CONTRATO No. CV 2625 DE 2022

FECHA: 24 de Mayo de 2023

CONTRATANTE: **INSTITUTO TECNOLÓGICO METROPOLITANO**

CONTRATISTA: COLOMBIAN TOOLS & BITS S.A.S,

NIT: 901442429-0

OBJETO: Renovación del licenciamiento del software NX y Solid Edge para el Instituto Tecnológico Metropolitano, de acuerdo con las especificaciones técnicas

VALOR: QUINCE MILLONES TRECIENTOS SETENTA Y CINCO MIL PESOS. ($15.375.000).

DURACION: Desde la firma del acta de inicio hasta el 5 de junio de 2022.La entrega de los insumos estará condicionada a lo estipulado en la cláusula 7 Numeral 7.7 del Acuerdo Marco.

FECHA DE INICIO: 5 de mayo de 2022

Con el objeto de realizar el seguimiento al avance de la ejecución del contrato No. CV 2625 DE 2022, se presenta el Informe de Supervisión y/o Interventoría del contrato de la referencia, con fundamento en la Ley 80 de 1993, Ley 1150 de 2007, Decreto 1082 de 2015, y demás normas que regulan la materia.

1. INFORME TÉCNICO ADMINISTRATIVO DEL CONTRATO:

Se evidencia la Adquisición del licenciamiento del software NX y Solid Edge, tal y como se puede evidenciar en las entregas realizadas por la empresa COLOMBIAN TOOLS & BITS S.A.S, entregas que responden a lo especificado en el documento de Estudios Previos del proceso y que consta en la remisión y entrega de los productos y en la factura electrónica de venta **FELE 711** de la empresa COLOMBIAN TOOLS & BITS S.A.S.

A continuación, se comparte evidencia de la adquisición del licenciamiento del software NX y Solid Edge.

EVIDENCIA:

Licensed Software Designation Agreement
No. 1408398
For Reseller Transaction

Customer:
INSTITUTO TECNOLOGICO METROPOLITANO
CALLE 73 No 76A - 354
VIA AL VOLADOR
MEDELLIN, 050034
Colombia

Date: May 19, 2022

Subscriptions

Product Number	*Name/Description*	*Qty*
NXACAD101	NX Academic - CAE & CAM User Type:Concurrent Simultaneous User (Floating), License Type:Subscription, Billing Plan:Full in Advance, Version:2007, 12.00 months subscription, Supplemental Terms:PLM-NX, ACAD	400
NXACAD100	NX Academic - Core & CAD User Type:Concurrent Simultaneous User (Floating), License Type:Subscription, Billing Plan:Full in Advance, Version:2007, 12.00 months subscription, Supplemental Terms:PLM-NX, ACAD	400
TG20000E	Learning Advantage Academic Membership for Educators provides academic institutions the resource to teach their students how to use Siemens PLM Products. Eligible academic institutions will receive five TG20000E memberships at no charge. Also included is an administrator account which enables them to manage their users (create/modify/delete) and manage extra subscriptions for their students. User Type:Concurrent Simultaneous User (Floating), License Type:Subscription, Billing Plan:Full in Advance, Version:2007, 12.00 months subscription, Supplemental Terms:LRNG, ACAD	5
SE293	Solid Edge University Edition w/NX User Type:Concurrent Simultaneous User (Floating), License Type:Subscription, Billing Plan:Full in Advance, Version:2022, 12.00 months subscription, Supplemental Terms:PLM, ACAD	400

All the above software products are quoted with Platform:W64 Install Number:0001340349.
If a Subscription does not have a start date displayed the start date will be three days after the order is finally processed.

Additional Terms and Conditions:

The parties acknowledge the Software and/or Software Maintenance listed above is being ordered by the Siemens Industry Software Ltda Partner identified below for delivery to the Customer identified below.

Product Terms and Conditions:

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Delivery:

May 18, 2022 Quotation 1408398 page 1

The Software term starts the date the Software is made available to the customer by SISW, unless noted otherwise herein.
Siemens Industry Software Ltda, in its sole discretion, reserves the right to accept or reject any LSDA. Once an LSDA for Software is accepted by Siemens Industry Software Ltda, delivery of the Software identified in the LSDA will occur when Siemens Industry Software Ltda makes the Software available to the Customer by means of electronic download from a website specified by Siemens Industry Software Ltda. Physical shipment of the media is Siemens Industry Software Ltda's option and will occur as an accommodation to the Customer or because certain elements of the Software are not available for electronic download. If a Customer's installation location resides in a taxing jurisdiction which does not apply a transactional tax (such as sales tax) to electronic deliveries only, and the customer desires to avail itself of such provisions, the Customer must opt out of receiving physical shipments and execute an electronic delivery exception form, as specified by Siemens Industry Software Ltda, to arrange for electronic delivery only. The Software will be delivered subject to EXW (Incoterms 2020) for deliveries that occur entirely within United States, Russia, China or India. For delivery from the United States to any other country, the Software will be delivered subject to DAP (Incoterms 2020).

Validity:

Any software and/or maintenance, enhancement and support services (ME&S) provided to customer hereunder are subject to the terms and conditions of the license and services agreement entered into by the customer and Siemens Industry Software Ltda or its authorized distributor with respect to the applicable software. This quotation is valid only through the above expiration date, or, if not specified, for thirty (30) days. Any extension to this validity period must be confirmed in writing and signed by both parties. Customer acknowledges that renewal orders for ME&S shall be deemed accepted by the Customer by payment of any ME&S invoice issued as a result of this quotation, course of dealing between the parties or the provision of ME&S services following the automatic renewal date.

Subscription License

Product Number(s) NXACAD101, NXACAD100, TG20000E, SE293, "Subscription" license means a license whose term is limited to a period of time mutually agreed by the parties in this LSDA. A Subscription license is renewable by mutual agreement of the parties for an additional limited term or terms following expiration of the initial Subscription term, but a Subscription license may not be converted to an extended term license or perpetual license under any circumstances. Upon expiration of the initial term or the renewal term, if applicable, the Subscription license will terminate and the Customer must cease any further use of the Subscription license thereafter. Maintenance services for a Subscription license are included in the Subscription license fee. Subscription license fees are payable in advance and will be invoiced as specified by the parties in this LSDA. For multiple year Subscription terms, the copyright owner of the software retains the right to require new license keys to be issued periodically during the Subscription term.

The applicable terms for this LSDA are available at the web page(s) below:

EULA:

https://www.siemens.com/sw-terms/eula

Supplemental Terms identified by the following alphanumeric codes: PLM-NX, ACAD

https://www.siemens.com/sw-terms/supplements

Learning Services Agreement (LRNG):

https://www.siemens.com/sw-terms/learning-services

CUSTOMER: INSTITUTO TECNOLOGICO METROPOLITANO REVENDA: COLOMBIAN TOOLS & BITS S.A.S

Version:O:0064O00000o03v0QAAQ:14083983

2. EJECUCIÓN FINANCIERA DEL CONTRATO:

- El 5 de mayo de 2022 las partes celebraron el contrato Nro. CV 2625 DE 2022 cuyo objeto fue: “RENOVACIÓN DEL LICENCIAMIENTO DEL SOFTWARE NX Y SOLID EDGE PARA EL INSTITUTO TECNOLÓGICO METROPOLITANO, DE ACUERDO CON LAS ESPECIFICACIONES TÉCNICAS”. Por un valor de QUINCE MILLONES TRECIENTOS SETENTA Y CINCO MIL PESOS ($15.375.000) IVA Incluido y con una vigencia de treinta (30) días.
- Las actividades objeto del contrato fueron ejecutadas en un 100% según lo establecido en las normas, especificaciones técnicas y condiciones contractuales pactadas, y fueron recibidas a entera satisfacción, según consta en los documentos que reposan en el expediente del contrato.
- Durante la ejecución del contrato no se materializaron los riesgos definidos en los Estudios Previos.
- El contratista aportó los documentos que acreditan que se encuentra a paz y salvo por concepto de pagos a seguridad social y aportes parafiscales.

La relación de pagos fue la siguiente:

No. Pago	Factura	Fecha	Valor Cobrado	Fecha Recibido a Satisfacción	Rubro de RCP Afectado	Valor Pagado
1	**FELE 711**	08/07/2022	$ 15.375.000	18/07/2022	232010100 502030101	$ 15.375.000
Total: $ 15.375.000				**Total: $ 15.375.000**		

- Cuadro de Ejecución Financiera del contrato:

Institución Universitaria

EJECUCIÓN FINANCIERA

Página: 1
Programa: SCtLicon
Usuario que imprime: josep
Usuario que liquida: josep

Contratista COLOMBIAN TOOLS & BITS SAS
Identificación 900139021
Número del Contrato 2625
Tipo de Operación 676
Fecha Inicio 05-mayo-2022
Fecha de Terminación 03-junio-2022
Fecha de Impresión 16-mayo-2023

A continuación se relaciona el cuadro de ejecución financiera, donde se discriminan los pagos realizados.

Valor Inicial del Contrato	$	15,375,000.00
Valor Adiciones	$	0.00
Valor Total del Contrato	$	15,375,000.00
Valor Pagado	$	15,375,000.00
Saldo del Compromiso Presupuestal	$	0.00
Valor Cuenta de Cobro	$	0.00
Valor Liberado a la Fecha de Liquidación	$	0.00
Valor a Liberar	$	0.00
Deuda	$	0.00
Saldo a Favor	$	0.00
Valor Neto a Pagar	$	0.00
Vo.Bo. Departamento Financiero		

Observaciones Las actividades se ejecutaron al 100%.

3. INFORME FINANCIERO Y CONTABLE:

Valor del Contrato inicial	$ 15.375.000
Pagos Realizados	$ 15.375.000
Porcentaje de ejecución financiera	100%
Presupuesto Restante	$ 0

RELACION FACTURADA

FACTURA No. FELE 711	
SUBTOTAL	$ 15.375.000
IVA	$ 0
Subtotal	$ 15.375.000
Total	$ 15.375.000

4. OBSERVACIÓN

No se generan observaciones con respecto a la ejecución del contrato.

Atentamente,



José Julián Pérez Ramírez
Jefe de Oficina Departamento de Sistemas
Supervisor