents
- ii. Technical Documents
- iii. Financial Documents

C. Notice of Award (NOA) received on 06 November 2020

D. Performance Security in the form of Performance Bond issued by Western Guaranty Corporation, amounting to ₱2,004,330.00 dated 09 November 2020.

E. Other documents that may be required by existing laws and/or the DENR such as but not limited to Minutes of the Pre-Bid and Bid Opening Conference and the conditions stipulated in the NOA. **MICROGENESIS** 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. Duly conformed Schedule of Requirements and Technical Specifications attached as Annex "A".
- 4. Duly signed Financial Bid Form attached as Annex "B".
- 5. **MICROGENESIS** shall deliver the Warranty and License Certificate at the DENR Central Office, through Property and Supply Management Division (PSMD) located at Basement, DENR Main Building, Visayas Avenue, Diliman, Quezon City.

Installation and configuration will be at the DENR Server Room located at the 6th floor of the abovementioned building. Completion period is within thirty (30) calendar days from receipt of Notice to Proceed (NTP).

- 6. Total contract amount is **SIX MILLION SIX HUNDRED EIGHTY ONE THOUSAND ONE HUNDRED PESOS ONLY (₱6,681,100.00)** for the *Procurement of Network Security Appliance Maintenance Service for the Department of Environment and Natural Resources (DENR) Field Offices* under Bid Ref. No. DENR-CO-2020-015.
- 7. The **DENR** and **MICROGENESIS** shall comply with the terms and conditions under RA No. 9184 and its IRR, and other applicable laws.
- 8. All other terms and conditions subsequently agreed upon by the parties after signing of this Contract shall constitute an addendum thereto and form an integral part thereof for all intents and purposes.