

Republic of the Philippines Department of Agriculture Bureau of Fisheries and Aquatic Resources REGIONAL FISHERIES OFFICE - MIMAROPA

# **PHILIPPINE BIDDING DOCUMENTS**

### PROCUREMENT OF VARIOUS SUPPLIES AND MATERIALS AS A LIVELIHOOD SUPPORT PROJECT UNDER THE CAPTURE FISHERIES SUB-PROGRAM OF THE SPECIAL AREA FOR AGRICULTURAL DEVELOPMENT (SAAD) PROGRAM FOR THE PROVINCES OF ROMBLON AND PALAWAN — CY 2023

LOT 4: ONE HUNDRED THIRTY-FIVE (135) SETS OF TUNA HANDLINE

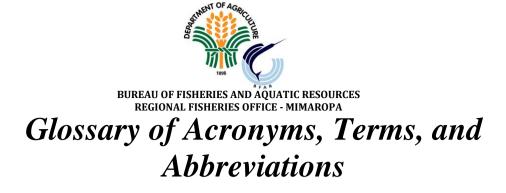
Bid Reference Number	2023-003
Approved Budget for the Contract	Php 243,000.00
End-User & Procuring Unit	ROBERTO R. ABRERA,
	Assistant Regional Focal Person, SAAD
Pre-Bid Conference Schedule	March 20, 2023; 10:00 am
Bid Submission & Opening	April 3, 2023; 10:00 am

**Sixth Edition** 



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**ABC** – Approved Budget for the Contract.

BAC – Bids and Awards Committee.

**Bid** – A signed offer or proposal to undertake a contract submitted by a bidder in response to and in consonance with the requirements of the bidding documents. Also referred to as *Proposal* and *Tender*. (2016 revised IRR, Section 5[c])

**Bidder** – Refers to a contractor, manufacturer, supplier, distributor and/or consultant who submits a bid in response to the requirements of the Bidding Documents. (2016 revised IRR, Section 5[d])

**Bidding Documents** – The documents issued by the Procuring Entity as the bases for bids, furnishing all information necessary for a prospective bidder to prepare a bid for the Goods, Infrastructure Projects, and/or Consulting Services required by the Procuring Entity. (2016 revised IRR, Section 5[e])

- **BIR** Bureau of Internal Revenue.
- **BSP** Bangko Sentral ng Pilipinas.
- **CDA -** Cooperative Development Authority.

**Contract** – Refers to the agreement entered into between the Procuring Entity and the Supplier or Manufacturer or Distributor or Service Provider for procurement of Goods and Services; Contractor for Procurement of Infrastructure Projects; or Consultant or Consulting Firm for Procurement of Consulting Services; as the case may be, as recorded in the Contract Form signed by the parties, including all attachments and appendices thereto and all documents incorporated by reference therein.

**CIF** – Cost Insurance and Freight.

**CIP** – Carriage and Insurance Paid.

- **CPI** Consumer Price Index.
- **DDP** Refers to the quoted price of the Goods, which means "delivered duty paid."
- **DTI** Department of Trade and Industry.
- **EXW** Ex works.



FCA – "Free Carrier" shipping point.

FOB – "Free on Board" shipping point.

**Foreign-funded Procurement or Foreign-Assisted Project**– Refers to procurement whose funding source is from a foreign government, foreign or international financing institution as specified in the Treaty or International or Executive Agreement. (2016 revised IRR, Section 5[b]).

**GFI** – Government Financial Institution.

**GOCC** – Government-owned and/or –controlled corporation.

**Goods** – Refer to all items, supplies, materials and general support services, except Consulting Services and Infrastructure Projects, which may be needed in the transaction of public businesses or in the pursuit of any government undertaking, project or activity, whether in the nature of equipment, furniture, stationery, materials for construction, or personal property of any kind, including non-personal or contractual services such as the repair and maintenance of equipment and furniture, as well as trucking, hauling, janitorial, security, and related or analogous services, as well as procurement of materials and supplies provided by the Procuring Entity for such services. The term "related" or "analogous services" shall include, but is not limited to, lease or purchase of office space, media advertisements, health maintenance services, and other services essential to the operation of the Procuring Entity. (2016 revised IRR, Section 5[r])

GOP – Government of the Philippines.

**GPPB** – Government Procurement Policy Board.

**INCOTERMS** – International Commercial Terms.

LGUs – Local Government Units.

NFCC – Net Financial Contracting Capacity.

NGA – National Government Agency.

PhilGEPS - Philippine Government Electronic Procurement System.

**Procurement Project** – refers to a specific or identified procurement covering goods, infrastructure project or consulting services. A Procurement Project shall be described, detailed, and scheduled in the Project Procurement Management Plan prepared by the agency which shall be consolidated in the procuring entity's Annual Procurement Plan. (GPPB Circular No. 06-2019 dated 17 July 2019)

**PSA** – Philippine Statistics Authority.



**SLCC** – Single Largest Completed Contract.

**Supplier** – refers to a citizen, or any corporate body or commercial company duly organized and registered under the laws where it is established, habitually established in business and engaged in the manufacture or sale of the merchandise or performance of the general services covered by his bid. (Item 3.8 of GPPB Resolution No. 13-2019, dated 23 May 2019). Supplier as used in these Bidding Documents may likewise refer to a distributor, manufacturer, contractor, or consultant.

**UN** – United Nations



BUREAU OF FISHERIES AND AQUATIC RESOURCES REGIONAL FISHERIES OFFICE - MIMAROPA

Section I. Invitation to Bid



### INVITATION TO BID

#### Bid Reference No.: 2023-003 PROCUREMENT OF VARIOUS SUPPLIES AND MATERIALS AS A LIVELIHOOD SUPPORT PROJECT UNDER THE CAPTURE FISHERIES SUB-PROGRAM OF THE SPECIAL AREA FOR AGRICULTURAL DEVELOPMENT (SAAD) PROGRAM FOR THE PROVINCES OF ROMBLON AND PALAWAN — CY 2023

1. The Bureau of Fisheries and Aquatic Resources (BFAR) Regional Fisheries Office - MIMAROPA, Department of Agriculture intends to apply the sum of TWENTY-THREE MILLION NINE HUNDRED SEVENTEEN THOUSAND FIVE HUNDRED (Php 23,917,500.00) PESOS being the ABC to payments under the contract for Bid Reference No.: 2023-003 entitled "PROCUREMENT OF VARIOUS SUPPLIES AND MATERIALS AS A LIVELIHOOD SUPPORT PROJECT UNDER THE CAPTURE FISHERIES SUB-PROGRAM OF THE SPECIAL AREA FOR AGRICULTURAL DEVELOPMENT (SAAD) PROGRAM FOR THE PROVINCES OF ROMBLON AND PALAWAN — CY 2023". The said procurement project composed of TWELVE (12) LOTS is particularly described as follows:

PROCUREMENT DETAILS	LOT NO.	ITEM/DESCRIPTION	APPROVED BUDGET FOR THE CONTRACT	PRICE OF BID DOCUMENTS
PR # 2023-03- 0087 P.A.P: 3-1-05-1- 00001-001 END USER: ROBERTO R. ABRERA, Assistant Regional Focal Person, SAAD	1	<ul> <li>THIRTEEN (13) SETS OF MATERIALS OF SHALLOW WATER FISH AGGREGATING DEVICE (PAYAO)</li> <li>The set must include the following:</li> <li>2 pieces, extruded polystyrene foam cylindrical (drum size) 21"x 36"</li> <li>3 rolls, polypropylene rope, 24mm diameter (200 meters/roll)</li> <li>2 rolls, polyethylene rope # 16, 10mm diameter (200 meters/roll)</li> <li>3 sacks, cement (40 kgs/sack)</li> <li>30 pieces, large buri leaves 20 pieces, used tire (10 tricycle and 10 car tires)</li> <li>2 pieces, galvanized iron (G.I.) swivel (5/8")</li> <li>Deliver to the following Municipal Agriculture Offices (MAO):</li> <li>6 sets - Cajidiocan, Romblon</li> <li>7 sets - Magdiwang, Romblon</li> </ul>	PHP 455,000.00	Php 500.00
	2	TWO HUNDRED (200) SETS OF BOTTOM SET GILL NET The set must include the following: 400 meters, monofilament 8 knots x 200 mesh down x .025mm 3 kilograms, monofilament 110 mm (90 lbs) 10 kilograms, lead sinker (xx) 300 pieces, rubber floater (r-1) 6 spools, monofilament 40 mm Place the complete accessories of one set of bottom set gill net in a bag/sack, with printed SAAD BFAR MIMAROPA marking and logo. Deliver to the following Municipal Agriculture Offices (MAO):	PHP 1,800,000.00	Php 2,000.00

BUREAU OF FISHERIES AND AQUATIC RESOU		
REGIONAL FISHERIES OFFICE - MIMAROP	A	
50 sets - Cajidiocan, Romblon		
100 sets - San Jose, Romblon		
50 sets - Calatrava, Romblon		
<sup>3</sup> FOUR HUNDRED (400) SETS OF DRIFT SET GILL NET	PHP 12,000,000.00	Php 11,000.00
GILL NET		
The set must include the following:		
400 meters, pure nylon multifilament twine		
#10 knots x 2ply x 200 mesh down		
3 rolls, polyethylene rope #4 (2mm),		
200 meters/roll		
5 rolls, polyethylene rope #8 (4mm),		
200 meters/roll		
4 kilograms, lead sinker (xx)		
400 pieces, rubber floater (r-2)		
5 spools, pure nylon twine 210/9		
Place the complete accessories of one set of drift gill net		
in a bag/sack, with printed SAAD BFAR MIMAROPA		
marking and logo.		
Deliver to the following Municipal Agriculture Offices		
(MAO):		
120 sets - San Andres, Romblon		
130 sets - Ferrol, Romblon		
50 sets - Sta Fe, Romblon		
50 sets - Magdiwang, Romblon		
20 sets - San Jose, Romblon 30 sets - Calatrava, Romblon		
So sets - Culuti ava, Rombion		
4 ONE HUNDRED THIRTY-FIVE (135) SETS OF TUNA HANDLINE	PHP 243,000.00	Php 500.00
The set must include the following:		
1 kilogram, monofilament 110 mm (90lbs)		
1 piece, wood real spool 3 x12 "		
1/2 kilogram, lead sinker (xx)		
2 pieces, stainless swivel # 5/0		
10 pieces, stainless chicago hook # 13		
Place the complete accessories of one set of tuna handline in a bag/sack, with printed SAAD BFAR MIMAROPA marking and logo.		
Deliver to the Municipal Agriculture Office (MAO) of <i>Cajidiocan, Romblon</i>		
5 EIGHTY (80) PIECES OF HEAVY-DUTY UNDERWATER LED FLASHLIGHT WITH CHARGER	PHP 160,000.00	Php 500.00
Specification:		
LED waterproof rechargeable flashlight submersible		

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	REGIONAL FISHERIES OFFICE - MIMAROP	A	
	aluminum alloy body materials 2 pieces 18650 battery lithium-ion with charger		
	Deliver to the Municipal Agriculture Office (MAO) of <i>Cajidiocan, Romblon</i>		
6	EIGHTY (80) SETS OF LIFE VEST (LIFE SAVING DEVICE)	PHP 120,000.00	Php 500.00
	Specification: large size adjustable, lightweight, space-saving non-slip highly durable MARINA-approved		
	Deliver to the Municipal Agriculture Office (MAO) of <i>Cajidiocan, Romblon</i>		
7	FOURTEEN (14) SETS OF 50 WATTS SOLAR PANEL WITH 11 WATTS BULB	PHP 210,000.00	Php 500.00
	The set must include the following: 50W solar panel 10A controller 12V-40AH battery 1000w inverter, heavy duty 20 meters cable 5 pieces LED bulb		
	Deliver to the Municipal Agriculture Office (MAO) of <i>Cajidiocan, Romblon</i>		
8	VARIOUS FISHING SUPPLIES AND ACCESSORIES	PHP 250,500.00	Php 500.00
	Sub-Lot 1: 35 Sets, Multiple Hook and Line The set must include the following: 1/2 kilogram, monofilament .70mm (35 lbs) 1/4 kilogram, monofilament .50mm (15 lbs) 4 pieces, swivel stainless # 2 5 boxes, fish hook #565 (100pcs/box) 5 boxes, fish hook #563 (100pcs/box) 1/4 kilogram, lead sinker (xx)		
	Place the complete accessories of one set of multiple hook and line in a bag/sack, with printed SAAD BFAR MIMAROPA marking and logo.		
	Deliver to the Municipal Agriculture Office (MAO) of <i>Cajidiocan, Romblon</i>		
	Sub-Lot 2: 80 Pieces, Diving Mask with Snorkel		

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BUREAU OF FISHERIES AND AQUATIC RESOURCES REGIONAL FISHERIES OFFICE - MIMAROPA	
Specification: color: black, blue mask material: tempered glass lens + silicone + pc frame diving goggles for fishing product size: 17*11*7cm breathing tube weight: 185g	
product size: 45*3*11cm breathing tube material: liquid silicone+pc+pvc mask headband: food-grade liquid silicone, brand new	
Deliver to the Municipal Agriculture Office (MAO) of <i>Cajidiocan, Romblon</i>	
<ul> <li>Sub-Lot 3: 18 Sets (2 pcs/set), Handled Radio</li> <li>The set must include the following:</li> <li>2 pieces, host with 2-8 km frequency range,</li> <li>16 channels, 45w power</li> <li>2 packs, battery with 16,800 mah capacity</li> <li>2 pieces, back clip</li> <li>2 pieces, hanging rope</li> <li>2 pieces, charger</li> <li>2 pieces, manual of instructions</li> <li>2 units, headset</li> <li>2 pieces, antenna</li> <li>Deliver to the Municipal Agriculture Office (MAO) of</li> <li>Cajidiocan, Romblon</li> </ul>	
Sub-Lot 4 : 15 Units, Professional Waterproof Multi-functional Aluminum Compass Specification:	
color: blue compass diameter: 6.5cm size:6.5* 6.5 * 3.6cm weight: 113g, heavy-duty, digital, military grade working temperature: -30c to 60c maximum depth: 50m, waterproof	
Deliver to the Municipal Agriculture Office (MAO) of <i>Cajidiocan, Romblon</i>	
Sub-Lot 5 : 10 Units, Concrete Artificial Reef Specification: concrete box type 2 feet x 2 feet x 2 feet	
Deliver to the Municipal Agriculture Office (MAO) of <i>Cajidiocan, Romblon</i>	

	BUREAU OF FISHERIES AND AQUATIC RESOU REGIONAL FISHERIES OFFICE - MIMAROP		
9	FIFTY (50) UNITS OF MARINE ENGINE	PHP 1,010,000.00	Php 1,000.00
	Sub-Lot 1 : 30 Units, 15 HP Marine Engine		
	Specification:		
	15 hp gasoline		
	rate output 15 hp (8.5 kw)		
	LxWxH 465x438x440mm		
	rate speed 3600 rpm		
	displacement 420ml		
	bore x stroke 90mmx66mm		
	engine type 4-stroke, ohv, single cylinder		
	dry weight 36.5 kgs		
	Deliver to the Municipal Agriculture Office (MAO) of <i>Ferrol, Romblon</i>		
	Sub-Lot 2: 20 Units, 16 HP Marine Engine		
	Specification:		
	16 hp diesel		
	rate output 16 hp (8.57 kw)		
	rate speed 3600 rpm		
	bore x stroke 90mmx66mm		
	engine type 4-stroke, direct injection, single cylinder,		
	air-cooled, diesel engine		
	dry weight 31 kgs		
	Deliver to the following Municipal Agriculture Offices		
	(MAO):		
	10 units - Cajidiocan, Romblon		
	10 units - Ferrol, Romblon		
10	TEN (10) SETS OF BOAT REPAIR MATERIALS	PHP 135,000.00	Php 500.00
	The set must include the following:		
	4 pieces, marine plywood 4x8x1/4'		
	1 gallon, marine epoxy (A and B)		
	2 gallons, wood paint quick drying enamel		
	(enamel blue)		
	1 kilogram, copper nail 1 1/2'		
	1 kilogram, copper nail 1'		
	Deliver to the Municipal Agriculture Office (MAO) of <i>San Andres, Romblon</i>		
11	FIVE (5) UNITS OF 12-FOOTER NON-MOTORIZED FIBERGLASS REINFORCED PLASTIC BOAT WITH PADDLE	PHP 190,000.00	Php 500.00
	Specification:		
	12 feet x 3 feet x 1 foot flatboat for seaweed farmers		
	blue with embossed BFAR logo		
	marine epoxy painted boat		

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	Deliver to the following Municipal Agriculture Offices (MAO): 3 units - Sta Fe, Romblon 2 units - San Jose, Romblon		
12	2 SIXTY-EIGHT (68) UNITS OF 30-FOOTER MOTORIZED FIBERGLASS REINFORCED PLASTIC FISHING BOAT WITH 18 HP DIESEL ENGINE AND UNDERWATER FITTINGS ACCESSORIES	PHP 7,344,000.00	Php 7,000.00
	Specification of underwater fittings accessories per unit: 1 unit, stainless shaft 3/4" x 8" with thread 1 unit, brass pipe 3/4" x 7" 1 unit, rudder assembly 5/8" x 3.5" 5 pieces, ring nut 3/4" 5 pieces, bolt with nut 3/4" x 3" 1 unit, 18 HP marine engine diesel		
	<ul> <li>Must include sea trial on fishing boats and testing of engines</li> <li>Deliver to the following Municipal Agriculture Offices (MAO):</li> <li>2 units - San Andres, Romblon</li> <li>30 units - Calatrava, Romblon</li> <li>9 units - Sta Fe, Romblon</li> <li>8 units - Magdiwang, Romblon</li> <li>16 units - San Jose, Romblon</li> <li>3 units - Balabac, Palawan</li> </ul>		

- 2. BFAR-MIMAROPA now invites bids for the above Procurement Project. Bids received in excess of the ABC for each lot shall be automatically rejected at bid opening. Delivery of the Goods shall be made in accordance with the terms specified in Section VI (Schedule of Requirements). Bidders should have completed, within five (5) years from the date of submission and receipt of bids, a contract similar to the Project. The description of an eligible bidder is contained in the Bidding Documents, particularly, in Section II (Instructions to Bidders).
- 3. Bidding will be conducted through open competitive bidding procedures using a non-discretionary "pass/fail" criterion as specified in the 2016 revised Implementing Rules and Regulations (IRR) of Republic Act (RA) No. 9184. Bidding is restricted to Filipino citizens/sole proprietorships, partnerships, or organizations with at least sixty percent (60%) interest or outstanding capital stock belonging to citizens of the Philippines, and to citizens or organizations of a country the laws or regulations of which grant similar rights or privileges to Filipino citizens, pursuant to RA No. 5183.
- 4. Prospective bidders may obtain further information through MR. DEEJAY A. LABIAGA, BAC Secretariat Head of the BFAR MIMAROPA BAC OFFICE, at Telephone No. (043) 288-6322 and inspect the Bidding Documents at the address given below from 8:00 AM to 5:00 PM only, during Mondays thru Fridays.
- 5. A complete set of Bidding Documents may be acquired by interested Bidders from the given address below and upon payment of the applicable fee for the Bidding Documents, pursuant to the latest Guidelines issued by the GPPB, **until April 3, 2023; 8:30 AM**, and may opt to purchase any or all lots.



- 6. The BFAR-MIMAROPA will hold a **Pre-Bid Conference on March 20, 2023; 10:00 AM** at the address given below and/or through videoconferencing/webcasting via Google Meet. Participants as well as qualified bidders shall be notified of the link by the BAC Secretariat.
- 7. Bids must be duly received by the BAC Secretariat through manual submission at the office address indicated below, **on or before April 3, 2023; 10:00 AM**. Late bids shall not be accepted.
- 8. All Bids must be accompanied by a bid security in any of the acceptable forms and in the amount stated in ITB Clause 14.
- 9. **Bid opening shall be on April 3, 2023; 10:00 AM** at the given address below and/or through videoconferencing/webcasting via Google Meet. Bids will be opened in the presence of the bidders' representatives who choose to attend the activity.
- 10. The BFAR-MIMAROPA does not condone any form of solicitation on any prospective winning and losing bidders by any of our staff/ employees or any other party. Any sort of this kind shall be reported immediately to the Office of the Secretary or the National Bureau of Investigation (NBI) for entrapment and proper investigation.
- 11. The BFAR-MIMAROPA reserves the right to reject any and all bids, declare a failure of bidding, or not award the contract at any time prior to contract award in accordance with Sections 35.6 and 41 of the 2016 revised IRR of RA No. 9184, without thereby incurring any liability to the affected bidder or bidders.
- 12. For further information, please refer to:

MR. DEEJAY A. LABIAGA, Head, Bids and Awards Committee (BAC) Secretariat BFAR MIMAROPA BAC OFFICE 2/F Le Grace Bldg., Brgy. Guinobatan, Calapan City, Oriental Mindoro bacsecbfar4b@gmail.com Tel: (043) 288-6322

13. You may visit this website:

https://mimaropa.bfar.da.gov.ph/

9 March 2023

HOPE J. RELAYSON Chairperson, BFAR MIMAROPA Bids and Awards Committee



## Section II. Instructions to Bidders



### 1. Scope of Bid

The Procuring Entity, Bureau of Fisheries and Aquatic Resources (BFAR) Regional Fisheries Office - MIMAROPA, Department of Agriculture, invites Bids for the **PROCUREMENT OF VARIOUS SUPPLIES AND MATERIALS AS A LIVELIHOOD SUPPORT PROJECT UNDER THE CAPTURE FISHERIES SUB-PROGRAM OF THE SPECIAL AREA FOR AGRICULTURAL DEVELOPMENT** (SAAD) **PROGRAM FOR THE PROVINCES OF ROMBLON AND PALAWAN** — CY 2023 — LOT 4: ONE HUNDRED THIRTY-FIVE (135) SETS OF TUNA HANDLINE, with Project Identification Number — 2023-003.

### 2. Funding Information

- 2.1. The GOP through the source of funding as indicated below for *FY 2023* in the amount of *TWO HUNDRED FORTY-THREE THOUSAND* (*Php 243,000.00*) *PESOS*.
- 2.2. The source of funding is the *General Appropriations Act or Special Appropriations*.

### **3.** Bidding Requirements

The Bidding for the Project shall be governed by all the provisions of RA No. 9184 and its 2016 revised IRR, including its Generic Procurement Manuals and associated policies, rules and regulations as the primary source thereof, while the herein clauses shall serve as the secondary source thereof.

Any amendments made to the IRR and other GPPB issuances shall be applicable only to the ongoing posting, advertisement, or **IB** by the BAC through the issuance of a supplemental or bid bulletin.

The Bidder, by the act of submitting its Bid, shall be deemed to have verified and accepted the general requirements of this Project, including other factors that may affect the cost, duration and execution or implementation of the contract, project, or work and examine all instructions, forms, terms, and project requirements in the Bidding Documents.

### 4. Corrupt, Fraudulent, Collusive, and Coercive Practices

The Procuring Entity, as well as the Bidders and Suppliers, shall observe the highest standard of ethics during the procurement and execution of the contract. They or through an agent shall not engage in corrupt, fraudulent, collusive, coercive, and obstructive practices defined under Annex "I" of the 2016 revised IRR of RA No. 9184 or other integrity violations in competing for the Project.

### 5. Eligible Bidders

5.1. Only Bids of Bidders found to be legally, technically, and financially capable will be evaluated.



- 5.2. Foreign ownership limited to those allowed under the rules may participate in this Project.
- 5.3. Pursuant to Section 23.4.1.3 of the 2016 revised IRR of RA No.9184, the Bidder shall have an SLCC that is at least one (1) contract similar to the Project the value of which, adjusted to current prices using the PSA's CPI, must be at least equivalent to at *Php 60,750.00* (25% of the ABC).
- 5.4. The Bidders shall comply with the eligibility criteria under Section 23.4.1 of the 2016 IRR of RA No. 9184.

### 6. Origin of Goods

There is no restriction on the origin of goods other than those prohibited by a decision of the UN Security Council taken under Chapter VII of the Charter of the UN, subject to Domestic Preference requirements under **ITB** Clause 18.

### 7. Subcontracts

7.1. The Procuring Entity has prescribed that:

Subcontracting is not allowed.

### 8. Pre-Bid Conference

The Procuring Entity will hold a pre-bid conference for this Project on the specified date and time and either at its physical address at 2/F Le Grace Bldg., Brgy. Guinobatan, Calapan City, Oriental Mindoro and/ or through videoconferencing/ webcasting via Google Meet as indicated in paragraph 6 of the IB.

### 9. Clarification and Amendment of Bidding Documents

Prospective bidders may request for clarification on and/or interpretation of any part of the Bidding Documents. Such requests must be in writing and received by the Procuring Entity, either at its given address or through electronic mail indicated in the **IB**, at least ten (10) calendar days before the deadline set for the submission and receipt of Bids.

### **10.** Documents comprising the Bid: Eligibility and Technical Components

- 10.1. The first envelope shall contain the eligibility and technical documents of the Bid as specified in Section VIII (Checklist of Technical and Financial Documents).
- 10.2. The Bidder's SLCC as indicated in **ITB** Clause 5.3 should have been completed within five (5) years prior to the deadline for the submission and receipt of bids.



10.3. If the eligibility requirements or statements, the bids, and all other documents for submission to the BAC are in foreign language other than English, it must be accompanied by a translation in English, which shall be authenticated by the appropriate Philippine foreign service establishment, post, or the equivalent office having jurisdiction over the foreign bidder's affairs in the Philippines. Similar to the required authentication above, for Contracting Parties to the Apostille Convention, only the translated documents shall be authenticated through an apostille pursuant to GPPB Resolution No. 13-2019 dated 23 May 2019. The English translation shall govern, for purposes of interpretation of the bid.

### 11. Documents comprising the Bid: Financial Component

- 11.1. The second bid envelope shall contain the financial documents for the Bid as specified in **Section VIII (Checklist of Technical and Financial Documents)**.
- 11.2. If the Bidder claims preference as a Domestic Bidder or Domestic Entity, a certification issued by DTI shall be provided by the Bidder in accordance with Section 43.1.3 of the 2016 revised IRR of RA No. 9184.
- 11.3. Any bid exceeding the ABC indicated in paragraph 1 of the **IB** shall not be accepted.
- 11.4. For Foreign-funded Procurement, a ceiling may be applied to bid prices provided the conditions are met under Section 31.2 of the 2016 revised IRR of RA No. 9184.

### **12. Bid Prices**

- 12.1. Prices indicated on the Price Schedule shall be entered separately in the following manner:
  - a. For Goods offered from within the Procuring Entity's country:
    - i. The price of the Goods quoted EXW (ex-works, ex-factory, exwarehouse, ex-showroom, or off-the-shelf, as applicable);
    - ii. The cost of all customs duties and sales and other taxes already paid or payable;
    - iii. The cost of transportation, insurance, and other costs incidental to delivery of the Goods to their final destination; and
    - iv. The price of other (incidental) services, if any, listed in e.



- b. For Goods offered from abroad:
  - i. Unless otherwise stated in the **BDS**, the price of the Goods shall be quoted delivered duty paid (DDP) with the place of destination in the Philippines as specified in the **BDS**. In quoting the price, the Bidder shall be free to use transportation through carriers registered in any eligible country. Similarly, the Bidder may obtain insurance services from any eligible source country.
  - ii. The price of other (incidental) services, if any, as listed in Section VII (Technical Specifications).

### **13. Bid and Payment Currencies**

- 13.1. For Goods that the Bidder will supply from outside the Philippines, the bid prices may be quoted in the local currency or tradeable currency accepted by the BSP at the discretion of the Bidder. However, for purposes of bid evaluation, Bids denominated in foreign currencies, shall be converted to Philippine currency based on the exchange rate as published in the BSP reference rate bulletin on the day of the bid opening.
- 13.2. Payment of the contract price shall be made in:

#### Philippine Pesos.

#### 14. Bid Security

- 14.1. The Bidder shall submit a Bid Securing Declaration or any form of Bid Security in the amount indicated in the **BDS**, which shall be not less than the percentage of the ABC in accordance with the schedule in the **BDS**.
- 14.2. The Bid and bid security shall be valid until **ONE HUNDRED TWENTY (120) CALENDAR DAYS FROM THE DATE OF THE OPENING OF BIDS**. Any Bid not accompanied by an acceptable bid security shall be rejected by the Procuring Entity as non-responsive.

### **15.** Sealing and Marking of Bids

Each Bidder shall submit one copy of the first and second components of its Bid.

The Procuring Entity may request additional hard copies and/or electronic copies of the Bid. However, failure of the Bidders to comply with the said request shall not be a ground for disqualification.

If the Procuring Entity allows the submission of bids through online submission or any other electronic means, the Bidder shall submit an electronic copy of its Bid, which must be digitally signed. An electronic copy that cannot be opened or is corrupted shall be considered non-responsive and, thus, automatically disqualified.



### **16. Deadline for Submission of Bids**

16.1. The Bidders shall submit on the specified date and time at its physical address as indicated in paragraph 7 of the **IB**.

### **17.** Opening and Preliminary Examination of Bids

17.1. The BAC shall open the Bids in public at the time, on the date, and at the place specified in paragraph 9 of the **IB**. The Bidders' representatives who are present shall sign a register evidencing their attendance. In case videoconferencing, webcasting or other similar technologies will be used, attendance of participants shall likewise be recorded by the BAC Secretariat.

In case the Bids cannot be opened as scheduled due to justifiable reasons, the rescheduling requirements under Section 29 of the 2016 revised IRR of RA No. 9184 shall prevail.

17.2. The preliminary examination of bids shall be governed by Section 30 of the 2016 revised IRR of RA No. 9184.

### **18. Domestic Preference**

18.1. The Procuring Entity will grant a margin of preference for the purpose of comparison of Bids in accordance with Section 43.1.2 of the 2016 revised IRR of RA No. 9184.

### **19. Detailed Evaluation and Comparison of Bids**

- 19.1. The Procuring BAC shall immediately conduct a detailed evaluation of all Bids rated "*passed*," using non-discretionary pass/fail criteria. The BAC shall consider the conditions in the evaluation of Bids under Section 32.2 of the 2016 revised IRR of RA No. 9184.
- 19.2. If the Project allows partial bids, bidders may submit a proposal on any of the lots or items, and evaluation will be undertaken on a per lot or item basis, as the case maybe. In this case, the Bid Security as required by **ITB** Clause 14 shall be submitted for each lot or item separately.
- 19.3. The descriptions of the lots or items shall be indicated in Section VII (Technical Specifications), although the ABCs of these lots or items are indicated in the BDS for purposes of the NFCC computation pursuant to Section 23.4.2.6 of the 2016 revised IRR of RA No. 9184. The NFCC must be sufficient for the total of the ABCs for all the lots or items participated in by the prospective Bidder.
- 19.4. The Project shall be awarded as follows:

One Project having several items grouped into several lots, which shall be awarded as separate contracts per lot.



19.5. Except for bidders submitting a committed Line of Credit from a Universal or Commercial Bank in lieu of its NFCC computation, all Bids must include the NFCC computation pursuant to Section 23.4.1.4 of the 2016 revised IRR of RA No. 9184, which must be sufficient for the total of the ABCs for all the lots or items participated in by the prospective Bidder. For bidders submitting the committed Line of Credit, it must be at least equal to ten percent (10%) of the ABCs for all the lots or items participated in by the prospective Bidder.

### **20.** Post-Qualification

20.2. Within a non-extendible period of five (5) calendar days from receipt by the Bidder of the notice from the BAC that it submitted the Lowest Calculated Bid, the Bidder shall submit its latest income and business tax returns filed and paid through the BIR Electronic Filing and Payment System (eFPS) and other appropriate licenses and permits required by law and stated in the **BDS**.

### **21. Signing of the Contract**

21.1. The documents required in Section 37.2 of the 2016 revised IRR of RA No. 9184 shall form part of the Contract. Additional Contract documents are indicated in the **BDS**.



Section III. Bid Data Sheet



## **Bid Data Sheet**

ITB Clause							
5.3	For this purpose, contracts similar to the Project shall be:						
	a. any contract for the Supply and Delivery of Tuna Handline;						
	b.	<ul><li>b. completed within five (5) years prior to the deadline for the submission and receipt of bids.</li></ul>					
7.1	Subco	ntracting is not allowed	l.				
12	(MAO	rice of the Goods shall b b) of Cajidiocan, Romb DTERMS) for this Proje	<i>lon</i> or the appli		-		
14.1	follow a. Th cas	id security shall be in ving forms and amounts the amount of not less the shier's/manager's check,	: han <i>two percen</i> , bank draft/guar	<i>t</i> (2%) antee o	of ABC, or irrevocal	if bid secu ble letter of	rity is in cash, credit; or
	b. Th	e amount of not less that	n <i>five percent (5</i>		Cash, C Manage	Cashier's/ r's Check,	Surety Bond
	No.	Item/ Description	the Contract (A		or Irre Letter	evocable of Credit the ABC)	(5% of the ABC)
	4	ONE HUNDRED THIRTY-FIVE (135) SETS OF TUNA HANDLINE	Php 243,000.	.00		,860.00	Php 12,150.00
15		Bidder shall submit one onents of its bid.	e (1) original ar	nd thre	e (3) copi	ies of the fi	irst and second
	of its	te the <b>bidder bids for</b> bid for <u>each lot</u> . (Ea s of the first and secon	ich set shall co	mpose	e of one (		
19.3	Lot No.	Item/ Descrip		Unit		the Contra	
	4	ONE HUNDRED THIRTY- OF TUNA HANDLINE	FIVE (135) SETS	lot	1	Php 243,00	0.00
20.2	No ad	lditional requirement					
21.2	No ad	lditional requirement					



# Section IV. General Conditions of Contract



### **1.** Scope of Contract

This Contract shall include all such items, although not specifically mentioned, that can be reasonably inferred as being required for its completion as if such items were expressly mentioned herein. All the provisions of RA No. 9184 and its 2016 revised IRR, including the Generic Procurement Manual, and associated issuances, constitute the primary source for the terms and conditions of the Contract, and thus, applicable in contract implementation. Herein clauses shall serve as the secondary source for the terms and conditions of the Contract.

This is without prejudice to Sections 74.1 and 74.2 of the 2016 revised IRR of RA No. 9184 allowing the GPPB to amend the IRR, which shall be applied to all procurement activities, the advertisement, posting, or invitation of which were issued after the effectivity of the said amendment.

Additional requirements for the completion of this Contract shall be provided in the **Special Conditions of Contract (SCC).** 

### 2. Advance Payment and Terms of Payment

- 2.1. Advance payment of the contract amount is provided under Annex "D" of the revised 2016 IRR of RA No. 9184.
- 2.2. The Procuring Entity is allowed to determine the terms of payment on the partial or staggered delivery of the Goods procured, provided such partial payment shall correspond to the value of the goods delivered and accepted in accordance with prevailing accounting and auditing rules and regulations. The terms of payment are indicated in the **SCC**.

### **3. Performance Security**

Within ten (10) calendar days from receipt of the Notice of Award by the Bidder from the Procuring Entity but in no case later than prior to the signing of the Contract by both parties, the successful Bidder shall furnish the performance security in any of the forms prescribed in Section 39 of the 2016 revised IRR of RA No. 9184.

### 4. Inspection and Tests

The Procuring Entity or its representative shall have the right to inspect and/or to test the Goods to confirm their conformity to the Project specifications at no extra cost to the Procuring Entity in accordance with the Generic Procurement Manual. In addition to tests in the **SCC**, **Section IV** (**Technical Specifications**) shall specify what inspections and/or tests the Procuring Entity requires, and where they are to be conducted. The Procuring Entity shall notify the Supplier in writing, in a timely manner, of the identity of any representatives retained for these purposes.



All reasonable facilities and assistance for the inspection and testing of Goods, including access to drawings and production data, shall be provided by the Supplier to the authorized inspectors at no charge to the Procuring Entity.

### 5. Warranty

- 6.1. In order to assure that manufacturing defects shall be corrected by the Supplier, a warranty shall be required from the Supplier as provided under Section 62.1 of the 2016 revised IRR of RA No. 9184.
- 6.2. The Procuring Entity shall promptly notify the Supplier in writing of any claims arising under this warranty. Upon receipt of such notice, the Supplier shall, repair or replace the defective Goods or parts thereof without cost to the Procuring Entity, pursuant to the Generic Procurement Manual.

### 6. Liability of the Supplier

The Supplier's liability under this Contract shall be as provided by the laws of the Republic of the Philippines.

If the Supplier is a joint venture, all partners to the joint venture shall be jointly and severally liable to the Procuring Entity.



## Section V. Special Conditions of Contract



## **Special Conditions of Contract**

GCC		
Clause		
1	Delivery and Documents –	
	For purposes of the Contract, "EXW," "FOB," "FCA," "CIF," "CIP," "DDP" and other trade terms used to describe the obligations of the parties shall have the meanings assigned to them by the current edition of INCOTERMS published by the International Chamber of Commerce, Paris. The Delivery terms of this Contract shall be as follows:	
	"The delivery terms applicable to this Contract are delivered to <i>Municipal Agriculture Office (MAO) of Cajidiocan, Romblon.</i> Risk and title will pass from the Supplier to the Procuring Entity upon receipt and final acceptance of the Goods at their final destination."	
	Delivery of the Goods shall be made by the Supplier in accordance with the terms specified in Section VI (Schedule of Requirements).	
	Upon delivery of the Goods to the Project Site, the Supplier shall notify the Procuring Entity and present the documentary requirements as per COA rules and regulations to the Procuring Entity:	
	For purposes of this Clause the Procuring Entity's Representative at the Project Site are SAAD Area Coordinators, SAAD Community Development Officers and Provincial Fishery Officer/SAAD Provincial Lead.	
	Delivery will be at the Municipal Agriculture Office (MAO) of Cajidiocan, Romblon. Delivered items are to accepted/ received by the Municipal Agriculturist/ Representative witnessed by the SAAD Area Coordinator assigned in the said municipalities. Delivered items are for inspection of the Regional Inspection Representative, Property Custodian, End-user/ Representative and COA Representative.	
	Incidental Services –	
	<ul> <li>The Supplier is required to provide all of the following services, including additional services, if any, specified in Section VI. Schedule of Requirements: <ul> <li>a. performance or supervision of on-site assembly and/or start-up of the supplied Goods;</li> <li>b. furnishing of tools required for assembly and/or maintenance of the supplied Goods;</li> </ul> </li> </ul>	
	c. furnishing of a detailed operations and maintenance manual for each appropriate unit of the supplied Goods;	
	d. performance or supervision or maintenance and/or repair of the supplied Goods, for a period of time agreed by the parties, provided that this service shall not relieve the Supplier of any warranty obligations under this Contract; and	
	e. training of the Procuring Entity's personnel, at the Supplier's plant and/or on-site, in assembly, start-up, operation, maintenance, and/or repair of the supplied Goods.	

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The Contract price for the Goods sha Supplier for incidental services and shall to other parties by the Supplier for simil	not exceed the prevailing rates charged
Spare Parts –	
The Supplier is required to provide all o and information pertaining to spare pa Supplier:	
a. such spare parts as the Procuring E Supplier, provided that this election s warranty obligations under this Contract	shall not relieve the Supplier of any
The spare parts and other componen (Schedule of Requirements) and the co price.	1
The Supplier shall carry sufficient inv consumable spare parts or components f (1) year after the delivery.	
Spare parts or components shall be supp case, within two (2) months of placing t	
Packaging –	
The Supplier shall provide such packagin their damage or deterioration during indicated in this Contract. The packa without limitation, rough handling du temperatures, salt and precipitation durin case size and weights shall take into remoteness of the Goods' final destinat facilities at all points in transit.	transit to their final destination, as aging shall be sufficient to withstand, ring transit and exposure to extreme ng transit, and open storage. Packaging consideration, where appropriate, the
The packaging, marking, and document shall comply strictly with such special provided for in the Contract, including and below, and in any subsequent instruction	al requirements as shall be expressly dditional requirements, if any, specified
The outer packaging must be clearly man	ked on at least four (4) sides as follows:
Name of the Procuring Entity Name of the Supplier Contract Description Final Destination Gross weight Any special lifting instructions	

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	Any special handling instructions Any relevant HAZCHEM classifications
	A packaging list identifying the contents and quantities of the package is to be placed on an accessible point of the outer packaging if practical. If not practical the packaging list is to be placed inside the outer packaging but outside the secondary packaging.
	Transportation –
	Where the Supplier is required under Contract to deliver the Goods CIF, CIP, or DDP, transport of the Goods to the port of destination or such other named place of destination in the Philippines, as shall be specified in this Contract, shall be arranged and paid for by the Supplier, and the cost thereof shall be included in the Contract Price.
	Where the Supplier is required under this Contract to transport the Goods to a specified place of destination within the Philippines, defined as the Project Site, transport to such place of destination in the Philippines, including insurance and storage, as shall be specified in this Contract, shall be arranged by the Supplier, and related costs shall be included in the contract price.
	Where the Supplier is required under Contract to deliver the Goods CIF, CIP or DDP, Goods are to be transported on carriers of Philippine registry. In the event that no carrier of Philippine registry is available, Goods may be shipped by a carrier which is not of Philippine registry provided that the Supplier obtains and presents to the Procuring Entity certification to this effect from the nearest Philippine registry are available but their schedule delays the Supplier in its performance of this Contract the period from when the Goods were first ready for shipment and the actual date of shipment the period of delay will be considered force majeure.
	The Procuring Entity accepts no liability for the damage of Goods during transit other than those prescribed by INCOTERMS for DDP deliveries. In the case of Goods supplied from within the Philippines or supplied by domestic Suppliers risk and title will not be deemed to have passed to the Procuring Entity until their receipt and final acceptance at the final destination.
	<b>Intellectual Property Rights</b> – The Supplier shall indemnify the Procuring Entity against all third-party claims of infringement of patent, trademark, or industrial design rights arising from use of the Goods or any part thereof.
2.2	"The terms of payment shall be as follows: No payment for incomplete deliveries."
4	The inspections and tests will be conducted by the designated delivery inspector in accordance with the existing laws.



## Section VI. Schedule of Requirements

The delivery schedule expressed as weeks/months stipulates hereafter a delivery date which is the date of delivery to the project site.

Lot No.	Description	Qty.	Total	Delivered, Weeks/Months
4	TUNA HANDLINE	135 sets	135 sets	Within 60 days upon receipt of
	The set must include the following:			Notice to Proceed
	1 kilogram, monofilament 110 mm (90lbs)			
	1 piece, wood real spool 3 x12 "			
	1/2 kilogram, lead sinker (xx)			
	2 pieces, stainless swivel # 5/0			
	10 pieces, stainless chicago hook # 13			
	Place the complete accessories of one set of tuna handline in a bag/sack, with printed SAAD BFAR MIMAROPA marking and logo.			
	Deliver to the Municipal Agriculture Office (MAO) of <i>Cajidiocan, Romblon</i>			



# Section VII. Technical Specifications



### **Technical Specifications**

Specification	Statement of Compliance
	[Bidders must state here either "Comply" or "Not Comply" against each of the individual parameters of each Specification stating the corresponding performance parameter of the equipment offered. Statements of "Comply" or "Not Comply" must be supported by evidence in a Bidders Bid and cross-referenced to that evidence. Evidence shall be in the form of manufacturer's un-amended sales literature, unconditional statements of specification and compliance issued by the manufacturer, samples, independent test data etc., as appropriate. A statement that is not supported by evidence or is subsequently found to be contradicted by the evidence presented will render the Bid under evaluation liable for rejection. A statement either in the Bidder's statement of compliance or the supporting evidence that is found to be false either during Bid evaluation, post-qualification or the execution of the Contract may be regarded as fraudulent and render the Bidder or supplier liable for prosecution subject to the applicable laws and issuances.]
TUNA HANDLINE	
The set must include the following:	
1 kilogram, monofilament 110 mm (90lbs) 1 piece, wood real spool 3 x12 " 1/2 kilogram, lead sinker (xx) 2 pieces, stainless swivel # 5/0 10 pieces, stainless chicago hook # 13	
	TUNA HANDLINE         The set must include the following:         1 kilogram, monofilament 110 mm (90lbs)         1 piece, wood real spool 3 x12 "         1/2 kilogram, lead sinker (xx)         2 pieces, stainless swivel # 5/0



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Place the complete accessories of one set of tuna handline in a bag/sack, with printed SAAD BFAR MIMAROPA marking and logo.

Deliver to the Municipal Agriculture Office (MAO) of *Cajidiocan, Romblon* 

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## Section VIII. Checklist of Technical and Financial Documents



### **Checklist of Technical and Financial Documents**

### I. TECHNICAL COMPONENT ENVELOPE

Class "A" Documents

#### Legal Documents

 □ (a) Valid PhilGEPS Registration Certificate (Platinum Membership) (all pages) in accordance with Section 8.5.2 of the IRR;

### **Technical Documents**

- □ (b) Statement of the prospective bidder of all its ongoing government and private contracts, including contracts awarded but not yet started, if any, whether similar or not similar in nature and complexity to the contract to be bid; and
- □ (c) Statement of the bidder's Single Largest Completed Contract (SLCC) similar to the contract to be bid, except under conditions provided for in Sections 23.4.1.3 and 23.4.2.4 of the 2016 revised IRR of RA No. 9184, within the relevant period as provided in the Bidding Documents; and
- □ (d) Original copy of Bid Security. If in the form of a Surety Bond, submit also a certification issued by the Insurance Commission <u>or</u> Original copy of Notarized Bid Securing Declaration; <u>and</u>
- □ (e) Conformity with the Technical Specifications, which may include production/delivery schedule, manpower requirements, and/or after-sales/parts, if applicable; **and**
- □ (f) Original duly signed Omnibus Sworn Statement (OSS) and if applicable, Original Notarized Secretary's Certificate in case of a corporation, partnership, or cooperative; or Original Special Power of Attorney of all members of the joint venture giving full power and authority to its officer to sign the OSS and do acts to represent the Bidder.

### Financial Documents

□ (g) The prospective bidder's computation of Net Financial Contracting Capacity (NFCC) <u>or</u> A committed Line of Credit from a Universal or Commercial Bank in lieu of its NFCC computation.

### Class "B" Documents

 $\Box$  (h) If applicable, a duly signed joint venture agreement (JVA) in case the joint venture is already in existence <u>or</u> duly notarized statements from 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.

### **II. FINANCIAL COMPONENT ENVELOPE**

- $\Box$  (i) Original of duly signed and accomplished Financial Bid Form; **and**
- $\Box$  (j) Original of duly signed and accomplished Price Schedule(s).

#### Other documentary requirements under RA No. 9184 (as applicable)

- (k) [For foreign bidders claiming by reason of their country's extension of reciprocal rights to Filipinos] Certification from the relevant government office of their country stating that Filipinos are allowed to participate in government procurement activities for the same item or product.
- $\Box$  (1) Certification from the DTI if the Bidder claims preference as a Domestic

### **IMPORTANT REMINDERS**

The above checklist is in conformity with the requirements of the bid project; the provisions of the Philippine Bidding Documents; and Republic Act No. 9184 or the Government Procurement Reform Act and its 2016 Implementing Rules and Regulations (IRR).

- ✓ The bidders are encouraged to consult this checklist in the preparation of their Bid Envelopes. However, this is <u>BY NO MEANS EXCLUSIVE</u>. Bidders must still familiarize themselves and abide with other bid requirements not otherwise included in the checklist such as, but not limited to those in the TOR, Bid Bulletins, Pertinent GPPB guidelines, rules, etc.
- ✓ Bidders are highly encouraged to consult GPPB Circular No. 04-2020 dated 16 September 2020 for the required forms to be submitted and the mandatory provisions of each form, which may be accessed through this link: https://www.appb.gov.ph/issuances/Circulars/GPPB%20Circular%20No.%2004-2020.pdf
- ✓ In case of conflict between the checklist provided herein and the provisions of the bidding documents, the latter shall prevail. In case of conflict between the bidding documents and RA 9184 and its IRR, the latter shall prevail.
- ✓ All documents shall be current and updated and any missing document in the abovementioned Checklist is a ground for outright rejection of the bid.
- ✓ All pages of the documents shall be signed / initialed by the bidder or by his / her authorized representative.
- ✓ To facilitate the evaluation of the bids, bidders are advised to follow the arrangement in the above-mentioned checklist when placed in an Envelope, with documents tabbed and labeled according to the Dog-Ear Code.
- ✓ Bidders are likewise advised to properly place the documents in folders (fastened or bound) before placing the same in the required envelopes to avoid misplacing or disorganizing the documents.

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