

	discussion of the general requirements for government procurement.
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DISCUSSION

I. BID DOCUMENTS	
INVITATION TO BID	NO QUESTIONS FROM THE PROSPECTIVE BIDDERS
INSTRUCITION TO BIDDERS	<p>ITB Clause 5.2 Page 13</p> <p>xxx</p> <p>Foreign bidders may be eligible to participate when any of the following circumstances exist, as specified in the BDS:</p> <ol style="list-style-type: none"> a. When a Treaty or International or Executive Agreement as provided in Section 4 of RA 9184 and its IRR allow foreign bidders to participate; b. Citizens, corporations, or associations of a country, the laws or regulations of which grant reciprocal rights or privileges to citizens, corporations, or associations of the Philippines; c. When the Goods sought to be procured are not available from local suppliers; or d. When there is a need to prevent situations that defeat competition or restrain trade. <p>xxx</p> <p>A representative from FiberHome sought for clarification regarding the participation of a foreign-owned company in the public bidding.</p> <p>The Chairperson explained that as a general rule, the entities who may participate in the public bidding shall be sixty percent (60%) owned by a Filipino and exceptions can be found under the ITB Clause 5.2.</p> <p>In view of the provision under paragraph (b) of ITB Clause 5.2, Engr. Hoshina stated that bidders may submit a Certificate of Reciprocity from the embassy of the foreign country to prove its compliance in the said exception. He then showed a sample of the certificate. Moreover, Eng. Hoshina stated that it will take three (3) weeks for its issuance. Thus, should they intend to join the public bidding, they might as well file an application for the same to be submitted during Post Qualification as part of the post qualification</p>

	<p>documents.</p>
<p>BID DATA SHEET</p>	<p>Mr. Geronimo, representative of Marstech, inquired if other Class A documents must still be submitted with the PhilGEPs Certificate (Platinum Membership).</p> <p>The Chairperson explained that Class A documents need not be submitted as long as they submit a valid and current PhilGEPs Registration Certificate with the documents enumerated in the attached Annex A. If, any of the Class A documents has expired, a certified true copy of that document, duly signed by their authorized representative must be attached therewith. Should the bidder during Opening of Bids opt to submit the eligibility documents in lieu of the PhilGEPs Registration Certificate, the bidder shall submit a valid PhilGEPs Registration Certificate as part of post-qualification documents.</p> <p>xxx BDS Clause 29.2 Page 46</p> <p>xxx</p> <p>10. Bidder's project implementation organizational chart, list of key personnel (Project Coordinator/ OSP Supervisor, Linemen, Splicer/ Commissioning Personnel) and corresponding Curriculum Vitae, implementation or work schedule to include work plan in Gantt chart, personnel deployment, equipment listing; and</p> <p>xxx The PMOIC emphasized that the required organizational chart must pertain to the key personnel that will be created for the implementation of the project as specified in the above-mentioned provision.</p> <p>xxx BDS Clause 29.2 Page 46</p>
	<p>xxx</p> <p>11. List of ALL previous clients for the last ten (10) years; <i>(Supply, Fiber Optic Cable)</i>, with the following details: <i>(Should be accompanied with Certificate of Completion/ Acceptance; and</i></p>

	<p style="text-align: center;"><i>Purchase Order/ Contract)</i></p> <p>xxx Mr. Geronimo asked if the aforementioned provision only pertains to Supply of Fiber Optic Cable.</p> <p>The End-User clarified that it must include Delivery and Installation.</p> <p>The Committee took note of this matter for inclusion in the Bid Bulletin.</p> <p>xxx</p> <p>The representative of Fastel Services Inc. sought to clarify if the requirements under BDS 29.2 must also be submitted during Opening of Bid.</p> <p>The PMOIC stated that the requirements under BDS Clause 29.2 shall only be submitted during post-qualification, five (5) calendar days after the issuance of notice that the bidder has been declared to have the Lowest Calculated Bid (LCB).</p>
<p>GENERAL CONDITIONS OF THE CONTRACT</p>	<p>NO HIGHLIGHT</p>
<p>SPECIAL CONDITIONS OF THE CONTRACT</p>	<p>SCC Clause 17.3 Page 70</p> <p>xxx</p> <p>Warranty of three (3) years after acceptance by the End-user of the delivered Goods.</p> <p>xxx</p> <p>Mr. Geronimo inquired if the warranty period of three (3) years may be reduced to one (1) year.</p> <p>The End-User explained that the warranty pertains to the brand new deliverable goods like the ODF, Patch Panel, etc. Thus, it shall be necessarily guaranteed by the supplier that the same must be under warranty for three (3) years.</p> <p>Furthermore, Mr. Geronimo asked if the warranty will be applied in cases of for majeure.</p> <p>The End-User answered that the warranty will still be applied in cases of force majeure. Nonetheless, the Committee took note of</p>

	<p>this concern subject for review of the End-User. The Chairperson informed the prospective bidders that any changes in the bidding document will be reflected in the bid bulletin. However, if none of their proposals has been incorporated therein, it means that the requirement is retained.</p>
<p>SCHEDULE OF REQUIREMENTS AND SUBMISSION OF SAMPLE</p>	<p>NO QUESTIONS FROM THE PROSPECTIVE BIDDERS</p>
<p>TECHNICAL SPECIFICATIONS</p>	<p>The representative from Fastel Services Inc. inquired on the information that shall be provided in the Technical Specifications.</p> <p>The PMOIC explained that the brand and model shall be supplied in the space provided in the Technical Specifications. As for the blank columns, the word "comply" shall be indicated therein and must be supported with the reference as proof of their compliance. She emphasized that reference may come from their technical data sheet or brochure submitted as an attachment during opening of bid.</p> <p>xxx</p> <p>Mr. Cabuang of Digital Network Communications & Computers INC. asked if they can conduct an ocular inspection to check the project site.</p> <p>The End-User suggested that the prospective bidders can just send their representatives since the posts for inspection can be seen along the road of Cebu City.</p> <p>The Chairperson likewise recommended that the End-User give the contact person in DICT-Cebu to the prospective bidders to communicate with regarding the inspection.</p> <p>xxx</p> <p>Terms of Reference Bill of Quantities Page 4</p> <p>xxx</p> <p>c. Installation/termination of Optical Distribution Frame (ODF)/Patch Panel including pigtailed, optical fiber trays, coupler and equipment rack, if necessary. -For six (6) PoP Agencies, 48 ports ODF/Patch Panel -For fifty-three Non-PoP Agencies, 24 ports ODF/Patch Panel</p> <p>xxx</p> <p>The agent of Fastel Services Inc. wanted to clarify the aforementioned</p>

	<p>requirement since the six (6) PoP Agencies and fifty-three (53) Non-PoP Agencies is in conflict with the total number of fifty-eight (58) government beneficiaries to be connected in Cebu Government FOC Nent.</p> <p>The End-User presented the network plan where she explained that the Commission on Audit (COA) is already fixed with a fiber optic and it only needs to be connected with an ODF.</p>
<p>BID FORM</p>	<p>The Chairperson instructed the PMOIC to present before the attendees the Bid Form.</p> <p>She emphasized that should the bidder opted to retype the Bid Form, conditions incorporated therein must likewise be included in their new form. Moreover, she reminded the prospective bidders that both pages of the bid form must be signed with their full signature. Failure to comply with these requirements can be a ground for disqualification.</p>
<p>OTHER MATTERS</p>	<p>Mr. Geronimo wanted to clarify if other documents like the bill of quantities shall be included in the financial envelope.</p> <p>The Chairperson clarified that only the Bid Form is required to be in the financial envelope during the opening of bid.</p> <p>xxx</p> <p>A prospective bidder from Fastel Services, Inc. asked if there is still a need for them to purchase a bidding document as they have already participated in the previous bidding concerning the same project.</p> <p>The Chairperson answered that it is still a requirement for them to purchase a bidding document since the present bidding pertains to a completely different project from that of the bidding conducted last year 2018.</p>
<p>ADJOURNMENT</p>	<p>Having no other matters for discussion, the meeting was adjourned at 3:45 PM</p>
<p>CERTIFICATION</p>	<p>We certify that the foregoing is a true account of the Pre-bid Conference conducted on March 12, 2019.</p>
<p>PREPARED BY</p>	<p>The Procurement Division V:</p> <div style="text-align: center;">  MS. ROSEMARIE N. ANDULAN Provisional Member </div>

Bids and Awards Committee V:

CERTIFIED CORRECT


ATTY. MICHELLE ANNE B. RECTO, LL.M.
Regular Member


MS. TERESITA J. DELA CRUZ
Chairperson

Note: For the purpose of this Minutes and for better understanding of its contents, the following rules shall apply: (a) ~~Double Strike out~~ – denotes deletion; (b) Underline – denotes inclusion or new item/requirement; and "xxx" – denotes separation of phrase/s being amended from the rest of the main text.