

Section V. Special Conditions of Contract

Notes on the Special Conditions of Contract

Similar to the Section III. Bid Data Sheet, the clauses in this Section are intended to assist the Procuring Entity in providing contract-specific information in relation to corresponding clauses in the GCC.

The provisions of this Section complement the GCC, specifying contractual requirements linked to the special circumstances of the Procuring Entity, the Procuring Entity's country, the sector, and the Works procured. In preparing this Section, the following aspects should be checked:

- (a) Information that complements provisions of Section IV. General Conditions of Contract must be incorporated.
- (b) Amendments and/or supplements to provisions of Section IV. General Conditions of Contract as necessitated by the circumstances of the specific project, must also be incorporated.

However, no special condition which defeats or negates the general intent and purpose of the provisions of Section IV. General Conditions of Contract should be incorporated herein.

For foreign-assisted projects, the Special Conditions of Contract to be used is provided in Section X- Foreign-Assisted Projects.

Special Conditions of Contract

| GCC Clause | |
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| 1.17 | The Intended Completion Date is within One Hundred Eighty (180) calendar days from the Start Date. |
| 1.22 | The Procuring Entity is University of Science and Technology of Southern Philippines CDO, C. M. Recto Avenue, Lapasan, Cagayan de Oro City. |
| 1.23 | The Procuring Entity's Representative is the Infrastructure Planning and Facilities Development Office, USTP- CDO Campus, C. M. Recto Avenue, Lapasan, Cagayan de Oro City. |
| 1.24 | The Site is located at USTP – Main Alubijid Campus, Lourdes, Alubijid, Misamis Oriental. |
| 1.28 | The Start Date is stated in the Notice to Proceed. |
| 1.31 | The Works consist of <i>Earthworks, Plain and Reinforced Concrete, Finishing and Other Civil Works, Electrical Works, Plumbing and Sanitary Works.</i> |
| 2.2 | <i>Within One Hundred Eighty (180) calendar days.</i> |
| 5.1 | The Procuring Entity shall give possession of all parts of the Site to the Contractor on the Start Date. |
| 6.5 | The Contractor shall employ the following Key Personnel : <i>a. Construction Manager</i> <i>b. Project Architect/ Engineer</i> <i>c. Mechanical, Electrical, Plumbing, and Fire Protection Coordinator</i> <i>d. Line and Grade Surveyor</i> <i>e. Safety Officer</i> <i>f. Foreman</i> |
| 7.4(c) | <i>Additional condition for the release of the Performance Security: Posting of the required Warranty Security</i> |
| 7.7 | No further instructions. |
| 8.1 | No further instructions. |
| 10 | The site investigation reports are: <i>NONE</i> |
| 12.3 | No further instructions. |
| 12.5 | Five (5) years |
| 13 | No additional provision All partners to the joint venture shall be jointly and severally liable to the Procuring Entity. |
| 18.3 (h)(i) | No further instructions |

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| 21.2 | The Arbiter shall be mutually chosen by the parties. |
| 29.1 | Day works are applicable at the rate shown in the Contractor's original Bid. |
| 31.1 | The Contractor shall submit the Program of Work to the Procuring Entity's Representative within seven (7) calendar days of delivery of the Notice to Award |
| 31.3 | The period between Program of Works updates is Thirty (30) calendar days. The amount to be withheld for the late submission of an updated Program of Work shall be determined by the Procuring Entity. |
| 34.3 | The Funding Source is the Government of the Philippines. |
| 39.1 | The amount of the advance payment is fifteen percent (15%) of the contract price, and schedule of payment. |
| 40.1 | No further instructions. |
| 51.1 | The date by which operating and maintenance manuals are required is within the contract period. The date by which "as built" drawings are required is within the contract period. |
| 51.2 | The amount to be withheld for failing to produce "as built" drawing and/ or operating and maintenance manuals by the date required shall be determined by the Procuring Entity. |