

AMENDED CONTRACT OF AGREEMENT FOR GOODS AND SERVICES

KNOW ALL MEN BY THESE PRESENTS:

This CONTRACT OF AGREEMENT GOODS AND SERVICES made and entered into by and between:

The **OFFICE OF TRANSPORTATION COOPERATIVES** with principal address at 5th Floor Main, Ben-Lor Building, 1184 Quezon Avenue, Brgy. Paligsahan, Quezon City 1103 (hereinafter called the "Entity");

and

ARM CORPORATE SECURITY SERVICES, INC. with office address at 28 Gladiola Street, Roxas District, Quezon City, Metro Manila 1103 (hereinafter called the "Supplier").

WITNESSETH

WHEREAS, based on the result of the OTC-BAC meeting conducted last 27 December 2022 for the **Procurement of Security Services for CY 2023 for the Office of Transportation Cooperatives**, the **Entity** subsequently accepted and duly approved the amount of Three Hundred Forty Seven Thousand Five Hundred Seventy Pesos and Sixteen Centavos (Php 347,570.16), inclusive of appropriate EWT and VAT withholding taxes (hereinafter called the "**Contract Price**") for the engagement of a Security Agency with one (1) Security Personnel for twelve (12) months, from January 2023 to December 2023 pursuant to OTC-Bids and Awards Committee Resolution No. 012, series of 2022. NOW WHEREFORE, for and in consideration of the foregoing premises, the OTC and the Supplier have agreed, as they do hereby agree, to enter into and execute this Contract of Agreement under the following terms, conditions, and stipulations.

WHEREAS, in accordance with the provisions of the IRR or RA 9184, specifically **Appendix 37**:

6. *CONTRACT AMENDMENT As a rule, the renewal of contract is undertaken to continue the Regular and Recurring Services for a specific period with the same terms and conditions of the existing contract. However, the PE may amend the terms and conditions in the following instances:*

6.1 A price adjustment was prescribed by laws, rules and regulations, and other issuances, such as wage orders issued by the National Wages and Productivity Commission, promulgated after the bid opening, in accordance with Section 61.2 of the 2016 revised IRR of RA No. 9184 which shall be applied on a "no loss, no gain" basis, such that neither party gains nor loses anything from the resulting price adjustment;

WHEREAS, The Regional Tripartite and Wages Productivity Board of NCR issued **Wage Order No. NCR-24**, increasing the daily minimum wage from Php 570.00 to Php 610.00 effective July 16, 2023. This requires the amendment of contract between the Entity and Supplier.

ARTICLE I
CONTRACT DOCUMENTS

1.01 The following documents shall be deemed to form and be read and construed as part of this Agreement, except otherwise modified by the terms and conditions hereof or by mutual agreement in writing by both parties, to wit:

- (a) The Bid Form and the Price Schedule submitted by the Bidder;
- (b) The Schedule of Requirements;
- (c) The Technical Specifications;
- (d) The Entity’s Notification of Award;
- (e) The General Conditions of Contract; and
- (f) Amendment to the Contract with the Necessary Attachments

ARTICLE II
SUPPLIER’S SCOPE OF WORK

2.01 The SUPPLIER is consideration of the payment to be made by the OTC in the sum of money hereinafter specified, hereby covenants and agrees to execute and complete the works covered by the original Contract of Agreement at its own cost and expenses, and to fully and faithfully furnish all materials, labor, tools, supplies, equipment’s, and superintendence necessary/required for the implementation and completion of the same in conformity in all respect with the provision of this Agreement and in accordance with the Technical Specifications and Schedule of Requirements attached and made part hereof.

2.02 The SUPPLIER recognizes the position of trust and confidence reposed upon it by the OTC and agrees to perform its obligations hereunder in the most efficient and competent manner, use its skill and good judgement, always set in good faith, and carry on the execution of this Agreement in the most sound, expeditious and economical manner consistent with the interest of the OTC.

ARTICLE III
CONSIDERATION

For and in consideration of the full, satisfactory and faithful performance by the SUPPLIER of all its undertakings defined and provided for under this Contract of Agreement, the OTC agrees to pay the SUPPLIER the total amount of Three Hundred Sixty Thousand One Hundred Nine Pesos and Forty-Five Cents (Php 360,109.45), inclusive of twelve percent (12%) Value Added Tax (VAT) made and computed in accordance with the manner and procedures set forth in this Contract hereof, and provides completion within the period specified in the Notice to Proceed.


IN WITNESS whereof the parties hereto have caused this Agreement to be executed, in accordance with the laws of the Republic of the Philippines, this ____ day of _____ 2023.

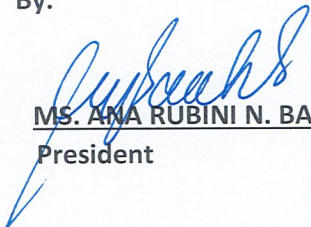
OFFICE OF TRANSPORTATION COOPERATIVES

ARM CORPORATE SECURITY SERVICES, INC.

By:

By:

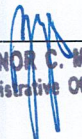

JESUS FERDINAND D. ORTEGA
Chairperson


MS. ANA RUBINI N. BARATA, VSP, CSMS
President

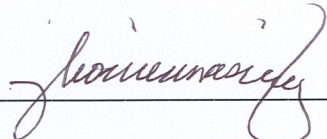
Certified Funds Available


NITA M. LOPEZ-COSARES
Accountant III

WITNESSES:



ELEANOR C. MUPAS
Administrative Officer V



ACKNOWLEDGEMENT

Republic of the Philippines)
Quezon City) S.S.

BEFORE ME, a Notary Public, for and in this personally appeared the following persons with their respective government issued ID numbers to wit:

Name	Govt. ID	Date	Place Issued
1. Jesus Ferdinand D. Ortega			
2. Ana Rulini Bana	Phil. Passport No. P6016046A		Manila

Both known to me to be the same persons who executed the foregoing instrument and acknowledged that the same were free and voluntary act and deed and that of the corporation/agency they represent.

This document consisting of five (5) pages, including this page whereon the acknowledgment is written pertains to the aforementioned Memorandum of Agreement.

I certify that the parties and their witnesses on each and every page thereof have signed the foregoing instrument.

WITNESS MY HAND AND NOTARIAL SEAL

Doc. No. 331
Page No. 68
Book No. III
Series of 2023.

NOTARY PUBLIC

ATTY. GODOFREDO T. MUNIEZA, JR.
NOTARY PUBLIC
Commission No. NP-250 (Up to Dec. 31, 2024)
PTR No. 3975227/1-4-2023/QC
IBP No. 260496/1-5-2023/QC
Roll No. 78673
MCLE Compliance No. VII - 0000944
Email Add: muniezajr@gmail.com
Cell#09171893271
Office Add. Legal Unit, Dept. of Health CHD 4A
QMMC Compound, Proj. 4, QC

ARM CORPORATE SECURITY
Payment Adjustments
Puruant to Wage Order No. NCR -24

	Annual	Monthly	Semi-monthly rate
Revised Contract rate *	360,109.45	31,244.05	15,622.03
Original Contract CY 2023	347,570.16	28,964.18	14,482.09
Increased by	12,539.29	2,279.87	1,139.94

* New Contract rate :

January to July 15, 2023 (@P28,964.18 x 6.5 months) 188,267.17

July 16 to December (@P31,244.05*5.5 months) 171,842.28

Adjusted Contract Price 360,109.45

Heavenmark

Quintero