

21-00077

Contract for the Procurement of a Tourism Destination Marketing Company for Middle East

This *Contract for the Procurement of a Tourism Destination Marketing Company for the Middle East* ("Agreement") is made and entered into on MAY 26 2021 this day of _____-2021 between:

The **DEPARTMENT OF TOURISM (DOT)**, a government agency with principal office at New DOT Building, 351 Senator Gil Puyat Avenue, Makati City, represented by its **Assistant Secretary Verna Buensuceso** ("Entity");

and

DURGA DAS PUBLICATIONS (MIDDLE EAST) FZE, a private entity with business address at Z1-02, P.O Box: 9348, Saif Zone, Sharjah, United Arab Emirates, represented by its **Managing Director Ms. Sumeera Bahl** (the "Consultant")

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

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 Middle East, 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. 2021-032**, 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 Entity has accepted the bid of the Consultant for a **monthly professional fee of Nine Thousand US Dollars (USD9,000.00)** or a total contract price of **Seventy-Two Thousand US Dollars (USD72,000.00)** or its equivalent in Philippine Pesos¹ inclusive of all applicable taxes, beginning on the issuance of the Notice to Proceed to 31 December 2021;

¹Three Million Four Hundred Eighty-Seven Thousand Six Hundred Eighty Philippine Pesos (PhP3,487,680.00) as of the date of the execution of this Agreement.



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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 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:
 - 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

DURGA DAS PUBLICATIONS (MIDDLE EAST)FZE

By:

VERNA BUENSUCESO
Assistant Secretary

By:

SUMEERA BAHL
Managing Director

Signed in the presence of:

Crisna de Guzman

Dakila F. Gonzales

**FUN
DS AVAILABLE:**

ROMAN G. 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 28th day of May 2021, personally appeared:

Name	Government ID	Date Issued	Place Issued
ASEC. VERNA BUENSUCESO	50015381A	5/22/2019	DEA Manila
MS. SUMEERA BAHL	23076869	15/06/2015	DUBAI

15/06/2015

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 28th day of May 2021.

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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