



BIDS AND AWARDS COMMITTEE I

SUPPLEMENTAL BID BULLETIN NO. 1

**SUPPLY AND DELIVERY OF 2,215 UNITS BRAND NEW ENHANCED
COMBAT HELMET LEVEL III WITHOUT VISOR FOR THE
PHILIPPINE NATIONAL POLICE (PNP)**

Bid Reference No. GPG-B1-2018-088

Approved Budget for the Contract: ₱ 142,387,199.40

This **Supplemental/Bid Bulletin No. 1** is being issued to schedule the Submission and Opening of Bids, to further clarify, modify and amend the provisions in the Bidding Documents and in response to clarification from prospective bidders for the aforementioned project

A. SCHEDULE OF SUBMISSION AND OPENING OF BIDDING DOCUMENTS:

30 August 2018, 1:00 PM (Thursday)

B. AMENDMENT TO THE BIDDING DOCUMENTS:

From	To
SECTION III. BID DATA SHEET (BDS)	
12.1 Eligibility Documents	
Class "A"	
a.1 For Local Manufacturers or Local First Tier Distributors	
xxx... (vi) Statement of Single Largest Completed Contract of similar nature within the last five (5) years from date of submission and receipt of bids equivalent to at least fifty (50%) of the total ABC of the projects (Annex I-A) ; "Similar contract" shall mean ISO/Anti Terrorism/Special Operation Equipment under PNP DRD Manual 2011 Edition per <u>Annex V-A - Technical Bid Form</u> xxx...	xxx... (vi) Statement of Single Largest Completed Contract of similar nature within the last five (5) years from date of submission and receipt of bids equivalent to at least fifty (50%) of the total ABC of the projects (Annex I-A) ; "Similar contract" shall mean ISO/Anti Terrorism/Special Operation Equipment under PNP DRD Manual 2011 Edition per Revised Annex V-A - Technical Bid Form xxx
a.2.1 For Foreign Manufacturers	
xxx... (vi) Statement of Single Largest Completed Contract of similar nature within the last five (5) years from date of submission and receipt of bids equivalent to at least fifty (50%) of the total ABC of the projects (Annex I-A) ; xxx...	xxx... (vi) Statement of Single Largest Completed Contract of similar nature within the last five (5) years from date of submission and receipt of bids equivalent to at least fifty (50%) of the total ABC of the projects (Annex I-A) ; xxx...



<p>“Similar contract” shall mean ISO/Anti Terrorism/Special Operation Equipment under PNP DRD Manual 2011 Edition per <u>Annex V-A - Technical Bid Form</u></p> <p>XXX...</p>	<p>“Similar contract” shall mean ISO/Anti Terrorism/Special Operation Equipment under PNP DRD Manual 2011 Edition per Revised Annex V-A - Technical Bid Form</p> <p>XXX...</p>
<p>Class “B”</p>	
<p>xxx...</p> <p>2. Statement of Single Largest Completed Contract similar to the contract to be bid within the last five (5) years from date of submission and receipt of bids equivalent to at least fifty percent (50%) of the total ABC of the item being bid (Annex I-A);</p> <p>“Similar contract” shall mean ISO/Anti Terrorism/Special Operations Equipment Under PNP DRD Manual 2011 Edition per <u>Annex V-A - Technical Bid Form</u>.</p> <p>xxx...</p>	<p>xxx...</p> <p>2. Statement of Single Largest Completed Contract similar to the contract to be bid within the last five (5) years from date of submission and receipt of bids equivalent to at least fifty percent (50%) of the total ABC of the item being bid (Annex I-A);</p> <p>“Similar contract” shall mean ISO/Anti Terrorism/Special Operations Equipment Under PNP DRD Manual 2011 Edition per Revised Annex V-A - Technical Bid Form.</p> <p>xxx</p>
<p>a.2.2 For Philippine Based Representative Company of the Foreign Manufacturer</p>	
<p>(vii) Registration certificate from the Securities and Exchange Commission (SEC) for corporation, Department of Trade and Industry (DTI) for sole proprietorship, or Cooperative Development Authority (CDA) for cooperatives;</p> <p>(viii) Valid and Current Business/Mayor’s Permit issued by the city or municipality where the principal place of business of Philippine based representative company of foreign Manufacturer or First Tier Distributor is located;</p> <p>(ix) Secretary’s Certificate (for Corporation) or Special Power of Attorney (for Sole Proprietor) of the Philippine Company indicating the name and specimen signature of the authorized representative/s of the Philippine company who transact with PITC (as Philippine based Representative) including address, telephone number, fax number and email address;</p> <p>(x) Valid and Current Written Appointment of the Philippine based company (as local representative of foreign Manufacturer or First Tier Distributor) issued by the foreign Manufacturer or First Tier Distributor.</p> <p>The written appointment must include</p>	<p>DELETED</p>



<p>detailed scope of responsibility of the local representative.</p> <p>In case the foreign Manufacturer or First Tier Distributors allow payment to be received on their behalf by their local representative company, the Written Appointment shall include an express provision authorizing said local representative company to receive/accept such payment</p>	
<p>12.1 Technical Documents</p>	
<p>...XXX...</p> <p>(ii) Duly signed and completed Technical Bid Form. Bidder must use, accomplish and submit the Technical Bid Form attached as <u>Annex V-A</u>;</p> <p>...XXX...</p>	<p>...XXX...</p> <p>(ii) Duly signed and completed Technical Bid Form. Bidder must use, accomplish and submit the Technical Bid Form attached as Revised Annex V-A;</p> <p>...XXX...</p>
<p>29.2 Post Qualification Documents</p>	
<p>...XXX...</p> <p>I. FOR LOCAL MANUFACTURER/FIRST TIER DISTRIBUTOR:</p> <p>...XXX...</p> <p>2. Submit original copy of the following:</p> <p>a. Company Profile (<u>Annex IX</u>). Company printed brochure may be included.</p> <p>b. Vicinity map/location of the business</p> <p>c. Undertaking to Pursue Countertrade (<u>Annex X</u>)</p> <p><i>(In case of Joint Venture, both partners must present/submit items a and b)</i></p> <p>...XXX...</p> <p>II. FOR FOREIGN MANUFACTURER:</p> <p>1. Submit original copy of the following:</p> <p>a. Company Profile (<u>Annex IX</u>). Company printed brochure may be included.</p> <p>b. Vicinity map/location of the business</p> <p>c. Undertaking to Pursue Countertrade (<u>Annex X</u>)</p> <p><i>(In case of Joint Venture, both partners must present/submit items a and b)</i></p> <p>2. Present original copy and submit certified true copy of the following:</p> <p>a. Valid and current Certificate of PHILGEPS Registration (Platinum Membership)</p>	<p>XXX...</p> <p>I. FOR LOCAL MANUFACTURER/FIRST TIER DISTRIBUTOR:</p> <p>...XXX...</p> <p>2. Submit original copy of the following:</p> <p>a. Company Profile (Revised Annex IX). Company printed brochure may be included.</p> <p>b. Vicinity map/location of the business</p> <p>c. Undertaking to Pursue Countertrade (Revised Annex X)</p> <p><i>(In case of Joint Venture, both partners must present/submit items a and b)</i></p> <p>...XXX...</p> <p>II. FOR FOREIGN MANUFACTURER</p> <p>1. Present original copy of the following:</p> <p>a. Valid and current Certificate of PhilGEPS Registration</p> <p>b. Valid and current certificate / license / authority to conduct business issued by the regulatory authority in the country where the company is based</p> <p>c. Valid and current Tax Clearance issued by Philippines' Accounts Receivable Monitoring Division per Executive Order 398, Series of 2005, as finally reviewed and approved by the BIR</p> <p>d. PO's or Contracts for all Ongoing Contracts as listed per submitted Annex I</p>



<p>b. PO's or Contracts (OR equivalent document/s) for all Ongoing Contracts as listed per submitted Annex I</p> <p>c. PO's or Contracts (OR equivalent document/s) and End-user's Acceptance or Official Receipts (or equivalent document/s) for Completed Contracts as listed per submitted Annex I-A</p> <p>(In case of Joint Venture, both partners must present/submit above item a. In case of foreign partner, a is not applicable.)</p> <p>3. Submit original copy of the following:</p> <p>a. Company Profile (Annex IX). Company printed brochure may be included.</p> <p>b. Vicinity map/location of the business</p> <p>c. Undertaking to Pursue Countertrade (Annex X)</p> <p>(In case of Joint Venture, both partners must present/submit items a and b)</p> <p>4. Present original copy of the following:</p> <p>a. Registration certificate from the Securities and Exchange Commission (SEC) for corporation, Department of Trade and Industry (DTI) for sole proprietorship, or Cooperative Development Authority (CDA) for cooperatives;</p> <p>b. Valid and Current Business/Mayor's Permit issued by the city or municipality where the principal place of business of Philippine based representative company of foreign Manufacturer or First Tier Distributor is located;</p> <p>c. Valid and current Tax Clearance issued by Accounts Receivable Monitoring Division per Executive Order 398, Series of 2005, as finally reviewed and approved by BIR;</p> <p>...XXX...</p>	<p>2. Submit original copy of the following:</p> <p>a. Company Profile (Revised Annex IX). Company printed brochure may be included.</p> <p>b. Vicinity map/location of the business</p> <p>c. Undertaking to Pursue Countertrade (Revised Annex X).</p> <p>3. For Philippine – Based Representative of Foreign Manufacturer:</p> <p>Present original copy and submit certified true copy of the following</p> <p>a. Registration certificate from the Securities and Exchange Commission (SEC) for corporation, Department of Trade and Industry (DTI) for sole proprietorship, or Cooperative Development Authority (CDA) for cooperatives.</p> <p>b. Valid and current Business/Mayor's Permit issued by the city or municipality where the principal place of business of the prospective bidder is located OR the equivalent document for Exclusive Economic Zones or Areas;</p> <p>FOR LOCAL MANUFACTURER/FIRST TIER DISTRIBUTOR/FOREIGN MANUFACTURER: ADDITIONAL REQUIREMENTS:</p> <p>1. Presentation of One (1) piece brand new prototype sample within seven (7) days from receipt of Notice of Single/Lowest Calculated Bid to be subjected for testing under PNP Parameters in the Conduct of Visual, Dimensional and Performance Requirements for Enhanced Combat Helmet (ECH) Level III (as Amended) per PNP Memorandum Circular No. 2017-054) with the following modification:</p> <ul style="list-style-type: none">• Helmet weight shall be a maximum of two (2) kilograms, excluding padding system, retention system, chin strap, harness, dial type ratchet mechanism and shell weight. <p>All expenses for the testing shall be for the account of the supplier.</p> <p>2. Copy of License, Permit or Certification issued by the appropriate government office of the manufacturer's country of origin allowing the export of the goods to the Philippines for the procurement and use of the Philippine National Police. Furthermore, the bidder must submit a Letter requesting for</p>
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	<p>an End-User Certificate (EUC) and Import License (IP) for items coming abroad. Attached to the aforesaid letter are respective copies of the EUC and IP in accordance with the required and authorized format of the country of origin, if applicable.</p> <p>However, if the required number of items are already available in the Philippines, the bidder shall issue a notarized certification to that effect.</p> <p>...XXX...</p>
SECTION VI. BIDDING FORMS	
<u>Annex V-A</u> – Technical Bid Form	Revised Annex V-A – Technical Bid Form

C. REPLY TO CONCERN OF BIDDER:

Bidder No. 1 – MKU

Letter addressed to the Chair dated 26 July 2018.

Query 1 :	<p>Refer to clause II of the technical specs (Page 81/109 which read as “Pictorial Representation/Illustration”</p> <p>Query - Please clarify whether front NVG hole is mandatory for the Helmet Shell or not as the same is shown in the reference picture”</p>
BAC/PNP Reply 1	<p><i>The front NVG hole is not mandatory as shown in the reference picture.</i></p>
Query 2 :	<p>Refer to clause 7 b of the PNP TEST PARAMETERS (Page86/109) which read as “The helmet shell consists of shell body with complete padding suspension system and D30 chinstrap”</p> <p>Query - What is D30 Chinstrap? Please provide the reference picture of the above mentioned D30 chinstrap for better understanding. Also, please clarify if the manufacturer can offer its own design.</p>
BAC/PNP Reply 2	<ul style="list-style-type: none"> • <i>Please refer to the picture attached to this bid bulletin (for references purposes)</i> • <i>The manufacturer cannot offer its own design for the chin strap.</i>
Query 3 :	<p>Refer to clause b of the PROCEDURE (Page 87/109) which read as “Insert a witness plate in the sagittal penetration test head form for the front and rear impact”</p> <p>Query - Please clarify how the witness plate would be applied, if the Plasticine would be used? Also, please clarify the methodology of BFD/Deformation/Trauma measurement?</p>
BAC/PNP Reply 3	<p><i>Plasticine or a similar material will be used. External caliper will be used for measuring the deformation/trauma.</i></p>
Query 4 :	<p>Refer to clause 7a-1a of the PNP PARAMETERS (Page 86/109) and clause 1 c of the TECHNICAL SPECIFICATION (Page 81/109) which read as “Clause 7a-1a-Shell weight:2.0kgs. (maximum)(with complete padding suspension system and D30</p>



	<p>chinstrap}” Clause 1c- Shell weight: 2kg maximum (excluding the pad harness”....</p> <p>Query - The above two clauses are contradictory in terms of defined shell weight, please clarify.</p>
BAC/PNP Reply 4	<p><i>The helmet overall weight is 2.00 kg. maximum excluding complete padding suspension system and D30 chinstrap.</i></p> <p><i>The Test Parameters is hereby modified accordingly, please refer to Revised Technical Bid Form in this Bid Bulletin.</i></p>

Bidder No. 2 – Picazo Buyco Tan Fider and Santos for Armscor

Letter addressed to the Chair dated 27 July 2018.

Query 1 :	<p>Under ITB Clause 12.1 as supplemented by the Bid Data Sheet (“BDS), all bidders are required to submit a Certificate of Performance Evaluation with a rating of at least Very Satisfactory issued by the client or customer of the bidder per submitted statement of single largest completed contract (“SLCC”)</p> <p>We note that if the concerned client of the bidder is a foreign government entity that does not issue such certificate, then the bidder will effectively be prevented from participating in the bid?</p> <p>We note that it is not possible to procure such certification from foreign government client such as the United States{“US”) Military, which has strict rules and protocols with respect to their dealings with equipment suppliers. For strategic reasons, we understand that the US Military will not voluntarily declare to the public the type of equipment being used by its members. Any request to issue such a certificate will be summarily dismissed by the US Military.</p> <p>In view of the foregoing, will the PITC consider deleting the requirement of submission of such Certificate of Performance Evaluation? We wish to note that under previous bid processes of the Philippine National Police (“PNP”) for the same product, that is, Enhanced Combat Helmet, the PNP did not require the submission of Certificate of Performance Evaluation as a supporting document of a bidder’s SLCC.</p> <p>As an alternative, if the bidder has a client or customer that does not issue such a Certificate of Performance Evaluation, will a certification issued by the bidder stating that its customer does not issue such a Certificate of Performance Evaluation (and that consequently none can be obtained from the customer} suffice?</p>
BAC/PNP Reply 1	<p><i>Request denied. The Certificate of Performance Evaluation is required.</i></p>
Query 2 :	<p>A bidder’s supporting documents for its SLCC may contain confidential and proprietary information.</p> <p>Because of this concern, in previous PNP bids for Enhanced Combat Helmet, the PNP has allowed the submission of redacted supporting documents, provided that the unredacted versions are shown or presented in the course of the post-qualification process.</p> <p>Please confirm whether in this particular bid, the bidder is also allowed to submit redacted documents, subject to the presentation of the unredacted versions in the course of the post-qualification process, We propose that the PITC allows this. The bidder can later on show the unredacted versions for purpose of comparing them with submitted (redacted) versions.</p>



<p>BAC/PNP Reply 2</p>	<p><i>Yes, submission of redacted documents will be allowed provided that the bidder submits the completely filled-up Annex I-A (Statement of Single Largest Completed Contract (SLCC) during bid opening as required in the bidding documents.</i></p> <p><i>The bidder will be required, during post-qualification, show the unredacted versions for purpose of comparing them with submitted (redacted) versions.</i></p>
<p>Query 3</p>	<p>We note that the Annex III, Section VI of the Bidding Documents provides the form of the Protocol/Undertaking of Agreement to Enter Into a Joint Venture. Is it not the forms that bear the instruction “Please use this Bid Form. Do not retype or alter.”</p> <p>May a bidder, i.e, a prospective joint venture between a foreign manufacturer and local company/distributor, include a footnote in the Protocol/Undertaking of Agreement to Enter Into Joint Venture in order to comply with the commercial and legal requirements applicable to the country of the foreign manufacturer? In particular, the footnote to be added will read as follows:</p> <p>“The parties will be entering into a Contractual Joint Venture as defined by Philippines law and commercial standards (i.e., this is a Contractual JV and not an incorporated JV under Philippine law). Under the terms of Philippine law, a Contractual JV does not result in the formation or incorporation of an entity and the terms of the Contractual JV are governed by the terms laid about by the contracting parties. The Contractors are not entering into a Joint Venture for US legal or tax purposes, a US legal partnership, a profit-loss sharing partnership arrangement. Or a tax liability for 3M Company in the Philippines; rather they are entering into a Philippine Contractual JV and the terms and US characterization of that relationship are also subject to the non-exclusive distributor agreement between 3M Global Channel Services, Inc. as the seller, Ceradyne, Inc.as the manufacturer, and Armscor Shooting Center, Inc. as the distributor. Other than as expressly stated herein, nothing in this undertaking or the agreement is intended or shall be deemed to authorize any of the Contractors to make any representations, enter into commitments, or transact any business in the name or behalf of the other, or make any representation to any third party that Contractors are partners and each one of them is authorized to act as a partner of or otherwise represent the other Contractor.”</p> <p>We note that in previous bids with the PNP for the same products, the PNP has allowed the participants to adopt such terms and conditions (including the aforementioned footnote) as it may deem appropriate, for as long as the joint venture partners are jointly and severally responsible or liable for the contract to be bid and the contract is compliant with Philippine law.</p> <p>In this particular case, the prospective joint venture will use the form of the Protocol/Undertaking of Agreement to Enter Into Joint Venture, and will only add the aforementioned footnote. The language of the footnote is consistent with the Philippine law.</p>
<p>BAC/PNP Reply 3</p>	<p><i>This footnote is acceptable for as long as the partners to the JV will abide by the provisions of the Bidding Documents and applicable provisions of the IRR of R.A. 9184 (Government Procurement Law).</i></p>



<p>Query 4</p>	<p>Under No.8 of the Technical Bid Form, bidders must submit, as part of the additional requirements to be provided by the supplier if declared single/lowest calculated bid (“S/LCB”), a “License Permit or Certification issued by the appropriate government office of the manufacturer’s country of origin allowing the export of the goods to the Philippines for the procurement and use of the Philippine National Police” <u>and</u> “ a Letter requesting for an End-User Certificate (EUC) and Import License (IP) for items coming abroad. Attached to the aforesaid letter are respective copies of the EUC and IP in accordance with the required and authorized format of the country of origin if applicable.”</p> <p>We note, however, that the Technical Bid Form does not provide a deadline for submitting such documents. Please confirm if there is a specific period within which the bidder with S/LCB must submit such documents. We appeal for liberality in the submission period in order to allow the bidders sufficient time to submit the requirements.</p>
<p>BAC/PNP Reply 4</p>	<p><i>All post-qualification requirements must be submitted within five (5) days from receipt of Single/Lowest Calculated (S/LCB).</i></p>
<p>Query 5</p>	<p>No. 8 of the Technical Bid Form requires the submission of a “License, Permit or Certification issued by the appropriate government office of the manufacture’s country of origin allowing the export of the goods to the Philippines for the procurement and use of the Philippine National Police.”</p> <p>Please confirm that a plain copy of such a license, permit or certification will suffice.</p>
<p>BAC/PNP Reply 5</p>	<p><i>Only plain copy of the license, permit or certification will suffice for evaluation during post qualification.</i></p>
<p>Query 6</p>	<p>Under Nos. 1 and 9 of the Technical Bid Form, 5 Enhanced Combat Helmet shall be randomly selected and will be subjected to visual, dimensional and performance testing and evaluation. It was mentioned during pre-bid conference that these 5 units are over and above the 2,215 units to be delivered.</p> <p>We note that under previous bids with the PNP involving the same product but with higher quantity requirement. (i. e. Public Bidding No. PNP-17-39G (3,121 helmets) and Public Bidding No. PNP-17-40G (11,084 helmets), the number of Enhanced Combat Helmet required to be randomly selected and subjected to testing and evaluation is only 4.Considering that only 2,215 units of Enhanced Combat Helmet are required for the current bid, may we request your good office to kindly consider proportionately lowering the number of items that will be randomly selected for the purposes of functional testing.</p>
<p>BAC/PNP Reply 6</p>	<p><i>Request denied. The 5 additional units must be delivered together with the 2,215 units of combat helmets. These 5 units will have the following sizes: 3 units LARGE and 2 units MEDIUM.</i></p>



<p>Query 7</p>	<p>In relation to the additional 5 units of Enhanced Combat Helmet to be delivered, please clarify how many out of the 5 should be LARGE in size, and how many should be MEDIUM.</p> <p>The Technical Bid Form states that there should be 1,110 units LARGE and 1,110 units MEDIUM helmet. Insofar as the additional 5 units are concerned, this would translate to 2.5 units of LARGE helmets and 2.5 units of MEDIUM helmets, which is not possible.</p>
<p>BAC/PNP Reply 7</p>	<p><i>For the additional 5 Units Enhanced Combat Helmet 3 units Large size and 2 units Medium size.</i></p>
<p>Query 8</p>	<p>No. 9 of the Technical Bid Form provides that the dent/deformation of the sample enhanced combat helmet must not exceed 30mm. We note, that in Public Bidding No. PNP-18-176G (Supply and Delivery of 501 Units Enhanced Combat Helmet) the, PNP has revised the threshold from 30mm to 35mm. Please confirm if the current bid will be made consistent with the latest dent/deformation threshold as set by the PNP in Public Bidding No. PNP-18-17G.</p>
<p>BAC/PNP Reply 8</p>	<p><i>The maximum threshold for the dent/deformation is revised to 35mm. Please refer to the revised Technical Bid Form per Revised Annex V-A.</i></p>
<p>Query 9</p>	<p>We understand that original or certified true copies of new certain documents are required to be submitted during the post-qualifications process. Please clarify if the documents are required to be certified as true copy by the issuing agency.</p> <p>Considering that most of the documents of a foreign bidders/manufacturer may face difficulties in meeting the deadlines set under the Bidding Documents. In view of the foregoing, and in order to facilitate compliance with the deadlines, please confirm if the authorized representative of the foreign manufacturer/bidder can certify as true copies the documents which require such certification.</p>
<p>BAC/PNP Reply 9</p>	<p><i>Yes, the authorized representative of the foreign manufacturer/bidder can certify the document as certified true copies as long as they have possession of the originals.</i></p>
<p>Query 10</p>	<p>The Checklist of Requirements under Section IX of the Bidding Documents includes the submission of a copy of valid and current Certification from HP White Test Procedure for Bidder Resistant Helmev (HPW-TP-0401.01B)</p> <p>We note, however, that not all manufacturers of combat helmets and other related special operations/ISO equipment avail of the services of HP White Laboratory, Inc. to conduct testing on their products. There are other independent testing laboratories being used by manufacturers.</p> <p>In this regard, we respectfully request your good office to consider allowing the submission of a certification issued by other independent, accredited, and reputable ballistic testing laboratories</p> <p>We also note that the PNP itself will be conducting its own testing of the Enhanced Combat Helmet to be supplied.</p>
<p>BAC/PNP Reply 10</p>	<p><i>This is an error. Please disregard the original checklist in the bidding documents and refer/use the attached Revised Checklist. (Section IX of the Bidding Documents)</i></p>



Query 11	In relation to the submission of Certification from HP White Test Procedure for Bullet Resistant Helmet (HPW-TP-0401.013), we note that the Checklist Requirements under Section IX of the Bidding Documents requires that the certification must be “valid and current.” Please clarify the meaning (i.e. period covered) of terms “current”
BAC/PNP Reply 11	<i>This is an error. Please disregard the original checklist in the bidding documents as refer/use the attached Revised Checklist. (Section IX of the Bidding Documents)</i>
Query 12	Clause 10.5 of the General Conditions (“GCC”) states that “unless otherwise provided in the SCC, payments using Letter of Credit (LC), in accordance with the Guidelines issued by the GPPB, is allowed ”Nonetheless, it appears from the SCC that the issuance of a letter of credit is only available to foreign manufacturers considering that the SCC only enumerates documentary requirements for letter of credit payments made directly to a foreign manufacturer. Please confirm if the issuance of a letter of credit is limited only to foreign manufactures, or whether it is open to all types of bidders (including joint venture). If letter of credit payment it is limited to foreign manufacturers only, will payment to a joint venture bidder be via a corporate check only?
BAC/PNP Reply 12	Payment in the form of letters of credit is NOT limited to foreign manufacturer only. L/C Payments can be made to all types of bidders – including Joint Ventures- at the option of the bidder.
Query 13	Under Clause 10.1 (B)(vi) of the SCC, the supplier/beneficiary of a letter of credit must submit, among others, an “all-risk” insurance coverage at 110% of Letter of Credit value from seller’s warehouse to PNP’s designated delivery site (original), issued by an internationally accredited and reputable insurance company of bidder’s choice as may approved by PITC.....” We note however that the Financial Bid Form, which would form part of the ensuing contract, already provides that the: bidder shall assume all risks until the goods have been delivered at the site and accepted by PNP/PITC.” Considering that both the PNP and PITC are adequately protected by the foregoing provision on risk assumption by the bidder (including penalties in case of delay), may we request your good office to kindly consider the deletion of the requirement of submission of an all-risk insurance coverage.
BAC/PNP Reply 13	<i>Request denied. All Risk insurance coverage is a bank requirement.</i>
Query 14	<i>Under Clause 10.1(3.6) of the SCC, the supplier is required to submit an undertaking to enter into a signed service level agreement with PNP after the expiration of the warranty period. Please confirm if there is a particular form for such undertaking.</i>
BAC/PNP Reply 14	<i>None, bidders to provide the standard Service Level Agreement.</i>
Query 15	<i>Clause 17.3 of the SCC states, in part, that “the remaining warranty shall be covered by a Paper Warranty.” May we seek clarification on the intent behind such statement? For avoidance of doubt, please clarify what is meant by “paper warranty.”</i>



BAC/PNP Reply 15	<i>Since the warranty period is two (2) years, the first year is covered by the 1% retention money. The second year is covered only by a paper warranty which is a written warranty issued by the supplier/bidder covering their obligations for the second year warranty.</i>
Query 16	Please confirm whether the bidder/supplier is really to provide a user manual for each unit of Enhanced Combat Helmet (i.e. 2,215 user manuals)
BAC/PNP Reply 16	Yes.
Query 17	If a document is notarized abroad, will the PITC still require consularization? In addition to the foregoing, we noted that as discussed and verbally confirmed/clarified by the BAC during the pre-bid conference on 09 July 2018, we confirm our understanding that in case of a joint venture between a foreign manufacturer and local distributor, the joint venture is only required to submit a certification that the manufacturer has been in the business of manufacturing the item being offered for a least three (3) years, and that in such case, there is no need to submit a valid and current certificate of distributorship/resellership of the item being offered.
BAC/PNP Reply 17	<i>No, as stated in Clause 11 of the Instruction to Bidders, only the English translation of a foreign language document must be consularized.</i>

Please use the attached **Revised Annex V-A** and together with all other required documents for the Bid Opening on **30 August 2018, 1:00 PM, (Thursday)**. Please use the revised checklist of requirements as reference.

This Supplemental/Bid Bulletin 1 shall form part of the Bidding Documents. Any provisions in the Bidding Documents inconsistent herewith is hereby amended, modified and superseded accordingly.

For guidance and information of all concerned.

Issued this 20th of August 2018 in Makati City.

Reviewed and Approved by:

(Sgd.) ATTY. MA. VICTORIA C. MAGCASE
Chairperson, Bids and Awards Committee - I

(Sgd.) ATTY. MA. GUDELIA C. GUESE
Vice Chairman

(Sgd.) CHRISTABELLE P. EBRIEGA
Member

(Sgd.) MYRA CHITELLA T. ALVAREZ
Member



(Sgd.) DAVID A. INOCENCIO
Member

Concurred by:

(Sgd.) SSUPT PASCUAL MUNOZ
BAC Provisional Member – PNP

Received by:	
_____ (SIGNATURE OVER PRINTED NAME & DATE)	_____ NAME OF COMPANY
(PLEASE RETURN OR FAX THIS PAGE ONLY TO THE PITC BAC-I)	



**Annex II - A
Sample Form**

(Name of Bank)

COMMITTED LINE OF CREDIT CERTIFICATE

Date: _____

PHILIPPINE INTERNATIONAL TRADING CORPORATION

NDC Building, 116 Tordesillas St.

Salcedo Village, Makati City

CONTRACT/PROJECT : _____

COMPANY/FIRM : _____

ADDRESS : _____

BANK/FINANCING INSTITUTION : _____

ADDRESS : _____

AMOUNT : _____

This is to certify that the above Bank/Financing Institution with business address indicated above, commits to provide the (Supplier/Distributor/Manufacturer/Contractor), if awarded the above-mentioned Contract, a credit line in the amount specified above which shall be exclusively used to finance the performance of the above-mentioned contract subject to our terms, conditions and requirements.

The credit line shall be available within fifteen (15) calendar days after receipt by the (Supplier/Distributor/Manufacturer/Contractor) of the Notice of Award and such line of credit shall be maintained until issuance of Certificate of Acceptance by joint PITC and PNP. This Certification is being issued in favor of said (Supplier/Distributor Manufacturer/ Contractor) in connection with the bidding requirement of (Name of Procuring Entity) for the above-mentioned Contract. We are aware that any false statements issued by us make us liable for perjury.

This committed line of credit cannot be terminated or cancelled without the prior written approval of Philippine International Trading Corporation.

Name and Signature of Authorized Financing Institution Office.

Official Designation

Concurred By:

Name & Signature of (Supplier/Distributor/Manufacturer/Contractor's) Authorized Representative

Official Designation

SUBSCRIBED AND SWORN TO BEFORE ME this _____ day of _____ at _____, Philippines. Affiant exhibited to me his/her competent Evidence of Identity (as defined by the 2004 Rules on Notarial Practice _____ issued _____ at _____, Philippines.

NOTARY PUBLIC

Doc. No. : _____

Page No. : _____

Book No. : _____

Series of _____.

(Note: The Amount committed should be machine validated in the Certificate itself)



PLEASE USE THIS BID FORM. DO NOT RETYPE OR ALTER

Revised Annex V-A (Page 1 of 8)

PHILIPPINE INTERNATIONAL TRADING CORPORATION
SUPPLY AND DELIVERY OF 2,215 UNITS BRAND NEW ENHANCED COMBAT HELMET
LEVEL III WITHOUT VISOR FOR THE PHILIPPINE NATIONAL POLICE (PNP)
Bid Ref No. GPG-B1-2018-088
TECHNICAL BID FORM

PHILIPPINEINTERNATIONALTRADINGCORPORATIONPHILIPPINEINTERNATIONALTRADINGCORPORATIONPHILIPPINEINTERNATIONALTRADINGCORPORATIONPHILIPPIN

INSTRUCTION TO THE SUPPLIER: Indicate "COMPLY" (per line number) under Supplier's Statement of Compliance if bidder can meet the technical specifications and project requirements. DO NOT LEAVE ANY BLANK. A "YES OR NO" ENTRY WILL NOT BE ACCEPTED. FAILURE TO CONFORM WILL RESULT IN A RATING OF "FAILED".

Line No:	Project Requirements	Bidder's Statement of Compliance
1)	Supply and Delivery of 2,215 Units Brand New Enhanced Combat Helmet Level III Without Visor per NAPOLCOM RESO NO. 2015-011 per Annex V-A1 with the following modifications: <ul style="list-style-type: none"> • Bolted or Boltless without visor • Color of Helmet: Olive Drab • Sizes to be delivered INCLUDING additional five (5) units ECH for testing: LARGE (1,110 units) MEDIUM (1,110 units) • The retention system of the harness must have a Dial Ratchet mechanism or any equivalent • Helmet weight shall be a maximum of 2 kilograms, excluding padding system, retention system, chin strap, harness, dial type ratchet mechanism and shell weight 	

DESCRIPTION	BRAND & MODEL NO. BEING OFFERED
New Enhanced Combat Helmet Level III Without Visor	

BIDDER'S UNDERTAKING

I/We, the undersigned bidder, having examined the Bidding Documents including Bid Bulletins, as applicable, hereby BID to (supply/deliver/perform) the above described items.

I/We undertake, if our bid is accepted, to deliver the items in accordance with the terms and conditions contained in the bid documents, including the posting of the required performance security within ten (10) calendar days from receipt of the Notice of Award.

Until a formal contract/order confirmation is prepared and signed, this Bid is binding on us.

Name of Company (in print)

Signature of Company Authorized Representative

Name & Designation (in print)

Date



PLEASE USE THIS BID FORM. DO NOT RETYPE OR ALTER

Revised Annex V-A (Page 2 of 8)

PHILIPPINE INTERNATIONAL TRADING CORPORATION
SUPPLY AND DELIVERY OF 2,215 UNITS BRAND NEW ENHANCED COMBAT HELMET
LEVEL III WITHOUT VISOR FOR THE PHILIPPINE NATIONAL POLICE (PNP)
Bid Ref No. GPG-B1-2018-088
TECHNICAL BID FORM

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Line No.	List of Special Operations/ISO Equipment under PNP DRD Manual 2011 Edition	
2)	1. Face Mask 2. Gloves 3. Elbow Pads 4. Sniper Scope 5. PNP Range Finder 6. Digital Binocular 7. Night Vision Scope (Monocular) 8. Heavy Duty Tactical Belt 9. Lase Aiming Light for SOAR PNP11/14 10. Night Vision Goggles 11. Lensatic Compass 12. Tactical Gas mask 13. nfra Red Budd Light	14. All Purpose Vest 15. Tactical Goggles 16. Hydration System 17. Under-Door Remote Viewing Kit 18. Ballistic Shield 19. Bolt Cutter, Heavy Duty 20. Ballistic Helmet 21. Weight Belt 22. Pole with Hook 23. Assault Ladders 24. Battery Ram 25. Door Jam Spreader 26. Tear Gas Cartridge (Projectile) 27. PNP Range Finder

BIDDER'S UNDERTAKING

I/We, the undersigned bidder, having examined the Bidding Documents including Bid Bulletins, as applicable, hereby BID to (supply/deliver/perform) the above described items.

I/We undertake, if our bid is accepted, to deliver the items in accordance with the terms and conditions contained in the bid documents, including the posting of the required performance security within ten (10) calendar days from receipt of the Notice of Award.

Until a formal contract/order confirmation is prepared and signed, this Bid is binding on us.

Name of Company (in print)

Signature of Company Authorized Representative

Name & Designation (in print)

Date



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Revised Annex V-A (Page 3 of 8)

**PHILIPPINE INTERNATIONAL TRADING CORPORATION
SUPPLY AND DELIVERY OF 2,215 UNITS BRAND NEW ENHANCED COMBAT HELMET
LEVEL III WITHOUT VISOR FOR THE PHILIPPINE NATIONAL POLICE (PNP)**

Bid Ref No. GPG-B1-2018-088

TECHNICAL BID FORM

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Line No:	Technical Specification	Bidder's Statement of Compliance
3)	<p>Markings</p> <p>Each unit shall be permanently and legibly labeled with the following information</p> <ul style="list-style-type: none"> - PNP logo and "PNP Property" - Name, designation, or logo of the manufacturer - Type of material, according to PNP Standard - Month and year of manufacture - Manufacture and Lot number (may be incorporated into a single number e.g. Serial no.) 	
Line No:	OTHER REQUIREMENTS	BIDDER'S STATEMENT OF COMPLIANCE
4)	Bidder has no overdue deliveries or unperformed services intended for PITC and PNP.	
5)	Bidder did not participate as a consultant in the preparation of the design or technical specification of the GOODS subject of the bid.	

BIDDER'S UNDERTAKING

I/We, the undersigned bidder, having examined the Bidding Documents including Bid Bulletins, as applicable, hereby BID to (supply/deliver/perform) the above described items.

I/We undertake, if our bid is accepted, to deliver the items in accordance with the terms and conditions contained in the bid documents, including the posting of the required performance security within ten (10) calendar days from receipt of the Notice of Award.

Until a formal contract/order confirmation is prepared and signed, this Bid is binding on us.

Name of Company (in print)

Signature of Company Authorized Representative

Name & Designation (in print)

Date



PLEASE USE THIS BID FORM. DO NOT RETYPE OR ALTER

Revised Annex V-A (Page 5 of 8)

PHILIPPINE INTERNATIONAL TRADING CORPORATION

SUPPLY AND DELIVERY OF 2,215 UNITS BRAND NEW ENHANCED COMBAT HELMET LEVEL III WITHOUT VISOR FOR THE PHILIPPINE NATIONAL POLICE (PNP)

Bid Ref No. GPG-B1-2018-088

TECHNICAL BID FORM

INSTRUCTION TO THE SUPPLIER: Indicate "COMPLY" (per line number) under Supplier's Statement of Compliance if bidder can meet the technical specifications and project requirements. DO NOT LEAVE ANY BLANK. A "YES OR NO" ENTRY WILL NOT BE ACCEPTED. FAILURE TO CONFORM WILL RESULT IN A RATING OF "FAILED".

Line	Requirements if Awarded the Contract	Bidder's Statement of Compliance
9)	<p>Delivery:</p> <p>Delivery Period: within one hundred eighty (180) calendar days from receipt of Notice to Proceed or Opening of Letter of Credit whichever comes later. However, if payment is through a Letter of Credit, the supplier's Proforma Invoice for LC opening must be issued/made to PITC within seven (7) calendar days from receipt of Notice of Award. Also, Single Administrative Document (SAD) must be submitted within seven (7) calendar days upon receipt of the Notice to Submit SAD. Otherwise, the period for delivery shall be reckoned from date of receipt of the Notice to Proceed.</p> <p>Delivery Place: LSS Warehouse, Camp Bagong Diwa, Bicutan, Taguig City</p> <p>All deliveries must be done in the presence of Inspection Team consisting of at least two (2) PITC representatives and two (2) authorized representatives of the PNP.</p> <p>During delivery, the supplier shall be responsible in unloading the items from the container/truck to the designated delivery center. All costs including delivery and assembly, handling and other related expenses shall be borne by the supplier. In the absence of materials handling equipment at the site, the supplier shall provide the necessary equipment such as but not limited to: forklifts, hand pallet truck, etc. at the expense of the supplier.</p> <p>All expenses relative to delivery shall be for the account of the supplier.</p>	

BIDDER'S UNDERTAKING

I/We, the undersigned bidder, having examined the Bidding Documents including Bid Bulletins, as applicable, hereby BID to (supply/deliver/perform) the above described items.

I/We undertake, if our bid is accepted, to deliver the items in accordance with the terms and conditions contained in the bid documents, including the posting of the required performance security within ten (10) calendar days from receipt of the Notice of Award.

Until a formal contract/order confirmation is prepared and signed, this Bid is binding on us.

Name of Company (in print)

Signature of Company Authorized Representative

Name & Designation (in print)

Date



PLEASE USE THIS BID FORM. DO NOT RETYPE OR ALTER

Revised Annex V-A (Page 6 of 8)

PHILIPPINE INTERNATIONAL TRADING CORPORATION

SUPPLY AND DELIVERY OF 2,215 UNITS BRAND NEW ENHANCED COMBAT HELMET LEVEL III WITHOUT VISOR FOR THE PHILIPPINE NATIONAL POLICE (PNP)

Bid Ref No. GPG-B1-2018-088

TECHNICAL BID FORM

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Line No:	Requirements if Awarded the Contract	Bidder's Statement of Compliance
	<p>Testing Parameters / Procedures</p> <ul style="list-style-type: none"> • Inspection and final acceptance of the goods shall be conducted as per PNP Parameters (PNP MC 2017-054) in the Conduct of Visual, Dimensional and Performance Requirements for Enhanced Combat Helmet (ECH) Level III (as amended) with the following modification: ➤ Helmet weight shall be a maximum of two (2) kilograms, excluding padding system, retention system, chin strap, harness, dial type ratchet mechanism and shell weight • The dent/deformation of the sample ECH must not exceed 35mm • The Material testing shall be conducted by ADMATEL • Visual inspection to be conducted by PNP TIAC and PITC Representatives. • Five (5) samples will be randomly drawn for Visual, Dimensional and Performance Testing and must 100% comply with the corresponding testing requirements. • Functional Testing Site: PNPA Firing Range, Camp General Mariano N Castaneda, Silang Cavite/Camp O Donnel Firing Range, Camp O Donnel, Capas, Tarlac/Marine Base Firing Range, Ternate, Cavite or Firing range anywhere in the Philippines that can accommodate a 320 meters testing distance. <p>All expenses relative to testing, inspection and acceptance shall be for the account of the supplier including round trip airfare (as applicable), inland transportation, board and lodging and per diem.</p>	

BIDDER'S UNDERTAKING

I/We, the undersigned bidder, having examined the Bidding Documents including Bid Bulletins, as applicable, hereby BID to (supply/deliver/perform) the above described items.

I/We undertake, if our bid is accepted, to deliver the items in accordance with the terms and conditions contained in the bid documents, including the posting of the required performance security within ten (10) calendar days from receipt of the Notice of Award.

Until a formal contract/order confirmation is prepared and signed, this Bid is binding on us.

Name of Company (in print)

Signature of Company Authorized Representative

Name & Designation (in print)

Date



PLEASE USE THIS BID FORM. DO NOT RETYPE OR ALTER

Revised Annex V-A (Page 8 of 8)

PHILIPPINE INTERNATIONAL TRADING CORPORATION
SUPPLY AND DELIVERY OF 2,215 UNITS BRAND NEW ENHANCED COMBAT HELMET
LEVEL III WITHOUT VISOR FOR THE PHILIPPINE NATIONAL POLICE (PNP)
Bid Ref No. GPG-B1-2018-088
TECHNICAL BID FORM

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Line No:	Requirements if Awarded the Contract	Bidder's Statement of Compliance
12)	Operation and Maintenance Manual Supplier shall be provided User Manual in English for each unit upon delivery to PNP	
13)	After Sales Service and Availability of Spare Parts After Sales Service and Availability of Spare Parts Certificate issued in favor of PNP which covers: <ul style="list-style-type: none"> • Availability of Spare Parts of the same or better specifications for the next five (5) years after the expiration of warranty period. • Supplier to provide technical personnel for after sales service and repairs as required by the PNP. 	
14)	As one of documentary requirements for payment (as applicable), submit certified true copy of pertinent tax receipts and duties paid on the imported parts/equipment pursuant to COA Memo No. 90-684 dated Dec.05,1990/Administrative Order No. 200 dated Nov. 20,1990. For locally purchased materials, the BIR registered sales invoice of the seller is applicable.	

BIDDER'S UNDERTAKING

I/We, the undersigned bidder, having examined the Bidding Documents including Bid Bulletins, as applicable, hereby BID to (supply/deliver/perform) the above described items.

I/We undertake, if our bid is accepted, to deliver the items in accordance with the terms and conditions contained in the bid documents, including the posting of the required performance security within ten (10) calendar days from receipt of the Notice of Award.

Until a formal contract/order confirmation is prepared and signed, this Bid is binding on us.

Name of Company (in print)

Signature of Company Authorized Representative

Name & Designation (in print)

Date



FOR REFERENCE ONLY

Pictures of Enhanced Combat Helmet (ECH) with complete padding suspension system and chin strap with ratchet adjustment.





Bidder's Company Letterhead)

Revised Annex IX

SUPPLY AND DELIVERY OF 2,215 UNITS BRAND NEW ENHANCED COMBAT HELMET LEVEL III WITHOUT VISOR FOR THE PHILIPPINE NATIONAL POLICE (PNP)

BID REF NO. GPG-B1-2018-088

Approved Budget for the Contract – ₱ 142,387,199.40

COMPANY PROFILE

COMPANY NAME : _____

ADDRESS : _____

HEAD OFFICE : _____

BRANCH : _____

TELEPHONE NUMBER/S : _____

HEAD OFFICE : _____

BRANCH : _____

FAX NUMBER/S : _____

HEAD OFFICE : _____

BRANCH : _____

E-mail Address/es : _____

NUMBER OF YEARS IN BUSINESS : _____

NUMBER OF EMPLOYEES : _____

LIST OF MAJOR STOCKHOLDERS : _____

LIST OF BOARD OF DIRECTORS : _____

LIST OF KEY PERSONNEL (NAME & DESIGNATION WITH SIGNATURE) AS AUTHORIZED CONTACT PERSONS FOR THIS PROJECT [at least THREE (3)] : _____

CERTIFIED CORRECT:

Name & Signature of Authorized Representative

Position

Date



Revised Annex X

(Bidder's Company Letterhead)

UNDERTAKING TO PURSUE COUNTERTRADE

SUPPLY AND DELIVERY OF 2,215 UNITS BRAND NEW ENHANCED COMBAT HELMET LEVEL III WITHOUT VISOR FOR THE PHILIPPINE NATIONAL POLICE (PNP)

Bid Ref No. GPG-B1-2018-088

Approved Budget for the Contract – ₱ 142,387,199.40

Pursuant to E.O. 120 s. 1993 relative to the adoption of COUNTERTRADE in foreign procurements or importations of the government valued at US\$1 Million and above (or its equivalent in Philippine or other convertible currency), and as part of the bid requirements for the above project, the undersigned supplier hereby commits that should it be awarded Contract(s) by the Philippine International Trading Corporation ("PITC"), the aggregate value of which amounts to at least US\$1 Million and above (or its equivalent in Pesos) over a period of one (1) year from date of award for the 1st project with PITC, it shall, directly or through a nominated third party, undertake countertrade/offset arrangements equivalent to at least fifty percent (50%) of the total aggregate value of the Contract(s) awarded, such as, but not limited to:

Offsets (investments, technology transfer arrangements, training and skills upgrade and related activities) that will benefit the PHILIPPINE NATIONAL POLICE (PNP) as may be agreed upon by the PITC and the Supplier.

The undersigned hereby further commits to sign a Countertrade Agreement with the PITC outlining the terms and conditions of this countertrade program within ninety (90) days from signing of the pertinent project contract(s)/purchase orders.

This Undertaking shall form part of the Post Qualification Requirement for the aforesaid procurement project.

Issued this _____ day of _____ 2018 in _____, Philippines.

Name of Company
(Supplier)

Full Name of Authorized Representative

Address

Signature of Authorized Representative

Tel. No./Fax

E-mail Address



**PITC BIDS AND AWARDS COMMITTEE I
REVISED CHECKLIST OF REQUIREMENTS FOR BIDDERS**

Name of Company: _____
Project: SUPPLY AND DELIVERY OF 2,215 UNITS BRAND NEW ENHANCED COMBAT HELMET LEVEL III WITHOUT VISOR FOR THE PHILIPPINE NATIONAL POLICE (PNP)
Bid Ref. No. GPG-B1-2018-088
APPROVED BUDGET FOR THE CONTRACT: P 142,387,199.40

Ref. No.	Particulars
ENVELOPE 1: ELIGIBILITY AND TECHNICAL DOCUMENTS	
12.1 (a) ELIGIBILITY DOCUMENTS	
	CLASS "A" DOCUMENTS
(a.1.)	<u>For Local Manufacturers or Local First Tier Distributors</u>
(i)	Registration Certificate from the Securities and Exchange Commission (SEC) for corporations, or from Department of Trade and Industry (DTI) for sole proprietorship, or from Cooperative Development Authority (CDA) for cooperatives;
(ii)	Valid and Current Business/Mayor's Permit issued by the city or municipality where the principal place of business of the prospective bidder is located OR the equivalent document for Exclusive Economic Zones or Areas;
(iii)	Valid and Current Tax Clearance issued by Accounts Receivable Monitoring Division per Executive Order 398, Series of 2005, as finally reviewed and approved by the BIR;
(iv)	Copy of Audited Financial Statements for 2017 and 2016 (in comparative form or separate reports): (a) Independent Auditor's Report; (b) Balance Sheet (Statement of Financial Position); and (c) Income Statement (Statement of Comprehensive Income) Each of the above statements must have stamped "received" by the Bureau of Internal Revenue (BIR) or its duly accredited and authorized institutions.
OR	Submission of Valid and Current Certificate of PHILGEPS Registration (Platinum Membership) together with Annex A in lieu of (Items (i), (ii), (iii) and (iv)) Eligibility Documents.
(v)	Statement of all ongoing government and private contracts (including contracts awarded but not yet started). (Annex I) ;
(vi)	Statement of Single Largest Completed Contract of similar nature within the last five (5) years from date of submission and receipt of bids equivalent to at least fifty (50%) of the total ABC of the lot being bid (Annex I-A)



	<p>“Similar contract” shall mean ASO/Anti Terrorism/Special Operation Equipment under PNP DRD Manual 2011 Edition per Revised Annex V-A Technical Bid Form.</p> <p>Any of the following documents must be submitted/attached corresponding to listed completed largest contracts per Annex I-A:</p> <ul style="list-style-type: none"> (a) Copy of End User’s Acceptance; or (b) Copy of Official Receipt/s; or (c) Copy of Collection Receipt with Sales Invoice 	
(vi)	Duly signed Certificate of NFCC computation (Annex II) or Committed Line of Credit (Annex II-A)	
(a.2)	For Foreign Manufacturers	
(i)	Valid and current certificate / license / authority to conduct/operate business issued by the regulatory authority in the country where the Manufacturer is based. (If not in English, must be translated to English pursuant to Clause 11 of the Instructions to Bidders.	
(ii)	Tax Clearance issued by Accounts Receivable Monitoring Division per Executive Order 398, Series of 2005, as finally reviewed and approved by BIR;	
(iii)	Corporate Financial Statements or Annual Report for 2017 or 2016	
OR	Submission of valid and current PHILGEPS Certificate of Registration and Membership (Platinum Registration*) together with Annex A in lieu of (Items (i), (ii) and (iii)) Eligibility Documents.	
(iv)	Statement of all ongoing government and private contracts (including contracts awarded but not yet started) (Annex I);	
(v)	<p>Statement of Single Largest Completed Contract of similar nature within the last five (5) years from date of submission and receipt of bids equivalent to at least fifty (50%) of the total ABC of the lot being bid (Annex I-A).</p> <p>“Similar contract” shall mean ASO/Anti Terrorism/Special Operation Equipment under PNP DRD Manual 2011 Edition per Revised Annex V-A Technical Bid Form.</p> <p>Any of the following documents must be submitted/attached corresponding to listed completed largest contracts per Annex I-A:</p> <ul style="list-style-type: none"> (a) Copy of End User’s Acceptance; or (b) Copy of Official Receipt/s; 	
(vi)	Duly signed Certificate of Net Financial Contracting Capacity (NFCC) per Annex II or Committed Line of Credit (Annex II-A), in accordance with ITB Clause 5.5	
	Class “B” Document: (For Joint Venture)	
	<i>The participating entities entering a Joint Venture Agreement are to be treated as a single entity and shall be jointly and severally responsible or liable for the obligations and liabilities incurred by any partner to the JV pertinent to the project requirements.</i>	



Hence, any Blacklisting Order and/or overdue deliveries intended for end-user or PITC shall apply to the JVA as the JV is deemed as one bidder.

a) For Joint Ventures, Bidder to submit either:

- (i) Copy of the JOINT VENTURE AGREEMENT (JVA) in case the joint venture is already in existence, or
- (ii) Copy of Protocol/Undertaking of Agreement to Enter into Joint Venture signed by all the potential joint venture partners stating that they will enter into and abide by the provisions of the JVA in the instance that the bid is successful. (Annex III)

In case the joint venture is not yet in existence, the submission of a valid JVA shall be within ten (10) calendar days from receipt by the bidder of the notice from the BAC that the bidder is the Lowest Calculated and Responsive Bid [Sec 37.1.4 (a) (i) of the 2016 Revised IRR or RA 9184]

The JVA or the Protocol/Undertaking of Agreement to Enter into Joint Venture (Annex III) must include/specify the company/partner and the name of the office designated as authorized representative of the Joint Venture.

b) Each JV Partner, must also submit the following:

For Local JV Partner

- (i) Registration Certificate from the Securities and Exchange Commission (SEC) for corporations, or from Department of Trade and Industry (DTI) for sole proprietorship, or from Cooperative Development Authority (CDA) for cooperatives;
- (ii) Valid and Current Business/Mayor's Permit issued by the city or municipality where the principal place of business of the prospective bidder is located OR the equivalent document for Exclusive Economic Zones or Areas;
- (iii) Valid and Current Tax Clearance issued by Accounts Receivable Monitoring Division per Executive Order 398, Series of 2005, as finally reviewed and approved by the BIR;
- (iv) Copy of Audited Financial Statements for 2017 and 2016 (in comparative form or separate reports):
 - (a) Independent Auditor's Report;
 - (b) Balance Sheet (Statement of Financial Position); and
 - (c) Income Statement (Statement of Comprehensive Income)

Each of the above statements must have stamped "received" by the Bureau of Internal Revenue (BIR) or its duly accredited and authorized institutions.



Foreign Partner

- (i) Valid and Current certificate/license/authority to conduct business issued by the regulatory authority in the country where the bidder is based.
- (ii) Valid and Current Tax Delinquency Verification Certificate (issued to Non-Resident Foreign Corporation) OR valid and current Tax Clearance issued by Accounts Receivable Monitoring Division per Executive Order 398, Series of 2005, as finally reviewed and approved by BIR;
- (iii) Corporate Financial Statements or Annual Report for 2017 or 2016.

OR

Valid and current Certificate of PHILGEPS Registration (Platinum Membership) together with the Annex "A" – Eligibility Documents;

Note: Bidder must ensure that all Class "A" Eligibility Documents are valid and current at the time of submission of Certificate of PhilGEPS Registration and Membership (Platinum Registration). In case any of the submitted Eligibility Documents are not valid and current at the time of submission of Platinum Registration, bidders are required to submit the valid and current documents together with the Platinum Registration.

In case the bidder opts to submit their Class "A" Documents, the Certificate of PhilGEPS Registration (Platinum Membership) shall remain as a post-qualification requirement to be submitted in accordance with Section 34.2 of the 2016 Revised IRR of RA 9184. "GPPB Circular 07-2017 dated 31 July 2017"

*The following Eligibility – Technical and Eligibility – Financial Documents may be submitted by only **ONE** of the parties to the JV:*

1. Statement of all on-going government and private contracts (including contracts awarded but not yet started), if any whether similar or not in nature and complexity to the contract to be bid (**Annex I**);
2. Statement of Single Largest Completed Contract similar to the contract to be bid within the last five (5) years from date of submission and receipt of bids equivalent to at least fifty percent (50%) of the total ABC of the item being bid (**Annex I-A**);

"Similar contract" shall mean ISO/Anti Terrorism/Special Operations Equipment Under PNP DRD Manual 2011 Edition per **Revised Annex V-A - Technical Bid Form**.

Any of the following documents must be submitted/attached corresponding to the listed completed largest contracts per Annex I-A:

- a) Copy of End User's Acceptance; or
- b) Copy of Official Receipt/s; or
- c) Copy of Collection Receipt with Sales Invoice (for local JV Partner)



3. Duly signed Certificate of Net Financial Contracting Capacity (NFCC) per **Annex II**, in accordance with ITB Clause 5.5 OR Committed Line of Credit per **Annex II-A**.

- a) Should the bidder opt to submit NFCC, computation must be equal to the ABC of the project. The detailed computation using the required formula must be shown as provided for in **Annex II**.

NFCC = [(Current assets minus current liabilities) (15)] minus the value of all outstanding or uncompleted portions of the projects under ongoing contracts, including awarded contracts yet to be started, coinciding with the contract to be bid.

Notes:

1. The values of the bidder's current assets and current liabilities shall be based on the latest Audited Financial Statements submitted to the BIR.
2. The value of all outstanding or uncompleted contracts refers to those listed in Annex I.
3. The detailed computation must be shown using the required formula provided above.
4. The NFCC computation must at least be equal to the ABC of the project.

OR

- b) Should the bidder opt to submit a committed Line of Credit, it must be at least equal to ten percent (10%) of the ABC of the project issued by a Local Universal or Local Commercial Bank. The amount of the committed Line of Credit **MUST BE MACHINE VALIDATED**. (See sample Bank Form per **Annex II-A**).

The determination as to (i) whose Audited Financial Statement should be used / submitted; and (ii) who submits the Statement of All-Ongoing Contracts – lies with the Partners Contracting the Joint Venture since the audited Financial Statements and the Ongoing Contracts of that JV partners should be the basis for the Computation of the NFCC.



	TECHNICAL DOCUMENTS	
	<p>Bid security must be issued in favor of the PHILIPPINE INTERNATIONAL TRADING CORPORATION (PITC) in any of the following forms:</p> <ol style="list-style-type: none"> 1) Bid Securing Declaration per Annex IV; 2) Cash or Cashier's/ Manager's Check equivalent to at least 2% of the ABC (₱2,847,743.99); 3) Bank Guarantee/ Bank draft or Irrevocable LC equivalent to at least 2% of the ABC (₱2,847,743.99); OR 4) Surety bond callable upon demand equivalent to at least 5% of the ABC (₱7,119,359.97) 	
(i)		
(ii)	Duly signed and completed Technical Bid Form. Bidder must use, accomplish and submit the Technical Bid Form attached as Revised Annex V-A ;	
(iii)	Duly signed/conformed Technical Specification per of NAPOLCOM Resolution No. 2015-011 attached as Annex V-A1 as modified per Annex V-A	
(iv)	Duly accomplished Test Parameters per PNP MC No. 2017-054 attached as per Annex V-A2 as modified per Annex V-A:	
(v)	<p>Product Brochure (soft and hard copy) and Technical Data Sheet or equivalent document for the item being offered showing compliance to the technical specifications.</p> <p>Note: <i>If not in English, must be subject to requirement per Clause 11 of the Instructions to Bidders</i></p>	
(vi)	<p>For Manufacturers: Certification that the manufacturer has been in the business of Security Equipment for at least three (3) years, per attached Annex V-B;</p> <p>For First Tier Distributors: Valid and current Certificate of Distributorship/Dealership/Resellership of the items being offered, issued in the by the principal or manufacturer of the product.</p> <p>Note: <i>If not in English, must be subject to requirement per Clause 11 of the Instructions to Bidders</i></p>	
(vii)	<p>Copy of valid and current ISO Certification of the Manufacturer issued by an independent certifying agency. The ISO Certification (or equivalent document) must cover the manufacture/design or production of the item subject to this Bid Project.</p> <p>Note: <i>If not in English, must be subject to requirement per Clause 11 of the Instructions to Bidders.</i></p>	
(viii)	Certificate of Performance Evaluation (Annex VI) with a rating of Very Satisfactory issued by the Largest Contract/s Client/s of the bidder per submitted Annex I-A	



(ix)	<p>FOR FOREIGN MANUFACTURERS: To submit the following:</p> <p>a) Valid and Current Written Appointment of the Philippine-based company (as local representative of foreign Manufacturer or First Tier Distributor) issued by the foreign Manufacturer or First Tier Distributor.</p> <p>The written appointment must include detailed scope of responsibility of the local representative. In case the foreign Manufacturer allow payment to be received on their behalf by their local representative company, the Written Appointment shall include an express provision authorizing said local representative company to receive/accept such payment.</p> <p>b) Secretary's Certificate (for Corporation) or Special Power of Attorney (for Sole Proprietor) of the Philippine Company indicating the name and specimen signature of the authorized representative/s of the Philippine company who transact with PITC (as Philippine based Representative) including address, telephone number, fax number and email address;</p>	
(x)	<p>Proof of Authority of the bidder's authorized representative/s:</p> <ol style="list-style-type: none"> FOR SOLE PROPRIETORSHIP (IF OWNER OPTS TO APPOINT A REPRESENTATIVE): Duly notarized Special Power of Attorney FOR CORPORATIONS, COOPERATIVE OR THE MEMBERS OF THE JOINT VENTURE: Duly notarized Secretary's Certificate evidencing the authority of the designated representative/s. <p>IN THE CASE OF UNINCORPORATED JOINT VENTURE: Each member shall submit a separate Special Power of Attorney and/or Secretary's Certificate evidencing the authority of the designated representative/s.</p>	
(xi)	<p>Omnibus Sworn Statements using the form prescribed. (Annex VII)</p> <ol style="list-style-type: none"> Authority of the designated representative Non-inclusion in blacklist or under suspension status Authenticity of Submitted Documents Authority to validate Submitted Documents Disclosure of Relations Compliance with existing labor laws and standards Bidders Responsibilities Did not pay any form of consideration 	
	<p>ENVELOPE 2: FINANCIAL DOCUMENTS</p>	
13.1	<p>Completed and signed Financial Bid Form (Annex VIII). Bidder must not leave any blank, and must indicate zero "0" if bidder is offering it for free.</p> <p>The Total Financial Bid must not exceed the total ABC of the item being bid.</p> <p>The Total Bid must be inclusive of ALL cost for consumables and ALL OTHER REQUIREMENTS FOR THE PROJECT.</p> <p>The ABC is inclusive of VAT. Any bid with a financial component exceeding the total ABC of the item being bid shall not be accepted.</p>	
<p>Note: In case of inconsistency between the Checklist of Requirements for Bidders and the provisions in the Instruction to Bidders/Bid Data Sheet, the Instruction to Bidders/Bid Data Sheet shall prevail.</p>		