

21-00156

**Contract for the Procurement of Consulting Services for the
Tourism Website Enhancement, Development and Maintenance**

This Contract for the Procurement of Consulting Services for the Tourism Website Enhancement, Development and Maintenance ("Agreement") is made and entered into this ___ day of OCT 11 2021 2021 between:

The DEPARTMENT OF TOURISM (DOT), a government agency with principal office at New DOT Building, 351 Sen. Gil Puyat Avenue, Makati City, represented by its **Assistant Secretary, HOWARD LANCE A. UYKING** ("Entity");

and

MYBUSYBEE INC., a private entity with business address at G7 Burgundy Place, B. Gonzales Street, Loyola Heights, Quezon City, represented by its **Chief Executive Officer, RICO M. HERNANDEZ** ("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 regulatory and marketing mandate, the Entity runs both a corporate website (www.tourism.gov.ph) and a marketing website (www.philippines.travel) (the "Tourism Websites");

WHEREAS, the Tourism Websites must be enhanced, further developed, and maintained to meet the growing demand of tech-savvy market, with more people adopting a digital lifestyle and with the department gradually reopening more destinations for local travel;

WHEREAS, the Entity needs to engage the services of a consultant for the enhancement, development, and maintenance of the Tourism Websites;

WHEREAS, the Bids and Awards Committee (BAC) of the Entity, through **BAC Resolution No. 2021-149**, has declared the Consultant to be the **Highest Rated and Responsive Bidder (HRRB)** following a competitive bidding procedure for the procurement of consulting services for the Tourism Website Enhancement, Development and Maintenance with a contract duration of five (5) months effective from the receipt by the Consultant of the Notice to Proceed;

WHEREAS, pursuant to the abovementioned BAC Resolution, the Entity has accepted the bid of the Consultant in the amount of **Nineteen Million Seven Hundred Seventy-Seven Thousand Pesos (PhP19,777,000.00)**, inclusive of all applicable taxes;

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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) Instruction 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 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 hereto have caused this Agreement to be executed the day and year first above written.

DEPARTMENT OF TOURISM
(Entity)

MYBUSYBEE INC.
(Consultant)


By:

By:


 HOWARD LANCE A. UYKING
 Assistant Secretary


 RICO M. HERNANDEZ
 Chief Executive Officer

SIGNED IN THE PRESENCE OF:




 ANDREA A. HERNANDEZ

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Certified Funds Available:

Roman G. Bersamira
ROMAN G. BERSAMIRA
Chief, Accounting Division

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
MAKATI)S.S.

BEFORE ME, a Notary Public, in and for Makati, this 13th day of October 2021, personally appeared:

Name	Government ID	Date/Place Issued
Howard Lance A. Uyking	<i>DOT ID # 180055</i>	
Rico M. Hernandez	<i>PM# P0871951A</i>	

known to me to be the same persons who executed the foregoing Agreement 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 13th day of October 2021.

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Book No. III
Series of 2021

Audelle M. Zamora
ATTY. AUDELLE M. 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

Roman G. Bersamira