



**BIDS AND AWARDS COMMITTEE**

**RESOLUTION NO. 22-08-10**

Series of 2022

**DECLARING THE BIDS OFFERED BY SMS GLOBAL TECHNOLOGIES, INC.  
ASTHE SINGLE CALCULATED AND RESPONSIVE BID (SCRB) AND  
RECOMMENDING THE AWARD OF CONTRACT THERETO FOR THE  
PROCUREMENT CLOUD SERVICES FOR THE PHILSYS REGISTRY OFFICE**

**WHEREAS**, on 04 August 2022, the Opening of Bids for the Procurement of Cloud Services for the PhilSys Registry Office was conducted via Zoom platform and was participated by one (1) bidder, SMS Global Technologies, Inc. (SMSGTI);

**WHEREAS**, on 15 August 2022, the Bids and Awards Committee (BAC) through BAC Resolution No. 22-08-06 declared the bids offered by SMSGTI as the Single Calculated Bid (SCB);

**WHEREAS**, on 22 August 2022, the post-qualification activity was conducted to the above-mentioned bidder in order to determine their compliance and responsiveness to all the requirements and conditions specified in the Bidding Documents;

**WHEREAS**, on 23 August 2022, the post-qualification report for the subject procurement was presented to the BAC (see attached document);

**WHEREAS**, the BAC, and its TWG, after verification and validation of the documents presented determined the offer of SMSGTI as compliant and responsive to the legal, technical and financial requirement of the subject procurement;

**NOW, THEREFORE, the BAC RESOLVES AS IT IS HEREBY RESOLVED:**

- a. To declare the bid offered by SMS Global Technologies, Inc. (SMSGTI) as the Single Calculated and Responsive Bid (SCRB) for the Procurement of Cloud Services for the PhilSys Registry Office; and
- b. To recommend the award of contract to the above-mentioned bidder.

**ADOPTED**, this 26th day of August 2022 at the Philippine Statistics Authority – Central Office via Zoom Platform.



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*M Esquivias*  
**MINERVA ELOISA P. ESQUIVIAS**  
Chairperson

*Eliezer*  
**ATTY. ELIEZER P. AMBATALI**  
Vice-Chairperson

**BENJAMIN ARSENIO Y. NAVARRO**  
Member

*Fely*  
**FELY V. COLLADO**  
Member

*Vivian*  
**VIVIAN R. ILARINA**  
Member

*Rene*  
**RENE C. MENDOZA**  
ANS/End-user

APPROVED  DISAPPROVED

*CDSM*  
**CLAIRE DENNIS S. MAPA, Ph.D.**  
Undersecretary  
National Statistician and Civil Registrar General

*JFC*  
JFC/BBB/CJA



REPUBLIC OF THE PHILIPPINES  
**PHILIPPINE STATISTICS AUTHORITY**

**SEP 09 2022**

**JAVIER FERNANDEZ**

Senior Sales Manager  
SMS Global Technologies Inc.  
The Penthouse, East Tower PSE Center  
Exchange Road Ortigas, Pasig City

SUBJECT: Notice of Award

Dear Mr. Fernandez:

We are pleased to inform you that the contract for the Procurement of Cloud Services for the PhilSys Registry Office is awarded to SMS Global Technologies Inc., with a total contract price of Two Hundred Eighty-Five Million Eight Hundred Thirty-Three Thousand Five Hundred Seventy-Three and 76/100 Pesos Only (Php285,833,573.76).

You are therefore required within ten (10) days from receipt of this Notice of Award to formally enter into contract with the Philippine Statistics Authority and to submit the Performance Security Bond in the form stipulated in the agreement. Failure to enter into said contract or provide Performance Security constitutes sufficient ground for cancellation of this award.

Truly yours,

**CLAIRE DENNIS S. MAPA, Ph.D.**  
Undersecretary  
National Statistician and Civil Registrar General

Conforme:

**JAVIER FERNANDEZ**  
SMS Global Technologies Inc.  
Date: Sept 12, 2022

JPC/BBB/CJA



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PSA Complex, East Avenue, Diliman, Quezon City, Philippines 1101  
Telephone: (632) 8938-5267  
www.psa.gov.ph

## CONTRACT AGREEMENT FOR THE PROCUREMENT OF CLOUD SERVICES FOR THE PHILSYS REGISTRY OFFICE

THIS AGREEMENT made this 23 day of September 2022 between **PHILIPPINE STATISTICS AUTHORITY** (hereinafter called "the Entity") of the one part and **SMS GLOBAL TECHNOLOGIES INC.** of The Penthouse, East Tower PSE Center Exchange Road Ortigas, Pasig City (hereinafter called "the Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly for the **PROCUREMENT OF CLOUD SERVICES FOR THE PHILSYS REGISTRY OFFICE** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **TWO HUNDRED EIGHTY-FIVE MILLION EIGHT HUNDRED THIRTY-THREE THOUSAND FIVE HUNDRED SEVENTY-THREE AND 76/100 PESOS ONLY (PHP285,833,573.76)** (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; and
    - 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;

*[Handwritten signature]*

- 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 **TWO HUNDRED EIGHTY-FIVE MILLION EIGHT HUNDRED THIRTY-THREE THOUSAND FIVE HUNDRED SEVENTY-THREE AND 76/100 PESOS ONLY (PHP285,833,573.76)** or such other sums as may be ascertained, **SMS GLOBAL TECHNOLOGIES INC.** agrees to provide **CLOUD SERVICES FOR THE PHILSYS REGISTRY OFFICE** in accordance with its Bid.
4. **TERMINATION OF CONTRACT.** **PSA** shall terminate the contract when any of the following conditions attend its implementation:
- 4.1. Outside of force majeure, **SMS GLOBAL TECHNOLOGIES INC.** fails to deliver or perform any or all of the Goods within the period(s) specified in the contract, or within any extension thereof granted by **PSA** pursuant to a request made by **SMS GLOBAL TECHNOLOGIES INC.** prior to the delay, and such failure amounts to at least ten percent (10%) of the contract price;
  - 4.2. As a result of force majeure, **SMS GLOBAL TECHNOLOGIES INC.** is unable to deliver or perform any or all of the Goods, amounting to at least ten percent (10%) of the contract price, for a period of not less than sixty (60) calendar days after the receipt of the notice from **PSA** stating that the circumstance of force majeure is deemed to have ceased; or
  - 4.3. **SMS GLOBAL TECHNOLOGIES INC.** fails to perform any other obligation under the Contract.
- PSA** and **SMS GLOBAL TECHNOLOGIES INC.** may also mutually agree on the termination of the agreement.
5. **LIABILITY OF SUPPLIER.** In case the delay in the delivery of Goods exceeds a time duration equivalent to the ten percent (10%) of the specified contract time plus any time extension duly granted to **SMS GLOBAL TECHNOLOGIES INC.**, **PSA** may terminate this Contract, forfeit the performance security of **SMS GLOBAL TECHNOLOGIES INC.** and award the same to a qualified Supplier.

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6. The **PHILIPPINE STATISTICS AUTHORITY** 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.

For the Procuring Entity  
**PHILIPPINE STATISTICS  
AUTHORITY**

For the Supplier  
**SMS GLOBAL TECHNOLOGIES  
INC.**

Signed, sealed, delivered by:

Signed, sealed, delivered by:

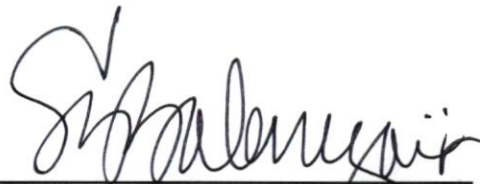


**CLAIRE DENNIS S. MAPA, Ph.D.**  
Undersecretary  
National Statistician and  
Civil Registrar General



**JAVIER FERNANDEZ**  
Authorized Representative

**CERTIFIED FUNDS AVAILABLE:**



**MARIA CELESTE D.L. BALANZA**  
Officer-in-Charge, Accounting Division  
Philippine Statistics Authority

285,833,573.76

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## ACKNOWLEDGMENT

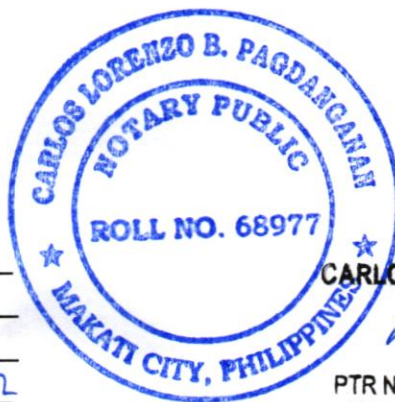
BEFORE ME, as the Notary Public for and within Makati City, personally appeared:

PARTIES	GOVERNMENT I.D.	ISSUED	DATE AND PLACE OF ISSUE
CLAIRE DENNIS S. MAPA	PASSPORT No. 50015868A		28 JUNE 2019 - DFA MANILA
JAVIER DOMINGO M. FERNANDEZ	PASSPORT No. P8795125A		19 SEPT 2019 - DFA MANILA

known to me to be the same persons who executed the foregoing Contract and Agreement and they acknowledged to me that the same is their true act/deed for and in behalf of the parties they represented.

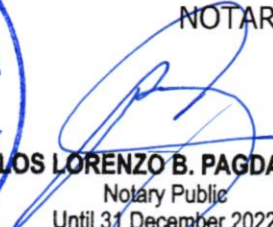
This instrument consists of four (4) pages, including the page on which this acknowledgment is written duly signed by the contracting parties and their witnesses on each and every page thereof.

IN WITNESS WHEREOF, I have hereunto affixed my signature this \_\_\_ day of SEP 23 2022.



Doc. No. 93  
Page No. 19  
Book No. IV  
Series of 2022

NOTARY PUBLIC

  
**CARLOS LORENZO B. PAGDANGANAN**  
Notary Public  
Until 31 December 2022  
Roll of Attorneys No. 68977  
PTR No. 8881517; [28Jan2022]; Makati City  
IBP No. 178202; [15Feb2022]; Pasig City  
MCLE Compliance No. VII-0015453; 12 April 2022  
Notarial Commission No. M-158  
10F MGO Building, Legaspi cor. Dela Rosa Sts.,  
Legaspi Village, Makati City



REPUBLIC OF THE PHILIPPINES  
**PHILIPPINE STATISTICS AUTHORITY**

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Date: SEP 26 2022

**JAVIER FERNANDEZ**

Senior Sales Manager  
SMS Global Technologies Inc.  
The Penthouse, East Tower PSE Center  
Exchange Road Ortigas, Pasig City

SUBJECT: Notice to Proceed

Dear Mr. Fernandez:

Pursuant to the Notice of Award dated SEP 09 2022 and the Contract signed by the parties, this Notice is given to you for the Procurement of Cloud Services for the PhilSys Registry Office in the amount of Two Hundred Eighty-Five Million Eight Hundred Thirty-Three Thousand Five Hundred Seventy-Three and 76/100 Pesos Only (Php285,833,573.76), inclusive of taxes and other government charges.

Kindly acknowledge receipt and acceptance of this Notice by signing both copies on the space provided below. Keep one copy and return the other to the Philippine Statistics Authority (PSA). Thank you.

Truly yours,

**CLAIRE DENNIS S. MAPA, Ph.D.** *AM*  
Undersecretary  
National Statistician and Civil Registrar General

Conforme:

**JAVIER FERNANDEZ**  
SMS Global Technologies Inc.  
Date: Sept 26, 2022

*AM*  
JPC/BBB/CJA



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