

AGREEMENT TO TERMS AND CONDITIONS

REQUEST FOR PROPOSAL FOR THE PROVISION OF RENEWAL OF MANAGED IT INFRASTRUCTURE SUPPORT SERVICES

Please indicate clearly below your agreement to each clause of the Terms and Conditions. Where you are not in agreement, you should give your counter-proposal in the "Remarks" column or in a separate sheet to be attached to this form. Where you fail to expressly indicate disagreement against any clause, it shall be deemed that you agree to the same and the Request for Proposal shall be evaluated accordingly.

Title of Document: **Conditions of Contract** (for Service)

| S/N | Heading of Clause | Please tick to confirm having read and agreed to the same | Remarks |
|-----|---|---|---------|
| 1 | Definitions | | |
| 2 | Scope of Contract | | |
| 3 | Provision of Services | | |
| 4 | Delay in Delivery or Performance | | |
| 5 | Alteration of Standards and/or Specifications | | |
| 6 | Title to Deliverables | | |
| 7 | Contract Price | | |
| 8 | Payment | | |
| 9 | Security Deposit | | |
| 10 | Compliance with Law, Rules and Regulations | | |
| 11 | Obtaining Services Elsewhere When Frequency Is Not Specified | | |
| 12 | Works Orders | | |
| 13 | Indemnity | | |
| 14 | Limitation Of Liability | | |
| 15 | Remedies For Intellectual Property Infringement | | |
| 16 | Insurance | | |
| 17 | Warranty | | |
| 18 | Additional Terms and Conditions | | |
| 19 | Suspension or Termination | | |
| 20 | Force Majeure | | |
| 21 | Confidentiality | | |
| 22 | Variation of Contract | | |
| 23 | Dispute Resolution | | |
| 24 | Assignment and Subcontracting | | |
| 25 | Contractor Personnel | | |
| 26 | Waiver | | |
| 27 | Reliance Clause | | |

| S/N | Heading of Clause | Please tick to confirm having read and agreed to the same | Remarks |
|-----|---|---|---------|
| 28 | Insolvency | | |
| 29 | Notices | | |
| 30 | Entire Agreement | | |
| 31 | Severability | | |
| 32 | Reasonableness | | |
| 33 | Language | | |
| 34 | Survival Clause | | |
| 35 | Independent Contractor / No Partnership | | |
| 36 | Joint And Severable Liability | | |
| 37 | No Third Party Beneficiaries | | |
| 38 | Use of Name | | |
| 39 | Governing Law | | |
| 40 | Execution In Counterparts | | |
| 41 | Personal Data | | |
| 42 | Information Security | | |

Title of Document: **Conditions of Contract – Suspension or Termination**

| S/N | Heading of Clause | Please tick to confirm having read and agreed to | Remarks |
|-----|-------------------|--|---------|
| 1 | Clause 19.2 (e) | | |
| 2 | Clause 19.2 (f) | | |

Title of Document: **Conditions of Request For Proposal**

| S/N | Heading of Clause | Please tick to confirm having read and agreed to the same | Remarks |
|-----|--|---|---------|
| 1 | Definitions | | |
| 2 | General Requirements | | |
| 3 | Partial and Conditional RFP Bids | | |
| 4 | Delivery of RFP Bids | | |
| 5 | Validity Periods | | |
| 6 | Evaluation of RFP Bids | | |
| 7 | Acceptance of RFP Bid | | |
| 8 | No Return of RFP Bid | | |
| 9 | Price Quotations | | |
| 10 | Variations, Modifications and Amendments | | |
| 11 | Cost of RFP Bid | | |

| S/N | Heading of Clause | Please tick to confirm having read and agreed to the same | Remarks |
|-----|---|---|---------|
| 12 | Confidentiality | | |
| 13 | RFP Documents, Materials and/or Information | | |
| 14 | Disclaimers | | |
| 15 | Governing Law and Jurisdiction | | |

Title of Document: **Specimen of Banker's Guarantee, Performance Bond and Performance Guarantee**

| S/N | Name of Document | Please tick to confirm having read and agreed to the same | Remarks |
|-----|--|---|---------|
| 1 | Specimen of Banker's Guarantee – Annex 1 | | |
| 2 | Specimen of Performance Bond – Annex 2 | | |
| 3 | Specimen of Performance Guarantee – Annex 3 | | |

Title of Document: **Requirement Specifications**

| S/N | Name of Document | Please tick to confirm having read and agreed to | Remarks |
|-----|---|--|---------|
| 1 | Scope of Service – Annex A | | |
| 2 | Vendor's Experience In Similar Projects – Annex B | | |
| 3 | Business and Compliance Requirements – Annex C | | |
| 4 | Vendor Supporting Documents Requirements – Annex D | | |
| 5 | Submission of Price Schedule | | |

Vendor's name: _____

Vendor's stamp: _____