

21-00195

Contract for the Procurement of a Tourism Destination Marketing Company for Indonesia

This *Contract for the Procurement of a Tourism Destination Marketing Company for Indonesia* ("Agreement") is made this 24 November 2021, in the City of Makati, by and between:

The **DEPARTMENT OF TOURISM (DOT)**, a government agency with principal office address at the DOT Building, No. 351 Senator Gil Puyat Avenue, Makati City, Philippines, represented by its **OIC-UNDERSECRETARY VERNA COVAR-BUENSUCESO** ("Procuring Entity");

and

VF WORLDWIDE HOLDINGS LTD., a private entity with business address at Unit No. 3205, JBC1, Plot No. JLT-PH1 G2A, Jumeirah Lakes Towers, Dubai, UAE, represented by its **Regional Head, MR. ATUL LALL** ("Consultant")

WITNESSETH:

WHEREAS, the Procuring Entity is mandated to be the primary planning, programming, coordinating, implementing, and regulatory government agency in the development and promotion of the tourism industry, both domestic and international;

WHEREAS, pursuant to its mandate, the Procuring Entity seeks to promote Philippine tourism in foreign jurisdictions where it does not operate a Foreign Office, such as Indonesia, through the services of a Tourism Destination Marketing Company;

WHEREAS, despite the travel and tourism restrictions brought about by the COVID-19 pandemic, the Procuring Entity seeks to continue the promotion of Philippine tourism in foreign markets following a top-of-mind awareness marketing strategy;

WHEREAS, the Bids and Awards Committee (BAC) of the Procuring Entity, through **BAC Resolution No. 2021-202** has declared the Consultant to be the **Highest Rated and Responsive Bidder (HRRB)** following a competitive bidding procedure for the procurement of consultancy services for a Tourism Destination Marketing Company;

WHEREAS, pursuant to the abovementioned BAC Resolution, the Procuring Entity has accepted the bid of the Consultant for a **monthly professional fee of Eight Thousand Nine Hundred US Dollars (USD8,900.00) or a total contract price of Twenty- Six Thousand Seven Hundred US Dollars (USD26,700.00)**¹ or its equivalent in Philippine Pesos, inclusive of all applicable taxes, for a period of **three (3) months effective from the receipt by the Consultant of the Notice to Proceed**;

NOW, THEREFORE, based on the foregoing, the Parties agree as follows:

1. In this Agreement, words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract hereinafter referred to;

¹ One Million Three Hundred Fifty-Three Thousand Three Hundred Sixty-Nine and 60/100 Philippine Pesos (PhP 1,353,369.60) on the date of the bid opening



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2. The following documents shall be attached, deemed to form, and be read and construed as part of this Agreement, to wit:
 - a. General and Special Conditions of Contract;
 - b. Terms of Reference;
 - c. Request for Expression of Interest;
 - d. Instructions to Bidders;
 - e. Bid Data Sheet;
 - f. Addenda and/or Supplemental/Bid Bulletins, if any;
 - g. Bid forms, including all the documents/statements contained in the Bidder's bidding envelopes, as annexes, and all other documents/ statements submitted (e.g., bidder's response to request for clarifications on the bid), including corrections to the bid, if any, resulting from the Procuring Entity's bid evaluation;
 - h. Eligibility requirements, documents and/or statements;
 - i. Performance Security;
 - j. Notice of Award of Contract and the Bidder's conforme thereto;
 - k. Other contract documents that may be required by existing laws and/or the Procuring Entity.
3. In consideration of the payments to be made by the Procuring Entity to the Consultant as hereinafter mentioned, the Consultant hereby covenants with the Entity to execute and complete the Consulting Services and remedy any defects therein in conformity with the provisions of this Consultant in all respects.
4. The Procuring Entity hereby covenants to pay the Consultant in consideration of the execution and completion of the Consulting Services, the Contract Price or such other sum as may become payable under the provisions of this Contract at the times and in the manner prescribed by this Contract.

IN WITNESS whereof the parties thereto have caused this Agreement to be executed the day and year first before written.

DEPARTMENT OF TOURISM

VF WORLWIDE HOLDINGS LTD.


By:


VERNA COVAR-BUENSUCESO
OIC-Undersecretary

By:


ATUL LALL
Regional Head

Signed in the presence of:


Joseph R. Abaloyan


Mr. Rahul Chatterji

FUNDS AVAILABLE:


ROMAN BERSAMIRA
Chief, Accounting Division, DOT

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ACKNOWLEDGEMENT

Republic of the Philippines) S.S
Makati

BEFORE ME, a Notary Public, in and for Makati, this 29th day of November 2021, personally appeared:

Name	Government ID	Date Issued	Place Issued
Verna Covar-Buensuceso	Passport No. 0015381A	22 May 2019	OFA Manila
Atul Lall	Z4225493	27/12/2017	Bangkok

all known to me to be the same persons who executed the foregoing instrument, and they acknowledged the same to be their free and voluntary act and deed and of the entities they represent.

WITNESS MY HAND AND SEAL on this 29 day of November 2021.

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ATTY. AUDELLEN ZAMORA
NOTARY PUBLIC
UNTL DECEMBER, 2021

PENTHOUSE, LEGAL AFFAIRS SERVICE, DOT BLDG
PTR NO. 8144622 - 1/15/20 - MAKATI CITY
IBP LIFETIME MEMBER 04646 / MAKATI CITY
ROLL NO. 44115 MCLE VI-0024349