



Republic of the Philippines
Department of Budget and Management
PROCUREMENT SERVICE
BIDS AND AWARDS COMMITTEE



RESOLUTION NO. BAC7-2019-06-01

RESOLUTION DECLARING THE RESULTS OF CONTRACT NEGOTIATIONS AND AWARD OF CONTRACT FOR PACKAGE CP03: ROLLING STOCK FOR THE NORTH-SOUTH COMMUTER RAILWAY (NSCR) PROJECT (MALOLOS-TUTUBAN) TO JAPAN TRANSPORT ENGINEERING COMPANY AND SUMITOMO CORPORATION JOINT VENTURE (J-TREC & SC JV)

WHEREAS, the Technical Bid Evaluation for the North-South Commuter Railway (NSCR) Project (Malolos-Tutuban) – Package CP03: Rolling Stock was concluded through the Bids and Awards Committee VII's (BAC VII's) Resolution No. 2019-03-05 and the concurrence letter of Japan International Cooperation Agency (JICA) dated 30 April 2019;

WHEREAS, upon conclusion of the Technical Bid Evaluation, BAC VII proceeded with the Opening and Evaluation of Price Bid. As a result, the Financial Bid Evaluation Report for the NSCR Project (Malolos-Tutuban) – Package CP03: Rolling Stock was concluded through BAC VII's Resolution No. 2019-05-04. In said Resolution, BAC VII recommended to declare the Price Bid of Japan Transport Engineering Company and Sumitomo Corporation Joint Venture (J-TREC & SC JV), also referred to as "the Bidder", as "Substantially Responsive";

WHEREAS, on 16 May 2019, BAC VII transmitted its Resolution No. 2019-05-04 to the Department of Transportation (DOTr) and recommended to the latter the submission of the results of the Price Bid Evaluation results to JICA for its concurrence;

WHEREAS, through a letter dated 03 June 2019, JICA concurred the Financial Bid Evaluation Report with instruction to proceed with Contract Negotiation with the Bidder and to clarify with the Bidder during Contract Negotiations the following:

- a. In computing for the Japanese Content Ratio (JCR)/Special Terms for Economic Partnership (STEP) Requirements, Value-Added Tax (VAT) must be included in the Total Contract Amount; and
- b. To require the Bidder to submit a duly signed copy of the form provided by JICA on "Declaration on Conflict of Interest".

A copy of JICA's concurrence letter is herein attached as Annex "A";

WHEREAS, BAC VII, together with DOTr, Philippine National Railways (PNR), and NSTren Consortium (NSTren) (the General Consultant for this Project), held a series of Contract Negotiations on 07, 14 and 25 June 2019. JICA's clarification requirements for the Bidder were addressed during said negotiations. A copy of the Minutes of Contract Negotiations and its attachments are herein attached as Annex "B";

WHEREAS, as a result of the Contract Negotiations, the Price Bid has been reduced by One Hundred Four Million Japanese Yen (JPY 104,000,000). Thus, subject to the approval of DOTr and JICA, the Accepted Contract Amount shall be as follows:

Description	Amount	
	Local Currency(PHP)	Foreign Currency (JPY)
Price Schedules 1.1 through 1.6 (including the cost reduction)	451,982,000	23,751,553,000
Provisional Sums	287,500,000	85,000,000
Accepted Contract Amount (With Provisional Sum, Without VAT)	739,482,000	23,836,553,000

NOW THEREFORE, for and in consideration of the foregoing premises, We, the members of BAC VII hereby RESOLVE, as it hereby RESOLVED:

1. To declare **JAPAN TRANSPORT ENGINEERING COMPANY AND SUMITOMO CORPORATION JOINT VENTURE (J-TREC & SC JV)** as the Single Evaluated Substantially Responsive Bidder; and



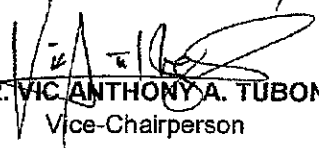
2. To recommend to the Head of the Procuring Entity, **UNDERSECRETARY REINIER PAUL R. YEBRA**, the award of contract for the **NORTH-SOUTH COMMUTER RAILWAY (NSCR) PROJECT (MALOLOS-TUTUBAN) – PACKAGE CP03: ROLLING STOCK** to **JAPAN TRANSPORT ENGINEERING COMPANY AND SUMITOMO CORPORATION JOINT VENTURE (J-TREC & SC JV)** in the amount of Seven Hundred Thirty-Nine Million Four Hundred Eighty-Two Thousand Philippine Pesos (PHP 739,482,000) [without VAT] and Twenty-Three Billion Eight Hundred Thirty-Six Million Five Hundred Fifty-Three Thousand Japanese Yen (JPY 23,836,553,000), inclusive of Provisional Sums. All duties and related fiscal charges as stated in Bid Data Sheet (BDS) ITB 18.7 shall be assumed by the Employer.

RESOLVED, at the PS Complex, R.R. Road, Cristobal Street, Paco, Manila this 28th day of June 2019.


MS. MA. JENNIFER R. JIMENEZ
Provisional Member



ATTY. DIVINA GRACIA A. BACAL
Regular Member


USEC. TIMOTHY JOHN R. BATAN
Ad Hoc Member


MR. VIC ANTHONY A. TUBON
Vice-Chairperson


ROSALINDA V. DAPITO
Chairperson

Approved By:


REINIER PAUL R. YEBRA
Undersecretary, Department of Transportation
Head of the Procuring Entity
Date: _____