

CONTRACT AGREEMENT

THIS AGREEMENT made the _____ day of OCT 16 2024 2024 between the **DEPARTMENT OF ENERGY (DOE)** of the Philippines (hereinafter called "the Entity") of the one part and **IRAYA ENERGIES SDN. BHD.** of No. 2 Jalan Binjai, Kuala Lumpur, Malaysia (hereinafter called "the Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly for the **Energy Data Center Management System (EDCMS)** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **Eight Million Nine Hundred Ninety Thousand Pesos Only (Php8,990,000.00)** (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 **Eight Million Nine Hundred Ninety Thousand Pesos Only (Php8,990,000.00)** or such other sums as may be ascertained, **Iraya Energies Sdn. Bhd.** agrees to the **Energy Data Center Management System (EDCMS)** 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.

P. B. B. B. B.

Amor

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


ANABELLA HERNANDEZ – SEVILLA
Country Director

for:

Iraya Energies Sdn. Bhd.

SIGNED IN THE PRESENCE OF:


PAOLO G. FONDEVILLA
Director, ITMS
Witness


PATRICK DAVID BROQUEZA
Technology Support
Witness


HELEN C. ROLDAN
OIC, Accounting Division
Witness

CAF No. 01-24-10-494

CAF date: October 11, 2024

PL No. 02-0101-2024-EP-0035

8, 090, 000.00

REPUBLIC OF THE PHILIPPINES)
Pasig City) s. s.

ACKNOWLEDGEMENT

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

NAME	PROOF OF IDENTIFICATION	ID NUMBER
FELIX WILLIAM B. FUENTEBELLA	Passport	P7154955B
ANABELLA HERNANDEZ-SEVILLA	Passport	P3468059C

Both known to me and to me known to be the same persons who executed the foregoing Contract for the **Energy Data Center Management System (EDCMS)**, 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.

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ATTY. JOEMAR M. HIZOLA
NOTARY PUBLIC

Cities of Pasig, San Juan and Pateros, Metro Manila
21k Strata 100 Bldg., Don F. Ortigas St., Pasig City
Appointment No. 150; Until Dec. 31, 2024
SC. Roll No. 81022/ 05-21-2022
IBP No. 423716 / 01/16/2024; IBP Manila 1
PTR No. 1716816 / 01/16/2024; Pasig City
MCLE No. VIII-0006903 02/20/2024-04/14/2028