



PHILIPPINE MARINE CORPS
OFFICE OF THE PMC BIDS AND AWARDS COMMITTEE
Marine Barracks Rudiardo Brown, Fort Bonifacio, Taguig City

26 April 2022

Supplemental/Bid Bulletin No.1

Supply and Delivery of Parts for the Repair and Maintenance of KM Trucks Lot-1 Spare Parts
with an ABC of **Eleven Million Five Hundred Eighty-Four Thousand Eight Hundred Seventy-Eight Pesos and 77/100**
(Php11,584,878.77)

This Supplemental/Bid Bulletin is issued to inform prospective bidders the modifications/amendments that shall form part of the bidding documents for the project: **Supply and Delivery of Parts for the Repair and Maintenance of KM Trucks Lot-1 Spare Parts (GMRS-PMCBAC-2022-01)**.to wit:

A. Answer To Queries

HYUNDAI CORPORATION

	QUERY	ANSWER
1	<p>BDS CLAUSE 12 - BID PRICES / SCC CLAUSE 1 — SCOPE OF CONTRACT</p> <p>CONCERN: DDP DELIVERY TERM</p> <p>REQUEST Nr 1: This procurement is requested to be executed as DAP due to our position as 100% foreign supplier.</p> <p>REQUEST Nr 2: The ABC for this project includes duties and taxes with corresponding quantity in which based on our computation the quantity will be affected if you will pursue a DDP mode of procurement though our position is still via DAP with regards to above mentioned query/request #1.</p>	<p>Request is denied, under Section 15 of the General Provisions of the General Appropriations Act of 2022, importation of spare parts is not one of those items where taxes and duties are deemed automatically appropriated. Hence, DAP as delivery term cannot be considered.</p>

2	<p>SCC CLAUSE 20.2 — POST QUALIFICATION</p> <p>CONCERN: POST-QUALIFICATION DOCUMENTS REQUEST: The specified documents to be submitted are applicable only for local suppliers/bidders, may we request your good office to accept the equivalent document of the Foreign Supplier/Bidder for the PQ requirements stated on SCC clause 20.2 on the bidding documents since Hyundai Corporation is a purely foreign supplier.</p>	<p>Request is granted, The proponent may submit equivalent documents. An SBB will be issued accordingly.</p>
3	<p>SCC CLAUSE 1 - SCOPE OF CONTRACT</p> <p>CONCERN: Other Terms and Conditions — Goods should be manufactured within One (1) year on the date of the delivery. QUESTION: In lieu of the above provision, may we submit a Certification that the goods / spare parts to be delivered are newly manufactured / brand new.</p>	<p>Request is denied, Goods to be delivered should be manufactured within one (1) year on the date of delivery to ensure that the same are recently manufactured.</p>
4	<p>SECTION V- SPECIAL CONDITIONS OF CONTRACT CONCERN: SCC Clause 1- FOR GOODS SUPPLIED FROM ABROAD REQUEST: Please specify the procuring entity office and kindly delete the word insurance company on the TOR/Bidding docs since this is not applicable on the said project.</p>	<p>Request is denied, The procuring entity's office is already stated in the bidding document, i.e., PMC - Marine Barracks Rudiardo Brown, Taguig City. Likewise, the notification to the insurance company is a standard requirement in all PN and PMC projects if goods are sourced abroad.</p>
5	<p>SECTION VI — SCHEDULE OF REQUIREMENTS</p> <p>CONCERN: Delivery: 210 calendar days upon receipt of the Notice To Proceed. REQUEST: May we request the delivery period to be 210 calendar days from the Receipt of NTP or Opening of Letter (L/C) whichever comes later considering the LC opening process duration and commencement on the manufacturing of goods recognized by the international practice is the LC opening date.</p>	<p>Request is denied, The reckoning period for contract implementation is upon the issuance of NTP. Government contracts are regarded as special contracts due to the particular and specific requirements as to forms and solemnities that need be complied with prior to its execution. Section 37 of the revised Implementing Rules and Regulations (IRR) of Republic Act No. 9184 provides that the award of contract is subject to compliance with the conditions enumerated therein, such as the issuance of the Notice to Proceed. Hence, the bidder must still comply with</p>

		<p>all the requirements provided for under the law and the rules for it to be legally enforceable (NPM 087-2013).</p> <p>The above provision is mandatory in nature. The opening of LC as the reckoning period as the case may be for the commencement of the contract is not sanctioned by RA 9184, it is upon issuance of NTP.</p>
6	<p>SUBMISSION AND OPENING OF BID ENVELOPES (SOBE)</p> <p>QUESTION: May we request for the extension of SOBE to be extended from May 04, 2022 to May 31, 2022 to give us ample time in preparation of necessary documentation that requires to be authenticated, apostilled and notarize from the country of origin (South Korea).</p>	<p>Request is denied, Section 29 of RA 9184 and its RIRR only allows the rescheduling or postponement of the Bid Opening due to justifiable reasons. The mode of procurement is through public bidding. To grant the request based on the ground cited will result to partiality and suspicion of favoritism.</p>

B. Amendment of the Bidding Documents

FROM	TO
Section III. Bid Data Sheet	
<p>ITB Clause 20.2</p> <p>Post Qualification: The bidder with the Lowest/Single Calculated Bid shall submit to the PMCBAC Secretariat the following documentary requirements within a non-extendible period of Five (5) calendar days from receipt of verbal or written notice of Post Qualification Inspection from the BAC:</p> <p>(a) Latest income and business tax returns filed and paid through the BIR Electronic Filing and Payment System (eFPS). The latest income and business tax returns are those within the last six (6) months preceding the date of bid submission (including copy of VAT returns and corresponding payments for the last six (6) months); and</p> <p>(b) Certificate of PhilGEPS Registration (Platinum Membership), in case the bidder opted to submit their Class "A" Eligibility</p>	<p>ITB Clause 20.2</p> <p>Post Qualification: The bidder with the Lowest/Single Calculated Bid shall submit to the PMCBAC Secretariat the following documentary requirements within a non-extendible period of Five (5) calendar days from receipt of verbal or written notice of Post Qualification Inspection from the BAC:</p> <p>(a) Latest income and business tax returns filed and paid through the BIR Electronic Filing and Payment System (eFPS). The latest income and business tax returns are those within the last six (6) months preceding the date of bid submission (including copy of VAT returns and corresponding payments for the last six (6) months); and</p> <p>(b) Certificate of PhilGEPS Registration (Platinum Membership), in case the bidder opted to submit their Class</p>

Documents required to be uploaded and maintained current and updated in the PhilGEPS pursuant to Section 8.5.2 of the IRR of RA 9184. (GPPB Circular No. 07-2017 dated 31 July 2017)

Note:

- The following documents (Original Signed Certified True Copy) shall be submitted during Post-Qualification Inspection:
 - A) General Information Sheet of the Company/Company Profile
 - B) Updated Philgeps Platinum Certificate
 - C) Updated SEC / DTI Certificate
 - D) Updated Mayors Permit
 - E) Updated Tax Clearance Certificate
 - F) Updated Audited Financial Statement
 - G) Latest Income and Business Tax Returns
 - H) The Notice of Award (NOA), Notice to Proceed (NTP), Technical Inspection and Acceptance Committee (TIAC) Report or Certificate of Final Acceptance for the Government Contracts or end user's acceptance or official receipt(s) or sales invoice for Private Contracts for the submitted Statement of Single Largest Completed Contract.

(c) In case of foreign bidders, the eligibility requirements or statements, the bids, and all other documents to be submitted to the BAC must be in English. If the eligibility requirements or statements, the bids, and all other documents submitted to the BAC are in foreign language other than English, it must be accompanied by a translation of the documents in English. The documents shall be translated by the relevant foreign government agency, the foreign government agency authorized to translate documents, or a registered translator in the foreign bidder's country; and 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.

"A" Eligibility Documents required to be uploaded and maintained current and updated in the PhilGEPS pursuant to Section 8.5.2 of the IRR of RA 9184. (GPPB Circular No. 07-2017 dated 31 July 2017)

Note:

- The following documents (Original Signed Certified True Copy) shall be submitted during Post-Qualification Inspection:
 - A) General Information Sheet of the Company/Company Profile
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 - G) Latest Income and Business Tax Returns
 - H) The Notice of Award (NOA), Notice to Proceed (NTP), Technical Inspection and Acceptance Committee (TIAC) Report or Certificate of Final Acceptance for the Government Contracts or end user's acceptance or official receipt(s) or sales invoice for Private Contracts for the submitted Statement of Single Largest Completed Contract.

(c) In lieu of the above documents, foreign bidders may submit equivalent documents. In case of foreign bidders, the eligibility requirements or statements, the bids, and all other documents to be submitted to the BAC must be in English. If the eligibility requirements or statements, the bids, and all other documents submitted to the BAC are in foreign language other than English, it must be accompanied by a translation of the documents in English. The documents shall be translated by the relevant foreign government agency, the foreign government agency authorized to translate documents, or a registered translator in the foreign bidder's country; and 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.

SECTION VIII. Checklist of Technical and Financial Documents

Technical Documents (c)

(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.

(The bidder must submit a statement of a single, largest completed contract that is similar to the contract to be bid and whose value, adjusted to current prices using the consumer price indices of the NSO available at the G-EPS website, of **at least 50%** of the ABC undertaken for the past Five (5) years prior to the deadline of the submission and receipt of bids.

For this purpose, similar contracts shall refer to Supply and Delivery of Parts for Repair and Maintenance of KM Trucks or other heavy military vehicle.

The statement should be supported with Notice of Award (NOA), Notice to Proceed (NTP), Technical Inspection and Acceptance Committee (TIAC) Report or Certificate of Final Acceptance Report or equivalent in the Private Sector and Customer Satisfaction Assessment with a rating expressing at least very satisfactory performance issued by the company for all the contracts the bidder have submitted to comprise the largest similar contracts with an aggregate amount equivalent to at least 50% of the total ABC.

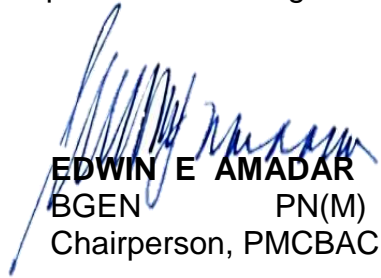
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For this purpose, similar contracts shall refer to Supply and Delivery of Parts for Repair and Maintenance of KM Trucks or other heavy military vehicle.

This Supplemental/Bid Bulletin Nr.1 shall be considered an integral part of the Bidding Documents.



EDWIN E AMADAR
BGEN PN(M)
Chairperson, PMCBAC