

ANNEX 1

REPUBLIC OF THE PHILIPPINES)
CITY OF MAKATI CITY) S.S.

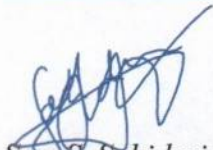
**SWORN DECLARATION AND UNDERTAKING FOR EXEMPTION FROM
REGISTRATION OF DATA PROCESSING SYSTEMS**

I Sem S. Sabiduria, of legal age, and residing at 814 J.P. Rizal St. Makati, MAKATI CITY, METRO MANILA, after having been duly sworn in accordance with law, do hereby depose and state that:

1. I am the Sem S. Sabiduria of Functional Inc with the following contact details:
 - a. Office Address: 814 J.P. Rizal St. Makati, MAKATI CITY, METRO MANILA;
 - b. DPO Name: Sem S. Sabiduria;
 - c. DPO Email Address: dataprivacyofficer@functional.com.ph; and
 - d. Contact Number: 09185180197;
2. I am duly authorized to issue this Sworn Declaration and Undertaking on behalf of Functional Inc as manifested in the attached [proof of authority such as a Board Resolution embodied in a Secretary's Certificate];
3. Functional Inc does not meet the registration requirements for all of the following reasons:
 - Functional Inc employs less than two hundred fifty (250) persons;
 - the processing by Functional Inc does not include sensitive personal information of at least one thousand (1,000) individuals;
 - Functional Inc does not process any information likely to pose a risk to the rights and freedoms of data subjects including those that involve information likely to affect national security, public safety, public order, or public health or information required by applicable laws or rules to be confidential; vulnerable data subjects like minors, the mentally ill, asylum seekers, the elderly, patients, those involving criminal offenses, or in any other case where an imbalance exists in the relationship between a data subject and a PIC or PIP, especially those involving automated decision-making or profiling; and
 - Functional Inc is not a government agency or instrumentality;
4. I undertake that Functional Inc shall comply with orders of the Commission requiring the submission of additional documents and other relevant information, and that failure to comply with such orders will be subject to fines and other applicable penalties;

5. I undertake to immediately inform the Commission by filing a new Sworn Declaration and Undertaking within ten (10) days from any change in the declarations in number 1;
6. I undertake to immediately register with the Commission within twenty (20) days from existence of facts showing that the basis for this Sworn Declaration and Undertaking is no longer true;
7. I am executing this Sworn Declaration and Undertaking to attest to the truth of the foregoing statements and to comply with the requirements of the Data Privacy Act, its Implementing Rules and Regulations, and other relevant issuances of the National Privacy Commission.

IN WITNESS WHEREOF, I have hereunto set my hand this NOV 08 2024 day of _____, 20__ at MAKATI CITY, Philippines.


Sem S. Sabiduria
Affiant

SUBSCRIBED AND SWORN to before me this NOV 08 2024 day of _____, 20__, Affiant exhibiting to me a competent proof of identity _____ issued at _____ on _____.

NOTARY PUBLIC

Doc No. 709;
Page No. 63;
Book No. 2/4;
Series of 7N


ATTY. JOSHUA P. LAPUZ

Notary Public Makati City
Until Dec. 31, 2025

Appointment No. M-016-(2024-2025)
PTR No. 10073910 Jan. 2, 2024 / Makati
IBP Lifetime No. 04897 Roll No. 45790
MCLE Compliance No. VII-0016370
G/F Fedman Bldg., 199 Salcedo St.
Legaspi Village, Makati City