



BIDS AND AWARDS COMMITTEE I

**SUPPLEMENTAL BID BULLETIN NO. 2
SUPPLY AND DELIVERY OF 9,000 ROUNDS BRAND NEW CTG 25MM HEI-T
FOR THE PHILIPPINE ARMY (PA)**

Bid Reference No. MPG-B1-2019-553

Approved Budget for the Contract – ₱83,478,240.00

This **Supplemental Bid Bulletin No. 2** is being issued to clarify, modify and amend Bidding Documents in response to the clarification from prospective bidders for the aforesaid project

FROM	TO
SCHEDULE FOR THE SUBMISSION AND OPENING OF BIDS	
xxx.. Submission and Opening of Bids 09 January 2020, 10:00AM xxx..	xxx.. Submission and Opening of Bids <u>13 January 2020, 10:00AM</u> xxx..
Section III. Bid Data Sheet	
xxx.. (b) TECHNICAL DOCUMENTS – (ix) Omnibus Sworn Statement (Annex VI). (a) Authority of the designated representative with corresponding proof of authorization; (b) Non-inclusion in the Blacklist nor Under Suspension Status by Any Agency or Government Instrumentality; (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 xxx..	xxx.. (b) TECHNICAL DOCUMENTS – (ix) Omnibus Sworn Statement (Annex VI). (a) Authority of the designated representative with corresponding proof of authorization; (b) Non-inclusion in the Blacklist nor Under Suspension Status by Any Agency or Government Instrumentality; (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 (x) For Foreign Manufacturers: Notarized Affidavit of Undertaking to submit the SEC Certificate of Registration and/or the authorization or License issued by the appropriate government agency per GPPB Resolution No. 25-2019, dated 30 October 2019 within ten (10) calendar days from receipt of the Notice of Award.as per Annex V-C xxx..



Section VI: Bidding Forms

XXX..	XXX..
Annex VI: Omnibus Sworn Statement	Annex VI: Omnibus Sworn Statement Annex V-C: <u>For Foreign Manufacturers: Notarized Affidavit of Undertaking</u>
XXX..	XXX..

Bidders are advised to submit the **Revised Annex V-A, Technical Bid Form and Additional Requirement Annex V-C** and other required documents for the Bid Opening on **13 January 2020, 10:00AM**. And also, please use the **2nd Revised Checklist of Requirements** as your reference.

This **Supplemental Bid Bulletin No. 2** 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 3rd day of January 2020 in Makati City.

Sgd
CHRISTABELLE P. EBRIEGA
Chairperson

Sgd
ATTY. MARIA GUDELIA C. GUESE
Vice-Chairperson

Sgd
MYRA CHITELLA T. ALVAREZ
Member
Sgd

Sgd
DAVID A. INOCENCIO
Member

JOEL S. RODRIGUEZ
Member

Concurred by:

BGEN GLENN CRUZ AFP
Alternate Provisional Member- PA

Received by :	(PLS SIGN) _____
Bidder's Name :	(PLS PRINT) _____
Date :	_____
(PLEASE RETURN OR FAX THIS PORTION ONLY TO THE PITC BAC-1)	



(BIDDER'S COMPANY LETTERHEAD)

**SUPPLY AND DELIVERY OF 9,000 ROUNDS
BRAND NEW CTG 25MM HEI-T FOR THE
PHILIPPINE ARMY (PA)
Bid Reference No. MPG-BI-2019-553
Approved Budget for the Contract - ₱ 83,478,240.00**

NOTARIZED AFFIDAVIT OF UNDERTAKING

I, _____ (Name) _____, of legal age, with residence at _____, hereby undertake that in the event that the contract for the Project is awarded to us, we will submit the SEC Certificate of Registration and/or the authorization or License issued by the appropriate government agency per GPPB Resolution No. 25-2019, dated 30 October 2019 within ten (10) calendar days from receipt of the Notice of Award.

This Affidavit forms part of our Technical Bid for the above-mentioned Project.

Name

Signature

Position in the Company

Date



PITC BIDS AND AWARDS COMMITTEE I
2nd REVISED CHECKLIST OF REQUIREMENTS

Name of Company : _____
 Project : **SUPPLY AND DELIVERY OF 9,000 ROUNDS BRAND NEW CTG 25MM HEI-T FOR THE PHILIPPINE ARMY(PA)**
 Ref No. : **MPG-BI-2019-553**
 Approved Budget (ABC) : **₱ 83,478,240.00**

Per Bid Docs Item No.	Particulars
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CERTIFICATION ON ELIGIBILITY

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.

(a.) ELIGIBLTY (CLASS “A” DOCUMENTS)

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 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.	

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) above.



<p>*Note: Bidder must ensure that all Class “A” Eligibility Documents are valid and current at the time of submission of Certificate of PHILGEPS Registration (Platinum Membership). 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 the Audited Financial Statements for 2018 and 2017 (stamped received by the BIR or its duly accredited and authorized institution) together with the Platinum Registration.</p> <p>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. <i>“GPPB Circular 07-2017 dated 31 July 2017”</i></p>									
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.	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, amounting to at least twenty five percent (25%) of the ABC. (Annex I-A) “Similar Contract” shall mean Ammunition . 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								
vii.	Duly signed Certificate of NFCC (Annex II-A) or Committed Line of Credit (Annex II-B) <table border="1" data-bbox="295 1191 1225 1373"> <thead> <tr> <th>Description</th> <th>ABC (₱)</th> <th>NFCC must at least equal to (₱)</th> <th>Committed Line of Credit (₱)</th> </tr> </thead> <tbody> <tr> <td>Ctg 25mm HEI-T</td> <td>83,478,240.00</td> <td>83,478,240.00</td> <td>8,347,824.00</td> </tr> </tbody> </table>	Description	ABC (₱)	NFCC must at least equal to (₱)	Committed Line of Credit (₱)	Ctg 25mm HEI-T	83,478,240.00	83,478,240.00	8,347,824.00
Description	ABC (₱)	NFCC must at least equal to (₱)	Committed Line of Credit (₱)						
Ctg 25mm HEI-T	83,478,240.00	83,478,240.00	8,347,824.00						



(a.2) ELIGIBILITY DOCUMENTS FOR FOREIGN MANUFACTURER

Class “A” Documents:

The following eligibility requirements or statements must be submitted to the BAC:

- (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 2018 or 2017

OR

Submission of valid and current PHILGEPS Certificate of Registration and Membership (Platinum Registration*) together with Annex A.

*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 2018 or 2017.

*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]*

- (iv) 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);**
- (v) 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, amounting to at least twenty five percent (25%) of the ABC.

Any of the following documents must be attached in **Annex I-A:**

- Certificate of Acceptance issued by the end user; OR
- Official Receipt of payment

“Similar contract” shall mean Small Arms Ammunition.

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

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

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>Notes:</p> <ol style="list-style-type: none"> For Local Manufacturers: The phrase "the values of the bidder's current assets and current liabilities" shall be based on the data submitted to the BIR, which refers to the values of the current assets and current liabilities reflected in the Audited Financial Statements. For Foreign Manufacturers: The phrase "the values of the bidders' current assets and liabilities shall be based on the Corporate Financial Statements or Annual Report for 2018 or 2017. The value of all outstanding or uncompleted contracts refers to those listed in Annex I. The detailed computation must be shown using the required formula provided above. The NFCC computation must at least be equal to the ABC of the project. <p>OR</p> <p>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. (Annex II-B)</p> <p>The written appointment must include detailed scope of responsibility of the local representative.</p>	
Class "B" Documents (For Joint Venture)		
a.	<p>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>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.</p>	



b.	For Joint Venture partner must submit the following:	
	<p><u>Local JV Partner:</u></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 the equivalent document for Exclusive Economic Zones or Areas.</p> <p>In case of recently expired Mayor's/Business Permits, it shall be accepted 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 per Executive Order 398 and Revenue Memorandum Order No. 46-2018 as finally reviewed and approved by the BIR;</p> <p>(iv) Copy of Audited Financial Statements for 2018 and 2017 (in comparative form or separate reports):</p> <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>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><u>Foreign JV Partner</u></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 2018 or 2017.</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>OR</p> <p>Submission of valid and current Certificate of PHILGEPS Registration (Platinum Membership)*) together with Annex A.</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 the Audited Financial Statements for **2017** and **2016** (stamped received by the BIR or its duly accredited authorized institutions) together with the Platinum Registration

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”

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).

B. TECHNICAL DOCUMENTS

- i. Bid security 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

Description	Qty	ABC (₱)	Bid Security ₱	
			2% of ABC	5% of ABC
Ctg 25mm HEI-T	9,000 rounds	₱83,478,240.00 (₱9,275.36/round)	₱1,669,564.80	₱4,173,912.00

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



	<p>(3) Must specify the grounds for forfeiture of bid security as stated in Section II, ITB Clause 18.5, to wit:</p> <ul style="list-style-type: none"> ▪ IF A BIDDER: <ul style="list-style-type: none"> (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; (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. ▪ IF THE SUCCESSFUL BIDDER: <ul style="list-style-type: none"> (xiii) fails to sign the contract in accordance with ITB Clause 32; or (xiv) fails to furnish performance security in accordance with ITB Clause 33. 									
ii.	<p>Completed and signed Technical Bid Form and other Technical Documents:</p> <table border="1" data-bbox="416 1700 1158 1861"> <tr> <td>Revised Annex V-A</td> <td>Technical Bid Form (7 Pages)</td> </tr> <tr> <td>Annex V-A1</td> <td>Technical Specifications (2 Pages)</td> </tr> <tr> <td>Annex V-A2</td> <td>Test and Acceptance Procedure (11 Pages)</td> </tr> <tr> <td>Annex V-A3</td> <td>Packaging Markings (2 Pages)</td> </tr> </table>	Revised Annex V-A	Technical Bid Form (7 Pages)	Annex V-A1	Technical Specifications (2 Pages)	Annex V-A2	Test and Acceptance Procedure (11 Pages)	Annex V-A3	Packaging Markings (2 Pages)	
Revised Annex V-A	Technical Bid Form (7 Pages)									
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Annex V-A3	Packaging Markings (2 Pages)									



iii.	Brochure or Technical Data Sheet showing compliance to the required Technical specifications. Internet downloads may be included to supplement the information contained in the original brochures. Internet downloads may be included to supplement the information contained in the original brochures.	
iv.	Manufacturer's Certification on Conformance to the project's Technical Specifications, Test and Acceptance Procedures and Sampling Plans to be signed by their Production Engineer or designated Technical Personnel as per Annex V-B.	
v.	<p>Required Ammunition License/s</p> <p>(vi.a) For Local Manufacturers: Valid and current License to Manufacture the items to be bid issued by the Philippine National Police (PNP) Camp Crame, Quezon City.</p> <p>(vi.b) For Foreign Manufacturers:</p> <ul style="list-style-type: none"> • Valid and Current Indent License to Deal in Firearms and Ammunition (for sale to the AFP) pertinent to the items to be bid issued by the Philippine National Police (PNP), Camp Crame, Quezon City. <p>OR</p> <ul style="list-style-type: none"> • Philippine Representative Company's Valid and Current Indent License to Deal in Firearms and Ammunition (for sale to the AFP) pertinent to the items to be bid issued by the Philippine National Police (PNP), Camp Crame, Quezon City. <p>Note: Required ammunition license(s) presented during opening of bids shall be used for the importation of the item being bid.</p>	
vi.	<p>For Foreign Manufacturers</p> <p>(a) Valid and Current Written Appointment of the Philippine based company (as local representative of foreign manufacturer) issued by the foreign bidder. The written appointment must include detailed scope of responsibility of the local representative.</p> <p>(b) Duly Notarized authorization of the Philippine Based 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>	
vii.	Valid and current ISO Registration Certificate (or equivalent) issued by an independent certifying agency in the name of the Manufacturer of the item. The certificate shall cover the design, manufacture and/or production, as applicable.	



viii.	Proof of Authority of the designated representative/s for purposes of the bidding	
	a. Duly notarized Special Power of Attorney – For Sole Proprietorship if owner opts to designate a representative/s; OR	
	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. 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.	
ix.	Omnibus Sworn Statement (Annex VI)	
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	
x.	For Foreign Manufacturers: Notarized Affidavit of Undertaking to submit the SEC Certificate of Registration and/or the authorization or License issued by the appropriate government agency per GPPB Resolution No. 25-2019, dated 30 October 2019 within ten (10) calendar days from receipt of the Notice of Award.as per Annex V-C	
ENVELOPE 2: ELIGIBILITY AND TECHNICAL DOCUMENTS		
13.1 (a)	Completed and signed Financial Bid Form per Annex VII	
<p>Note:</p> <ol style="list-style-type: none"> 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 shall prevail. 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. 		