

ANNEX 1

REPUBLIC OF THE PHILIPPINES)
CITY OF MAKATI) 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: privacyofficer@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];

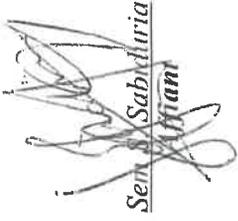
3. Functional Inc does not meet the registration requirements for all of the following reasons:
 - Functional Inc employs less than two hundred fifty (250) persons;
 - the processing by Functional Inc does not include sensitive personal information of at least one thousand (1,000) individuals;
 - Functional 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.

05 NOV 2025

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


Sen. Sabido

05 NOV 2025

SUBSCRIBED AND SWORN to before me this _____ day of _____, 20____, Affiant exhibiting to me a competent proof of identity _____ 33-9545302-6 _____ issued at _____ on _____

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ATTY. ROMEO M. MONFORT NOTARY PUBLIC
 Notary Public City of Makati
 Until December 31, 2025
 Appointment No. M-032 (2024-2025)
 PTR No. 10469008 Jan. 2, 2025/Makati City
 IBP No. 488534 Dec. 27, 2024
 MCLE NO. VII-0027570 Roll No. 27932
 101 Urban Ave Campos Rueda Bldg.
 Brgy. Pio Del Pilar, Makati City

SECRETARY'S CERTIFICATE

1. **ATTY. CHRISTIAN GEORGE L. MELITANTE**, of legal age, Filipino, with office address c/o **FUNCTIONAL INC.** at No. 814 J.P. Rizal Street, Makati City, Metro Manila, after having been sworn according to law, do hereby that:

1. I am the duly elected Corporate Secretary of **FUNCTIONAL INC.**, a corporation duly organized and existing and by virtue of the laws of the Republic of the Philippines, with principal office and place of at No. 814 J.P. Rizal Street, Makati City, Metro Manila;
2. As Corporate Secretary, I am the custodian of the corporate books and records, including the Minutes of Meetings and Resolutions of the Board of Directors and/or Stockholders;
3. That at the Special Meeting of the Board of Directors during which a quorum was present and acted throughout, the following resolution was unanimously approved:

RESOLUTION

"BE IT RESOLVED, as it is hereby **RESOLVED**, for the Corporation to authorize **MR. SEM S. SABIDURIA**, to be the authorized representative of the Corporation and signatory to the Sworn Declaration and undertaking for Exemption from Registration of Data Processing Systems of National Privacy Commission.

"RESOLVED FURTHER, AS IT IS HEREBY FURTHER RESOLVED, to authorize **MR. SEM S. SABIDURIA** as the corporation's duly authorized representative to do and perform any and all acts necessary for the execution and implementation of the aforesaid Sworn Declaration. He is also authorized to sign and execute any and all documents in connection thereof."

4. That the foregoing resolution have not been altered, modified, nor revoked, and that the same is now in full force and effect; and
5. That I am executing this Secretary's Certificate for whatever legitimate purpose it may serve.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of this Corporation, this NOV 06 2024 day of NOV 06 2024 at MAKATI CITY, Philippines.


ATTY. CHRISTIAN GEORGE L. MELITANTE
Corporate Secretary

SUBSCRIBED AND SWORN TO BEFORE ME, a duly authorized notary public for and in the above-named Jurisdiction, on NOV 06 2024, affiant exhibiting to his Non-Professional Driver's License with No. N25-05-012868 valid until November 11, 2032, bearing his signature and photograph, as competent evidence of his identity.



ATTY. JOSHUA P. LAPUZ
Notary Public, Makati City
Until Dec. 31, 2025

Appointment No. M-015-(2024-2025)
PTR No. 10079910 Jan. 2, 2024 / Makati
IBP Lifetime No. 04897 Roll No. 45790
MCLE Compliance No. VII-0016370
3/F Fernan Bldg., 199 Salcedo St.
Legaspi Village, Makati City