



**BIDS AND AWARDS COMMITTEE I**

**SUPPLEMENTAL BID BULLETIN NO. 1**

**SUPPLY AND DELIVERY OF ONE (1) LOT VARIOUS BRAND NEW SPARE PARTS FOR THE REPAIR OF NIGHT VISION MONOCULAR (NVM) NL914A AN PVS-14 FOR THE PHILIPPINE ARMY (PA)**

**Bid Reference No. MPG-B1-2018-171**

**Approved Budget for the Contract – ₱ 23,202,871.15**

This **Supplemental Bid Bulletin No. 1** is being issued to clarify, modify and amend items/specifications in the Bidding Documents in response to the request for clarification from a prospective bidder and to confirm key issues addressed during the Pre-Bid Conference held last 14 December 2018 for the aforementioned project:

<b>Submission and Opening of Bids: January 22, 2019, 2:00 PM</b>			
<b>FROM</b>		<b>TO</b>	
<b>Section I. Invitation to Bid (ITB)</b>			
Delivery Period: Within ninety (90) calendar days from receipt of Notice to Proceed		Delivery Period: <b>Within two hundred ten (210) calendar days from receipt of Notice to Proceed or Opening of Letter of Credit whichever comes later.</b>	
<b>Section III. Bid Data Sheet (BDS)</b>			
12.1	B. TECHNICAL DOCUMENTS  (i) Bid Security ...xx (ii) Completed and signed Technical Bid Form and other Technical Documents:	12.1	B. TECHNICAL DOCUMENTS  (i) Bid Security ...xxx (ii) Completed and signed Technical Bid Form and other Technical Documents:
	Annex V      Technical Bid Form		<b>Revised Annex V</b> Technical Bid Form
	Annex V-A1      Technical Specification		Annex V-A1      Technical Specification
	Annex V-A2      Test Parameter and Procedures		Annex V-A2      Test Parameter and Procedures
	Annex V-A3      Sampling Plan for Final Test and Acceptance		Annex V-A3      Sampling Plan for Final Test and Acceptance
<b>Section V. Special Conditions of Contract</b>			
17.4 and 17.5	The period of correction of defects in the warranty period is within thirty (30) calendar days (maximum) after receipt of Notice of Defects.	17.4 and 17.5	The period of correction of defects in the warranty period is within <b>ninety (90) calendar days</b> (maximum) after receipt of Notice of Defects



Letter from Goldbell Philippines Impex Corp. dated December 27, 2018, received by the BAC Secretariat on the same date.

We would like to raise the following concerns:

Query 1	<p><b>POSTPONEMENT OF BID OPENING DATE</b></p> <p>With regards to the submission of the Official Receipt for the renewal of the Mayor's Permit during the bid opening, we have consulted with our auditor and the Manila City Hall and they have replied that it would take until January 21, 2019 at best for the city hall to release the Official Receipt. This is because even if we begin processing the Permit on January 3, 2019, the city hall's assessor's will take about three (3) weeks to assess our company's fees. Add to this, President Duterte just recently declared January 2, 2019 as a non-working holiday via Proclamation 555, further shortening our time to prepare. We request if the bid opening may be moved to January 22, 2019 due to these reasons.</p>
PA/PITC Response 1	<p><b>REQUEST GRANTED.</b></p> <p>The Submission and Opening of Bids for this Bid Project has already been moved to January 22, 2019 per Notice of Change of Schedule issued on 9<sup>th</sup> of January 2019</p>
Query 2	<p><b>POST QUALIFICATION REQUIREMENTS</b></p> <p>Point 4 of Section 29.2 of the Bid Data Sheet requires the following:</p> <p><i>“Presentation of One (1) sample each of all the required spare parts for visual inspection to ensure its compatibility with the existing Night Vision Device. Also, the one (1) Image Intensifier Tube (IIT) and one (1) Electronic Housing shall be subjected to functional testing using the Manufacturer's Functional Test Procedure and Test Equipment.”</i></p> <p>We would like to request for this requirement to be omitted for the following reason: All components of the Night Vision Device, especially the IIT and Electronic Housing, are controlled items under the laws of both foreign countries and the Philippines. These items are classified as a firearm accessory and cannot be simply imported without an End User Certificate (EUC), Export License of the foreign supplier's country, and Import License from the Philippine National Police Firearms and Explosives Office (PNP FEO). To add, in previous procurements of these items, the Philippine Army BAC understands the controlled nature of such items and requires the BAC and TWG to conduct a factory visit to competently examine and test the devices using the Manufacturer's functional Test Procedure and Test Equipment.</p> <p>In addition, Page 81-83 of the Annex V-A2 details the Post Qualification functional testing parameters and procedures for the IIT. It is stated that “at least a TS-4348/UV Test Set” will be required. We would like to state that the TS-4348/UV Test Set is also a controlled item that requires an EUC and an export permit to bring into the Philippines.</p> <p>If ever the testing will be conducted in the manufacturer's facility, we propose if a Hoffman ANV-126A Digital NVD Test Set may be used instead as was done previously for a similar supply and delivery of spare parts contract with the Philippine Army.</p>
PA/PITC Response 2	<p><b>REQUEST DENIED.</b></p> <p>The Image Intensifier Tube (IIT) and the Electronic Housing cannot be omitted because the TWG has to ensure the compatibility of the spare parts to be procured with the AN PVS-14. If the spare parts are not available during Post-Qualification (PQ) Inspection, the PQ Team will have to conduct the Inspection at the manufacturer's facility bringing the operational AN PVS-14 for compatibility tests.</p> <p>On the use of Hoffmann ANV-126A Digital NVD Test Set, the request can be considered since what is stated in the Annex V-A2 for Test Parameters and Procedures is <b>“at least a T-4348/UV Test Set”</b>. The Hoffman ANV-126A Digital NVD Test Set is more advanced compared to the TS-4348/UV Test Set.</p>



Query 3	<p><b>NON-ACCEPTANCE OF ITEMS</b></p> <p>Section 17.4 and 17.5 in the BDS (page 58) states the following:</p> <p>“The period for correction of defects in the warranty period is within thirty (30) calendar days (maximum) after receipt of Notice of Defects.”</p> <p>We would like to request for the revision of the specified maximum 30-day period for correction of defects. Similar to the issue raised for the post-qualification, all components of the Night Vision Device, especially the IIT and Electronic Housing, are controlled items under the laws of both foreign countries and the Philippines. There are numerous licenses that have to be applied and granted before the goods can be exported/imported back and forth between the Philippines and repair facilities abroad. Cumulatively, this takes approximately one hundred twenty (120) calendar days to be completed. The paperwork required to export the unit back to the factory will take thirty (30) calendar days, sixty (60) calendar days for repair, and thirty (30) calendar days for reimport back to the Philippines.</p>
PA/PITC Response 3	<p><b><u>REQUEST GRANTED.</u></b></p> <p>However, the maximum period of correction will be for ninety (90) calendar days only. Because the defective spare parts (if there are) will be <b>replaced</b> not repaired. Because what we are procuring are spare parts which are not repairable. The maximum duration is computed as follows: the paperwork require to export the unit back will require thirty (30) calendar days, thirty (30) days for manufacturer’s testing and replacement of defective spare parts and another thirty (30) days for reimport.</p> <p>For clarification-GCC Clause 17.4 and 17.5 are in the Special Conditions of Contract (SCC) and not in the Bid Data Sheet (BDS).</p>
Query 4	<p><b>DELIVERY PERIOD</b></p> <p>We would like to request for a delivery period of two hundred ten (210) calendar days for this project. This is because of the controlled nature of Night Vision Devices in both the supplier’s country and the Philippines. As reference, the Philippine Army BAC allows two hundred ten (210) calendar days for such reason.</p>
PA/PITC Response 4	<p><b><u>REQUEST GRANTED.</u></b></p> <p>Because of the previous procurement of the same spare parts, two hundred ten (210) calendar days is recommended for the delivery period of the spare parts of AN PVS-14.</p>

Bidders are advised to submit the required documents on the Bid Opening on **22 January 2019, 2:00 PM**. Also, please include the **Revised Annex V-A Technical Bid Form** and use the **Revised Checklist of Requirements** as reference.

This **Supplemental Bid Bulletin No. 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 15<sup>th</sup> day of January 2019 in Makati City.

Approved by:

**ATTY. MA. VICTORIA C. MAGCASE**  
Chair, Bids and Awards Committee – I

**ATTY. MA. GUDELIA C. GUESE**  
Vice Chair



**CHRISTABELLE P. EBRIEGA**  
Member

**MYRA T. ALVAREZ**  
Member

**DAVID A. INOCENCIO**  
Member

Concurred by:

**BGEN BYRON H CALIMAG AFP**  
PA Provisional Member

**COL GLENN E CRUZ PA**  
Alternate PA Provisional Member

Received by (PLS SIGN) : \_\_\_\_\_  
Bidder's Name (PLS PRINT) : \_\_\_\_\_  
Date: \_\_\_\_\_

**PLEASE RETURN OR FAX THIS PORTION ONLY TO THE PITC BAC-I**



**PLEASE USE THIS BID FORM. DO NOT RETYPE OR ALTER.**

**Revised Annex V-A  
(page 1 of 5)**

**PHILIPPINE INTERNATIONAL TRADING CORPORATION  
TECHNICAL BID FORM**

**SUPPLY AND DELIVERY OF ONE (1) LOT VARIOUS BRAND NEW  
SPARE PARTS FOR THE REPAIR OF NIGHT VISION MONOCULAR  
(NVM) NL914A AN PVS-14 FOR THE PHILIPPINE ARMY (PA)**

**Bid Reference No. MPG-B1-2018-171**

**Approved Budget for the Contract – ₱ 23,202,871.15**

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**TO THE BIDDER: Indicate “COMPLY” if Bidder’s Statement of Compliance meets 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.	Technical Specifications	Bidder’s Statement of Compliance
1.	<b>TECHNICAL SPECIFICATION OF SPARE PARTS FOR THE REPAIR OF NIGHT VISION MONOCULAR (NL914A/AN/PVS-14) PER ANNEX V-A1</b>	
2.	<b>TEST PARAMETERS AND PROCEDURES PER ANNEX V-A2</b>	
3.	<b>SAMPLING PLAN FOR FIAL TEST AND ACCEPTANCE PER ANNEX V-A3</b>	
4.	<b>Country of Origin of the Spare Parts: _____</b>	

**BIDDER’S UNDERTAKING**

I/WE, the undersigned bidder, having examined the Bidding Documents including Bid Bulletins, as applicable, hereby OFFER 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 5)**

**PHILIPPINE INTERNATIONAL TRADING CORPORATION  
TECHNICAL BID FORM  
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Line No.	Other Requirements	Bidder's Statement of Compliance
3.	Bidder has no overdue deliveries or unperformed services intended for PITC and the Philippine Army (PA).	
4.	Bidder did not participate as a consultant in the preparation of the design or technical specification of the GOODS subject of the bid.	
Line No.	Additional Requirements if declared as Single/Lowest Calculated Bidder (S/LCB)	Bidder's Statement of Compliance
5.	Presentation of One (1) sample each of all the required spare parts for visual inspection to ensure its compatibility with the existing Night Vision Device. Also, the one (1) Image Intensifier Tube (IIT) and one (1) Electronic Housing shall be subjected to functional testing using the Manufacturer's Functional Test Procedure and Test Equipment.  Note: The said sample shall be subjected to physical and visual inspection.	

**BIDDER'S UNDERTAKING**

I/WE, the undersigned bidder, having examined the Bidding Documents including Bid Bulletins, as applicable, hereby OFFER 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 5)**

**PHILIPPINE INTERNATIONAL TRADING CORPORATION  
TECHNICAL BID FORM  
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SPARE PARTS FOR THE REPAIR OF NIGHT VISION MONOCULAR  
(NVM) NL914A AN PVS-14 FOR THE PHILIPPINE ARMY (PA)**

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**TO THE BIDDER: Indicate “COMPLY” if Bidder’s Statement of Compliance meets 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.	Additional Requirements to be provided by the Bidder, If Awarded the Contract	Bidder’s Statement of Compliance
6.	<p><b>Delivery:</b></p> <ul style="list-style-type: none"> <li>▪ Delivery Period: Within two hundred ten (210) calendar days from receipt of Notice to Proceed or Opening of Letter of Credit whichever comes later</li> </ul> <p>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> <ul style="list-style-type: none"> <li>▪ Delivery Place: Signal Warehouse, Army Support Command, Philippine Army, Fort Bonifacio, Metro Manila.</li> <li>▪ All delivery/ies must be done in the presence of PA and PITC authorized representative/s. PITC representative/s shall attend delivery attestation.</li> </ul>	

**BIDDER’S UNDERTAKING**

I/WE, the undersigned bidder, having examined the Bidding Documents including Bid Bulletins, as applicable, hereby OFFER 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 4 of 5)**

**PHILIPPINE INTERNATIONAL TRADING CORPORATION  
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**SUPPLY AND DELIVERY OF ONE (1) LOT VARIOUS BRAND NEW  
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Line No.	Additional Requirements to be provided by the Bidder, If Awarded the Contract	Bidder’s Statement of Compliance
6.	<p><b>Delivery:</b></p> <ul style="list-style-type: none"> <li>▪ The Supplier shall be responsible in unloading the items from the container to the designated warehouse of the PA. All costs related to porter services, 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.</li> <li>▪ The supplier must inform PITC account officer at least seven (7) calendar days prior to the delivery of goods in delivery place/site. Failure to give due notice shall be a ground for non-acceptance of delivery.</li> <li>▪ Other than the delivery schedule / quantities stated, NO partial deliveries are allowed. Only Complete deliveries will be accepted.</li> <li>▪ Deliveries made for “safekeeping” purposes is NOT ALLOWED.</li> <li>▪ All expenses related to the delivery, inspection and acceptance shall be for the account of the supplier.</li> </ul>	

**BIDDER’S UNDERTAKING**

I/WE, the undersigned bidder, having examined the Bidding Documents including Bid Bulletins, as applicable, hereby OFFER 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  
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**PHILIPPINE INTERNATIONAL TRADING CORPORATION  
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**SUPPLY AND DELIVERY OF ONE (1) LOT VARIOUS BRAND NEW  
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Line No.	Additional Requirements to be provided by the Bidder, If Awarded the Contract	Bidder’s Statement of Compliance
7.	<b>Warranty:</b> ▪ Shall be issued in favor of the Philippine Army (PA) with a validity period minimum of one (1) year from date of final acceptance.	
8.	<b>Replacement of Defective Items</b> , within ninety (90) calendar days upon receipt of Notice to Replace from PITC.	
9.	Supplier to submit proof of payment of Philippine taxes/duties for the importation of the items.	

**BIDDER’S UNDERTAKING**

I/WE, the undersigned bidder, having examined the Bidding Documents including Bid Bulletins, as applicable, hereby OFFER 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**



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

Name of Company : \_\_\_\_\_

Project : **SUPPLY AND DELIVERY OF ONE (1) LOT VARIOUS BRAND NEW SPARE PARTS FOR THE REPAIR OF NIGHT VISION MONOCULAR (NVM) NL914A AN PVS-14 FOR THE PHILIPPINE ARMY (PA)**

Ref No.: **Bid Reference No. MPG-B1-2018-171**  
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Per Bid Docs Item No.	Particulars
	CERTIFICATION ON ELIGIBILITY

**ENVELOPE 1: ELIGIBILITY AND TECHNICAL DOCUMENTS**

12.1 a	<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 <b>OR</b> the equivalent document for Exclusive Economic Zones or Areas;</p> <p style="padding-left: 40px;">In case of 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> <p>(iv) Copy of Audited Financial Statements for 2017 and 2016 (in comparative form or separate reports):</p> <p style="padding-left: 40px;">(a) Independent Auditor's Report;</p> <p style="padding-left: 40px;">(b) Balance Sheet (Statement of Financial Position); and</p> <p style="padding-left: 40px;">(c) Income Statement (Statement of Comprehensive Income).</p> <p>Each of the above statements must have stamped "received" by the Bureau of Internal Revenue (BIR) or its duly accredited and authorized institutions.</p>
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	<p><b><u>OR</u></b></p> <p>Submission of valid and current <b>PHILGEPS Certificate of Registration and Membership (Platinum Registration*)</b> together with <b>Annex A</b> in lieu of items (i), (ii), (iii) and (iv) above</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 Corporate Financial Statement or Annual Report for 2017 or 2016.</p> <p><b>*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]</b></p>									
12.1 a a (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. <b>(Annex I)</b> ;									
12.1 a (vi)	<p>Statement of Single Largest Completed Contract similar to the contract to be bid within the last five (5) years from the date of submission and receipt of bids amounting to at least Fifty percent (50%) of the ABC of the lot being bid. <b>(Annex I-A)</b></p> <p>“Similar contract” shall mean Spare Parts for Night Vision for Monocular.</p> <p>Any of the following documents must be attached in <b>Annex I-A</b>:</p> <ul style="list-style-type: none"> <li>▪ Copy of End User’s Acceptance; or</li> <li>▪ Copy of Official Receipt/s; or</li> <li>▪ Copy of Sales Invoice with Collection Receipt/s</li> </ul>									
12.1 a (vii)	<p>Duly signed Certificate of NFCC <b>(Annex II-A)</b> or Committed Line of Credit <b>(Annex II-B)</b></p> <table border="1" data-bbox="370 1666 1367 1935"> <thead> <tr> <th data-bbox="370 1666 699 1767">Description</th> <th data-bbox="699 1666 919 1767">ABC (₱)</th> <th data-bbox="919 1666 1155 1767">NFCC must at least equal to (₱)</th> <th data-bbox="1155 1666 1367 1767">Committed Line of Credit (₱)</th> </tr> </thead> <tbody> <tr> <td data-bbox="370 1767 699 1935">Various Spare Parts for the Repair of Night Vision Monocular (NVM) NL914A AN PVS-14</td> <td data-bbox="699 1767 919 1935">23,202,871.15</td> <td data-bbox="919 1767 1155 1935">23,202,871.15</td> <td data-bbox="1155 1767 1367 1935">2,320.287.12</td> </tr> </tbody> </table>	Description	ABC (₱)	NFCC must at least equal to (₱)	Committed Line of Credit (₱)	Various Spare Parts for the Repair of Night Vision Monocular (NVM) NL914A AN PVS-14	23,202,871.15	23,202,871.15	2,320.287.12	
Description	ABC (₱)	NFCC must at least equal to (₱)	Committed Line of Credit (₱)							
Various Spare Parts for the Repair of Night Vision Monocular (NVM) NL914A AN PVS-14	23,202,871.15	23,202,871.15	2,320.287.12							



**Class “B” Document: (For Joint Venture)**

***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.***

**1) 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 of 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**

**2) Each JV Partner, must also submit the following:**

**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.  
  
In case of 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 Audited Financial Statements for 2017 or 2016 (in comparative form or separate reports):



	<p>(a) Independent Auditor's Report;</p> <p>(b) Balance Sheet (Statement of Financial Position); and</p> <p>(c) Income Statement (Statement of Comprehensive Income).</p> <p>Each of the above statements must have stamped (received" by the Bureau of Internal Revenue (BIR) or its duly accredited and authorized institutions.</p> <p><b>Foreign JV Partner</b></p> <p>(i) Valid and current certificate/license/authority to conduct/operate business issued by the regulatory authority in the country where the bidder is based;</p> <p>(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.</p> <p>(iii) Corporate Financial Statement or Annual Report for 2017 or 2016.</p> <p><b><u>OR</u></b></p> <p>Submission of valid and current <b>PHILGEPS Certificate of Registration and Membership (Platinum Registration*) together with Annex A.</b></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 submission of Platinum Registration, bidders are required to submit the valid and current documents including:</p> <p><b>For Local JV Partner:</b> 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><b>For Foreign JV Partner:</b> Corporate Financial Statement of Annual Report for 2017 or 2016.</p> <p><b><i>For other required Class "A" Eligibility Documents, submission by any of the partner(s) constitutes collective compliance. Provided, That the partner responsible to submit the NFCC shall likewise submit the Statement of All its Ongoing Contracts (Annex I)</i></b></p>	
<b>TECHNICAL DOCUMENTS</b>		
12.1. b (i)	<p>Bid security must be issued in favor of the <b>PHILIPPINE INTERNATIONAL TRADING CORPORATION (PITC)</b> in any forms:</p> <ol style="list-style-type: none"> <li>1) Bid Securing Declaration per <b>Annex IV</b>;</li> <li>2) Cash or Cashier's/Manager's Check equivalent to at least 2% of the ABC;</li> <li>3) Bank Guarantee/Bank draft or Irrevocable LC equivalent to at least 2% of the ABC;</li> </ol> <p style="text-align: center;"><b>OR</b></p> <ol style="list-style-type: none"> <li>4) Surety bond callable upon demand equivalent to at least 5% of the ABC</li> </ol>	



Description	Qty	ABC (PhP)	Bid Security ₱	
			2% of ABC	5% of ABC
Various Spare Parts for the Repair of Night Vision Monocular (NVM) NL914A AN PVS-14	One (1) Lot	23,202,871.15	464,057.423	1,160,143.56

**Notes:**

- (a) The Cashier's/Manager's Check shall be issued by a Local Universal or Commercial Bank.
- (b) The Bank Draft/Guarantee or Irrevocable Letter of Credit shall be issued by a Local Universal or Local Commercial Bank.
- (c) Should bidder opt to submit a Surety Bond as Bid Security, the surety bond must conform with the following:
  - (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 28.3 (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 as having submitted the Lowest Calculated and Responsive Bid;



	<ul style="list-style-type: none"> <li>viii. refusal or failure to post the required performance security within the prescribed time;</li> <li>ix. refusal to clarify or validate in writing in bid during post-qualification within a period of seven (7) calendar days from receipt of the request for clarification;</li> <li>x. any documented attempt by a bidder to unduly influence the outcome of the bidding in his favor;</li> <li>xi. failure of the potential joint venture partners to enter into the joint venture after the bid is declared successful; or</li> <li>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.</li> </ul> <p>▪ <b>IF THE SUCCESSFUL BIDDER:</b></p> <ul style="list-style-type: none"> <li>xiii. fails to sign the contract in accordance with ITB Clause 32; or</li> <li>xiv. fails to furnish performance security in accordance with ITB Clause 33</li> </ul>									
12.1. b (ii)	<p>Completed and signed <b>Technical Bid Form and other Technical Documents;</b></p> <table border="1" style="width: 100%;"> <tr> <td style="width: 30%;"><b>Revised Annex V-A</b></td> <td>Technical Bid Form</td> </tr> <tr> <td><b>Annex V-A1</b></td> <td>Technical Specifications</td> </tr> <tr> <td><b>Annex V-A2</b></td> <td>Test Parameter</td> </tr> <tr> <td><b>Annex V-A3</b></td> <td>Sampling Plan for Final Test And Acceptance</td> </tr> </table>	<b>Revised Annex V-A</b>	Technical Bid Form	<b>Annex V-A1</b>	Technical Specifications	<b>Annex V-A2</b>	Test Parameter	<b>Annex V-A3</b>	Sampling Plan for Final Test And Acceptance	
<b>Revised Annex V-A</b>	Technical Bid Form									
<b>Annex V-A1</b>	Technical Specifications									
<b>Annex V-A2</b>	Test Parameter									
<b>Annex V-A3</b>	Sampling Plan for Final Test And Acceptance									
12.1. b (iii)	<p><b>Brochure or Technical Data Sheet</b> or equivalent showing compliance to the required Technical specifications.</p> <p>Internet downloads may be included to supplement the information contained in the original brochures.</p>									
12.1. b (iv)	<p>Valid and Current Certificate of Distributorship/Dealership 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>									
12.1. b (x)	<p><b>Proof of Authority of the designated representative/s for purposes of the bidding.</b></p> <ul style="list-style-type: none"> <li>a. Duly notarized Special Power of Attorney – For Sole Proprietorship if owner opts to designate a representative/s;</li> </ul> <p style="text-align: center;">OR</p> <ul style="list-style-type: none"> <li>b. Duly Notarized Secretary’s Certificate evidencing the authority of the designated representative/s, issued by the corporation , cooperative or the members of the joint venture</li> </ul> <p>Provided that 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 representatives for purposes of this bidding.</p>									



12.1.b (xi)	Omnibus Sworn Statement ( <b>Annex VI</b> )	
a.	Authority of the Designated representative corresponding with above proof of authority	
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	
<b>ENVELOPE 2: FINANCIAL COMPONENT</b>		
13.1	Completed and signed Financial Bid Form per Annex VII and Detailed Financial Bid Form per Annex VII-A	

**Notes:**

1. In case of inconsistency between the Checklist of Requirements for bidders and the provisions in the Instructions to Bidders and Bid Data Sheet, the Instructions to Bidders and Bid Data Sheet prevail.
2. In order to facilitate efficiency in evaluating all the documents submitted by the prospective bidder/supplier, we encourage all prospective bidder to put tabs in all documents to be submitted with the same number as indicated in the Eligibility, Technical and Financial Documents checklist.