



UNIVERSITY OF SCIENCE AND TECHNOLOGY OF SOUTHERN PHILIPPINES
Alubijid | Balubal | Cagayan de Oro | Claveria | Jasaan | Oroquieta | Panaon | Villanueva

OFFICE OF THE BIDS AND AWARDS COMMITTEE I

Section V. Special Conditions of Contract

Notes on the Special Conditions of Contract

Similar to the BDS, 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 Goods purchased. In preparing this Section, the following aspects should be checked:

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

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

Special Conditions of Contract

GCC Clause	
1(a)	The Procuring Entity is University of Science and Technology of Southern Philippines – Cagayan de Oro (USTP-CDO) Campus.
1(b)	The Supplier is <i>[to be inserted at the time of contract award].</i>
1(c)	<p>The Funding Source is:</p> <p>2.1. The GoP through the source of funding as indicated below for CY 2026 in the amount of FOUR MILLION FIVE HUNDRED FIFTY-SEVEN THOUSAND ONE HUNDRED NINETY-SEVEN PESOS AND 24/100 (P4,557,197.24) ONLY.</p> <p>2.2. The source of funding is:</p> <p>a) <i>Internally Generation Income CY 2026.</i></p>
1(d)	The Project Site is USTP-CDO Campus.
2	No further instructions.
5.1	<p>The Procuring Entity's address for Notices is:</p> <p>ATTY. DIONEL O. ALBINA Chancellor, USTP-CDO Campus C.M. Recto Avenue, Lapasan, 9000, Cagayan de Oro City Telephone No.: + 63 (88) 856-1738 loc. 1210 Email: bac_1@ustp.edu.ph</p> <p>The Supplier's address for Notices is: <i>[Insert address including, name of contact, fax and telephone number].</i></p>
5.2	No further instructions.
6.2	No Additional Requirement.
10.3	<p>The terms of payment shall be as follows: <u>Every 15th and 30th of the Month.</u></p> <p><i>Note: Subject to compliance with BIR Revenue Regulation No. 017-2024 (Prescribing the Presentation of Tax Clearance Prior to Final Settlement of Government Contracts) and Revenue Memorandum Circular No. 020-2025 (Clarification of Certain Policies, Guidelines and Procedures Relative to the Processing and Issuance of Tax Clearance Certificate for Final Settlement of Government Contracts (TCFG)).</i></p>
11.4	<i>Payment shall be made in Philippine Peso.</i>
11.5	<i>Payment using LoC is not allowed.</i>
13.4(c)	<i>No further instructions.</i>

16.1	The inspections and tests that will be conducted are: <u>Chest X-ray, Drug Tests, Medical Certificate, Police Clearance and NBI Clearance.</u>
17.3	<i>Not applicable.</i>
17.3(c)	<i>Not applicable.</i>
17.4	No further instructions.
17.5	No further instructions.
20.2	<p><i>Any dispute, controversy, or claim arising out or relating to this Contract, including the breach, termination, or validity thereof, shall first be resolved through amicable negotiation between the parties.</i></p> <p><i>If unresolved within fifteen (15) calendar days, the parties agree to submit the dispute to mediation under the rules of the Philippine Dispute Resolution Center, Inc. (PDRCI) or any accredited mediation body recognized by the Office for Alternative Dispute Resolution (OADR).</i></p> <p><i>Should mediation fail, the dispute shall be resolved through arbitration in accordance with Republic Act No. 9285 (Alternative Dispute Resolution Act of 2004), and the arbitration award shall be final and binding upon the parties.</i></p>
21.1	No further instructions.

Other Conditions

All bid prices shall be fixed and shall not be adjusted during contract implementation, except for the following:

1. *Increase in minimum daily wage pursuant to law or new wage order issued after date of bidding;*
2. *Increase in taxes; and*
3. *If during the term of the contract the procuring entity sees the need for and increase or decrease in the number of security guards, the resulting cost of said increase or decrease, provided that the ABC for the relevant year is not exceeded.*