



Bids and Awards Committee

Republic of the Philippines
Professional Regulation Commission
P. Paredes St., Sampaloc, Metro Manila
Tel.Fax: 310-0037



ARISTOGERSON T. GESMUNDO
Chairman

ARJAY R. ROSALES
Vice-Chairman

MARIA LIZA M. HERNANDEZ
Member

HENRIETTA P. NARVAEZ
Member

MARIE JANE L. EDQUID
Member

KAREN M. MAGSALIN
Provisional Member, Non-IT Projects

MARLON ANTHONY SANTIAGO
Provisional Member, IT Projects

SECRETARIAT:

ROMEL B. RUIZ
Secretary

MARGIERY D. DULIN
Member

GLENN I. PAJARON
Member

CHRISTOPHER A. MAYO
Member

LIEZEL F. BURAGA
Member

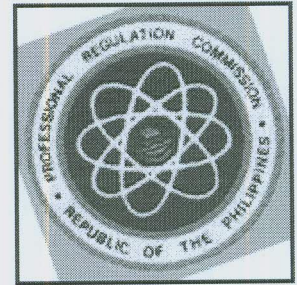
Section V. Special Conditions of Contract

GCC Clause	
1.1 (g)	The Procuring Entity is the Professional Regulation Commission
1.1 (i)	The Supplier is _____.
1.1 (j)	The Funding Source is: The Government of the Philippines (GOP) through the authorized appropriations under the FY 2016 General Appropriations Act in the amount provided in the OFFICIAL BID FORM submitted by the Supplier.
1.1 (k)	The Project sites are defined in Section VI. Schedule of Requirements
4.1	Compliance with applicable Labor Laws Compliance with all the rights and benefits of the employees under Labor Code and applicable Wage Laws such as but not limited to: service incentive leave, rest days, overtime pay, 13 th month pay, contributions and remittances of SSS, PhilHealth, and PAG-IBIG shall be mandatory.
5.1	The Procuring Entity's address for Notices is: Name Professional Regulation Commission Contact Hon. Teofilo S. Pilando, Jr. Position Chairman Address P. Paredes St., Sampaloc, Manila Phone No. 310-0037 The Supplier's address for Notices is:
6.2	Delivery of the Goods shall be made by the Supplier in accordance with the terms specified in Section VI. Schedule of Requirements.
7	Subcontracting shall not be allowed.
9	For the given scope of work in this Contract as awarded, all bid prices are considered fixed prices, and not subject to price escalation during contract implementation, except under extraordinary circumstances and upon prior approval of the GPPB in accordance with Section 61 of R.A. 9184 and its IRR-A.
10.1	Payment shall be made in accordance with the attached Development Schedule and Payment Schedule / Milestones.
10.2	No further instructions.



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10.4	The currency of payment shall be in Philippine Peso.
13.1	No further instructions.
13.4	No further instructions.
13.4 (c)	No further instructions.
16.1	No further instructions.
17.2	Any violation of this clause shall entitle the Procuring Entity to liquidated damages in the amount specified in Item No. 19 of this SCC.
19.	The applicable rate is one tenth (1/10) of one (1) percent of the cost of the unperformed portion, if the value of the said portion is incapable of immediate pecuniary estimation, the Procuring Entity shall consider the bid price as the basis for the above rate, for every day of delay. However, in case of default on the part of the Contractor, the Procuring Entity shall be entitled to the maximum deduction herein as liquidated damages. The maximum deduction shall be ten percent (10%) of the amount of contract. Once the cumulative amount of liquidated damages reaches ten percent (10%) of the amount of the contract, the Procuring Entity shall rescind the contract, without prejudice to other courses of action and remedies available.
20.4	In the case of a dispute between the Procuring Entity and the Supplier, it shall be resolved in accordance with Republic Act 9285, otherwise known as the "Alternative Dispute Resolution Act of 2004."
21.1	No further instructions
23.1 (c)	Termination of the existing contract on ground of failure of the winning Bidder to perform its obligation under the contract shall likewise be the basis for the declaration of blacklisting by the Bids and Awards Committee.
	OVER-PAYMENT and OVER-PRICING <i>In the event a finding of overpricing and/or overpayment has been made by the appropriate authority, the contractor shall reimburse the Procuring Entity the amount declared as overpriced or overpaid.</i>

ACKNOWLEDGEMENT AND COMPLIANCE WITH THE TERMS OF REFERENCE FOR THE PROCUREMENT FOR THE SUPPLY, INSTALLATION AND IMPLEMENTATION OF SERVER VIRTUALIZATION INFRASTRUCTURE – REBID

SIGNATURE OVER PRINTED NAME
OF AUTHORIZED REPRESENTATIVE,
DESIGNATION AND PRINTED NAME OF COMPANY