

**PROCUREMENT OF OPERATIONS AND MAINTENANCE SERVICES FOR THE
NEW CLARK CITY SPORTS COMPLEX, NCC, TARLAC**

BID BULLETIN NO. BAC-G-OM 2021-001

This Bid Bulletin clarifies the queries that were raised during the Pre-Bid Conference, with online coverage, held on 17 June 2021 at 10:00 AM at the BCDA Corporate Center and queries sent through e-mail by prospective bidders, as well as other matters relative to the **Procurement of Operation and Maintenance Services for the New Clark City Sports Complex, NCC, Tarlac.**

1. General Queries

Queries	Clarification/s
1. Are payments for bills for utilities (water, power, telecommunication) included in the ABC of the Project?	The bill for the utilities will be forwarded by the Facilities Manager to the BCDA. BCDA will pay for the bills on utilities. The payment for bills on utilities are not included in the ABC of the Project.
2. Is the cost of insurance included in the ABC? This is one of the significant costs in the O&M?	The Cost of the Insurance expenses for the Property is not included in the ABC. BCDA will insure these properties with the GSIS.
3. As one of the deliverables under permits and licenses, can the provision on insurance be deleted from this provision, if BCDA covers for the insurance?	<p>The Insurance for the structures/properties such as Swimming Complex, Track and Field Structures and other structures are the ones that BCDA would cover.</p> <p>The insurance that is referred in the bidding documents refers to the goods supplied under this contract such as equipment, tools, etc., that are incidental to the performance of the facilities manager and with the O&M Services. The insurance for them shall be shouldered by the winning bidder.</p>

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<p>4. Relative to the maintenance of the athletic field and aquatic center, are the maintenance of the electronics for these two buildings provided? Or is it that the bidder will provide processes and maintenance procedures?</p>	<p>The minimum performance standards and specifications (MPSS) are attached to the Terms of Reference to provide guidance to the bidders in maintaining the Sports Facilities including routine maintenance schedule of the athletic field, aquatic center, and other structures.</p>
<p>5. What is the procedure during events in the Sports Facilities? Or will the organizer be the one to maintain the facilities during conduct of events? Including the electronics?</p>	<p>There are highly specialized equipment in the Sports facilities e.g. scoreboard, etc. During the events, the organizer of the event must hire an expert to operate this highly specialized equipment. It will be the responsibility of the organizer to maintain them during the conduct of events. Further, the responsibilities of the organizer and of BCDA, via the facilities manager, will be defined by the concerned parties prior to the conduct of events.</p>
<p>6. During the conduct of events, will it be the responsibility of the facilities manager to provide security services with Covid19 protocols? Or Is it with the organizer?</p>	<p>Inside the premises of the Aquatics Center and Athletics Stadium, the security services will be the responsibility of the organizer during the conduct of its events. For the premises outside the coverage of the contract with the organizer, the facilities manager will cover the security services. Depending on the terms of the contract with the organizer of events and BCDA, the organizer will maintain the entire area of the sports complex. Further, some organizers prefer to provide all services necessary for the delivery of their events.</p> <p>Prior to the conduct of any event to be held within the sports facilities, there must be an agreement among BCDA, event organizer, and the facilities manager/ winning bidder as to conduct of the event.</p>

<p>7. Who will prescribe the rules and regulations of the facilities? Processes? Guidelines?</p>	<p>There is a Minimum Performance Standards Specifications (MPSS) attached to the Terms of Reference (TOR) of the project including house rules and guidelines.</p>
<p>8. Who will provide Fire Safety services of the Sports Facilities? Who will provide fire safety during the events?</p>	<p>The Capas Fire Station will provide assistance during fire occurrences. The BCDA, via the facilities manager/winning bidder, shall request for standby fire trucks around the NCC Sports Facilities prior to the conduct of any event.</p>
<p>9. Are the sports buildings occupied right now?</p>	<p>The Athlete's Village (AV) serves as dormitories during events and are for lease. There are no permanent residents in the Athlete Village.</p> <p>At present, the Athlete Village is being used as a quarantine facility. Its contract will expire on 31 July 2021.</p> <p>Further, by next year, the students of the National Academy of Sports will use some of the buildings as dormitories.</p>
<p>10. Will another entity manage the STP?</p>	<p>Yes. The Water Distribution Joint Venture Company, currently located in the NCC, will manage the STP.</p>
<p>11. Will the Facilities Manager provide the oversight of other properties in the NCC?</p>	<p>No. BCDA has the oversight of all properties within New Clark City. Each developer will have their own Property Management Team for their building structures. For the New Clark City National Administrative Center Phase 1 (NCC NGAC Phase 1), the Facilities Manager will cover the operations and maintenance of the following facilities:</p> <ol style="list-style-type: none"> 1. Aquatics Center 2. Athletics Stadium

	<p>3. Athletes' Village 4. River Park Corridor 5. Landscaping surrounding the sports facilities.</p> <p>Other developments within NCC NGAC Phase 1 shall be operated and maintained by the NGAC Phase 1 Joint Venture.</p>
<p>12. Will traffic management be part of the scope of the O&M?</p>	<p>The traffic management during events will be provided by the organizer of the events. There are no traffic lights in NCC. The roads are open. There will be parking lots and areas for pedestrians. The Facilities Manager will coordinate with the event's organizer for the protocols during events e.g. sports, concerts, etc. Note that there is a minimum number of personnel in the TOR. Any additional number of personnel must be approved by BCDA, subject to a separate agreement.</p>
<p>13. How will small companies participate in the bidding? We only have limited experience in terms of managing a property this size?</p>	<p>The requirements for the Single Largest Completed Contract (SLCC) are defined in RA 9184, and is stated in the Bidding Documents where "the bidder must have completed, within the period specified in the Invitation to Bid, an SLCC that is similar to the contract to be bid, and whose value, adjusted to current prices using the Philippine Statistics Authority (PSA) consumer price indices, must be at least fifty percent (50%) of the ABC.xxx"</p> <p>Considering that the subject area for the bidding covers a large land area, BCDA needs a Property Manager that has proven capability to manage such development. While the Bidding Documents do not restrict the bidders to subcontract portions of the scope of work, small companies can participate through subcontracting, Joint Venture Partnership or Consortium.</p>

<p>14. Who will operate the highly specialized equipment ?</p>	<p>Highly specialized equipment to be used in events are to be operated by personnel to be assigned by the Events Manager/Contractor.</p>
<p>15. What will happen during the force majeure?</p>	<p>For purposes of the Agreement, the term <i>force majeure</i> shall mean any and all events which could not have been foreseen, were inevitable and beyond control of either Party or which are foreseen but could not have been avoided and which materially affect the ability of either Party to comply with any of its obligations under the Agreement. Such events may include, but not limited to, wars or revolutions, fires, floods, epidemics, pandemics, quarantine restrictions and other analogous causes.</p> <p>If force majeure situation arises, the CONTRACTOR (Facilities Manager) shall promptly notify BCDA in writing such conditions and the cause thereof. Unless otherwise directed by BCDA, the CONTRACTOR shall continue to perform its obligations under the Agreement as far as is reasonably practical and shall seek all alternative means for performance not preventive by force majeure.</p>
<p>16. Are we supposed to submit supporting documents with our bidding documents?</p>	<p>BAC-G simplifies the required documents during the submission of eligibility requirements, technical, and financial proposals. Only mandatory requirements and documents are needed for the submission of bid proposals as indicated in Section VIII of the Bidding Documents and Annex A of this Bid Bulletin. The other supporting documents are required to be presented during the post qualification, as indicated in the Technical Specifications Compliance Form in Section VII of the Bidding Documents.</p>

<p>17. Do we need to submit all required documents per the Bidding Document?</p>	<p>Bidders need to submit all documents required per the Bidding Documents to avoid disqualification for this project. They are encouraged to put tabs to organize the bid documents upon submission.</p>
<p>Other Queries/Clarifications</p>	
<p>1. Can bidders purchase the bid documents, pay the bid and performance securities, etc. online?</p>	<p>Bidders may purchase the bidding documents, pay the bid security, and performance security online using a bank-to-bank fund transfer method. Interested bidders shall inform BAC-G via email that it chooses to transact the aforementioned online. BAC-G will coordinate with the bidder and provide the necessary steps and procedures to be followed in paying online. Once online payment is verified, BCDA shall issue an Official Receipt (OR) and email a scanned copy of the OR to the bidder, which it shall acknowledge upon receipt of the scanned OR. The Bidder can claim the original copy of the OR from the BCDA cashier during regular business hours afterwards.</p> <p>The bidder must include a copy of the (scanned) OR in the submission of its bid documents.</p>
<p>2. Can the bidders be provided with the QR Code for easy access to the building premises of BCDA?</p>	<p>Yes. Kindly scan the prescribed QR Code below:</p>

	 <p>SCAN THE CODE</p> <p>and accomplish the Health Declaration Form</p> <p>Upon scanning, please fill-up the Health Declaration Form: (a sample form is shown below)</p> 
<p>3. How safe are the bid documents from viruses once they are opened during the bid opening?</p>	<p>BCDA is following a strict health protocol and has put in place a disinfection procedure/area to disinfect all external documents. Thus, BCDA assures the bidders that the Bid Documents are safe during the Bid Opening.</p>
<p>4. How will BAC-G conduct the post-qualification during the MECQ/GCQ?</p>	<p>The BAC-TWG and representatives shall conduct the post-qualification activities provided under the Revised IRR of RA 9184 and GPPB Resolutions with utmost care and mindful of all the precautionary measures and health safety protocols that the government enjoins to be observed. The TWG will conduct validation of documents in the bidder's place of business or conduct interviews with the key officers of the bidder via video conferencing. For this purpose, the bidder</p>

	<p>shall submit the email addresses of its concerned officers and managers to be interviewed prior to the post qualification.</p> <p>Also, the bidder must ensure that the original copies of the bid documents submitted to BCDA shall be disinfected prior to its inspection by the BAC-G. The bidder shall prepare and reserve a well-ventilated and spacious room, making social and physical distancing possible, where the inspection of the said original documents will be held.</p> <p>Finally, BAC-G TWG/representatives and bidder's representatives are enjoined to wear a facial mask, in good health condition, and maintain physical distance during the post qualification process.</p>
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2. Clarifications

- a. The Approved Budget for the Contract (ABC) for this Project is **One Hundred Three Million Pesos and 00/100 (Php103,000,000.00)**, inclusive of all applicable government taxes and fees. Bids received in excess of the ABC shall be automatically rejected at bid opening.
- b. A complete set of Bidding Documents may be acquired by interested Bidders at the BCDA Corporate Center located at 2nd Floor Bonifacio Technology Center, 31st St. cor. nd Avenue, Bonifacio Global City, Taguig City starting **10 June 2021 up to 8 July 021 from 8:00 AM to 3:00 PM** except Saturdays, Sundays and Holidays, and **09:00 AM on 09 July 2021**, upon payment of a non-refundable fee amounting to **Php50,000.00** for the bidding documents, pursuant to the latest Guidelines issued by the GPPB.
- c. The bidders must be registered with PhilGEPS under Platinum Membership or submit Class "A" Documents, otherwise the bidders will be rated failed which shall result in declaring them as "ineligible".
- e. The bid documents can be accessed from the PhilGEPS and BCDA websites.
- f. Submit the (FORM SF-G&S-19A) Statement of ALL 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.

the Statement of All Ongoing Contracts shall indicate, for each contract, the following:

1. name of the contract;
2. date of the contract;
3. contract duration
4. owner's name and address;
5. kinds of Goods;
6. amount of contract and value of outstanding contracts; and
7. date of delivery.

The requirement for the "Statement of all Ongoing Contracts" is merely a "statement/list" of all ongoing contracts. It refers to a list to be made by the bidder relative to all of its ongoing government and private contracts, and not the actual submission of the physical NOA, NTP or Contracts.

- h. The (FORM SF-G&S-19B) Statement of One (1) COMPLETED government and/or private contract similar in nature supported with any of the following documents: (in accordance with Clause 5.4 of the BDS):

1. End User's Acceptance; **Or**
2. Sales Invoice; **Or**
3. Official Receipt of the last payment received.

One (1) completed contract of similar nature whose contract amount is at least 50% of the ABC, is acceptable.

- i. The bidders must follow and be guided by the checklist of requirements (**Annex A**) as discussed during the pre-bid conference. The bidders must also use the revised forms as prescribed in the 6th edition of the Philippine Bidding Documents such as 1) Ongoing and Completed Contracts, 2) Statement of Single Largest Completed Contract, 3) Bid Form, 4) Bid Securing Declaration, and 5) Omnibus Sworn Statement. These are all attached herewith as **Annex B**.
- j. A bid bulletin would be posted in PhilGEPS and BCDA website on **25 June 2021**. However, only those who purchased the bidding documents are entitled to directly receive a copy of the Bid Bulletin by email.
- k. Only those bidders who purchased the bid documents are allowed to submit their bids.
- l. The computation of the Bid Security shall be based on the Approved Budget for the Contract (ABC).
- m. The bidders may submit a notarized Bid Securing Declaration in lieu of other forms of Bid Security, up to the post qualification. It is important to note, however, that although the Bid Securing Declaration does not require cash, its enforcement shall

include automatic blacklisting and payment of certain fines in the event that the bidder violates any of the conditions set forth in the bidding documents.


- n. NFCC Computation shall be based on the audited Financial Statements for the year 2020, using the computation provided in the Instruction to Bidders, and should be at least equivalent to the ABC.
- o. The bidders are requested to use tabs in compiling their bid documents for quick and easy identification and verification.
- p. Please be guided by the schedule of bidding activities, as shown in the table below:

Activity	Date / Time*
1. Pre-bid Conference	17 June 2021
2. Last day of issuance of Supplemental Bid Bulletin	25 June 2021
3. Deadline of the Submission of Bids	09:00 AM, 09 July 2021
4. Opening of Bids	10:00 AM, 09 July 2021
5. Detailed Bid Evaluation of Proposals	12-13 July 2021
6. Presentation of Detailed Evaluation of Bid Proposals	15 July 2021
7. Sending of Letter to the Bidder with LCD advising them on the conduct of Post Qualification	17 July 2021
8. Post Qualification	20-24 July 2021
9. Deliberation of Results of the Post Qualification	27 July 2021
10. Issuance of BAC-G Recommendation (based on Results of Post Qualification)	On or before 30 July 2021*
11. Issuance of Notice of Award	On or before 30 July 2021*
12. Issuance of Notice to Proceed	On or before 09 August 2021*

**subject to change*

3. Reminders

- a. To avoid disqualification, please comply with the eligibility requirements, technical proposal, and financial bid requirements, as indicated in the Bidding Documents and Bid Bulletin/s issued for this project. The causes for disqualification have been presented during the Pre-bid Conference for the interested bidders to become aware





of the guidelines for the **Procurement of Operations and Maintenance (O&M) Services for the New Clark City Sports Complex, New Clark City, Tarlac.**

- b. BCDA adheres to the “No-Contact Rule”. All clarifications shall be made in writing and addressed to the BAC-G Secretariat.
- c. Visiting or calling the members of the BAC-G, the TWG, the Secretariat or anyone working for BCDA is not allowed and will not be entertained.
- d. Dates, in the absence of any qualifications, are meant to be calendar days. Calendar days include Saturdays, Sundays and Holidays.
- e. The deadline for the submission of bids is **on 09 July 2021 at 09:00 AM** at the BCDA Central Receiving and Releasing Area (CRRRA) located at the 2nd Floor Bonifacio Technology Center, 31st St. cor. 2nd Avenue, Bonifacio Global City, Taguig City. The computer system clock, set at Philippine Standard Time (PhST), shall be used as a reference in determining the time for the submission of bids. Hence, participating bidders are advised to synchronize their timepieces with the said computer system clock. **Late bids or those submitted after 09:00 AM on 09 July 2021 shall not be accepted.**

Bidders may submit their eligibility documents days ahead of the deadline for submission in order to avoid late submission.

- f. **Bid opening shall be at 10:00 AM on 09 July 2021 at the BCDA Corporate Center, 2nd Floor Bonifacio Technology Center, 31st St. cor. 2nd Avenue, Bonifacio Global City, Taguig City** and via Video Conferencing through Google Meet. Bids will be opened in the presence of the Bidders. Although the bidders’ attendance during the Opening of Bids is not compulsory, it is advised that bidders send their representative to assist the BAC-G and answer clarifications, if any.
- g. Each and every page of the Bid Form must be appropriately signed by the bidder or the bidder’s authorized representative. The authorization should also be attached. Failure to do so shall be a ground for the rejection of the Bid.
- h. All licenses, permits and other required clearances should be valid at the time of the submission of bids, Post-Qualification Evaluation, and signing of the contract
- i. The BAC-G expects the bidders to exercise due diligence in going through the bidding documents so that they can prepare their bids intelligently.
- j. The following documents are required to be NOTARIZED, which should be duly sworn to and include complete information on the PTR No., MCLE No., Authority or Commission Number, etc. of the Notary Public:



1. Omnibus Sworn Statement (Revised) (**Annex B**)
 2. Bidder's Representative Authorization (as provided in Paragraph 2 of the Omnibus Sworn Statement)
 3. Bid Securing Declaration (**Annex B**)
- k. Per the 6th Edition of the Philippine Bidding Documents, the bidders must submit the Bid Form for the Procurement of Goods (**Annex B**).
- l. BCDA reserves the right to waive minor defects in forms and requirements as long as they do not affect the genuineness and authenticity of the documents submitted.
- m. BCDA reserves the right to accept or reject any bid, to annul the bidding process, and to reject all bids at any time prior to contract award, without thereby incurring any liability to the affected bidder or bidders.

Please be reminded that all queries after the release of this Bid Bulletin will not be entertained.

All provisions, conditions and statements in the bidding documents inconsistent with this Bid Bulletin are either modified or rendered ineffective, as the case may be.

Issued on 25 June 2021.

BIDS AND AWARDS COMMITTEE FOR GOODS



ARREY A. PEREZ
Chairperson
LTP

CHECKLIST OF REQUIREMENTS

Each and every page of the Bid Form, including the Schedule of prices, under Section VIII hereof, shall be signed (full signature) by the duly authorized representative/s of the Bidder. Failure to do so shall be a ground for the rejection of the bid, AND PROPERLY TABBED AS FOLLOWS:

ELIGIBILITY AND TECHNICAL COMPONENT (First Envelope)	
TAB A	<p><u>PhilGEPS Certificate of Registration under Platinum Membership</u> (all pages); or <u>Class “A” Eligibility Documents: or,</u></p> <ul style="list-style-type: none">· <u>Registration Certificate</u> from Securities and Exchange Commission (SEC) for corporations, Department of Trade and Industry (DTI) for sole proprietorship, or Cooperative Development Authority (CDA) for cooperatives· <u>Current & Valid Mayor’s/Business Permit</u>, if expired a copy of the expired Mayor’s Permit and the Official Receipt as proof that the bidder has applied for renewal of the permit issued by the city or municipality where the principal place of business of the prospective bidder is located· <u>Valid Tax Clearance</u> per Executive Order 398, Series of 2005, as finally reviewed and approved by the BIR <p style="text-align: center;"><i>Note:</i> In case the bidder opted to submit their Class “A” Documents, the Certificate of PhilGEPS Registration (Platinum Membership) shall remain as a post-qualification requirement to be submitted in accordance with Section 34.2 of the 2016 Revised IRR of RA 9184</p>

**TAB
B**

(SF-G&S-19A) Statement 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 (see *Appendix "1"*) duly signed by authorized representative; and

(SF-G&S-19B) Statement of Single Largest Completed Contract (SLCC) similar in nature to the contract to be bid equivalent to at least fifty percent (50%) of the ABC within **five (5) years** from the date of submission and receipt of bids (see *attached Appendix "2"*) duly signed by authorized representative

The two (2) statements required shall indicate for each contract the following:

- name of the contract;
- date of the contract;
- contract duration;
- owner's name and address;
- kinds of Goods;
- For Statement of Ongoing Contracts - amount of contract and value of outstanding contracts;
- For Statement of SLCC - amount of completed contracts, adjusted by the Bidder to current prices using PSA's consumer price index, if necessary for the purpose of meeting the SLCC requirement;
- date of delivery; and
- end user's acceptance or official receipt(s) or sales invoice issued for the contract, if completed, which shall be attached to the statements.

Note:

- The Statement of all ongoing contracts requirement is merely a "statement" of all ongoing contracts. It refers to a "statement" to be made by the bidder relative to all its ongoing government and private contracts, and not the actual submission of the physical NOA, NTP or Contracts.
- The Statement of SLCC to be submitted by the bidder shall attach **ANY** of the following proof:
 - end user's acceptance; or
 - official receipt of the last payment received; or
 - sales invoice

<p>TAB C</p>	<p><u>Bid Security</u> in ANY of the following:</p> <ul style="list-style-type: none"> ● Cash or Cashier's/Manager's Check issued by a Universal or Commercial Bank (2% of the ABC) or; ● Bank Draft/Guarantee or Irrevocable Letter of Credit issued by a Universal or Commercial Bank. Provided, however, that it shall be confirmed or authenticated by a Universal or Commercial Bank, if issued by a foreign bank (2% of the ABC) or; ● Surety Bond with a Certificate from the Insurance Commission (5% of the ABC); or ● Notarized Bid Securing Declaration (<i>see Appendix "3"</i>) <p style="text-align: center;">Note: The bid security shall be valid for one hundred twenty (120) calendar days from date of bid opening.</p>
<p>TAB D</p>	<p><u>Conformity with Technical Specifications</u>, Section VII</p> <ul style="list-style-type: none"> · Statement of availability of Key Personnel (<i>see Appendix "4"</i>) · Summary of Nominated Key Personnel (<i>see Appendix "5"</i>) · CV of Nominated Key Personnel (<i>see Appendix "6"</i>)
<p>TAB E</p>	<p><u>Conformity with Schedule of Requirements</u>, Section VI</p>
<p>TAB F</p>	<p><u>Notarized Omnibus Sworn Statement</u> in accordance with Section 25.3 of the 2016 Revised IRR of RA 9184, and using the form prescribed in Section VIII. Bidding Forms (<i>see Appendix "7"</i>)</p> <p>Note: The Omnibus Sworn Statement shall be accompanied by the duly notarized Special Power of Attorney, Board/Partnership Resolution, or Secretary's Certificate, whichever is applicable</p>
<p>TAB G</p>	<p><u>Audited Financial Statements</u>, showing, among others, the Supplier's total and current assets and liabilities, stamped "received" by the BIR or it's duly accredited and authorized institutions, for the preceding calendar year which should not be earlier than two (2) years from the date of submission of bid.</p>

<p>TAB H</p>	<p>Computation of Net Financial Contracting Capacity (NFCC) in accordance with ITB Clause 5 (Section IX, Bidding Forms) OR Committed Line of Credit from a Universal or Commercial Bank at least equal to ten percent (10%) of the ABC to be bid.</p> <p>FORMULA: NFCC = [(Current assets minus current liabilities) (15)] minus the value of all outstanding or uncompleted portions of the projects under ongoing contracts, including awarded contracts yet to be started, coinciding with the contract to be bid.</p>
<p>TAB I</p>	<p>Joint Venture Agreement (JVA) in case the joint venture is already in existence, or Duly Notarized Statements from all the potential joint venture partners in accordance with Section 23.1(b) of the 2016 Revised IRR of RA 9184, if applicable.</p> <p>Each partner of the joint venture shall submit their respective PhilGEPS Certificates of Registration in accordance with Section 8.5.2 of this IRR. The submission of technical and financial eligibility documents by any of the joint venture partners constitutes compliance: Provided, That the partner responsible to submit the NFCC shall likewise submit the Statement of all of its ongoing contracts and Audited Financial Statements.</p>
<p>Other documentary requirements under RA No. 9184, as applicable:</p>	
<p>TAB J</p>	<p>(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.</p>
<p>TAB K</p>	<p>Certification from the DTI if the Bidder claims preference as a Domestic Bidder or Domestic Entity</p>

<p>FINANCIAL COMPONENT (Second Envelope)</p>

**TAB
L**

Original of duly signed and accomplished Financial Bid Form
_____ (see Appendix "8"); and,
Original of duly signed and accomplished Price Schedule/s (see Appendix "9-13");

Note:

- *Financial Proposal is INCLUSIVE of VAT and all applicable taxes and fees; and,*
- *Bids received in excess of the ABC shall be automatically rejected on bid opening.*

**STATEMENT OF ALL ONGOING GOVERNMENT AND PRIVATE CONTRACTS
INCLUDING CONTRACTS AWARDED BUT NOT YET STARTED**

[Date]
Business Name : _____
Business Address : _____

Name of Contract	Date of Contract	Contract Duration	Owner's Name / Address / Contact Number	Project Type	Amount of Contract	Value of Outstanding Contracts	Date of Delivery
<u>Government Contracts:</u>							
1.							
2.							
<u>Private Contracts:</u>							
1.							
2.							
Total Amount:							

*Continue in a separate sheet if necessary.

Submitted by : _____
Signature over Printed Name of Authorized Representative
Date : _____

Note:

- **If there is no ongoing contract including those awarded but not yet started, state none or equivalent term.**
- **The total amount of the ongoing and awarded but not yet started contracts should be consistent with those used in the Net Financial Contracting Capacity (NFCC).**

**STATEMENT OF SINGLE LARGEST COMPLETED CONTRACT (SLCC)
SIMILAR IN NATURE TO THE CONTRACT TO BE BID**

[Date]
Business Name : _____
Business Address : _____

Name of Contract	Date of Contract	Contract Duration	Owner's Name / Address / Contact Number	Project Type	Amount of Contract	Date of Delivery
1.						
2.						
3.						

Submitted by : _____
Signature over Printed Name of Authorized Representative

Date : _____

Note:

This statement shall be supported by ANY of the following:

- **End User's Acceptance; or**
- **Official Receipt of the last payment received; or**
- **Sales Invoice**

Bid Securing Declaration Form

[shall be submitted with the Bid if bidder opts to provide this form of bid security]

REPUBLIC OF THE PHILIPPINES)
CITY OF _____) S.S.

BID SECURING DECLARATION
Project Identification No.: *[Insert number]*

To: *[Insert name and address of the Procuring Entity]*

I/We, the undersigned, declare that:

1. I/We understand that, according to your conditions, bids must be supported by a Bid Security, which may be in the form of a Bid Securing Declaration.
2. I/We accept that: (a) I/we will be automatically disqualified from bidding for any procurement contract with any procuring entity for a period of two (2) years upon receipt of your Blacklisting Order; and, (b) I/we will pay the applicable fine provided under Section 6 of the Guidelines on the Use of Bid Securing Declaration, within fifteen (15) days from receipt of the written demand by the procuring entity for the commission of acts resulting to the enforcement of the bid securing declaration under Sections 23.1(b), 34.2, 40.1 and 69.1, except 69.1(f), of the IRR of RA No. 9184; without prejudice to other legal action the government may undertake.
3. I/We understand that this Bid Securing Declaration shall cease to be valid on the following circumstances:
 - a. Upon expiration of the bid validity period, or any extension thereof pursuant to your request;
 - b. I am/we are declared ineligible or post-disqualified upon receipt of your notice to such effect, and (i) I/we failed to timely file a request for reconsideration or (ii) I/we filed a waiver to avail of said right; and
 - c. I am/we are declared the bidder with the Lowest Calculated Responsive Bid, and I/we have furnished the performance security and signed the Contract.

IN WITNESS WHEREOF, I/We have hereunto set my/our hand/s this ____ day of *[month]* *[year]* at *[place of execution]*.

[Insert NAME OF BIDDER OR ITS AUTHORIZED REPRESENTATIVE]

[Insert signatory's legal capacity]

Affiant

[Jurat]

[Format shall be based on the latest Rules on Notarial Practice]

STATEMENT OF AVAILABILITY OF KEY PERSONNEL

(Date of Issuance)

To: **The Chairperson**
Bids and Awards Committee for GOODS
BASES CONVERSION AND DEVELOPMENT AUTHORITY
BCDA Corporate Center
2/F Bonifacio Technology Center
31st street corner 2nd avenue
Bonifacio Global City, Taguig City

In compliance with the requirements of the BCDA Bids and Awards Committee for Goods for the Procurement of the (Operations and Maintenance (O&M) Services of the New Clark City Sports Complex) ("PROJECT"), we certify that (Name of the Bidder) has in its employ the nominated key personnel, as follows:

1. *(Name of Key Personnel) – Facilities Manager*
2. *(Name of Key Personnel) – Deputy Facilities Manager*
3. *(Name of Key Personnel) – Administrative Assistant*
4. *(Name of Key Personnel) – Facilities Engineer (Civil)*
5. *(Name of Key Personnel) – Facilities Engineer (Electrical)*
6. *(Name of Key Personnel) – Facilities Engineer (Electronics and Communications)*

Very truly yours,

[Signature over Printed Name of Authorized Representative]

[Position]

[Name of Bidder]

SUMMARY OF NOMINATED PERSONNEL

No.	Name of Nominated Personnel	Nominated Position	Registered Profession	Date of Birth	PRC/Accreditation Number	Highest Educational Attainment	Over-all Work Experience	Number of Projects Undertaking related to Property Management
1		Facilities Manager						
2		Deputy Facilities Manager						
3		Administrative Assistant						
4		Facilities Engineer (Civil)						
5		Facilities Engineer (Electrical)						
6		Facilities Engineer (Electronics and Communications)						

Certified by:

[Signature over printed name of authorized representative]

[Title]

Date

CURRICULUM VITAE (CV) FOR NOMINATED KEY PERSONNEL

Proposed Position:

Name of Bidder:

Name of Staff:

Registered Profession:

Date of Birth: _____

Nationality:

Years with Firm: _____ Current Position in the Firm:

Education

[Summarize college/university and other specialized education, giving names of schools, dates attended, and degrees obtained using the matrix below]

College/University	Degree/Title Obtained	Inclusive Dates

Trainings/Seminars

[Summarize the trainings, seminars and workshops undertaken, including those conducted by the nominated key staff, using the matrix below]

Title/Description	Conducted by	Inclusive Dates	Venue	Involvement*

*Such as participant, speaker or trainer

Projects Undertaken/Completed

[Provide outline of projects undertaken using the matrix below]

Title/Description	Client	Position	Start Date	Completion Date

On-Going Projects

[Provide outline of on-going projects using the matrix below]

Title/Description	Client	Position	Start Date	End Date

Memberships in Professional Societies

[Give an outline of memberships in professional societies using the matrix below]

Name of Society/Commission	Date of Conferment/Registration	License/Professional Number	Validity Date

Languages

[Using the format below, indicate proficiency of languages familiar with proficiency whether excellent, good, fair, or poor in speaking, reading, and writing]

Language	Proficiency		
	Speaking	Reading	Writing

Overall Employment Record:

[Starting with present position, list in reverse order every employment held by nominated staff. List all positions since graduation, giving dates, names of employing organizations, titles of positions held, and locations of projects. Indicate relevant work experience of staff in his/her nominated position. For experience in last ten years, also give types of activities performed and client references, where appropriate]

Certification:

I, [full name of nominated key personnel], certify that to the best of my knowledge and belief, these data correctly describe me, my qualifications, and my experience.

I Further commit that I shall work for the (Title of the Project) as [nominated position] of [name of bidding firm] once awarded the contract.

_____ Date:
[Signature over printed name of nominated key staff]

_____ Date:
[Signature over printed name of authorized representative of the bidder]

SUBSCRIBED AND SWORN to before me this ___ day of [month] [year] at [place of execution], Philippines. Affiant/s is/are personally known to me and was/were identified by me through competent evidence of identity as defined in the 2004 Rules on Notarial Practice (A.M. No. 02-8-13-SC). Affiant/s exhibited to me his/her [insert type of government identification card used], with his/her photograph and signature appearing thereon, with no. _____.

Witness my hand and seal this ___ day of [month] [year].

NAME OF NOTARY PUBLIC

Serial No. of Commission _____
Notary Public for _____ until _____
Roll of Attorneys No. _____
PTR No. ___, [date issued], [place issued]
IBP No. ___, [date issued], [place issued]
Doc. No. ____
Page No. ____
Book No. ____
Series of ____

Omnibus Sworn Statement (Revised)
[shall be submitted with the Bid]

REPUBLIC OF THE PHILIPPINES)
 CITY/MUNICIPALITY OF _____) S.S.

AFFIDAVIT

I, [Name of Affiant], of legal age, [Civil Status], [Nationality], and residing at [Address of Affiant], after having been duly sworn in accordance with law, do hereby depose and state that:

1. *[Select one, delete the other:]*

[If a sole proprietorship:] I am the sole proprietor or authorized representative of [Name of Bidder] with office address at [address of Bidder];

[If a partnership, corporation, cooperative, or joint venture:] I am the duly authorized and designated representative of [Name of Bidder] with office address at [address of Bidder];

2. *[Select one, delete the other:]*

[If a sole proprietorship:] As the owner and sole proprietor, or authorized representative of [Name of Bidder], I have full power and authority to do, execute and perform any and all acts necessary to participate, submit the bid, and to sign and execute the ensuing contract for [Name of the Project] of the [Name of the Procuring Entity], as shown in the attached duly notarized Special Power of Attorney;

[If a partnership, corporation, cooperative, or joint venture:] I am granted full power and authority to do, execute and perform any and all acts necessary to participate, submit the bid, and to sign and execute the ensuing contract for [Name of the Project] of the [Name of the Procuring Entity], as shown in the attached [state title of attached document showing proof of authorization (e.g., duly notarized Secretary's Certificate, Board/Partnership Resolution, or Special Power of Attorney, whichever is applicable)];

3. [Name of Bidder] is not "blacklisted" or barred from bidding by the Government of the Philippines or any of its agencies, offices, corporations, or Local Government Units, foreign government/foreign or international financing institution whose blacklisting rules have been recognized by the Government Procurement Policy Board, **by itself or by relation, membership, association, affiliation, or controlling interest with another blacklisted person or entity as defined and provided for in the Uniform Guidelines on Blacklisting;**

4. Each of the documents submitted in satisfaction of the bidding requirements is an authentic copy of the original, complete, and all statements and information provided therein are true and correct;

5. [Name of Bidder] is authorizing the Head of the Procuring Entity or its duly authorized representative(s) to verify all the documents submitted;

6. *[Select one, delete the rest:]*

[If a sole proprietorship:] The owner or sole proprietor is not related to the Head of the Procuring Entity, members of the Bids and Awards Committee (BAC), the Technical Working Group, and the BAC Secretariat, the head of the Project Management Office or the end-user unit, and the project consultants by consanguinity or affinity up to the third civil degree;

[If a partnership or cooperative:] None of the officers and members of *[Name of Bidder]* is related to the Head of the Procuring Entity, members of the Bids and Awards Committee (BAC), the Technical Working Group, and the BAC Secretariat, the head of the Project Management Office or the end-user unit, and the project consultants by consanguinity or affinity up to the third civil degree;

[If a corporation or joint venture:] None of the officers, directors, and controlling stockholders of *[Name of Bidder]* is related to the Head of the Procuring Entity, members of the Bids and Awards Committee (BAC), the Technical Working Group, and the BAC Secretariat, the head of the Project Management Office or the end-user unit, and the project consultants by consanguinity or affinity up to the third civil degree;

7. *[Name of Bidder]* complies with existing labor laws and standards; and
8. *[Name of Bidder]* is aware of and has undertaken the responsibilities as a Bidder in compliance with the Philippine Bidding Documents, which includes:
 - a. Carefully examining all of the Bidding Documents;
 - b. Acknowledging all conditions, local or otherwise, affecting the implementation of the Contract;
 - c. Making an estimate of the facilities available and needed for the contract to be bid, if any; and
 - d. Inquiring or securing Supplemental/Bid Bulletin(s) issued for the *[Name of the Project]*.
9. *[Name of Bidder]* did not give or pay directly or indirectly, any commission, amount, fee, or any form of consideration, pecuniary or otherwise, to any person or official, personnel or representative of the government in relation to any procurement project or activity.
10. **In case advance payment was made or given, failure to perform or deliver any of the obligations and undertakings in the contract shall be sufficient grounds to constitute criminal liability for Swindling (Estafa) or the commission of fraud with unfaithfulness or abuse of confidence through misappropriating or converting any payment received by a person or entity under an obligation involving the duty to deliver certain goods or services, to the prejudice of the public and the government of the Philippines pursuant to Article 315 of Act No. 3815 s. 1930, as amended, or the Revised Penal Code.**

IN WITNESS WHEREOF, I have hereunto set my hand this ___ day of ___, 20__ at _____, Philippines.

[Insert NAME OF BIDDER OR ITS AUTHORIZED REPRESENTATIVE]

[Insert signatory's legal capacity]

Affiant

[Jurat]

[Format shall be based on the latest Rules on Notarial Practice]

Bid Form for the Procurement of Goods
[shall be submitted with the Bid]

BID FORM

Date : _____
Project Identification No. : _____

To: *[name and address of Procuring Entity]*

Having examined the Philippine Bidding Documents (PBDs) including the Supplemental or Bid Bulletin Numbers *[insert numbers]*, the receipt of which is hereby duly acknowledged, we, the undersigned, offer to *[supply/deliver/perform]* *[description of the Goods]* in conformity with the said PBDs for the sum of *[total Bid amount in words and figures]* or the total calculated bid price, as evaluated and corrected for computational errors, and other bid modifications in accordance with the Price Schedules attached herewith and made part of this Bid. The total bid price includes the cost of all taxes, such as, but not limited to: *[specify the applicable taxes, e.g. (i) value added tax (VAT), (ii) income tax, (iii) local taxes, and (iv) other fiscal levies and duties]*, which are itemized herein or in the Price Schedules,

If our Bid is accepted, we undertake:

- a. to deliver the goods in accordance with the delivery schedule specified in the Schedule of Requirements of the Philippine Bidding Documents (PBDs);
- b. to provide a performance security in the form, amounts, and within the times prescribed in the PBDs;
- c. to abide by the Bid Validity Period specified in the PBDs and it shall remain binding upon us at any time before the expiration of that period.

[Insert this paragraph if Foreign-Assisted Project with the Development Partner:

Commissions or gratuities, if any, paid or to be paid by us to agents relating to this Bid, and to contract execution if we are awarded the contract, are listed below:

Name and address of agent	Amount and Purpose of Commission or gratuity
---------------------------	--

_____	_____
_____	_____

(if none, state "None")

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 pursuant to the PBDs.

The undersigned is authorized to submit the bid on behalf of *[name of the bidder]* as evidenced by the attached *[state the written authority]*.

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.

Name: _____

Legal capacity: _____

Signature: _____

Duly authorized to sign the Bid for and behalf of: _____

Date: _____

SUMMARY OF COST ESTIMATES

Project Name: **OPERATIONS AND MAINTENANCE OF THE NEW CLARK CITY SPORTS FACILITIES**

Location: **New Clark City, Capas Tarlac**

SUMMARY		
PART	DESCRIPTION	BID AMOUNT in Php
I	Staff / Manpower Salaries	
II	Housekeeping Services Salaries	
Sub Total		
II		
A	Maintenance Services / Contracts	
B	Maintenance Supplies	
C	Taxes, Permits and Fees	
Sub Total		
Note: The Bidders may include additional pay items not covered by this form		
TOTAL BID AMOUNT		

TOTAL BID AMOUNT:

in
Figures:

in Words:

Name and Signature of Bidder

:

Name of Company and Official Stamp of Bidder

:

Date

:

Official Stamp

**COST STRUCTURE FOR EACH POSITION
MANPOWER AND HOUSEKEEPING SERVICES**

**PROCUREMENT FOR OPERATIONS AND MAINTENANCE SERVICES
OF NCC SPORTS FACILITIES**

#	POSITION	Quantity	UNIT	RATE
	Maintenance Personnel			
1	Facilities Manager	1	Month	
2	Deputy Facilities Manager	1	Month	
3	Administrative Assistant	1	Month	
4	Facilities Engineer 1. Civil Engineer 2. Electrical Engineer 3. Electronics and Communications Engineer	3	Month	
5	Senior Technician	1	Month	
6	Electrician	3	Month	
7	Painter	1	Month	
8	Mechanical / AC Technician	2	Month	
9	Plumber	2	Month	
10	Welder	1	Month	
11	Carpenter / Mason	2	Month	
12	Receptionist – Athletes Village	1	Month	
	Housekeeping and Janitorial Services			

1	Supervisor / Overall supervision of the following premises: 1. Athletes' Village 2. Aquatics Center 3. Athletics Stadium	3	Month	
2	Housekeeping Personnel			
	Place of Assignment: Athletes' Village	15	Month	
	Place of Assignment: Aquatics Center	10	Month	
	Place of Assignment: Athletics Stadium	14	Month	
	Place of Assignment: River Park Corridor and Site Development	5	Month	
		TOTAL		

Name: _____

Legal Capacity: _____

Signature: _____

Duly authorized to sign the Bid for and behalf of: _____

**COST STRUCTURE
MAINTENANCE SERVICES**

**PROCUREMENT FOR OPERATIONS AND MAINTENANCE SERVICES
OF NCC SPORTS FACILITIES**

#	POSITION	Quantity	UNIT	RATE
1	Athletics' Stadium	1 lot	Month	
	Provision of Operation and Maintenance Services on the following: <ol style="list-style-type: none"> 1. Generator Maintenance 2. Electrical System/ Panel Boards 3. Fire Alarm System 4. Electronic Systems 5. Elevator Maintenance 6. Scoreboard Operations and Maintenance 7. Security System Maintenance (CCTV and Access Control) 8. Fans, Blowers, and Pumps (Mechanical) 9. Air conditioning Units 10. Gym Equipment Maintenance 11. Pest / Termite Control 12. Garbage Collection and Disposal 13. Cleaning of Sanitary and Drainage Lines 14. Maintenance of Gardens and Landscaping 15. Glass and Roof Framing Cleaning 16. Grass Maintenance 			

2	Aquatics' Center	1 lot	Month	
	Provision of Operation and Maintenance Services on the following: <ol style="list-style-type: none"> 1. Generator Maintenance 2. Electrical System/ Panel Boards 3. Fire Alarm System 4. Electronic Systems 5. Elevator Maintenance 6. Scoreboard Operations and Maintenance 7. Security System Maintenance (CCTV and Access Control) 8. Fans, Blowers, and Pumps (Mechanical) 9. Air conditioning Units 10. Gym Equipment Maintenance 11. Pest / Termite Control 12. Garbage Collection and Disposal 13. Cleaning of Sanitary and Drainage Lines 14. Maintenance of Gardens and Landscaping 15. Glass and Roof Framing Cleaning 16. Cleaning and Maintenance of Swimming Pools 			
3	Athletes' Village	1 lot	Month	

	Provision of Operation and Maintenance Services on the following: <ol style="list-style-type: none"> 1. Generator Maintenance 2. Electrical System/ Panel Boards 3. Fire Alarm System 4. Electronic Systems 5. Elevator Maintenance 6. Security System Maintenance (CCTV and Access Control) 7. Ventilation Fans and Blowers 8. Air conditioning Units (Window Type) 9. Gym Equipment Maintenance 10. Pest / Termite Control 11. Garbage Collection and Disposal 12. Cleaning of Sanitary and Drainage Lines 13. Maintenance of Gardens and Landscaping 14. Cleaning of Glass Windows 15. Cleaning and Maintenance of Swimming Pool 			
4	River Parks and Site Development	1 lot	Month	
	Provision of the Operations and Maintenance services: <ol style="list-style-type: none"> 1. Electrical System 2. Sanitary and Drainage Lines 3. Landscape and Streetlights 4. Garbage Disposal and Collection 			
		TOTAL		

Name: _____

Legal Capacity: _____

Signature: _____

Duly authorized to sign the Bid for and behalf of: _____

**COST STRUCTURE
MAINTENANCE SUPPLIES**

**PROCUREMENT FOR OPERATIONS AND MAINTENANCE SERVICES
OF NCC SPORTS FACILITIES**

#	POSITION	Quantity	UNIT	RATE
	Athletics' Stadium	1 lot	Month	
1	Fire Safety & Security			
2	Elevator Parts			
3	Emergency Power/ Genset			
4	Plumbing & Carpentry			
5	Air conditioning System and Mechanical Parts			
6	Electrical & Electronic Supplies			
7	Water Potability Test & Tank Cleaning			
8	Housekeeping Supplies & Materials			
9	Tools and Equipment			
	Aquatics Center			
1	Fire Safety & Security			
2	Elevator Parts			
3	Emergency Power/ Genset			

4	Plumbing and Carpentry			
5	Airconditioning/ Mechanical Systems			
6	Electrical & Electronic Supplies			
7	Water Testing & Tank Cleaning			
8	Housekeeping Supplies & Materials			
9	Tools & Equipment			
10	Glass and Roof and Framing Cleaning			
	Athletes' Village	1 lot	Month	
1	Fire Safety & Security			
2	Elevator Parts			
3	Emergency Power/ Genset			
4	Plumbing & Carpentry			
5	Air conditioning and Mechanical Systems			
6	Electronic Supplies and Materials			
7	Water Potability Test & Tank Cleaning			
8	Tools & Equipment			
9	Supplies & Materials - Maintenance & Housekeeping			
10	Façade Cleaning and Maintenance			

	River Parks and Site Development	1 lot	Month	
1	Plumbing, Carpentry and Electrical Supplies			
2	Toilet Consumables			
3	Landscape Cleaning sets and supplies			
	Taxes and Permits (per Facility)	1 lot	Month	
1	Professional Fees / Certifications			
2	Generator Permit to Operate from DENR and Building Official			
3	Elevator Permit			
4	FSIC Certificate			
5	Certificate of Annual Inspection (Mechanical, Electrical, Plumbing / Sanitary Permit)			
		TOTAL		

Name: _____

Legal Capacity: _____

Signature: _____

Duly authorized to sign the Bid for and behalf of: _____

Price Schedule for Goods Offered from Within the Philippines
[shall be submitted with the Bid if bidder is offering goods from within the Philippines]

For Goods Offered from Within the Philippines

Name of Bidder _____ Project ID No. _____ 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 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)

Name: _____

Legal Capacity: _____

Signature: _____

Duly authorized to sign the Bid for and behalf of: _____

Contract Agreement Form for the Procurement of Goods (Revised)
[Not required to be submitted with the Bid, but it shall be submitted within ten (10) days after receiving the Notice of Award]

CONTRACT AGREEMENT

THIS AGREEMENT made the ____ day of _____ 20____ between [name of PROCURING ENTITY] of the Philippines (hereinafter called "the Entity") of the one part and [name of Supplier] of [city and country of Supplier] (hereinafter called "the Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly [brief description of goods and services] and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of *[contract price in words and figures in specified currency]* (hereinafter called "the Contract Price").

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. In this Agreement words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract referred to.
2. The following documents as required by the 2016 revised Implementing Rules and Regulations of Republic Act No. 9184 shall be deemed to form and be read and construed as integral part of this Agreement, viz.:
 - i. Philippine Bidding Documents (PBDs);
 - i. Schedule of Requirements;
 - ii. Technical Specifications;
 - iii. General and Special Conditions of Contract; and
 - iv. Supplemental or Bid Bulletins, if any
 - ii. Winning bidder's bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted;

Bid form, including all the documents/statements contained in the Bidder's bidding envelopes, as annexes, and all other documents submitted (e.g., Bidder's response to request for clarifications on the bid), including corrections to the bid, if any, resulting from the Procuring Entity's bid evaluation;

- iii. Performance Security;
- iv. Notice of Award of Contract; and the Bidder's conforme thereto; and

v. Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBDs. **Winning bidder agrees that additional contract documents or information prescribed by the GPPB that are subsequently required for submission after the contract execution, such as the Notice to Proceed, Variation Orders, and Warranty Security, shall likewise form part of the Contract.**

3. In consideration for the sum of *[total contract price in words and figures]* or such other sums as may be ascertained, *[Named of the bidder]* agrees to *[state the object of the contract]* in accordance with his/her/its Bid.
4. The *[Name of the procuring entity]* agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

IN WITNESS whereof the parties hereto have caused this Agreement to be executed in accordance with the laws of the Republic of the Philippines on the day and year first above written.

[Insert Name and Signature]

[Insert Name and Signature]

[Insert Signatory's Legal Capacity]

[Insert Signatory's Legal Capacity]

for:

for:

[Insert Procuring Entity]

[Insert Name of Supplier]

Acknowledgment

[Format shall be based on the latest Rules on Notarial Practice]

Performance Securing Declaration (Revised)

[if used as an alternative performance security but it is not required to be submitted with the Bid, as it shall be submitted within ten (10) days after receiving the Notice of Award]

REPUBLIC OF THE PHILIPPINES)
CITY OF _____) S.S.

PERFORMANCE SECURING DECLARATION

Invitation to Bid: [Insert Reference Number indicated in the Bidding Documents]

To: [Insert name and address of the Procuring Entity]

I/We, the undersigned, declare that:

1. I/We understand that, according to your conditions, to guarantee the faithful performance by the supplier/distributor/manufacturer/contractor/consultant of its obligations under the Contract, I/we shall submit a Performance Securing Declaration within a maximum period of ten (10) calendar days from the receipt of the Notice of Award prior to the signing of the Contract.
2. I/We accept that: I/we will be automatically disqualified from bidding for any procurement contract with any procuring entity for a period of one (1) year for the first offense, or two (2) years **for the second offense**, upon receipt of your Blacklisting Order if I/We have violated my/our obligations under the Contract;
3. I/We understand that this Performance Securing Declaration shall cease to be valid upon:
 - a. issuance by the Procuring Entity of the Certificate of Final Acceptance, subject to the following conditions:
 - i. Procuring Entity has no claims filed against the contract awardee;
 - ii. It has no claims for labor and materials filed against the contractor; and
 - iii. Other terms of the contract; or
 - b. replacement by the winning bidder of the submitted PSD with a performance security in any of the prescribed forms under Section 39.2 of the 2016 revised IRR of RA No. 9184 as required by the end-user.

IN WITNESS WHEREOF, I/We have hereunto set my/our hand/s this ____ day of [month] [year] at [place of execution].

*[Insert NAME OF BIDDER OR ITS
AUTHORIZED REPRESENTATIVE]
[Insert signatory's legal capacity]
Affiant*

[Jurat]

[Format shall be based on the latest Rules on Notarial Practice]