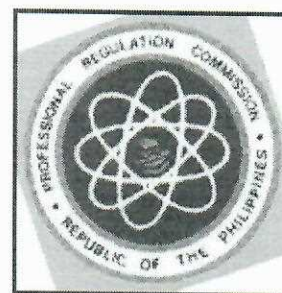


Bids and Awards Committee

Republic of the Philippines
 Professional Regulation Commission
 P. Paredes St., Sampaloc, Metro Manila
 Facsimile: 310-0037 / email: prcbac2013@gmail.com




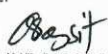
Section V. Special Conditions of Contract

REGULAR MEMBERS


 ARISTOGERSON T. GESMUNDO
 Chairman


 OMAIMAH E. GANDAMRA
 Vice-Chairman


 MARIA PINKY M. DE PANO
 Member


 CRESALINE S. BAGSIT
 Member


 KHEM LUWANE T. VISCA-MARTINO
 Member

ALTERNATE MEMBERS

ARJAY R. ROSALES
 Vice-Chairman

HENRIETTA P. NARVAEZ
 Member

WILMA T. UNANA
 Member

MARIA LIZA M. HERNANDEZ
 Member

PROVISIONAL MEMBERS

CRISANTO L. DECENA
 Provisional Member, Non-IT Projects


 RICHARD M. ARMINIEGO
 Provisional Member, IT Projects

SECRETARIAT:

KAREN M. MAGSALIN
 Secretary

MARGIERY D. DULIN
 Member

CHRISTOPHER A. MAYO
 Member

LIEZEL F. BURAGA
 Member

JOEL P. IGNACIO
 Member

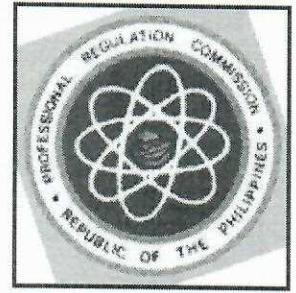
ELIEZER C. LEYCO
 Member

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 2019 <i>General Appropriations Act</i> 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. <i>Latest proof of remittances, at least three (3) months.</i>										
5.1	The Procuring Entity's address for Notices is: <table border="0"> <tr> <td>Name</td> <td>Professional Regulation Commission</td> </tr> <tr> <td>Contact</td> <td>Hon. Teofilo S. Pilando, Jr.</td> </tr> <tr> <td>Position</td> <td>Chairman</td> </tr> <tr> <td>Address</td> <td>P. Paredes St., Sampaloc, Manila</td> </tr> <tr> <td>Phone No.</td> <td>310-0037</td> </tr> </table> The Supplier'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
Name	Professional Regulation Commission										
Contact	Hon. Teofilo S. Pilando, Jr.										
Position	Chairman										
Address	P. Paredes St., Sampaloc, Manila										
Phone No.	310-0037										
6.2	Delivery of the Goods shall be made by the Supplier in accordance with the terms specified in Section VI. Schedule of Requirement.										
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	No further instructions.										



Bids and Awards Committee

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 Chairman

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 Member

10.2	No further instructions.
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)	<i>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.</i>
	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>

**ACKNOWLEDGMENT AND COMPLIANCE WITH THE
 TERMS OF REFERENCE FOR THE PROCUREMENT FOR THE SUPPLY, DELIVERY,
 INSTALLATION, AND IMPLEMENTATION OF VIRTUALIZATION SOFTWARE LICENSE
 FOR TWO (2) NEW PHYSICAL SERVERS AND UPDATE OF SUPPORT AND SUBSCRIPTION
 OF VIRTUALIZATION SOFTWARE LICENSE FOR FOUR (4) EXISTING PHYSICAL SERVERS
 FOR CY 2019**

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