



BIDS AND AWARDS COMMITTEE I

Supplemental/Bid Bulletin No. 1

SUPPLY, DELIVERY, INSTALLATION, COMMISSIONING AND TESTING OF ONE (1) UNIT METALLURGICAL MICROSCOPE SET, ONE (1) SET FUEL CELL COMPONENT TESTER, AND SUPPLY AND DELIVERY OF ONE (1) SET CONTROLLED MIXER SYSTEM FOR GREEN POWER PROJECT OF THE COMMISSION ON HIGHER EDUCATION - PHILIPPINES-CALIFORNIA ADVANCED RESEARCH INSTITUTES (CHED-PCARI)

Bid Ref. No. GPG-B1-2019-298

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

A. AMENDMENTS TO THE BIDDING DOCUMENTS:

FROM	TO
Section III. Bid Data Sheet	
Under Clause 10.1	
<p>Prospective bidders may request for clarifications on any part of the Bidding Documents. Such a request must be in writing and submitted to the Procuring Entity at the following address at least ten (10) calendar days before the deadline for the submission and receipt of bids:</p> <p>CHAIR Bids and Awards Committee I Philippine International Trading Corporation (PITC) 5th Flr, NDC Building, 116 Tordesillas St., Salcedo Village, 1227 Makati City Email: chairbac1@pitc.gov.ph and pitcbac1@gmail.com Telefax: 892-2149 Note: Maximum size of email with attachment is six (6) MB only.</p>	<p>Prospective bidders may request for clarifications on any part of the Bidding Documents. Such a request must be in writing and submitted to the Procuring Entity at the following address at least ten (10) calendar days before the deadline for the submission and receipt of bids:</p> <p>CHAIR Bids and Awards Committee I Philippine International Trading Corporation (PITC) 5th Flr, NDC Building, 116 Tordesillas St., Salcedo Village, 1227 Makati City Email: chairbac1@pitc.gov.ph Telefax: 892-2149 Note: Maximum size of email with attachment is six (6) MB only.</p>
Under Clause 12.1	
<p>In accordance with Clause 19.4 of the Instructions to Bidders: The bid, except for the unamended printed literature, shall be signed, and each and every page thereof shall be initialed, by the duly authorized representative/s of the Bidder.</p>	<p>Deleted.</p>

Under Clause 12.1 (b) Technical Documents

(v) Valid and Current Certificate of Distributorship/Dealership/Resellership of the products being offered, issued by the principal manufacturer authorizing the bidder to sell/distribute the items subject of this bidding as follows:

Lot No.	Description
1	Metallurgical Microscope and Accessories
2	Fuel Cell Component Tester
3	Controlled Evaporator Mixer System

The Certificate MUST INDICATE/INCLUDE the following:

For Lot 1: That service engineers are factory trained on service and repair;

For Lot 2 and 3: That service engineers are available locally to provide online support through video calls and E-mail.

If not issued by manufacturer, must also submit certification/ document linking bidder to the manufacturer.

Note: *If not in English, must be subject to requirement per Clause 11 of the Instructions to Bidders*

(v) Valid and Current Certificate of Distributorship/Dealership/Resellership of the products being offered, issued by the principal manufacturer authorizing the bidder to sell/distribute the items subject of this bidding as follows:

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Under Clause 29.2, 29.2(a), 29.2(b), and 29.2(d)

Post Qualification: Within a non-extendible period of five (5) calendar days from receipt by the supplier of the Notice from the BAC that the supplier has the Single/Lowest Calculated Bid (S/LCB), the Supplier shall submit and/or present the following requirements for post qualification:

1. Present original copy and submit a certified true copy of the following:
 - 1.1. Latest Income Tax Returns per Revenue Regulations 3-2005; *Tax returns filed through the Electronic Filing and Payments System (EFPS). The latest income and business tax returns are those within the last six months preceding the date of bid submission (including copy of VAT returns and corresponding payments for the last 6 months):*
 - 1.2. Valid and current Certificate of PhilGEPS Registration (Platinum Membership);
 - 1.3. PO's or Contracts for all Ongoing Contracts as listed per submitted Annex I.
 - 1.4. PO's or Contracts and End-user's Acceptance or Official Receipts for Single Largest Completed Contract as listed per submitted Annex I-A.

(In case of Joint Venture between local companies, both partners must present/submit above items a. and b. In case of foreign partner, a. is not applicable.)

Post Qualification: Within a non-extendible period of five (5) calendar days from receipt by the supplier of the Notice from the BAC that the supplier has the Single/Lowest Calculated Bid (S/LCB), the Supplier shall submit and/or present the following requirements for post qualification:

1. Present original copy and submit a certified true copy of the following:
 - 1.1. Latest Income Tax Returns per Revenue Regulations 3-2005; *Tax returns filed through the Electronic Filing and Payments System (EFPS). The latest income and business tax returns are those within the last six months preceding the date of bid submission (including copy of VAT returns and corresponding payments for the last 6 months):*
 - 1.2. Valid and current Certificate of PhilGEPS Registration (Platinum Membership);
 - 1.3. PO's or Contracts for all Ongoing Contracts as listed per submitted Annex I.
 - 1.4. PO's or Contracts and End-user's Acceptance or Official Receipts for Single Largest Completed Contract as listed per submitted Annex I-A.

<p>2. Submit original copy of the following: 2.1. Company Profile (Annex IX). Company printed brochure may be included. 2.2. Vicinity map/location of the business <i>(In case of Joint Venture, both partners must present/submit above documents.)</i></p> <p>3. Present original copy of the following:</p> <ol style="list-style-type: none"> a. Registration Certificate from SEC (for corporations) or DTI (for sole proprietorship or CDA (for cooperatives); b. Business/Mayor’s permit for 2017 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; 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 the BIR; d. PO’s or Contracts for all Ongoing Contracts as listed per submitted Annex I; e. End-User’s Acceptance, Official Receipt (duplicate or triplicate copy) or Sales Invoice with Collection Receipt/s (duplicate or triplicate copy) relative to Single Largest Completed Contract per submitted Annex I-A. <p><i>In case of Joint Venture between local companies, partners must present/submit items 1.3.1, 1.3.2 and 1.3.3. In case of foreign partner, 1.3.1 and 1.3.2 are not applicable.</i></p>	<p>2. Submit original copy of the following: 2.1. Company Profile (Annex IX). Company printed brochure may be included. 2.2. Vicinity map/location of the business <i>(In case of Joint Venture, both partners must present/submit above documents.)</i></p> <p>3. Present original copy of the following:</p> <ol style="list-style-type: none"> a. Registration Certificate from SEC (for corporations) or DTI (for sole proprietorship or CDA (for cooperatives); b. Business/Mayor’s permit for 2017 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; 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 the BIR; d. PO’s or Contracts for all Ongoing Contracts as listed per submitted Annex I; e. End-User’s Acceptance, Official Receipt (duplicate or triplicate copy) or Sales Invoice with Collection Receipt/s (duplicate or triplicate copy) relative to Single Largest Completed Contract per submitted Annex I-A.
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Bidders must use Revised Checklist of Requirements and submit together with other required documents for the bid opening on **13 November 2019, Wednesday at 02:00 PM.**

This **Supplemental/Bid Bulletin No. 1** shall form part of the Bidding Documents. Any provision in the Bidding Documents inconsistent herewith is hereby amended, modified and superseded accordingly.

For the guidance and information of all concerned.

Issued this 05th day of November 2019 in Makati City.

Reviewed and approved by:

(Sgd.)CHRISTABELLE P. EBRIEGA
Chairperson, Bids and Awards Committee I

(Sgd.)ATTY. MARIA GUDELIA C. GUESE
Vice Chairperson

(Sgd.)JOEL S. RODRIGUEZ
Member

(Sgd.)MYRA CHITELLA T. ALVAREZ
Member

(Sgd.)DAVID A. INOCENCIO
Member

Concurred by:

(Sgd.)ENGR. ARTEMIO S. CAPELLAN, JR.
Provisional Member – CHED-PCARI

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, COMMISSIONING AND TESTING OF ONE (1) UNIT METALLURGICAL MICROSCOPE SET, ONE (1) SET FUEL CELL COMPONENT TESTER, AND SUPPLY AND DELIVERY OF ONE (1) SET CONTROLLED MIXER SYSTEM FOR GREEN POWER PROJECT OF THE COMMISSION ON HIGHER EDUCATION - PHILIPPINES-CALIFORNIA ADVANCED RESEARCH INSTITUTES (CHED-PCARI)
Bid Ref. No.	Bid Reference No.: GPG-B1-2019-298

Ref. No.	Particulars
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ENVELOPE 1: ELIGIBILITY AND TECHNICAL DOCUMENTS

In accordance with Clause 19.4 of the Instructions to Bidders, the bid, except for the unamended printed literature, shall be signed, and each and every page thereof shall be initialed, by the duly authorized representative/s of the Bidder.

12.1 (a)	<i>ELIGIBILITY DOCUMENTS</i>	
	CLASS "A" DOCUMENTS	
12.1 (a.1.)	<u>ELIGIBILITY DOCUMENTS FOR LOCAL BIDDERS</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)	Business/Mayor's Permit for 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; In cases of recently expired Mayor's/ Business permits, said permit shall be submitted together with the official receipt for 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 per Executive Order 398 and Revenue Memorandum Order No. 46-2018, as finally reviewed and approved by the BIR;	
(iv)	Copy of Audited Financial Statements for 2018 and 2017 (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.	
(v)	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);	

(vi)	<p>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 lot being bid (Annex I-A)</p> <p>“Similar contract” shall mean Laboratory Equipment.</p> <p>Any of the following documents must be submitted/attached corresponding to listed completed largest contracts per Annex I-A:</p> <p>(a) Copy of End User’s Acceptance; or (b) Copy of Official Receipt/s; or (c) Copy of Sales Invoice with Collection Receipt/s</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>	
12.1	<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. 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) For Joint Ventures, Bidder to submit either:</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) Each JV Partner, must also submit the following:</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) Business/Mayor’s permit for 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>In cases of recently expired Mayor’s/ Business permits, said permit shall be submitted together with the official receipt for as proof that the bidder has applied for renewal within the period prescribed by the concerned local government unit, provided that the renewed 2017 permit shall be submitted as a post-qualification requirement;</p>	

(iii) Valid and Current Tax Clearance per Executive Order 398 and Revenue Memorandum Order No. 46-2018, as finally reviewed and approved by the BIR.

For other required Class "A" Eligibility Documents, submission by any of the partner(s) constitutes collective compliance.

12.1 (b)

TECHNICAL DOCUMENTS

Bid security must be issued in favor of the PHILIPPINE INTERNATIONAL TRADING CORPORATION (PITC) in any of the following forms:

- 1) Bid Securing Declaration per **Annex IV**;
 - 2) Cash or Cashier's/ Manager's Check equivalent to at least 2% of the ABC;
 - 3) Bank Guarantee/ Bank draft or Irrevocable LC equivalent to at least 2% of the ABC;
- OR**
- 4) Surety bond callable upon demand equivalent to at least 5% of the ABC

Lot No.	Description	Qty.	Total ABC (₱) (VAT Inclusive)	Bid Security:	
				2%	5%
1.	Metallurgical Microscope and Accessories	1 Unit	2,686,506.10	53,730.12	134,325.31
2.	Fuel Cell Component Tester	1 Set	3,000,000.00	60,000.00	150,000.00
3.	Controlled Evaporator Mixer System	1 Set	1,800,000.00	36,000.00	90,000.00

Separate Bid Security for each lot

Notes:

- (a) The Cashier's/Manager's Check shall be issued by a Local Universal or Commercial Bank. Separate checks for each lot being bid.
- (b) The Bank Draft/Guarantee or Irrevocable Letter of Credit shall be issued by a Local Universal or Local Commercial Bank. Separate draft guarantee for each lot being bid.
- (c) Should bidder opt to submit a Surety Bond as Bid Security, the surety bond must conform with the following:

(i)

- (1) Issued by a surety or insurance company duly certified by the Insurance Commission as authorized to issue such bond. Together with the surety bond, a copy of a valid Certification from Insurance Commission must be submitted by the bidder which must state that the surety or insurance company is specifically authorized to issue surety bonds.

- (2) Callable upon demand

- (3) **Must specify the grounds for forfeiture of bid security as stated in Section II, ITB Clause 18.5, to wit:**

▪ **IF A BIDDER:**

- (i) withdraws its bid during the period of bid validity specified in ITB Clause 17;
- (ii) does not accept the correction of errors pursuant to ITB Clause (b);
- (iii) has a finding against the veracity of any of the documents submitted as stated in ITB Clause 29.2; or
- (iv) submission of eligibility requirements containing false information or falsified documents;
- (v) submits bids that contain false information or falsified documents, or the concealment of such information in the bids in order to influence the outcome of eligibility screening or any other stage of the public bidding;
- (vi) allowing the use of one's name, or using the name of another for purposes of public bidding;
- (vii) withdrawal of a bid, or refusal to accept an award, or enter into contract with the Government without justifiable cause, after the Bidder had been adjudged

	<p>as having submitted the Lowest Calculated and Responsive Bid;</p> <ul style="list-style-type: none"> (viii) refusal or failure to post the required performance security within the prescribed time; (ix) refusal to clarify or validate in writing its bid during post-qualification within a period of seven (7) calendar days from receipt of the request for clarification; (x) any documented attempt by a bidder to unduly influence the outcome of the bidding in his favor; (xi) failure of the potential joint venture partners to enter into the joint venture after the bid is declared successful; or (xii) all other acts that tend to defeat the purpose of the competitive bidding, such as habitually withdrawing from bidding, submitting late Bids or patently insufficient bid, for at least three (3) times within a year, except for valid reason. <p>▪ IF THE SUCCESSFUL BIDDER:</p> <ul style="list-style-type: none"> (i) fails to sign the contract in accordance with ITB Clause 32; or (ii) fails to furnish performance security in accordance with ITB Clause 33 																	
(ii)	<p>Duly signed and completed Technical Bid Form. Bidder must use, accomplish and submit the Technical Bid Form attached as</p> <table border="1" data-bbox="290 752 1331 896"> <thead> <tr> <th>ANNEX</th> <th>Lot No.</th> <th>Description</th> <th>Qty.</th> </tr> </thead> <tbody> <tr> <td>Annex V-A</td> <td>1</td> <td>Metallurgical Microscope</td> <td>1 unit</td> </tr> <tr> <td>Annex V-B</td> <td>2</td> <td>Fuel Cell Component Tester</td> <td>1 set</td> </tr> <tr> <td>Annex V-C</td> <td>3</td> <td>Controlled Evaporator Mixer System</td> <td>1 set</td> </tr> </tbody> </table>	ANNEX	Lot No.	Description	Qty.	Annex V-A	1	Metallurgical Microscope	1 unit	Annex V-B	2	Fuel Cell Component Tester	1 set	Annex V-C	3	Controlled Evaporator Mixer System	1 set	
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(vii)	<p>Certificate of Performance Evaluation (Annex VI) with a rating of at least Very Satisfactory, issued by the Single Largest Completed Contract Client of the bidder per Annex I-A;</p>																					
(viii)	<p>Proof of Authority of the bidder's authorized representative/s: (a) FOR SOLE PROPRIETORSHIP (IF OWNER OPTS TO APPOINT A REPRESENTATIVE): Duly notarized Special Power of Attorney. (b) FOR CORPORATIONS, COOPERATIVE OR THE MEMBERS OF THE JOINT VENTURE: Duly notarized Secretary's Certificate evidencing the authority of the designated representative/s.</p> <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> <ul 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 Bid Form. Bidder must use, accomplish and submit Financial Bid Form hereto attached as follows:</p> <table border="1" data-bbox="256 1597 1378 1805"> <thead> <tr> <th>ANNEX</th> <th>Lot No.</th> <th>Description</th> <th>Qty.</th> <th>ABC (₱) (VAT Inclusive)</th> </tr> </thead> <tbody> <tr> <td>Annex VIII - A</td> <td>1.</td> <td>Metallurgical Microscope and Accessories</td> <td>1 Unit</td> <td>2,686,506.10</td> </tr> <tr> <td>Annex VIII- B</td> <td>2.</td> <td>Fuel Cell Component Tester</td> <td>1 Set</td> <td>3,000,000.00</td> </tr> <tr> <td>Annex VIII- C</td> <td>3.</td> <td>Controlled Evaporator Mixer System</td> <td>1 Set</td> <td>1,800,000.00</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>	ANNEX	Lot No.	Description	Qty.	ABC (₱) (VAT Inclusive)	Annex VIII - A	1.	Metallurgical Microscope and Accessories	1 Unit	2,686,506.10	Annex VIII- B	2.	Fuel Cell Component Tester	1 Set	3,000,000.00	Annex VIII- C	3.	Controlled Evaporator Mixer System	1 Set	1,800,000.00	
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<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>																						