

**Contract for the Procurement of a Training Provider
for the Thai Language E-Learning Program**

This *Contract for the Procurement of a Training Provider for the Thai Language E-Learning Program* (Agreement) is made this SEP 08 2021 2021, 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 Sen. Gil Puyat Avenue, Makati City, Philippines, represented by its **OIC-UNDERSECRETARY, VERNA C. BUENSUCESO** and hereinafter referred to as the "PROCURING ENTITY";

and

ENDERUN COLLEGES, INC., a private entity duly organized and existing under the laws of the Philippines, with business address at 1100 Campus Ave., McKinley Hill, Fort Bonifacio, Taguig, Metro Manila, duly authorized and represented herein by its **SENIOR VICE-PRESIDENT, DANIEL H. PEREZ** and herein referred to as the "SUPPLIER";

WITNESSETH:

WHEREAS, under Republic Act No. 9593 or the *Tourism Act of 2009*, the PROCURING ENTITY is mandated to encourage the development of training courses and apprenticeship programs for tourist guides and other similar workers jointly with concerned tourism enterprises, appropriate government agencies, and the private sector;

WHEREAS, pursuant to this mandate, the PROCURING ENTITY will conduct an online foreign language training course designed to equip and upgrade the communication skills of DOT-Accredited tour guides in preparation for the eventual opening of borders and the resumption of international inbound travel from Thailand, one of the Philippines' opportunity markets (the "Thai Language E-Learning Program");

WHEREAS, the PROCURING ENTITY needs to avail of the services of a training provider for the conduct of the Thai Language E-Learning Program from **13 September to 30 November 2021**;

WHEREAS, the SUPPLIER has submitted its bid for the provision of training services for the Thai Language E-Learning Program;

WHEREAS, after the evaluation of the bid of the SUPPLIER, the Bids and Awards Committee (BAC) of the PROCURING ENTITY, through **BAC Resolution No. 2021- 114**, has declared the SUPPLIER to be the bidder with the Single Calculated and Responsive Bid (SCRB) and has recommended the award of the contract in the total amount of **One Million Five Hundred Thousand Pesos (PHP1,500,000.00)**, inclusive of applicable taxes;

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 as required by the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184 shall be deemed to form and be read and construed as integral part of this Agreement:

- a. Philippine Bidding Documents (PBDs);
 - i. Schedule of Requirements;
 - ii. Technical Specifications or Terms of Reference;
 - iii. General and Special Conditions of Contract; and
 - iv. Supplemental or Bid Bulletins, if any
 - b. Winning bidder's bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted;
 - c. Bid form, including all the documents/statements contained in the Bidder's bidding envelopes, as annexes, and all other documents 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;
 - d. Performance Security;
 - e. Notice of Award of Contract; and the Bidder's conforme thereto; and
 - f. Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBDs. Winning bidder agrees that additional contract documents or information prescribed by the GPPB that are subsequently required for submission after the contract execution, such as the Notice to Proceed, Variation Orders, and Warranty Security, shall likewise form part of the Contract.
3. In consideration of the sum of **One Million Five Hundred Thousand Pesos (PHP1,500,000.00)**, inclusive of applicable taxes; or such other sums as may be ascertained, the SUPPLIER. agrees to provide training services in accordance with its Bid.
 4. The PROCURING ENTITY agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

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)

By:


VERNA C. BUENSUCESO
DIC-Undersecretary

ENDERUN COLLEGES, INC.
(Supplier)

By:


MR. DANIEL H. PEREZ
Senior Vice-President

Signed in the Presence of





Nicole Sabater
Assistant Operations Manager

21-00142

CERTIFIED FUNDS AVAILABLE:


ROMAN G. BERSAMIRA
Chief, Accounting Division

ACKNOWLEDGEMENT

Republic of the Philippines) S.S
Makati

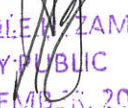
BEFORE ME, a Notary Public, in and for MAKATI, this 17th day of SEPTEMBER 2021, personally appeared:

Name	Government ID	Date Issued	Place Issued
DIC-USEC JERNA C. BUESUCES	DOT 870324		
DANIEL H. PEREZ	P9629527A		

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 17th day of SEPT 2021.

Doc. No. 475
Page No. 95
Book No. II
Series of 2021


ATTY. AUDELLE M. ZAMORA
NOTARY PUBLIC
UNTIL DECEMBER, 2021
PENTHOUSE, LEGAL AFFAIRS SERVICE, DOT BLDG
TEL. NO. 8144611 - 1/15/20 - MAKATI CITY
ID: LIFETIME MEMBER 04646 - MAKATI CITY
ROLL NO. 6 - ARTICLE VI-003 1349



CERTIFICATION

I, **VERNA C. 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 OIC-Undersecretary for Tourism 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. 2021-114, the DOT and ENDERUN COLLEGES, INC. entered into a Service Contract for Procurement of Service/Training Provider for the Thai Language E-Learning Program amounting to One Million Five Hundred Thousand Pesos (PHP1,500,000.00) (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 C. BUENSUCESO

OIC-Undersecretary, Tourism Development,
Department of Tourism (DOT)

SUBSCRIBED AND SWORN to before me this 17th day of SEPTEMBER at _____ affiant exhibiting to me his/her DOT ID 870324.

Doc. No. 474
Page No. 96
Book No. II
Series of 2021.

NOTARY PUBLIC

ATTY. AUDELIN ZAMORA
NOTARY PUBLIC
UNTL DECEMBER, 2021
PENTHOUSE, LEGAL AFFAIRS SERVICE, DOT BLDG
PTR NO. 8144622 - 1/15/20 - MAKATI CITY
LIFETIME MEMBER 04646 / MAKATI CITY
ROLL NO. 4115 MCLE VI-0025149