



BIDS AND AWARDS COMMITTEE I

Notice of Issuance of Amended Bidding Documents
SUPPLY AND DELIVERY OF BRAND NEW 15,298 PIECES
PHILIPPINE ARMY BALLISTIC HELMET
FOR THE PHILIPPINE ARMY (PA)
Bid Ref. No. MPG-B1-2020-449
Approved Budget for the Contract - ₱ 387,102,580.74

This Notice is being issued to advise bidders that an Amended Bidding Documents shall be issued to comply with the GPPB Circular 04-2020 dated 16 September 2020 relative to the Use of the Simplified Philippine Bidding Documents (PBDs) for Goods and Infrastructure Projects and the submission of the Required Forms for the procurement of Goods, Infrastructure Projects, and Consulting Services.

Due to PhilGEPS Website being under maintenance, this Notice together with the Amended Bidding Documents is posted in the PITC Website only and shall already be binding to all interested bidders.

The complete set of Amended Bidding Documents maybe acquired by interested bidders from Monday to Friday between 9:00AM to 2:00PM upon payment of a non-refundable fee as indicated in the Amended Bidding Documents and look for the following BAC Secretariat:

	BAC Secretariat	Local Number
Monday	Jane Arcilla / Vivian Villanueva	382 / 404
Tuesday	Irish Ordillano / Vivian Villanueva	394 / 404
Wednesday	Jane Arcilla / Vivian Villanueva	382 / 404
Thursday	Irish Ordillano	394
Friday	Irish Ordillano	394

It may be also downloaded free of charge from the website of the PhilGEPS and the PITC website. However, only those who have paid the cost of Bidding Documents at least one (1) day before the submission of their bids will be allowed to bid.

Bidders may pay for the cost of Bidding Documents thru any of the following modes of payment:

- 1) **Cash Payment** – PITC Cashier will be available from Tuesday to Thursday between 10:00AM to 2:00PM
- 2) **Cash Deposit**

Interested Bidders may send a request letter for Bank Details to the BAC Secretariat c/o Ma. Theresa Elima at myette.elima@pitc1973.onmicrosoft.com. Thereafter, proof of payment must be emailed back to the BAC Secretariat.

Query 1:	ASIA DEFENSE AND ARMAMENT CORPORATION Letter dated 21 October 2020 received on the same date BID DATA SHEET 12.1 (B)(iv) [page 41]
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	<p>Kindly clarify if the Manufacturer's Certification that it has supplied ballistic helmet to the armed forces/security forces of the country of origin and at least one (1) other country must be apostilled.</p> <p>Also, who should be the signatory of the above Manufacturer's Certification? Can it be any officer of the company/ foreign manufacturer?</p>
BAC1/PA:	<p>There is no requirement that the Manufacturer's Certification must be apostilled.</p> <p>The Certification must be signed by the authorized representative of the manufacturer.</p>
Query 2:	<p>12.1 (B)(iv)</p> <p>Kindly clarify if the ISO Registration Certificate must be apostilled.</p> <p>If an ISO Registration Certificate cannot be provided, what equivalent certificates will be acceptable?</p>
BAC1/PA:	<p>There is no requirement that the ISO Registration Certificate must be apostilled.</p> <p>There is no equivalent document for the ISO Registration Certificate requirement.</p>
Query 3:	<p>12.1 (B) (vi) (a) And 12.1 (B) (vii) [page 41]</p> <p><i>"vi.a. Valid and Current Written Appointment of the Philippine based company (as local representative of foreign manufacturer) issued by the foreign bidder."</i></p> <p><i>"The written appointment must include detailed scope of responsibility of the local representative."</i></p> <ol style="list-style-type: none"> 1. May the Foreign Manufacturer execute one document for both the: (a) Valid and Current Written Appointment [12.1(B)(vi)(a)]; and, (b) Proof of Authority of the designated representatives for the purpose of the bidding [12.1(B)(vii)]? i.e. these appointments and authorities are embodied in one Secretary's Certificate? 2. Must this document or documents be apostilled?
BAC1/PA:	<ol style="list-style-type: none"> 1. No, these are separate documents that needs to be submitted. 2. There is no requirement that the above-mentioned documents must be apostilled
Query 4:	<p>29.2 [page 44]</p> <p><i>For post qualification, the instruction indicates: "1. Present original copy and submit copy of the following:"</i></p> <ol style="list-style-type: none"> a. For the income tax and business tax returns, can the foreign manufacturer present apostilled certified true copies, instead of the actual tax returns? These documents are required by foreign jurisdictions to be kept in their place of business for audits and/or inspection of their taxing authorities,



	<p>and the foreign manufacturer cannot take it out of the country for an indefinite period of time.</p> <p>b. For the latest income tax and business tax returns, if these are already translated by an official translator in the bidder's home country and duly-apostilled in the foreign manufacturer's country, does it still need a certification by the bidder's embassy in the Philippines?</p> <p>c. For POs or Contracts of all Ongoing Contracts as listed in Annex I, will print-outs of POs suffice? The bidder sends POs to clients via electronic means, and the "original copy" would be a print-out of said electronic invoice. Will this suffice to comply with this requirement?</p>
	<p>d. For PO or contract relative to SLCC, the PO is an electronic copy only. The "original copy" would be a print-out of said electronic invoice. Will this suffice to comply with this requirement?</p> <p>e. For the vicinity map/ location of the business, must this be an official political map? Will a print-out from a geo-mapping application suffice?</p>
BAC1/PA:	<p>a. The Foreign Manufacturer may present in lieu of the Original Copy a Certified true copy of the Income Tax Returns which is Apostilled in the country where the document is issued.</p> <p>b. The Foreign Manufacturer may present the Apostilled English Translation of the Latest Income Tax and Business Tax Returns in the country where the document is issued.</p> <p>c. The print-out of the purchase order with confirmation from the contracting party is acceptable.</p> <p>d. The print-out of the purchase order with confirmation from the contracting party is acceptable.</p> <p>e. Any form will do as long as the business location can be identified.</p>
Query 5:	<p>Clause No. 29.2 Post Qualification</p> <p>With regard to the following provision:</p> <p>4. Submission by the Bidder with the Lowest Calculated Bid (LCB) or Single Calculated Bid (SCB) WITHIN five (5) calendar days from receipt of Notice of LCB/SCB:</p> <p>TABLE 1 – SUMMARY OF REQUIREMENTS</p> <p>RECAPITULATION OF REQUIREMENTS TO BE SUBMITTED DURING POST QUALIFICATION</p> <p><i>Can the tests be conducted by the in-house laboratory? Or should the tests be conducted by a third-party or independent laboratory?</i></p> <ol style="list-style-type: none"> 1. <i>Will test results from an in-house laboratory suffice for submission?</i> 2. <i>If the testing laboratory should be a third-party or independent provider, are there specific accreditation requirements for the third-party or independent laboratory?</i>
BAC1/PA:	<p>The Philippine Army stated that all test procedure and its allowable testing facility are stated on the table located in <i>Para 2.2 and Para 4.2.1</i> of Post Qualification Procedures and Pre-Delivery Inspection of the Test and Evaluation Procedure of Philippine Army Ballistic Helmet.</p>



Query 6:	<p>BIDDING FORMS ANNEX V-A1 Technical Specifications [pages 89-103]</p> <ol style="list-style-type: none"> 1. Please confirm that the Ballistic Helmets are completely screwless, i.e. the dome is not drilled to attach NVG brackets and side guides. 2. With regard to the Rated Level of Protection indicating $V_{50}=720\text{m/s}$ (min), can this be reduced to 680 m/s, to ensure compliance with the weight requirement?
BAC1/PA:	<ol style="list-style-type: none"> 1. With regards to the design of the NVG, as stated in Para 1.3.5.1.2. of Section 2 of Post Qualification Procedures and Pre-Delivery Inspection of the Test and Evaluation Procedure of Philippine Army Ballistic Helmet. "The attachment to the shell have a maximum of single bolt and shall not require any modification or additional drill holes" Therefore, the helmet is only allowed up to one (1) hole maximum or no holes at all. However, there is no statement in the specification that the dome is screwless. 2. With regards to the level of protection of the Helmet, as stated in Para 4.3.2 of Section 2 of Post Qualification Procedures and Pre-Delivery Inspection of the Test and Evaluation Procedure of Philippine Army Ballistic Helmet, "The Ballistic Helmet shall be complaint to MIL STD 662-F or STANAG 2920 (17-grain, 22 Cal Fragment Simulating Projectile; $V_{50}-720\text{ m/s}$)". Therefore, the level of protection cannot be reduced.
Query 7:	<p>ANNEX V-B</p> <ol style="list-style-type: none"> 1. Can Annex V-B be signed by the Philippine-based Company appointed as Authorized Representative of the Foreign Manufacturer? 2. If not, should this document be apostilled, if signed by the Production Engineer/Technical Personnel in the home country of the Foreign Manufacturer?
BAC1/PA:	<ol style="list-style-type: none"> 1. NO, as stated in Annex V-B the Certification must be signed by Production Engineer/Technical Personnel. 2. There is no requirement that said document must be apostilled

Issued this 30th of October 2020 in Makati City.

Reviewed and Approved by:

CHRISTABELLE P. EBRIEGA
Chairperson, Bids and Awards Committee – I

MYRA CHITELLA T. ALVAREZ
Vice Chairperson

JOEL S. RODRIGUEZ
Member

ATTY. MITZELL ARTHUR R. MAGDAONG
Member

ATTY. ROXANNE MARIE Q. CRUZ
Member

ATTY. MARK BRIAN A. DELA CRUZ
Alternate Member

Concurred by:

MGLEN GLENN CRUZ PA
Provisional Member – PA

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