

24-00255

Contract for Disaster Recovery Data Services

This *Contract for the Procurement of Disaster Recovery Data Services* (Agreement) is made this AUG 30 2024 2024, 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 Sen. Gil Puyat Avenue, Makati City, Philippines, represented by its **OIC-UNDERSECRETARY, VERNA C. BUENSUCESO** and hereinafter referred to as the "PROCURING ENTITY";

and

BEACON SOLUTIONS, INC., a private entity duly organized and existing under the laws of the Philippines, with business address at 314 Corporate 101 Building 101 Mother Ignacia Avenue Quezon City 1103, duly authorized and represented herein by its **AUTHORIZED REPRESENTATIVE, 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 a Disaster Recovery Data Center for the ICT equipment, internet, and co-location and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **Four Million Three Hundred Eighty-Four Thousand Nine Hundred Ninety-Nine Pesos and 80/100 (PhP4,384,999.80)**, 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;
 - e. Notice of Award of Contract; and the Bidder's conforme thereto; and



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- 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 **Four Million Three Hundred Eighty-Four Thousand Nine Hundred Ninety-Nine Pesos and 80/100 (PhP4,384,999.80)**, inclusive of applicable taxes; or such other sums as may be ascertained, Beacon Solutions, Inc. agrees to provide services in accordance with its Bid.
4. The *Department of Tourism* 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)**

[Redacted Signature]

VERNA C. BUENSUCESO
OIC Undersecretary

**BEACON SOLUTIONS, INC
(Supplier)**

By:

[Redacted Signature]

MARIA CONCEPCION V. ARCEO
Authorized Representative

Signed in the Presence of

[Redacted Signature]

[Redacted Signature]

Eva Grace A. De Leon

CERTIFIED FUNDS AVAILABLE:

[Redacted Signature]

ROY V. DANDO
OIC-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 4th day of September 2024, personally appeared:

Name	Government ID	Date Issued	Place Issued
VERNA C. BUENSUCESO	[REDACTED]		
Maria Concepcion V. Arceo			

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 4th day of September 2024.

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ATTY. AUDELLE H. ZAMORA
Notary Public
Until Dec. 31, 2025
Penthouse, Legal Affairs Service, DOT Bldg.
PTR# 10087400/01-12-2024/Makati City
I&P Lifetime Member#04646/Makati City
Roll# 44115/MCLE# VIII-0002095

