

AMENDMENT TO ORDER

This **AMENDMENT TO ORDER** is entered into on this DEC 19 2024 by and between:

The **CIVIL AVIATION AUTHORITY OF THE PHILIPPINES (CAAP)**, a government agency created under Republic Act No. 9497, with office address at Old MIA Road corner Ninoy Aquino Avenue, Pasay City 1300 and represented herein by **CAPTAIN MANUEL ANTONIO L. TAMAYO** in his capacity as Director General, hereinafter referred to as the "Procuring Entity" or "CAAP"; and

SHERATON CEBU MACTAN RESORT (APPLEONE MACTAN INC.), a corporation duly organized and existing under Philippine law, with office address at Punta Engano Road, Kolo, 6015 Lapu-Lapu City, Cebu, Philippines, represented by **VINA FLOR CONCEPCION V. WURGLER**, in her capacity as General Manager, hereinafter referred to as the "Supplier".

WHEREAS, on October 2, 2024, CAAP and the Supplier entered into a Contract Agreement for the ***Lease of Venue for the 59th Directors General of Civil Aviation (DGCA) Conference Cultural Dinner***, scheduled on October 15, 2024, with the agreed contract price of **Php 1,125,000.00**;

WHEREAS, following the event, the Supplier submitted an Amendment to the Group Sales Agreement requesting additional charges for beverages incurred during the event, amounting to **Php 111,230.74**;

WHEREAS, the additional charges, which represent **9.89%** of the original contract price, have been reviewed and deemed necessary and appropriate for the successful execution of the event;

NOW, THEREFORE, for and in consideration of the above premises, the parties agree to amend the Contract Agreement as follows:

1. Amendment to Contract Price:

The original contract price of Php 1,125,000.00 is hereby amended to **Php 1,236,230.74**, reflecting the additional charges for beverages incurred by the Supplier during the DGCA Cultural Dinner.

2. Justification for the Amendment:

The additional charges of Php 111,230.74 are considered necessary for the event's requirements and fall within the 10% allowable adjustment under the provisions of RA 9184 and its Implementing Rules and Regulations (IRR). These charges are in direct relation to the beverages served during the event and were incurred as a result of the Supplier's provision of the necessary services to fulfill the agreed scope of work.

3. No Loss, No Gain Principle:

The principle of "no loss, no gain" is observed, ensuring that the additional amount does not result in undue profit for the Supplier, nor does it lead to any overpayment by CAAP. The charges represent only the actual costs incurred by the Supplier for additional beverages required for the event.



4. **Compliance with RA 9184:**

This Amendment to Order is made in full compliance with the provisions of Republic Act No. 9184 (Government Procurement Reform Act) and its IRR, specifically the guidelines on amendments to contracts and adjustments in price.

5. **Effectivity of Amendment:**

This Amendment to Order shall take effect immediately upon signing by both parties and the approval of the Director General of CAAP.

6. **All Other Terms and Conditions:**

All other terms and conditions of the original Contract Agreement, not amended by this Amendment, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have hereunto set their hands this _____ at _____.

SIGNED:

CIVIL AVIATION AUTHORITY OF THE
PHILIPPINES

SHERATON CEBU MACTAN RESORT
(APPLEONE MACTAN INC.)

By:

By:


CAPTAIN MANUEL ANTONIO L. TAMAYO
Director General


VINA FLOR CONCEPCION V. WURGLER
General Manager

WITNESSES:


FE T. BERGANCIA-BERONCAL
Head, Hospitality & Socials Sub-Committee


OSCAR B. DEMETILLO
Chief, Procurement Division



ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
CITY OF _____) S.S.
_____)

BEFORE ME, a Notary Public for and in, _____ this _____ day of _____ appeared the following person presenting to me their respective identifications, to wit:

Name	Competent Evidence of Identity	Date and Place of Issue
CAPTAIN MANUEL ANTONIO L. TAMAYO <i>Civil Aviation Authority of the Philippines</i>	CAAP ID No. 0001	Pasay City
✓ <i>Sheraton Cebu Mactan Resort (Appleone Mactan Inc.)</i>	Passport ID No. P9947379B	06 May 2020 DFA Manila

Known to me known to be the same persons who executed and voluntarily signed the foregoing Contract which they acknowledge before me as their own free and voluntary act and deed and with full authority to sign in that capacity.

This instrument refers to the Amendment to Contract entitled **Lease of Venue for the 59th Directors General of Civil Aviation (DGCA) Conference Cultural Dinner on October 15, 2024** with Reference No. C.A. No. G-2024-123 and consisting of two (3) pages including this page where the acknowledgement is written, duly signed by the parties and their instrumental witnesses thereof.

WITNESS MY HAND AND SEAL, on the date and place above written.

NOTARY PUBLIC

Doc. No.: _____
Page No.: _____
Book No.: _____
Series of: 2024

SECOND ACKNOWLEDGMENT

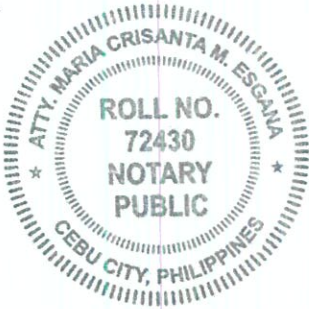
REPUBLIC OF THE PHILIPPINES)
CEBU CITY) S.S.

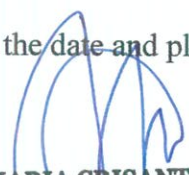
BEFORE ME, a Notary Public, on this JAN 07 2025, in Cebu City, Philippines, personally appeared to the above mentioned person/s with their respective competent evidence of identity below their name/s, known to me to be the same person who executed the foregoing instrument and he/she acknowledged to me that the same is his/her own free and voluntary act and deed.

NAME	EVIDENCE OF IDENTITY	DATE & PLACE ISSUED
VINA FLOR CONCEPCION V. WURLER	Ph Passport No.: P9947379B	DFA MNLA/06 May 2020

WITNESS MY HAND AND NOTARIAL SEAL on the date and place above written.

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Page No. 60 ;
Book No. 3 ;
Series of 2025.




ATTY. MARIA CRISANTA M. ESGANA
NOTARY PUBLIC
NOTARIAL COMMISSION NO. 045-22; CEBU CITY
VALID UNTIL DECEMBER 31, 2025
ROLL OF ATTORNEYS No. 72430
IBP NO. 491198, 01/01/2025; CEBU CITY
PTR NO. 7285097, 01/02/2025; CEBU CITY
MCLE COMPLIANCE NO. VII - 0006408
16th Floor AppleOne Equicom Tower,
Mindanao Ave. cor. Biliran Road,
Cebu Business Park, Cebu City