



Bid Bulletin No. 3
November 25, 2020

Public Bidding No. 20-043-10

**SUPPLY AND DELIVERY OF GRENADE LAUNCHER CARTRIDGE 40MM, HIGH
EXPLOSIVE DUAL PURPOSE-LOW VELOCITY (HEDP-LV)
FOR THE PHILIPPINE NATIONAL POLICE (PNP)**

Issued pursuant to Sec. 22.5 of the IRR of R.A. 9184 to clarify and/or amend certain provisions in the Bidding Documents issued for this project, considering the issues raised and clarifications made by prospective bidders during the Pre-Bid Conference held on **3 November 2020**, likewise, respond to bidders' written queries received within the prescriptive period for filing.

A. AMENDMENTS/INCLUSIONS

I. SECTION V. SPECIAL CONDITIONS OF CONTRACT

<u>AMENDMENTS/INCLUSION</u>	<u>BASES FOR AMENDMENT/INCLUSION</u>
Clause 10.5 Page 67 xxx Payment using LC is not allowed. xxx	To clarify that payment using Letter of Credit (LC), in accordance with the Guidelines issued by the GPPB, is allowed. For this purpose, the amount of provisional sum is indicated in the SCC. All charges for the opening of the LC and/or incidental expenses thereto shall be for the account of the Supplier.
Clause 16.1 Page 67 xxx The inspections and tests that will be conducted shall be in accordance with Section VII. Technical Specifications. <u>A Pre-Delivery Inspection (PDI) shall be conducted at the country of origin for the project – at no cost to the Procuring Entity – which shall be composed of a maximum of six (6) persons from the PNP (to include the Head of Mission).</u> xxx	To amend the provision and to include Pre-Delivery Inspection (PDI). PDI shall be conducted at no cost to the End User Agency and the Procuring Entity at the country of origin.

II. SECTION VI. SCHEDULE OF REQUIREMENTS

<u>AMENDMENTS/INCLUSION</u>	BASES FOR AMENDMENT/INCLUSION
Delivery Period xxx Within One Hundred Twenty (120) One Hundred Eighty (180) Calendar Days from the effective date indicated in the Notice to Proceed (NTP) xxx	To amend the Delivery Period to give ample time to the winning bidder to deliver the items. Please refer and use Appendix "1" prescribed Conformity with the Delivery Schedule Form.

III. SECTION VIII. BID FORMS

<u>AMENDMENTS/INCLUSION</u>	BASES FOR AMENDMENT/INCLUSION
Page 75-76 Bid Form xxx <u>For Goods Offered From Abroad</u> xxx xxx <u>For Goods Offered From Within the Philippines</u> xxx	To include the Schedule of Prices in the Financial Bid Form. Please refer and use Appendix "2" for the prescribed Financial Bid Form and Schedule of Requirements.

B. CLARIFICATIONS

The Department of Budget and Management – Procurement Service – Bids and Awards Committee 10 hereby clarifies bidders' concerns and queries.

ITEM	ISSUE / REQUEST	CLARIFICATION / RESOLUTION
FLORO INTERNATIONAL CORP¹		
1	The reciprocal rights of the Philippine citizens, corporations, or associations to offer the same or similar items (being bided) to the country of a foreign manufacturer. We would like to request that the certification to be issued by the Philippine Consulate in the foreign manufacturer's country be submitted during the post	The Bidding Documents Section II. Instructions to Bidders Clause 12.1 (b) (iv) provides: "For foreign bidders claiming eligibility by reason of their country's extension of reciprocal rights to Filipinos, a certification from the relevant

¹ Letter received on 4 November 2020 through email.



	<p>qualification period instead of the bid opening. This issuance of the certification will require more time than the time allowed.</p>	<p>government office of their country stating that Filipinos are allowed to participate in their government procurement activities for the same item or product.”</p> <p>Wherefore, considering that the first envelope shall contain the following eligibility and technical documents, the reciprocal rights shall be submitted during the conduct of Opening of Bids.</p> <p>In addition, please be guided of the GPPB Resolution No. 018-2005 or the Approving and Adopting the Guidelines in the Determination of Eligibility of Foreign Suppliers, Contractors and Consultants to Participate in Government Procurement Projects.</p>
2	<p>We would like to request that a confirmed irrevocable letter of credit be allowed as payment to a foreign supplier subject to the usual terms and conditions utilized for similar foreign procurement.</p>	<p>The Procurement Service may cause the issuance of a Letter of Credit in favor of a local or foreign supplier: Provided, that no payment on the letter of credit shall be made until delivery and acceptance of the goods as certified by the Committee on Inspection and Acceptance in accordance with the delivery schedule provided for in the contract. Provided, further, that the cost for the opening of letter of credit shall be for the account of the local or foreign supplier. (Section 42.6, RIRR or RA No. 9184).</p> <p>Please see amendment part of the Bid Bulletin.</p>

3	<p>The delivery period.</p> <p>Request to amend the delivery period to read as:</p> <p>Within One Hundred Twenty (120) Calendar Days from the effective date indicated in the Notice To Proceed (NTP) provided a confirmed, irrevocable Letter of Credit (L/C) is opened, the PDI inspection in Singapore has been conducted by the PNP Test and Acceptance Team and the required documents, End User Certificate (EUC), Authority to Import and other necessary documents was issued.</p>	<p>Please see amendment part of the Bid Bulletin.</p>
4	<p>Test and Acceptance of Ammunition:</p> <p>We understand that due to the COVID-19 pandemic there has been no decision on where to conduct the test and acceptance (T&A) of the ammunition. May we know if the BAC has made a decision on whether to conduct the Test and Acceptance in the country of manufacturer (the Pre-Delivery Inspection and Acceptance) or to conduct the Test and Acceptance in the Philippines?</p> <p>Either the Pre-Delivery Inspection and Acceptance (PDIA) or the Test and Acceptance (T&A) have certain requirements that are completely different.</p>	<p>Please refer to amendment part of the Bid Bulletin.</p> <p>The End User Agency hereby clarify that the TIAC members who will conduct the Pre-Delivery Inspection (PDI) must undergo RT-PCR Test (Swab Test) and Pneumonia Vaccine.</p> <p>All necessary equipment and incidental expenses shall be shouldered by the winning bidder/supplier.</p> <p>The functional test and evaluation requirements on the PDI is using the PNP MC No. 2015-034 entitled: Parameters in the conduct of Test and Evaluation for Cartridge, 40mm Low Velocity (LV) and High Velocity (HV) high Explosive Dual Purpose (HEDP) during Post Qualification and Acceptance.</p>
PREBID CONFERENCE²		
5	<p>Clarification from Armscor if submission of sample during the conduct of Post Qualification will be required.</p>	<p>The Bids and Awards Committee hereby clarify that due to COVID-19 Pandemic and to achieve the success of this procurement. The Directorate considered the proposal to allow the request of the supplier/proponent to only submit brochure/technical data during post</p>

² Clarification that transpired during the Pre-Bid Conference



		qualification test. Submission of sample will not be required. However, the bidder must provide brochures, technical data sheet or documents that in support for the compliance with the Technical Specification.
6	Clarification on the place of the Test and Acceptance of the item. If Pre-Delivery Inspection to the country of origin will be required.	Please refer to Item no. 4 of the Clarification part.
7	Clarification if SEC Certificate will be required during the Post Qualification.	SEC Certificate or equivalent document (<i>for Foreign Bidder</i>) is required as part of the eligibility requirement during the conduct of Opening of Bids.
8	Request for amendment on the Schedule of Requirements, Delivery Period.	Please refer to Amendment part of the Bid Bulletin.

All provisions of the bidding document that are affected by newly issued bidding documents template s are deemed modified / amended / revised.

By Rules, all other related provisions in the Bidding Documents correspondingly affected by these amendments are likewise deemed amended to conform to this Bid Bulletin.

Amendments made herein shall be considered an integral part of the Bidding Documents.

ENGR. JAIME M. NAVARRETE, JR.
Chairperson, Bids and Awards Committee 10

Appendix "1"

Schedule of Requirements

Lot No.	Quantity	Item/Description	Delivery period
1	9,504 rounds	CARTRIDGE 40MM, HEDP-LV	Within One Hundred Eighty (180) Calendar Days from the effective date indicated in the Notice to Proceed (NTP)

I hereby commit to comply and deliver all the above requirements in accordance with the above stated schedule.

Name of Company

Signature Over Printed Name of
Authorized Representative

Date



Appendix "2"

Bid Form

Date: _____
Invitation to Bid N^o: _____

To: *The DBM-PS BAC 10 Chairperson*
Procurement Service
PS Complex, RR Road
Cristobal St., Paco, Manila

Gentlemen and/or Ladies:

Having examined the Bidding Documents including Bid Bulletin Numbers [____], the receipt of which is hereby duly acknowledged, we, the undersigned, offer to *Supply and Delivery of Grenade Launcher Cartridge 40mm, High Explosive Dual Purpose-Low Velocity (HEDP-LV) for the Philippine National Police (PNP)*, in conformity with the said Bidding Documents.

Lot No.	Qty/Unit	ITEMS/ DESCRIPTION	UNIT PRICE	TOTAL PRICE
1	9,504rounds	CARTRIDGE 40MM, HEDP-LV		

TOTAL PRICE IN WORDS:

Lot 1 _____

We undertake, if our Bid is accepted, to deliver the goods in accordance with the delivery schedule specified in the Schedule of Requirements.

If our Bid is accepted, we undertake to provide a performance security in the form, amounts, and within the times specified in the Bidding Documents.

We agree to abide by this Bid for the Bid Validity Period specified in **BDS** provision for **ITB** Clause **Error! Reference source not found.** and it shall remain binding upon us and may be accepted at any time before the expiration of that period.

Until a formal Contract is prepared and executed, this Bid, together with your written acceptance thereof and your Notice of Award, shall be binding upon us.

We understand that you are not bound to accept the Lowest Calculated Bid or any Bid you may receive.

We certify/confirm that we comply with the eligibility requirements as per **ITB Clause Error! Reference source not found.** of the Bidding Documents.

We likewise certify/confirm that the undersigned, *[for sole proprietorships, insert: as the owner and sole proprietor or authorized representative of Name of Bidder has the full power and authority to participate, submit the bid, and to sign and execute the ensuing contract, on the latter's behalf for the Supply and Delivery of Grenade Launcher Cartridge 40mm, High Explosive Dual Purpose-Low Velocity (HEDP-LV) for the Philippine National Police (PNP).*

Or;

[for partnerships, corporations, cooperatives, or joint ventures, insert: is granted full power and authority by the Name of Bidder, to participate, submit the bid, and to sign and execute the ensuing contract on the latter's behalf for Supply and Delivery of Grenade Launcher Cartridge 40mm, High Explosive Dual Purpose-Low Velocity (HEDP-LV) for the Philippine National Police (PNP).

We acknowledge that failure to sign each and every page of this Bid Form, including the attached Schedule of Prices, shall be a ground for the rejection of our bid.

Dated this _____ day of _____ 20_____.

[signature]

[in the capacity of]

Duly authorized to sign Bid for and on behalf of ____



For Goods Offered From Abroad

Name of Bidder _____, Invitation to Bid Number _____. Page ____ of _____.

1	2	3	4	5	6	7	8	9
Item	Description	Country of origin	Quantity	Unit price CIF port of entry (specify port) or CIP named place (specify border point or place of destination)	Total CIF or CIP price per item (col. 4 x 5)	Unit Price Delivered Duty Unpaid (DDU)	Unit price Delivered Duty Paid (DDP)	Total Price delivered DDP (col 4 x 8)

[signature]

[in the capacity of]

Duly authorized to sign Bid for and on behalf of _____

For Goods Offered From Within the Philippines

Name of Bidder _____, Invitation to Bid Number __, Page of ____.

1	2	3	4	5	6	7	8	9	10
Item	Description	Country of origin	Quantity	Unit price EXW per item	Transportation and Insurance and all other costs incidental to delivery, per item	Sales and other taxes payable if Contract is awarded, per item	Cost of Incidental Services, if applicable, per item	Total Price, per unit (col 5+6+7+8)	Total Price delivered Final Destination (col 9) x (col 4)

[signature]

[in the capacity of]

Duly authorized to sign Bid for and on behalf of _____