

22-00322

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 DEC 28 2022 2022, in the City of Makati, by and between:

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 **OIC-UNDERSECRETARY VERNA COVAR-BUENSUCESO** ("Procuring Entity");

and

GOLDEN JADE TRADING SERVICE CO. LTD., a private entity with business address at 491/A5 No Trang Long, Ward 13, Binh Thanh District, Ho Chi Minh City, Vietnam represented by its **DIRECTOR, MS. NGUYEN THI MAI THANH** ("Consultant")

WITNESSETH:

WHEREAS, under Republic Act No. 9593 or the Tourism Act of 2009, the **PROCURING ENTITY** is mandated to provide an integrated market development program to attract people to visit the Philippines and enhance the prestige of the country and the Filipino people in the international community;

WHEREAS, in line with this mandate, the Procuring Entity seeks to promote Philippine tourism in Vietnam, a source market for development but without an existing DOT foreign office;

WHEREAS, to carry out the above objective, there is a need to procure the services of a Tourism Destination Marketing Company that will, among others, assist in the formulation of a market development strategy and action plan for the Philippines in Vietnam as well as the implementation of its marketing projects therein;

WHEREAS, the Bids and Awards Committee (BAC) of the Procuring Entity, through **BAC Resolution No. 2022-311** 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 Procuring Entity has awarded the contract to the Consultant for a **monthly professional fee of Seven Thousand Five Hundred US Dollars (USD7,500.00) or a total contract price of Forty-Five Thousand US Dollars (USD45,00.00)**¹ or its equivalent in Philippine Pesos, inclusive of all applicable taxes, for a period of **six (6) months effective from the receipt by the Consultant of the Notice to Proceed**;

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;

¹ Two Million Five Hundred Fifty-Three Thousand Eight Hundred Eighty-Five Philippine Pesos (PhP2,553,885.00) on the date of the bid opening



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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 Procuring Entity.
3. In consideration of the payments to be made by the Procuring Entity to the Consultant as hereinafter mentioned, the Consultant hereby covenants with the Procuring 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 Procuring 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:

 12.28.2022

VERNA COVAR-BUENSUCESO
OIC-Undersecretary



GOLDEN JADE TRADING SERVICE CO. LTD.

By:



NGUYEN THI MAI THANH
Director

Signed in the presence of:

 Justinne Albrecht P. Guce

 Alan Li
 Alan Li

FUNDS AVAILABLE:



ROMAN G. BERSAMIRA
Chief, Accounting Division, DOT

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ACKNOWLEDGEMENT

Republic of the Philippines) S.S
Makati

December **BEFORE ME**, a Notary Public, in and for Makati, this 29th day of
2022, personally appeared:

Name	Government ID	Date Issued	Place Issued
Paulo Benito S. Tugbang, M.D. (For Verna Covar-Buensuceso)	<u>DOT ID # 250009</u>		
Nguyen Thi Mai Thanh			

all known to me to be the same persons who executed the foregoing instrument, and 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 29th day of December 2022.

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Series of 2022

ATTY. AUDELLE H. ZAMORA
Notary Public
Until December 31, 2023
Penthouse, Legal Affairs Service, DOT Bldg.
PTR No. 8862995- 01/13/2022- Makati City
IBP Lifetime Member # 04646/ Makati City
Roll No. 44115/ MCLE VII- 0003119