



BIDS AND AWARDS COMMITTEE I

Supplemental/Bid Bulletin No. 1

SUPPLY, DELIVERY, INSTALLATION, TESTING AND COMMISSIONING OF ONE (1) LOT INDUCTIVELY COUPLED PLASMA REACTIVE ION ETCHING (ICP-RIE) FOR THE COMMISSION ON HIGHER EDUCATION – PHILIPPINES- CALIFORNIA ADVANCED RESEARCH INSTITUTE (CHED-PCARI)

Bid Reference No. GPG-B1-2018-260 2nd Nego

(Previous Bid Reference Nos. GPG-B1-2017-130 and GPG-B1-2018-108 Rebid and GPG-B1-2018-179 NEGO)

This **Supplemental/Bid Bulletin No. 1** is being issued further clarify, modify and amend the provisions in the Nego Documents for the aforementioned project.

A) AMENDMENT TO NEGO DOCUMENTS:

FROM	TO
SECTION II.	
INSTRUCTIONS TO INVITED SUPPLIERS (IIS) / PROPOSAL DATA SHEET (PDS)	
TECHNICAL DOCUMENTS	
<p>...XXX...</p> <p>(viii) Duly notarized authorization of the Company’s representative (e.g. Secretary’s Certificate for Corporation, Special Power of Attorney for Sole Proprietor) with Specimen signature of the authorized representative to transact with PITC including address, telephone number, fax number and email address.</p> <p>(ix) Valid and Current Written Appointment of the Philippine-Based company (as local representative of foreign supplier) issued by the foreign supplier.</p> <p>...XXX...</p>	<p>...XXX...</p> <p>(viii) <u>DELETED</u></p> <p>(ix) <u>DELETED</u></p> <p>...XXX...</p>

Please use the revised checklist of requirements as reference together with all other required documents for the Submission and Opening of Proposals on **28 June 2018, Thursday, 2:00 PM.**

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 Any provisions in the Bidding Documents inconsistent herewith is hereby amended, modified and superseded accordingly.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 **21st of June 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

(OB)DAVID A. INOCENCIO
Member

Concurred by:

ATTY. SEPTON DELA CRUZ
BAC Provisional Member – CHED

(Sgd)ENGR. ARTEMIO S. CAPELLAN JR.
Alternate Provisional Member – CHED

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

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

Name of Company: _____

Project: **SUPPLY, DELIVERY, INSTALLATION, TESTING AND COMMISSIONING OF ONE (1) LOT INDUCTIVELY COUPLED PLASMA REACTIVE ION ETCHING (ICP-RIE) FOR THE COMMISSION ON HIGHER EDUCATION – PHILIPPINES-CALIFORNIA ADVANCED RESEARCH (CHED-PCARI)**

Bid Ref. No. **Bid Ref No. GPG-B1-2018-260 2nd Nego**
 (Previous Bid Ref Nos. GPG-B1-2017-130 and GPG-B1-2018-108 Rebid and GPG-B1-2018-179 Nego)

APPROVED BUDGET FOR THE CONTRACT: ₱ 14,000,000.00

Ref. No.	Particulars
ENVELOPE 1: ELIGIBILITY AND TECHNICAL DOCUMENTS	
12.1 (a)	<i>ELIGIBILITY DOCUMENTS</i>
	CLASS "A" DOCUMENTS
12.1 (a.1.)	<u>ELIGIBILITY DOCUMENTS FOR LOCAL BIDDERS (FIRST TIER DISTRIBUTOR)</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 equivalent document for Exclusive Economic Zones or Areas; In case or recently expired Mayor's / Business permits, said permit shall be submitted together with the official receipt as proof that the bidder has applied for renewal within the period prescribed by the concerned local government unit, provided that the renewed permit shall be submitted as a post-qualification requirement.
(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 each of the following 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. <u>OR</u> <u>Submission of valid and current PhilGEPS Certificate of Registration and Membership (Platinum Registration*) in lieu of (Items (i), (ii), (iii) and (iv) Eligibility Documents</u>

OR	<p>*Note: Bidder must ensure that all Class “A” Eligibility Documents are valid and current at the time of submission of PhilGEPS Certificate of 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 including:</p> <p>In case the bidder opt 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).</p> <p>For other required Class “A” Eligibility Documents, submission by any of the partner(s) constitutes collective compliance.</p>	
(v)	Statement of the prospective bidder’s all ongoing 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).	
(vi)	<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 percent (50%) of the total (Annex I-A).</p> <p>“Similar contract” shall mean Laboratory Equipment.</p> <p>Any of the following documents must be submitted/attached corresponding to the listed completed largest contracts per Annex I-A:</p> <p>(a) Copy of End User’s Acceptance; or (b) Copy of Official Receipt/s (c) Sales Invoice and Collection Receipt</p>	
(vii)	<p>Duly signed Certificate of Net Financial Contracting Capacity (NFCC) per Annex II, in accordance with ITB Clause 5.5 OR Committed Line of Credit</p> <p>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.</p> <p>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.</p> <p>Notes:</p> <ol style="list-style-type: none"> 1. For Local Bidders: 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. <p>OR</p> <p>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).</p>	

(a.2) ELIGIBILITY DOCUMENTS FOR FOREIGN BIDDER AND ITS PHILIPPINE BASED REPRESENTATIVE

Class “A” Documents:

a.2.1 For Foreign Bidder

(i)	Valid and current certificate/license/authority to conduct/operate business issued by the regulatory authority in the country where the bidder is based;
(ii)	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.
(iii)	Corporate Financial Statement or Annual Report for 2017 or 2016.
(iv)	Valid and current Delinquency Verification Certificate (issued to Non-Resident Foreign Corporation) or a Tax Clearance issued by BIR;
OR	<p>Submission of valid and current PHILGEPS Certificate of Registration and Membership (Platinum Registration*)</p> <p>*Note: Bidder must ensure that all Class “A” Eligibility Documents are valid and current at the time of submission of PhilGEPS Certificate of 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 including:</p> <p>For Local JV Partner: Audited Financial Statements for 2017 and 2016 (stamped received by the BIR or its duly accredited authorized institutions) together with the Platinum Registration</p> <p>For Foreign JV Partner: Corporate Financial Statement or Annual Report for 2017 or 2016.</p> <p>In case the JV Partners opt 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”</p> <p>For other required Class “A” Eligibility Documents, submission by any of the partner(s) constitutes collective compliance.</p>
(v)	Statement of the prospective bidder’s all ongoing 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);
(vi)	<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 percent (50%) of the total ABC (Annex I-A).</p> <p>“Similar Nature” shall mean Laboratory Equipment.</p> <p>Any of the following documents must be submitted/attached corresponding to the 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;(c) Sales Invoice and Collection Receipt

(vii)	<p>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.</p> <p>(a) Should the bidder opt to submit NFCC, computation must be equal to the Total ABC of the project. The detailed computation using the required formula must be shown as provided for in Annex-II.</p> <p>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.</p> <p><u>Notes:</u></p> <ol style="list-style-type: none"> 1. <i>For Foreign Bidders: The values of the bidder's current assets and current liabilities shall be based on the Corporate Financial Statement or Annual Report for 2017 OR 2016</i> 2. <i>The value of all outstanding or uncompleted contracts refers to those listed in Annex I.</i> 3. <i>The detailed computation must be shown using the required formula provided above.</i> 4. <i>The NFCC computation must at least be equal to the ABC of the project.</i> <p><u>OR</u></p> <p>(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).</p>
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a.2.2 For Philippine-Based Representative Company of the Foreign Bidder

(i)	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;
(ii)	<p>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 equivalent document for Exclusive Economic Zones or Areas;</p> <p>In case or recently expired Mayor's / Business permits, said permit shall be submitted together with the official receipt as proof that the bidder has applied for renewal within the period prescribed by the concerned local government unit, provided that the renewed permit shall be submitted as a post-qualification requirement.</p>
(iii)	Duly notarized authorization of the Company's representative (e.g. Secretary's Certificate for Corporation, Special Power of Attorney for Sole Proprietor) with Specimen signature of the authorized representative to transact with PITC including address, telephone number, fax number and email address;
(iv)	Valid and Current Written Appointment of the Philippine-Based company (as local representative of foreign supplier) issued by the foreign supplier.

	<p>Class “B” Document: (For Joint Venture)</p>	
	<p><i>The participating entities entering a Joint Venture Agreement (JVA) 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></p> <p><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.</i></p> <p>a) <u>For Joint Ventures, Bidder to submit either:</u></p> <p>(i) Copy of the JOINT VENTURE AGREEMENT (JVA) in case the joint venture is already in existence, or</p> <p>(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)</p> <p>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 of RA 9184]</p> <p><u>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.</u></p> <p>b) <u>For Local Company</u> as JV Partner, the following documents of the local partner must also be submitted:</p> <p>(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;</p> <p>(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 equivalent document for Exclusive Economic Zones or Areas;</p> <p>In case or recently expired Mayor’s / Business permits, said permit shall be submitted together with the official receipt as proof that the bidder has applied for renewal within the period prescribed by the concerned local government unit, provided that the renewed permit shall be submitted as a post-qualification requirement.</p> <p>(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.</p>	

b) **For Foreign company** as JV Partner, the following documents of the foreign partner must also be submitted:

- (i) Valid and current certificate/license/authority to conduct/operate business issued by the regulatory authority in the country where the bidder is based;
- (ii) 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.

NOTE:

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

1. Statement of all ongoing 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 (Annex I-A)

“Similar contract” shall mean **Laboratory Equipment**.

Any of the following documents must be submitted/attached corresponding to 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 Sales Invoice with Collection Receipt/s
3. 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

b)	TECHNICAL DOCUMENTS									
(i)	Duly signed, conformed and completed Technical Proposal Form. Bidder must use, accomplished and submit the Technical Proposal Form attached as Annex IV.									
(ii)	Duly signed/conformed Terms of Reference of Commission on Higher Education – Philippine California Advanced Research Institutes (CHED-PCARI) attached as Annex IV-A;									
(iii)	Accomplished and signed Bidder’s Statement of Reference of Technical Specification/s attached as Annex IV-A1.									
(iv)	<p>Product Brochure and/or Technical Data Sheet for each of the brand/model of the item being offered showing compliance to the technical specifications:</p> <table border="1" data-bbox="549 600 1118 768"> <tr> <td colspan="2" data-bbox="549 600 1118 674">Inductively Coupled Plasma Ion Etching (ICP-RIE)</td> </tr> <tr> <td data-bbox="549 674 603 703">a.</td> <td data-bbox="603 674 1118 703">Console</td> </tr> <tr> <td data-bbox="549 703 603 732">b.</td> <td data-bbox="603 703 1118 732">Chamber</td> </tr> <tr> <td data-bbox="549 732 603 768">c.</td> <td data-bbox="603 732 1118 768">Computer and Software</td> </tr> </table> <p>Internet downloads may be included to supplement the information contained in the original brochures.</p> <p><i>Note: If not in English, must be subject to requirement per Clause 11 of the Instruction to Bidders.</i></p>	Inductively Coupled Plasma Ion Etching (ICP-RIE)		a.	Console	b.	Chamber	c.	Computer and Software	
Inductively Coupled Plasma Ion Etching (ICP-RIE)										
a.	Console									
b.	Chamber									
c.	Computer and Software									
(v)	<p><u>For Manufacturers:</u> Certification that the manufacturer has been in the business of manufacturing the equipment being offered, per Annex IV-B.</p> <p><u>For Suppliers, Reseller, Distributors or Dealers:</u> Valid and current Certificate of Distributorship/Dealership/Reseller ship of the item offered, issued by the principal or manufacturer of the product (if Bidder is not the manufacturer). If the certificate is not issued by the manufacturer, bidder must also present an appropriate document showing the relationship between the manufacturer and the issuing company.</p> <p>If the certificate is in foreign language other than English, it must be accompanied by a translation of the document in English. The documents shall be translated by the relevant foreign government agency, the foreign government agency authorized to translate documents, or a registered translator in the foreign bidder’s country; and shall be authenticated by the appropriate Philippine foreign services establishment/post or the equivalent office having jurisdiction over the foreign bidder’s affairs in the Philippines.</p>									
(vi)	<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 for this Bid Project.</p> <p>Note: <i>If not in English, must be subject to requirement per Clause 11 of the Instruction to Bidders.</i></p>									
(vii)	<p>List of Service Centers in the Philippine and/or Asia with available spare parts, indicating address, telephone & fax numbers, email address and contact person issued by the manufacturer and/or importer.</p> <p>In the event of closure of business, termination of distributorship for the equipment, parts and supplies, the distributor, trader/importer shall notify the CHED-PCARI and PITC accordingly of the new service centers with telephone numbers and address who can provide the needed parts, supplies and services.</p>									

(viii)	Certificate of Performance Evaluation per Annex V with a rating of at least “VERY SATISFACTORY”, issued by bidder’s Single Largest Completed Contract Client per submitted Annex I-A ;					
(ix)	Duly notarized Certificate of Filing or Non-Filing of Cases per Annex VI ;					
(x)	<p>Proof of Authority of the bidder’s authorized representative/s:</p> <ol style="list-style-type: none"> 1. FOR SOLE PROPRIETORSHIP (IF OWNER OPTS TO APPOINT A REPRESENTATIVE): Duly notarized Special Power of Attorney 2. 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"> a) Authority of the designated representative b) Non-inclusion in blacklist or under suspension status c) Authenticity of Submitted Documents d) Authority to validate Submitted Documents e) Disclosure of Relations f) Compliance with existing labor laws and standards g) Bidders Responsibilities h) Did not pay any form of consideration 					
ENVELOPE 2: FINANCIAL DOCUMENTS						
13.1	<p>Completed and signed Financial Proposal Form.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 60%;">Description</th> <th style="width: 40%;">Annex Form</th> </tr> </thead> <tbody> <tr> <td>Inductively Coupled Plasma Ion Etching (ICP-RIE) a. Console b. Chamber c. Computer and Software</td> <td style="text-align: center;">Annex VIII</td> </tr> </tbody> </table> <p>The ABC is inclusive of VAT. Any proposal with a financial component exceeding the ABC shall not be accepted.</p>	Description	Annex Form	Inductively Coupled Plasma Ion Etching (ICP-RIE) a. Console b. Chamber c. Computer and Software	Annex VIII	
Description	Annex Form					
Inductively Coupled Plasma Ion Etching (ICP-RIE) a. Console b. Chamber c. Computer and Software	Annex VIII					
<p>Note:</p> <ol style="list-style-type: none"> 1. 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. 2. In order to facilitate efficiency in evaluating all the documents submitted by the prospective bidder/supplier, we encourage all prospective bidders to put tabs in all documents to be submitted with the same number as indicated in this Eligibility, Technical and Financial Documents checklist. 						