

**CONTRACT FOR THE MULTI-YEAR SUPPLY AND DELIVERY OF VIRTUALIZATION  
SUPPORT AND SUBSCRIPTION  
IB No. 2023-23-G**

THIS AGREEMENT made the JAN 22 2024 day of \_\_\_\_\_ 2024 between **DEPARTMENT OF FINANCE** of the Philippines (hereinafter called "the DOF") of the one part and **AMERICAN TECHNOLOGIES INC.** of 5 Ideal St. corner McCollough, Brgy. Addition Hills, Mandaluyong City (hereinafter called "the Supplier") of the other part;

WHEREAS, the DOF invited Bids for the **Multi-Year Supply and Delivery of Virtualization Support and Subscription** and has accepted a Bid by the Supplier for the supply and delivery of those goods and services in the sum of **Three Million Six Hundred Fifty-One Thousand Five Hundred Thirteen Pesos (P3,651,513.00)** (Year 2024 - P1,217,171.00, Year 2025 - P1,217,171.00 and Year 2026 - P1,217,171.00) (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.:
  - A. Philippine Bidding Documents (PBDs);
    - a. Schedule of Requirements;
    - b. Technical Specifications;
    - c. General and Special Conditions of Contract; and
    - d. Supplemental or Bid Bulletins, if any
  - B. Supplier's bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted;
  - C. Bid form, including all the documents/statements contained in the Supplier's bidding envelopes, as annexes, and all other documents submitted (e.g., Supplier's response to request for clarifications on the bid), including corrections to the bid, if any, resulting from DOF's bid evaluation;
  - D. Performance Security;
  - E. Notice of Award of Contract; and the Supplier's conforme thereto; and
  - F. Other contract documents that may be required by existing laws and/or the DOF in the PBDs. The Supplier 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 **Three Million Six Hundred Fifty-One Thousand Five Hundred Thirteen Pesos (P3,651,513.00)** (Year 2024 - P1,217,171.00, Year 2025 - P1,217,171.00 and Year 2026 - P1,217,171.00), **AMERICAN TECHNOLOGIES INC.** shall supply and deliver the **Virtualization Support and Subscriptions** in accordance with its Bid.
4. The **DEPARTMENT OF FINANCE** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.
5. **Data Privacy Compliance**

The PARTIES shall comply with the provisions of Republic Act (RA) No. 10173, otherwise known as the "Data Privacy Act of 2012", its Implementing Rules and Regulations (IRR), issuances of the National Privacy Commission (NPC), and other applicable laws on processing of personal information. These shall include compliance with all relevant data protection policies of the Entity and other measures reasonably necessary to prevent any use or disclosure of personal data other than as allowed under this contract.

The PARTIES shall implement security measures aimed at maintaining the availability, integrity, and confidentiality of personal data including the protection of personal data against any accidental or unlawful destruction, alteration, and disclosure, as well as against any other unlawful processing.

6. **Consent to the Processing of Personal Information**

As part of the data privacy compliance, the Supplier hereby grants its consent to the DOF's processing of its personal information collected under this contract, which may include the disclosure of such information to third parties, to comply with requirements of law in relation to the implementation of this contract.



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.

DEPARTMENT OF FINANCE

AMERICAN TECHNOLOGIES INC.


BY:

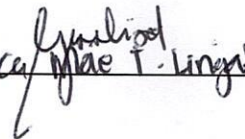
BY:

  
BAYANI H. AGABIN  
Undersecretary

  
ALICIA JUNIZZEL SY  
Authorized Representative

SIGNED IN THE PRESENCE OF

  
Allan Chester D. Ramos


  
Ma. Jessica Mae T. Lingat

ACKNOWLEDGMENT

Republic of the Philippines}  
City of Manila } S.S

BEFORE ME, this JAN 22 2024 day of MANDALUYONG CITY 2024 at MANDALUYONG CITY, personally appeared Undersecretary Bayani H. Agabin with TIN 172-571-956 issued at                      on                      in his capacity as the authorized signatory of the DEPARTMENT OF FINANCE, and Ms. Alicia Junizzel Sy with ID No.                      issued at                      on                      in her capacity as the authorized signatory of American Technologies Inc., known to me and to me known to be the same persons who executed the foregoing Contract (with attachments and appendices), consisting of three (3) pages, including the page on which this acknowledgment is written, and who acknowledge to me that the same is their free and voluntary act and deed, and the free and voluntary act and deed of the government entity and company which they represent, respectively.

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

  
ATTY. AIRA ALYSSA CABALLERO  
NOTARY PUBLIC FOR MANDALUYONG  
Until December 31, 2025  
PTR No. 1568911 01/02/2024 Mand., City  
IBP No. 371909 12/22/2023 RSM  
Roll No. 77968 /05/11/2022  
Commission No. 0621-24  
MCLE No. Exempted/Newly Admitted  
No. 304-B A. A. Tanco Bldg.  
22 Shaw Blvd. Mandaluyong City

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