

20-00165

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

This Contract for the Procurement of a Tourism Destination Marketing Company for Vietnam ("Agreement") is made this SEP 12 2020, in the City of Makati, by and among:

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 **ASSISTANT SECRETARY VERNA COVAR-BUENSUCESO** ("PROCURING ENTITY");

and

GOLDEN JADE TRADING SERVICE CO. LTD. a private entity with business address at 13D Phan Chu Trinh Street, Ward 2, Binh Thanh District, Ho Chi Minh City, Vietnam represented by its **DIRECTOR MS. NGUYEN THI MAI THANH** ("CONSULTANT")

WITNESSETH:

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

WHEREAS, despite the travel and tourism restrictions brought about by the COVID-19 pandemic, the 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 Entity, through **BAC Resolution No. 2020-132**, has declared the Consultant to be the **Single Rated and Responsive Bidder (SRRB)** 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 Entity has accepted the bid of the Consultant for a monthly professional fee of **Seven Thousand US Dollars (USD7,000.00) or a total contract price of Twenty-Eight Thousand US Dollars (USD28,000.00)** or its equivalent in Philippine Pesos¹ inclusive of all applicable taxes, beginning on the issuance of the Notice to Proceed to 31 December 2020.

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;
2. The following documents shall be attached, deemed to form, and be read and construed as part of this Agreement, to wit:

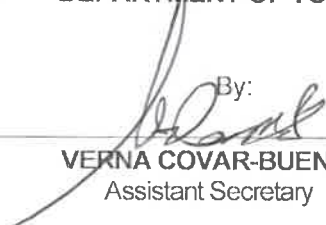
¹ One Million Four Hundred Twenty-Eight Thousand Philippine Pesos (PhP1,428,000.00) as of the date of execution of this Agreement.

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- 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 Entity.
3. In consideration of the payments to be made by the 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 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

By: 
VERNA COVAR-BUENSUCESO
Assistant Secretary

GOLDEN JADE TRADING SERVICE CO.


By: 
NGUYEN THI MAI THANH
Director

Signed in the presence of:


KURIAKI YLLASIS MELGAR

FUNDS AVAILABLE:


AIDA T. SORIANO
Chief, Accounting Division, DOT

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ACKNOWLEDGEMENT

Republic of the Philippines) S.S
Makati

October BEFORE ME, a Notary Public, in and for Makati, this 2nd day of October 2020, personally appeared:

Name	Government ID	Date Issued	Place Issued
Assistant Secretary Verna Covar-Buensuceso	Passport No. 50015381A	22 May 2019	DFA Manila
Ms. Nguyen Thi Mai Thanh	087168000095	March 06, 2017	HCMC, VN

all known to me to be the same persons who executed the foregoing instrument consisting of three (3) pages, including this page on which the Acknowledgement is written, 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 2nd day of October 2020.

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ATTY: AUDELLE H. 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



CERTIFICATION

I, **VERNA COVAR-BUENSUCESO**, of legal age and with office address at the New DOT Building, 351 Gil Puyat Avenue, Makati City, after having been sworn in accordance with the law, state that:

1. I am the Assistant Secretary for Product and Market Development in the Department of Tourism (DOT) and the Delegated Head of the Procuring Entity;
2. Pursuant to Bids and Awards Committee (BAC) Resolution No. 2020-132, the DOT and GOLDEN JADE TRADING SERVICE CO. LTD. entered into a Service Contract for the Procurement of Tourism Destination Marketing Company for Vietnam amounting to Twenty-Eight Thousand US Dollars (USD28,000.00) or One Million Four Hundred Twenty-Eight Thousand Philippine Pesos (PhP1,428,000.00) (the "Contract");
3. I hereby certify that the Contract has been entered into in faithful compliance with Republic Act No. 9184 and its Implementing Rules and Regulations, and all other applicable laws, rules, and regulations;
4. This Certification is being made in compliance with Executive Order No. 423 s. 2005 as amended by Executive Order No. 34 s. 2017.


IN WITNESS WHEREOF, I have affixed my signature this _____ day of _____ at Makati City.


VERNA COVAR-BUENSUCESO
 Assistant Secretary
 Department of Tourism

SUBSCRIBED AND SWORN to before me this 2nd day of October 2020 at Makati affiant exhibiting to me his/her PI# 50015371A.

NOTARY PUBLIC

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 ATTY. AUDELIN H. 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