



Republic of the Philippines
DEPARTMENT OF LABOR AND EMPLOYMENT
Intramuros, Manila



CONTRACT AGREEMENT

THIS AGREEMENT, made this ____ day of MAY 04 2022, 2022 between the **DEPARTMENT OF LABOR AND EMPLOYMENT (DOLE)**, with office address at DOLE Main Building, General Luna corner Muralla Streets, Intramuros, Manila, represented by **Secretary SILVESTRE H. BELLO III**, hereinafter called the "**DOLE**" and **TOUCH XDA, INC.** with office address at 16F Two World Square, 22 Upper McKinley Road, McKinley Hill, Fort Bonifacio, Taguig City, represented by its Group Chief Financial Officer **MR. JUDD B. BALAYAN**, hereinafter called the "**Service Provider**".

WHEREAS, the **DOLE** is desirous that the **Service Provider** execute the **Consultancy Service for the Communication Campaign of Trabaho, Negosyo, Kabuhayan (TNK) Job and Business Fair including other Employment Facilitation Programs** and the **DOLE** has accepted the bid for **Four Million Eight Hundred Thousand Pesos only (P4,800,000.00)** by the **Service Provider** for the execution and completion of such Services and the remedying of any defect therein.

NOW THIS AGREEMENT WITNESSETH 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, viz.:
 - a. Terms of Reference;
 - b. General and Special Conditions of Contract;
 - c. Request for Expression of Interest;
 - d. Instructions to Bidders;
 - e. Bid Data Sheet;
 - f. Service Provider's Eligibility Requirements, Technical and Financial proposals, 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);

g. Notice of Award of Contract and Bidder's conforme thereto;

h. Performance Security; and

i. Other contract documents that may be required by existing laws and/or the Entity.

3. Likewise, the Revised Implementing Rules and Regulations of Republic Act No. 9184 shall apply in the implementation of the project.

4. In consideration of the payments to be made by the **DOLE** to the **Service Provider** as hereinafter mentioned, the **Service Provider** hereby covenants with the **DOLE** to execute and complete the Services and remedy any defect therein in conformity with the provisions of the Contract in all respects.

6. The **DOLE** hereby covenants to pay the **Service Provider** in consideration of the execution and completion of the Services, the Contract Price or such other sum as may become payable under the provisions of this **Agreement** at the time and in the manner prescribed by this **Agreement**. The total contract amount of **₱4,800,000.00**, inclusive of all applicable taxes and fees is broken down as follows:

Particulars	Percentage (%)	Total (PhP)
After Airing of the 1 st TV Commercial (TVC)	25%	1,200,000.00
After Airing of the 9 th TVC and other deliverables	25%	1,200,000.00
After Airing of the 18 th TVC and other deliverables	25%	1,200,000.00
After Airing of the 26 th TVC and completion of all deliverables	25%	1,200,000.00
Total	100%	4,800,000.00

IN WITNESS whereof, the parties thereto 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.



Signed, sealed, delivered by:


**DEPARTMENT OF LABOR
AND EMPLOYMENT**

TOUCH XDA, INC.

By:


By:


SILVESTRE H. BELLO III
Secretary



JUDD B. BALAYAN
Group Chief Financial Officer

Signed in the presence of


DOMINIQUE R. TUTAY
Assistant Secretary and
Concurrent Director, Bureau of Local
Employment


JOSEPHINE P. BARBA
Touch XDA, Inc.
Finance Manager

Certified Funds Available:


P 4,800,000 -
ORS 2022-04-2513

RICHELDA L. BALLAD
Department Chief Accountant
Financial and Management Service

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES) s.s
CITY OF City of Makati)

BEFORE ME, the undersigned Notary Public in and for City of Makati,
Philippines, on this day personally appeared:


Name	Competent Government Identification Card	Date and Place Issued
<u>SILVESTRE H. BELLO III</u> In his capacity as Secretary of the Department of Labor and Employment	Passport No. D0008137A	17 May 2018 DFA Manila
<u>JUDD B. BALAYAN</u> In his capacity as Group Chief Financial Officer of Touch XDA, Inc.	Driver's License No. N01-92-141247	31 December 2018 N15

Known to me to be the same persons whose names are subscribed to the foregoing Agreement and who executed the same as acts of their free will and deed of their respective principals.

This instrument refers to the Contract Agreement for the **Consultancy Service for the Communication Campaign of Trabaho, Negosyo, Kabuhayan (TNK) Job and Business Fair including other Employment Facilitation Program** consisting of four (4) pages including this page on which this acknowledgment is written and signed by the parties.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal at City of Makati, Philippines on this MAY 04 2022 day of _____ 2022.

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Book No. 44
Series of 2022


ATTY. JOSHUA P. LAPUZ
Notary Public Makati City
Until Dec. 31, 2023
Appointment No. M 019-(2022-2023)
PTR No. 8852510 Jan. 3, 2022 / Makati
IBP Lifetime No. 04897 Roll No. 45790
MCLE Compliance No. VI-0016565
G/F Fedman Bldg., 199 Saicedo St.
Legaspi Village, Makati City