

CONTRACT

PROCUREMENT OF TRAINING PROVIDER FOR THE CONDUCT OF IN-HOUSE TRAINING ON EFFECTIVE COMMUNICATIONS (Project Reference No. 2020-SVP-TP-ITEC-050-02)

This CONTRACT is executed on the 16th day of December 2020, at Quezon City between:

The POWER SECTOR ASSETS AND LIABILITIES MANAGEMENT CORPORATION (PSALM), with principal office address at the 24th Floor, Vertis North Corporate Center 1, Astra corner Lux Drives, North Avenue, Diliman, 1101 Quezon City, Philippines, represented by its President and Chief Executive Officer, IRENE JOY BESIDO-GARCIA, duly authorized for this purpose under Board Resolution No. 2015-0616-10, dated 16 June 2015 as evidenced by the Secretary's Certificate dated 13 September 2019, a copy which is attached as Annex "A", hereinafter referred to as "PSALM";

-and-

The I-TECHWEB SOLUTIONS AND SERVICES, INC. with principal office address at Unit 2201 88 Corporate Center, Sedeno corner Valero Street, Salcedo Village, Makati City, Philippines, represented by its General Manager, JOCELYN M. PRESILLAS, duly authorized for this purpose in a special meeting of the Board of Directors held on 09 October 2020 under Board Resolution No. 2020-1003, as evidenced by Secretary's Certificate dated 09 November 2020 (Annex "B"), hereinafter referred to as "the SUPPLIER";

ANTECEDENTS:

PSALM submitted a request to its Bids and Awards Committee (BAC) for the Procurement of Training Provider for the Conduct of In-house Training on Effective Communications (Project Reference No. 2020-SVP-TP-ITEC-050-02), through Negotiated Procurement (Small Value Procurement), with an Approved Budget for the Contract of Two Hundred Seventy Thousand Pesos (PhP270,000.00), inclusive of taxes.

Pursuant to such request, the BAC sent out Requests for Proposal (RFP) to at least three suppliers of known qualifications and at the same time, posted the RFP in the Philippine Government Electronic Procurement System (PhilGEPS) and PSALM's websites and at conspicuous areas of its premises for three (3) calendar days.

Based on the Abstract of Quotations gathered from the proposals submitted, the BAC recommend the SUPPLIER as the one who submitted the Highest Rated and Responsive Proposal in the amount of One Hundred Eighty-Three Thousand Six Hundred Pesos (PhP183,600.00) ("Contract Price"), which recommendation was approved by PSALM.

ACCORDINGLY, the PARTIES hereby agree as follows:

- 1. All words and expressions shall have the same meaning as are respectively assigned to them in this CONTRACT and all documents deemed of it, unless the context of the use of words and expressions require otherwise.

Signature of IRENE JOY BESIDO-GARCIA, President and CEO of PSALM Corporation. Text: IRENE JOY BESIDO-GARCIA, PRESIDENT AND CEO, PSALM CORPORATION.

Signed in the Presence of: Signature of GLENN B. SANTOS, Department Manager, HRASD of PSALM Corporation. Text: GLENN B. SANTOS, Department Manager, HRASD, PSALM Corporation.

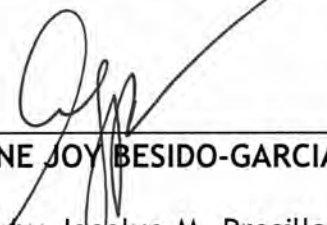
Signature of JOCELYN M. PRESILLAS, General Manager of I-Techweb Solutions and Services, Inc. Text: JOCELYN M. PRESILLAS, General Manager, I-TECHWEB SOLUTIONS AND SERVICES, INC.

Signature of IRENE JOY BESIDO-GARCIA, President and CEO of PSALM Corporation. Text: IRENE JOY BESIDO-GARCIA, PRESIDENT AND CEO, PSALM CORPORATION.

2. The following documents shall be deemed to form and be read and construed as part of this Contract, viz:
 - (a) The Supplier's proposal, including the Technical and Financial Proposals, and all other documents/statements submitted, including corrections to the bid resulting from PSALM's bid evaluation;
 - (b) the RFP, including Terms of Reference;
 - (c) the BAC Resolution No. SBAC-2020-073;
 - (d) the Office of the Government Corporate Counsel (OGCC) Contract Review No. 1291, Series of 2020 dated 26 October 2020;
 - (e) the Notice of Award; and
 - (f) the Notice to Proceed.
3. In consideration of the payments to be made by PSALM to the Supplier as hereinafter mentioned, the Supplier hereby covenants with PSALM to provide the goods and services and to remedy defects therein in conformity in all respects with the provisions of the Contract.
4. PSALM 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.
5. The failure of PSALM to insist upon a strict performance of any of the terms, conditions and covenants hereof shall not be deemed a relinquishment or waiver of any of the rights or remedies that PSALM may have, nor shall it be construed as a waiver of any subsequent breach or default of its terms, conditions and covenants which shall continue to be in full force and effect. Silence on the part of PSALM shall not be considered as condonation or waiver of any breach or default by the Supplier of any covenant or condition herein provided. No waiver by PSALM of its rights under this Contract shall be deemed to have been made unless expressed in writing and signed by PSALM through its duly authorized representative.
6. This Contract shall be subject to the review and approval of the OGCC. Any of its ensuing comments, recommendations, or directives shall form part of this Contract.

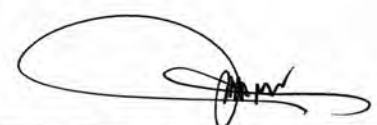
The Parties have signed this Contract on _____ at Quezon City.

Signed, sealed, and delivered by Irene Joy Besido-Garcia, the President and CEO of PSALM



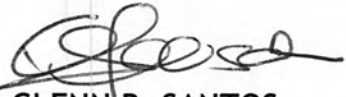
IRENE JOY BESIDO-GARCIA

Signed, sealed, and delivered by Jocelyn M. Presillas, the General Manager of I-Techweb Solutions and Services, Inc.



JOCELYN M. PRESILLAS

Witnessed by:

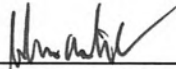


GLENN B. SANTOS
Department Manager, HRASD
PSALM Corporation



~~RON ROBERT TIGHE~~
FINANCE STAFF
I-TECHWERB SOLUTIONS
AND SERVICES INC.

Certification of Funds Availability:
(BUR 34917 \$183,607 dated 17 Dec 2020)



SOFE A. SOTERAÑA
Manager, Controllership
PSALM Corporation

2

[Signature]
 BOB ROBERT D'AVILA
 FINANCE STAFF
 I-TECHWEB SOLUTIONS
 AND SERVICES INC

Republic of the Philippines)
 _____) S.S.
 MAKATI CITY

ACKNOWLEDGMENT

DEC 29 2020

BEFORE ME, a Notary Public for and in _____, Philippines, this ___ day of _____, personally appeared:

Name	Identification Document	Issued on	Issued at
IRENE JOY BESIDO-GARCIA	Passport No. P0087701B	03 January 2019	DFA Manila
JOCELYN M. PRESILLAS	SSS - 01-0863199-9		

known to me and to me known to be the same person who executed the foregoing instrument consisting of four (4) pages, including the page whereon this Acknowledgment is written, all pages signed by both parties and their instrumental witnesses, and they acknowledged before me that the same is their free and voluntary act and deed and that of the Corporations they represent.

WITNESS MY HAND AND NOTARIAL SEAL, on the date and place first above written.

Signed in the Presence of:
[Signature]
 GLENN B. SANTOS
 Department Manager, HRASD
 PSALM Corporation

I-Techweb Solutions and Services, Inc.
[Signature]
 JOCELYN M. PRESILLAS
 General Manager

Doc. No. 142;
 Page No. 46;
 Book No. 142;
 Series of 2020.

Notary Public

[Signature]
 ATTY. GERVACIO B. ORTIZ JR.
 NOTARY PUBLIC FOR MAKATI CITY
 UNTIL DECEMBER 31, 2020
 TR NO. 7553104/01-05-2019 MAKATI
 IBP NO. 659155 LIFE TIME MEMBER
 APPT. NO. M1041201/ROLL NO. 4009
 MCLE COMPLIANCE NO. V-0006934
 GROUND FLOOR 2747 PASEO DE
 BOYAS, LEPANTO BLVD

PSALM Corporation
[Signature]
 IRENE JOY BESIDO-GARCIA
 President and CEO
[Signature]

Omnibus Sworn Statement

REPUBLIC OF THE PHILIPPINES)
CITY/MUNICIPALITY ~~MAKATI CITY~~

AFFIDAVIT

I, JOCELYN M. PRESILLAS, of legal age, SINGLE, FILIPINO, and residing at Blk 3 Lot 8 Daisy Street, Phase 2, Pacific Residences, Ususan, Taguig City, after having been duly sworn in accordance with law, do hereby depose and state that:

1. I am the duly authorized and designated representative of I-TECHWEB SOLUTIONS AND SERVICES INC. with office address at Unit 2201 88 Corporate Center, Sedenon corner Valero Street, Salcedo Village, Makati City, Philippines;
2. I am granted full power and authority to do, execute and perform any and all acts necessary to participate, submit the bid, and to sign and execute the ensuing contract, for the CONDUCT OF IN-HOUSE TRAINING ON EFFECTIVE COMMUNICATIONS of the POWER SECTOR ASSETS AND LIABILITIES MANAGEMENT CORPORATION, as shown in the attached duly Notarized Secretary's Certificate issued by the Corporation,;
3. I-TECHWEB SOLUTIONS AND SERVICES INC. is not "blacklisted" or barred from bidding by the Government of the Philippines or any of its agencies, offices, corporations, or Local Government Units, foreign government/foreign or international financing institution whose blacklisting rules have been recognized by the Government Procurement Policy Board, by itself or by relation, membership, association, affiliation, or controlling interest with another blacklisted person or entity as defined and provided for in the Uniform Guidelines on Blacklisting.
4. Each of the documents submitted in satisfaction of the bidding requirements is an authentic copy of the original, complete, and all statements and information provided therein are true and correct;
5. I-TECHWEB SOLUTIONS AND SERVICES INC. is authorizing the Head of the Procuring Entity or its duly authorized representative(s) to verify all the documents submitted;
6. None of the officers, directors, and controlling stockholders of I-TECHWEB SOLUTIONS AND SERVICES INC. is related to the Head of the Procuring Entity, members of the Bids and Awards Committee (BAC), the Technical Working Group, and the BAC Secretariat, the head of the Project Management Office or the end-user unit, and the project consultants by consanguinity or affinity up to the third civil degree;
7. I-TECHWEB SOLUTIONS AND SERVICES INC. complies with existing labor laws and standards;
8. I-TECHWEB SOLUTIONS AND SERVICES INC. is aware of and has undertaken the following responsibilities as a Bidder in compliance with the Philippine Bidding Documents, which includes:
 - a) Carefully examine all of the Bidding Documents;
 - b) Acknowledge all conditions, local or otherwise, affecting the implementation of the Contract;



c) Made an estimate of the facilities available and needed for the contract to be bid, if any; and,

d) Inquire or secure Supplemental/Bid Bulletin(s) issued for the Conduct of IN-HOUSE TRAINING ON EFFECTIVE COMMUNICATIONS; and,

9. I-TECHWEB SOLUTIONS AND SERVICES INC. did not give or pay directly or indirectly, any commission, amount, fee, or any form of consideration, pecuniary or otherwise, to any person or official, personnel or representative of the government in relation to any procurement project or activity.

10. In case advance payment was made or given, failure to perform or deliver any of the obligations and undertakings in the contract shall be sufficient grounds to constitute criminal liability for Swindling (Estafa) or the commission of fraud with unfaithfulness or abuse of confidence through misappropriating or converting any payment received by a person or entity under an obligation involving the duty to deliver certain goods or services, to the prejudice of the public and the government of the Philippines pursuant to Article 315 of Act No. 3815 s. 1930, as amended, or the Revised Penal Code.

NOV 20 2020

IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of _____, 20____
at **MAKATI CITY**, Philippines.

JOCELYN M. PRESILLAS
Bidder's Representative/Authorized Signatory

NOV 20 2020

SUBSCRIBED AND SWORN to before me this _____ day of _____ [month] _____ [year]
at **MAKATI CITY** [place of execution], Philippines. Affiant/s is/are personally known to me and was/were identified by me through competent evidence of identity as defined in the 2004 Rules on Notarial Practice (A.M. No. 02-8-13-SC). Affiant/s exhibited to me her SSS ID, with her photograph and signature appearing thereon, with SSS No. 01-0863199-9.

NOV 20 2020

Witness my hand and seal this _____ day of _____ [month] _____ [year].

~~NAME OF NOTARY PUBLIC
NOTARY PUBLIC FOR MAKATI CITY
Notary Public from FEB 31, 2020 until _____
RR NO. 75800498-NO-2019 MAKATI
PBR NO. 66155 LIFE TIME MEMBER [place issued]
IBP NO. MT04720176011 NO. 400 [place issued]
MCLE COMPLIANCE NO. V-000698
ROUND FLOOR 8747 PASEO
BOJAS, LEPANTO RIZAL~~

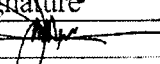

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SECRETARY CERTIFICATE

I, **Jacqueline F. Ching**, being the elected Corporate Secretary of I-TECHWEB SOLUTIONS AND SERVICES INC. (The Corporation) with principal address at Suite 2201 88 Corporate Center, Seden St. corner Valero St, Salcedo Village, Makati City, do hereby certify that in a special meeting of the Board of Directors held on the 9th of October 2020, the following resolution was unanimously adopted:

Resolution No. 2020-1003

“RESOLVED, that any of the following:

	Name of Duly Authorized Representative/s	Position	With Conformity	
			Signature	Initial/s
1)	Jocelyn M. Presillas	General Manager		

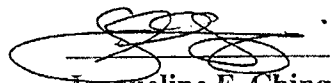
is/are hereby duly authorized and designated in the name of I-TECHWEB SOLUTIONS AND SERVICES INC., to participate in the public bidding of any private or government office/agency; to submit a bid, make, sign, execute, deliver and receive contracts, agreements, and any and all documents and other writings of whatever nature or kind; transact with any private or government office/agency and execute and perform any and all acts necessary for the purposes indicated herein.”

I hereby certify the correctness of the foregoing resolution and that the same is existing and has not been suspended, amended, modified or revoked.

NOV 09 2020

IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of _____ 20____
in the City of **MAKATI CITY**, Philippines.

FOR I-TECHWEB SOLUTIONS AND SERVICES INC.


Jacqueline F. Ching
Corporate Secretary

Affiant
NOV 09 2020

SUBSCRIBED AND SWORN to before me this _____ day of _____, 2020, at **MAKATI CITY**, Philippines. Affiant is personally known to me and was identified by me through competent evidence of identity as defined in the 2004 Rules on Notarial Practice (A.M. No. 02-8-13-SC). Affiant exhibited to me his/her Unified Multi-Purpose ID, with his/her photograph and signature appearing thereon, with no. CRN-0111-1936639-1.

Witness my hand and seal this _____ day of **NOV 09 2020** 20____.

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~~NOTARY PUBLIC~~
~~JOY SERVACIO B. ORTIZ~~
NOTARY PUBLIC FOR MAKATI CITY
UNTIL DECEMBER 31, 2020
TR. NO. 7333104/01-03-2019 MAKATI
IBP NO 656155 LIFETIME MEMBER
APPT. NO. M104/2017/ROLL NO. 4003
MCLE COMPLIANCE NO. V-0006934
GROUND FLOOR 8747 PASEO DE
LOXAS, LEPANTO BLDG

Republic of the Philippines
Social Security System



JOCELYN M PRESILLAC

01-0863199-0

A small, handwritten signature in black ink, appearing to be the name of the cardholder.

CARLOS S. ARROYO
THE PRESIDENT



A large, stylized handwritten signature in black ink, consisting of several loops and a long horizontal stroke.



SECRETARY'S CERTIFICATE

I, **MARIA BELEN P. MONTES-NERA**, of legal age, Filipino, and with office address at 24th Floor Vertis North Corporate Center I, Astra corner Lux Drives, North Avenue, Quezon City 1105, hereby certify that:

1. I am the duly appointed Corporate Secretary of the Power Sector Assets and Liabilities Management Corporation ("PSALM"), a corporation duly organized and existing under and by virtue of Republic Act 9136, with office address as stated above. As such Corporate Secretary, I am the custodian of the corporate records of the Corporation including, but not limited to, Board Resolutions.
2. As per records on file, at a regular meeting of the Board of Directors held on 16 June 2015, at which meeting a quorum was present and acting throughout, the following resolution, among others, was approved and adopted by the Board, thus:

BOARD RESOLUTION NO. 2015-0616-10

REVISED MANUAL OF APPROVALS

NOW, THEREFORE, BE IT RESOLVED, AS IT IS HEREBY RESOLVED, that, as recommended by the Management of the Power Sector Assets and Liabilities Management Corporation ("PSALM") and favorably endorsed by the PSALM Board Review Committee, the PSALM Board of Directors resolve the following:

Section 14.01 Item 5 of PSALM's Manual of Approval


X X X

ITEM	LIMIT OF AUTHORITY	APPROVING AUTHORITY
5. Signing and Issuance of NOA, Contract and NTP	Regardless of amount	President and CEO

X X X

APPROVED AND CONFIRMED this 16th June 2015.

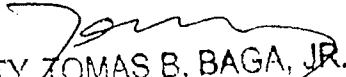
3. The foregoing resolution has not been revoked, amended, nor in any manner modified and may be relied upon until written notice to the contrary is issued by PSALM.


MARIA BELEN P. MONTES-NERA
Corporate Secretary

Republic of the Philippines }
Quezon City, Metro Manila }

SUBSCRIBED AND SWORN TO BEFORE ME on 13 September 2019 at Quezon City, Metro Manila, Affiant exhibiting to me her IBP ID No. 37737, IBP Chapter Quezon Province.

DOC NO. 46 ;
PAGE NO. 11 ;
BOOK NO. 688A ;
SERIES OF 201 9 ;


ATTY. TOMAS B. BAGA, JR.
NOTARY PUBLIC
UNTIL DECEMBER 31, 2019
ADM. NO. NP-013 (2018-2019)
ATTYS. ROLL NO. 13003
IBP NO. 050254, 01/05/19
PTR NO. 862/369 / 1-3-19 N. COT.
MCLE NO. IV-0000096
RGH BLDG. TIMOG COR. PANAY AVE. QC

