

23-00317

Contract for the Procurement of a Service Provider for the DOT Secondary Internet Lines with Disaster Recovery Data Center Services (Lot No. 2 Disaster Recovery Data Center)

This **Contract for the Procurement of a Service Provider for the DOT Secondary Internet Lines with Disaster Recovery Data Center Services (Lot No. 2 Disaster Recovery Data Center)** (Agreement) is made this NOV 17 2023 2023, in the City of _____, by and between:

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 COVAR-BUENSUCESO**, and hereinafter referred to as the "PROCURING ENTITY";

-and-

BEACON SOLUTIONS, INC., a private entity with business address at 314 Corporate 101 Building, 101 Mother Ignacia Avenue, Quezon City, represented herein by its General Manager and VP for Sales & Business Development **MS. MARIA CONCEPCION V. ARCEO** and herein referred to as the "SUPPLIER";

WITNESSETH:

WHEREAS, the Procuring Entity invited Bids for certain goods and ancillary services, particularly the provision of disaster recovery data center services with a contract duration of one year, and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **Five Million Two Hundred Twenty-Four Thousand Nine Hundred Ninety-Eight Pesos (PhP5,224,998.00)**, inclusive of applicable taxes (hereinafter called "the Contract Price").

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, *viz.*:
 - 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;

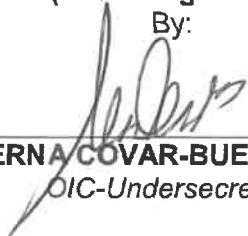
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- e. Notice of Award of Contract; and the Bidder's conforme thereto; and
 - f. Other contract documents that may be required by existing laws and/or the PROCURING ENTITY concerned in the PBDs. Winning bidder agrees that additional contract documents 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 for the sum of **Five Million Two Hundred Twenty-Four Thousand Nine Hundred Ninety-Eight Pesos (PhP5,224,998.00)**, inclusive of applicable taxes; or such other sums as may be ascertained, SUPPLIER agrees to provide services for the DOT Internet Direct Services and Data Center 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)**

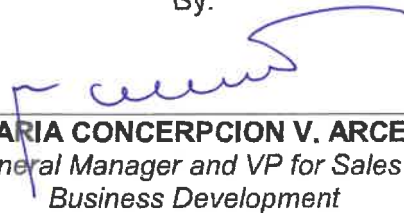
By:



VERNA COVAR-BUENSUCESO
OIC-Undersecretary

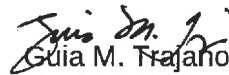
**BEACON SOLUTIONS, INC.
(Supplier)**

By:




MARIA CONCERPCION V. ARCEO
General Manager and VP for Sales & Business Development

Signed in the Presence of



Julia M. Trajano

Funds Available:



ROMAN G. BERSAMIRA
Chief, Accounting Division

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ACKNOWLEDGEMENT

Republic of the Philippines) S.S
Makati

BEFORE ME, a Notary Public, in and for Makati, this 20th day of November 2023, personally appeared:

Name	Government ID	Date Issued	Place Issued
Verna Covar-Buensuceso	PASSPORT # 600818704	10-13-73	DFA Manila
Maria Concepcion V. Arceo	Passport # P70002990		

all known to me to be the same persons who executed the foregoing instrument, 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 20th day of November 2023.

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Book No. III
Series of 2023.

ATTY. AUDELLE A. ZAMORA
Notary Public
Until December 31, 2023
Penthouse Legal Affairs Service, DOT Bldg,
PTR No. 9569460/ 01-09-2023/ Makati City
IBP Lifetime Member # 04646/ Makati City
Roll # 44115/ MCLE # VIII-0002095

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