

20-00143

**Contract for the Supply and Delivery of Information and Communication Technology (ICT) Equipment - Lot No. 3 (Mobile Devices)**

This Contract for the Supply and Delivery of Information and Communication Technology (ICT) Equipment - Lot No. 3 (Mobile Devices) ("Agreement") is made on AUG 20 2020 between:

The **DEPARTMENT OF TOURISM** of the Philippines, with office address at 351 Sen. Gil Puyat Avenue, Makati City, represented herein by **ASSISTANT SECRETARY HOWARD LANCE A. UYKING**, and hereinafter referred to as the "Procuring Entity".

and

**BEACON SOLUTIONS, INC.**, a private entity duly organized and existing under the laws of the Philippines, with business address at 314 Corporate 101 Building, 101 Mother Ignacia Avenue, Quezon City, duly authorized and represented herein by its General Manager and Vice President for Sales and Business Dev., **MS. MARIA CONCEPCION V. ARCEO** and hereinafter called the "Supplier";

Each a "Party" and collectively, the "Parties";

**WITNESSETH:**

**WHEREAS**, under Republic Act No. 9593 or the Tourism Act of 2009, the **PROCURING ENTITY** is mandated to create and supervise management information systems for the entire Department and to formulate and coordinate the implementation of the Department's information system strategic plan;

**WHEREAS**, pursuant to this mandate, the **PROCURING ENTITY** has been working with the Department of Information and Communication Technology (DICT) for the approval of ISSP 2017-2020 which provides a detailed information on the current ICT situation of the DOT, both on ICT infrastructure and equipment, to improve efficiency and workability of the operating units of the Department;

**WHEREAS**, to provide efficient and reliable delivery of service to the different tourism stakeholders and the general public, the **PROCURING ENTITY** needs to acquire functional and working ICT infrastructure and equipment to aid the different operating units in the performance of its functions;

**WHEREAS**, the **SUPPLIER** has submitted its bid for Lot No. 3 (Mobile Devices) for the Supply and Delivery of ICT Equipment in the amount of **Three Million Eight Hundred Seventy-Six Thousand Four Hundred Ninety-Five Pesos (PhP3,876,495.00)** inclusive of all taxes ("Contract Price");

**WHEREAS**, after due evaluation of the bid of the Supplier, the Bids and Awards Committee (BAC) of the Procuring Entity, through **BAC Resolution No. 2020-120**, has declared the Supplier to be the Single Calculated and Responsive Bid (SCR) for Lot No. 3 (Mobile Devices) and has recommended the award of the contract for the Supplier;

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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 referred to.
2. The following documents shall be deemed to form and be read and construed as part of this Agreement, viz.:
  - a) the Supplier's Bid, including the Technical and Financial Proposals, and all other documents/statements submitted (e.g. bidder's response to clarifications on the bid), including corrections to the bid resulting from the Procuring Entity's bid evaluation;
  - b) the Schedule of Requirements;
  - c) the Technical Specifications;
  - d) the General Conditions of Contract;
  - e) the Special Conditions of Contract;
  - f) the Performance Security; and
  - g) the Entity's Notice of Award.
3. In consideration of the payments to be made by the Procuring Entity to the Supplier as hereinafter mentioned, the Supplier hereby covenants with the Entity to provide the goods and services and to remedy defects therein in conformity in all respects with the provisions of the Contract.
4. The Procuring Entity hereby covenants to pay the Supplier in consideration of the provision of the goods and services and the remedying of defects therein, the Contract Price or such other sum as may become payable under the provisions of the contract at the time and in the manner prescribed by the contract.

**IN WITNESS** whereof the parties hereto have caused this Agreement to be executed in accordance with the laws of the Republic of the Philippines on the day and year first above written.


DEPARTMENT OF TOURISM  
(Procuring Entity)

BEACON SOLUTIONS, INC.  
(Supplier)

By:

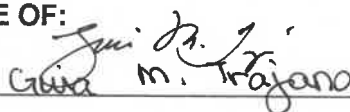
By:

  
HOWARD LANCE A. UYKING  
Assistant Secretary

  
MARIA CONCEPCION V. ARCEO  
General Manager and Vice President for  
Sales and Business Dev.

SIGNED IN THE PRESENCE OF:

  
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\_\_\_\_\_

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Certified Funds Available:

  
**AIDA T. SORIANO**  
Chief, Accounting Division


**ACKNOWLEDGMENT**

REPUBLIC OF THE PHILIPPINES)  
MAKATI )S.S.

BEFORE ME, a Notary Public, in and for Makati, this 9<sup>th</sup> day of September 2020, personally appeared HOWARD LANCE A. UYKING with his Government Issued ID DOT ID# 180015; and MARIA CONCEPCION V. ARCEO with her Government Issued ID - Passport No. P0356945A known to me to be the same persons who executed the foregoing instrument consisting of three (3) pages, including this page on which the Acknowledgment 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 9<sup>th</sup> day of September 2020.

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Book No. 11  
Series of 2020

  
ATTY: AUDELLE W. ZAMORA  
NOTARY PUBLIC  
UNTL DECEMBER, 2021  
PENTHOUSE, LEGAL AFFAIRS SERVICE, DOT BLDG  
PTR NO. 8144632 - 1/15/20 - MAKATI CITY  
IBP LIFETIME MEMBER 04646 / MAKATI CITY  
ROLL NO. 44115-MCLE VI-0024349