

BIDS AND AWARDS COMMITTEE FOR INFRASTRUCTURE (BAC-I)

Bidding for the Construction of Various Structure and Facilities within the 100-hectare Area at Bataan Technology Park, Morong Bataan (Phase 1 Package 3)

BID BULLETIN NO. 4

This Bid Bulletin clarifies queries raised during the Pre-Bid Conference and other matters pertaining to the above Project.

I. Highlights of the Pre-Bid Conference

End-User Engr. Jules O. Aficial proceeded with the presentation of the Construction of Various Structures and Facilities within the 100-hectare Area at Bataan Technology Park, Morong, Bataan (Phase 1 Package 3) of the Project as seen in the attached link:

<https://drive.google.com/file/d/19y0Tt-s-M0SI3mxvahVcbWeErjxDQXo/view?usp=sharing>

II. Queries/Questions by the Prospective Bidders

Queries/Questions	Clarifications
<p>Q1. Can you provide the details and scope of works for the site development in buildings?</p>	<p>Please refer to the technical specifications, detailed drawings, Bill of Quantities (BOQ), and detailed cost estimates for the details and scope of works for site development.</p>
<p>Q2. Can a bidder nominate foreign key personnel?</p>	<p>Nominating a foreign key personnel is allowed but the (foreign) key personnel should obtain a special temporary permit (STP) for foreign nationals from the Professional Regulation Commission (PRC), provided that proof of the application for a STP in PRC is submitted as part of its supporting documents in Annex C (List of Key Personnel proposed to be assigned to the Contract) under the Technical Component/Proposal of its bid, provided further that the PRC-approved STP shall be presented during Post-Qualification.</p> <p>Non-submission of the PRC-approved STP during Post-Qualification shall be a ground for disqualification.</p>

<p>Q3. Is it allowed to pledge equipment with a capacity that is more than what is required?</p>	<p>Yes, this is allowed.</p>
<p>Q4. If there is a conflicting provision from the BDS and revised IRR of RA 9184 and as amended as of March 31, 2021, which one will prevail?</p>	<p>The BCDA is following the Philippine Bidding Documents and other standard forms issued by the GPPB in accordance with Section 6 of RA 9184 and its 2016 Revised IRR. The prescribed documents and/or information in Sections 17 and 23 of the 2016 Revised IRR of RA No. 9184 on the form and contents of the PBDs and the eligibility requirements are strictly observed, as possible, by the BCDA. Thus, the BCDA does not see how any discrepancies or variances can arise. Should, however, a discrepancy is observed, it will be resolved in accordance with the RA 9184 and its related IRR, GPPB Non-Policy Opinions and other related official pronouncements, as may be applicable.</p>
<p>Q5. If the bidder already inspected the project site, do we need to inspect it again?</p>	<p>No. Attendance to the site inspection is at the discretion of the bidder. Further, the BAC does not issue a Certificate of Site Inspection and such is not part of the requirements for the bid submission.</p>
<p>Q6. What are the specifications or details of the declared SLCC?</p>	<p>The SLCC must be similar to this Project, equivalent to at least fifty percent (50%) of the ABC. The value of the SLCC may be adjusted to current prices using PSA's Consumer Price Index, provided that the bidder submits a certification issued by the PSA for such adjustment.</p> <p>For purposes of this bidding, contracts similar to the Project shall refer to Construction of Building Structures.</p>
<p>Q7. The list of equipment presented in the powerpoint is different from the bid docs. Shall we follow based on bid docs or in presentation? Thank you.</p>	<p>The list of equipment under Clause 10.5 of the Bid Data Sheet (BDS) of the bidding documents shall govern.</p> <p>Also, please note the changes made in the BDS through this Bid Bulletin No. 4 under III. OTHER AMENDMENTS/</p>

	MODIFICATIONS TO THE BIDDING DOCUMENTS.
Q8. Will there be any problems if a company participates in this project bidding while also submitting a bid proposal for the previous 100 hectare Bataan Technology Park, Morong Bataan Php3.046 billion project?	None, as long as the bidder complies with all the bidding requirements for this Project as provided in the BDS and changes made through this Bid Bulletin No. 4.
Q9. May we request for a supplemental bid bulletin for the particular changes to the bid documents? So that we could compare what we have downloaded.	Yes, this Bid Bulletin No. 4 is issued not only to clarify questions of bidders on the bid documents but also to reflect the changes made in the bid documents.
Q10. Is it possible to nominate some of the employees and equipment on the first project to the second project and could we make substitutions on those engineers and equipment that are simultaneously pledged in both projects?	<p>A bidder that is participating in both Packages 2 and 3 being conducted by the BCDA shall have to nominate and pledge a different set of key personnel and equipment for each package. In the event that one package is awarded to the bidder and the same set of key personnel and equipment was nominated and pledged for the other package, the bidder shall automatically be disqualified on the other package yet to be awarded.</p> <p>Further, a bidder is advised to refrain from nominating or pledging the same key personnel or equipment for Package 3 to avoid complications in their bid. In the event that the same set of key personnel and equipment will be submitted, the bidder shall have been declared ineligible or disqualified in Package 2 to be eligible for Package 3.</p>
Q11. There are no detailed BOQ forms for the main items inside the development - removal works, exterior fire protection, and exterior electrical works.	Please refer to the link below for the updated Bill of Quantities: REVISED BLANK BOQ - BTP PH1 PKG 3.pdf

	<p>The modification of the BOQ is reiterated under Section III. OTHER AMENDMENTS/ MODIFICATIONS TO THE BIDDING DOCUMENTS of this Bid Bulletin No. 4.</p>
<p>Q12. In the cash flow requirements, we need to submit a quarterly payment schedule. Does that mean 90 calendar days? Since our contract is 21 months, we need to have 7 quarters?</p>	<p>As the project provides for milestone payments, the cash flow shall show payment schedules to coincide with the projected milestone completions.</p> <p>Please refer to Section III of this Bid Bulletin No. 4 for the amendment to BDS 11.1 to see the revision made on the cash flow requirements.</p>
<p>Q13. May I ask to include in the bid bulletin the changes for the list of equipment?</p>	<p>Please refer to the list of equipment under Clause 10.5 of the Bid Data Sheet of the bidding documents.</p> <p>Also, please note the changes made in the BDS through this Bid Bulletin No. 4 under III. OTHER AMENDMENTS/ MODIFICATIONS TO THE BIDDING DOCUMENTS.</p>
<p>Q14. May we ask for a copy of this pre bid conference presentation?</p>	<p>Please refer to the link below: https://drive.google.com/file/d/19y0Ttt-s-M0SI3mxvahVcbWeErjxDQXo/view?usp=sharing</p> <p>Please note that any discrepancies between the pre-bid conference presentation and this Bid Bulletin No. 4, the latter shall prevail.</p>
<p>Q15. May we ask if site inspection is required where there is a previous bid amounting to Php3.046 billion with the same site location which we already attended before?</p>	<p>Site inspection is not required.</p>
<p>Q16. It is stated in the BDS for ITB 10.4 that you have cited some provisions that in case the</p>	<p>The nominated key personnel shall be exclusively committed to this project to</p>

<p>proposed technical personnel is an employee of the bidder, and working on another project at the time of the bidding, the bidder shall submit a certification that, I.1) the personnel will be pulled out from the ongoing project once the bidder is awarded the contract and I.2) He or she will be replaced by another person with equal or better qualifications as certified by the head of the implementing office. Please clarify this for us.</p>	<p>ensure timely and satisfactory completion thereof.</p> <p>Please note the changes made in the BDS through this Bid Bulletin No. 4 under III. OTHER AMENDMENTS/MODIFICATIONS TO THE BIDDING DOCUMENTS.</p>
<p>Q17. Can you consider non-critical positions to be duplicated?</p>	<p>No. Each Key Personnel to be nominated for the Project shall only be nominated for one (1) position. Duplication is not allowed and a ground for disqualification.</p>
<p>Q18. Can it be possible or would it be sufficient for a JV bidder that the two companies' stamps be placed side by side in the Official Stamp?</p>	<p>Yes, it would be acceptable to place the logos of the JV members side by side as their official stamp since the formation is only a provisional JV.</p>

III. OTHER AMENDMENTS/MODIFICATIONS TO THE BIDDING DOCUMENTS

Due to the issues/concerns encountered in the Bidding Documents for Package 2, wherein this Bidding Documents was patterned from, we are issuing the following amendments or modifications, to wit:

FROM (as advertised)	TO (as revised)
<p><u>BDS Clause 10.4</u></p> <p>xxx</p> <p>Note: (1) The bidder shall also submit a duly signed Statement of Availability of Key Personnel and Equipment in the form prescribed in "Annex B" of the Bid Forms under</p>	<p>xxx</p> <p>Note: (1) The bidder shall also submit a duly signed Statement of Availability of Key Personnel and Equipment in the form prescribed in "Annex B" of the Bid Forms under Section IX. Checklist of Technical and Financial Documents.</p>

Section IX. Checklist of Technical and Financial Documents.

(2) If a proposed Key Technical Personnel is an employee of the bidder and working on another project at the time of the bidding, the bidder shall submit a certification that:

- (i.1) the personnel will be pulled out from the ongoing project once the bidder is awarded the contract, and
- (i.2) he/she will be replaced with another person with equal or better qualifications, as certified by the head of the implementing office;

(3) The bidder may propose a key personnel who is not its employee, provided that the said personnel shall submit a certification that he/she will work for the bidder if the latter is awarded the contract under bidding.

(4) Each nominated key personnel shall only be nominated to a single position.

(5) The winning bidder shall ensure that its nominated key personnel shall be working full time in this project.

(6) The bidder must accomplish the prescribed form in "Annex C" of the Bid Forms for the above list of the nominated key personnel and must be supported by the following documents:

1. Individual CV/resumes as prescribed in Annex "D" of the Bid Form under Section IX. Checklist of Technical and Financial Documents; and

(2) Each nominated key personnel shall only be nominated to a single position.

(3) The winning bidder shall ensure that its nominated key personnel shall be working full time in this project.

(4) The bidder must accomplish the prescribed form in "Annex C" of the Bid Forms for the above list of the nominated key personnel and must be supported by the following documents:

1. Individual CV/resumes as prescribed in Annex "D" of the Bid Form under Section IX. Checklist of Technical and Financial Documents; and
2. Photocopy of PRC Licenses/DOLE-OHSC/DPWH Accreditation. Expired PRC License may be accepted provided that proof for the renewal of application **shall be submitted, and provided further that the appointment date of the renewal shall fall on the day or after the deadline of bid submission, otherwise, the bidder must submit the renewed PRC license.** Valid or renewed PRC license of all key personnel assigned must be submitted during Post-Qualification.

<p>2. Photocopy of PRC Licenses/DOLE-OHSC/DP WH Accreditation. Expired PRC License may be accepted provided that proof for the renewal of application is attached. Valid or renewed PRC license of all key personnel assigned must be submitted during Post-Qualification.</p>	
<p><u>BDS Clause 10.5</u></p> <p>The bidder must accomplish the prescribed form in “Annex E” of the Bid Forms and shall submit the following acceptable proofs as attachment to the list of equipment, as applicable:</p> <p>a. If owned, supported by any proof of ownership as follows:</p> <ul style="list-style-type: none"> ● Deed of sale ● OR/CR ● Sales invoice showing payment of VAT ● Proforma Invoice supported by a Sales Invoice ● Letter of credit from bank with attached Purchase Order supported by a Sales Invoice ● Original Invoice with attached Packing List ● Bill of Lading <p>And certification by the bidder of availability of equipment for the duration of the project;</p> <p>b. If leased, supported by all of the following:</p> <ul style="list-style-type: none"> ● lease agreement between lessor and lessee, ● proof of ownership of the lessor, and ● certification of availability of equipment from the equipment lessor for the duration of the project; 	<p>The bidder must accomplish the prescribed form in “Annex E” of the Bid Forms and shall submit the following acceptable proofs as attachment to the list of equipment, as applicable:</p> <p>a. If owned, supported by any proof of ownership as follows:</p> <ul style="list-style-type: none"> ● Deed of sale ● OR/CR ● Sales invoice showing payment of VAT ● Proforma Invoice supported by a Sales Invoice ● Letter of credit from bank with attached Purchase Order supported by a Sales Invoice ● Original Invoice with attached Packing List ● Bill of Lading <p>And certification by the bidder of availability of equipment for the duration of the project using the prescribed form in Annex “B”;</p> <p>b. If leased, supported by all of the following:</p> <ul style="list-style-type: none"> ● lease agreement between lessor and lessee, ● proof of ownership of the lessor, and ● certification of availability of equipment from the equipment lessor for the duration of the project using the prescribed form in

<p>c. If under purchase agreement, supported by all of the following:</p> <ul style="list-style-type: none"> • Purchase Agreement between the bidder and the owner, and • certification of availability of equipment from the vendor for the duration of the project. <p>For the certification of availability of equipment required in any of the above, the bidder must use the prescribed form in Annex “B” of the Bid Form under Section IX. Checklist of Technical and Financial Documents.</p>	<p>Annex “B-1”; or</p> <p>c. If under purchase agreement, supported by all of the following:</p> <ul style="list-style-type: none"> • Purchase Agreement between the bidder and the owner, and • certification of availability of equipment from the vendor for the duration of the project using the prescribed form in Annex “B-2”. <p>Optional documents to be submitted:</p> <ol style="list-style-type: none"> 1. Photo of the vehicle/equipment 2. Photo of body marking showing the capacity of the vehicle/ equipment
<p><u>BDS 11.1</u></p> <p>In addition to the Bid Form and Bill of Quantities, the following shall be included in the Financial Component:</p> <ol style="list-style-type: none"> 1. Detailed Cost Estimates prescribed in “Annex N” under Section IX. Checklist of Technical and Financial Documents, including a summary sheet (Dayworks Form under “Annex O-1, O-2, O-3”), indicating the unit prices of construction materials, labor rates, and equipment rentals used in coming up with the Bid considering 12% VAT; and 2. Cash flow by quarter or payment schedule. <p>xxx</p>	<p>In addition to the Bid Form and Bill of Quantities, the following shall be included in the Financial Component:</p> <ol style="list-style-type: none"> 1. Detailed Cost Estimates prescribed in “Annex N”; 2. Dayworks Schedule using the prescribed Forms under “Annex O-1, O-2, O-3”, indicating the unit prices of construction materials, labor rates, and equipment rentals used in coming up with the Bid considering 12% VAT; and 3. Cash flow based on projected milestone accomplishments. <p>xxx</p>
<p><u>Section VIII. Bill of Quantities</u></p> <p>Form for Bill of Quantities: <u>BLANK BOQ - BTP PH1 PKG 3.pdf</u></p>	<p>Revised Form for Bill of Quantities: <u>REVISED BLANK BOQ - BTP PH1 PKG 3.pdf</u></p>

<p><u>Checklist of Technical and Financial Components</u></p> <p>xxx</p> <p>II. Financial Envelope</p> <p>(o) Original of duly signed and accomplished Financial Bid Form; and</p> <p>Other documentary requirements under RA No. 9184</p> <p>(p) Original of duly signed Bid Prices in the Bill of Quantities; and</p> <p>(q) Duly accomplished Detailed Estimates Form, including a summary sheet indicating the unit prices of construction materials, labor rates, and equipment rentals used in coming up with the Bid; and</p> <p>(r) Cash Flow by Quarter.</p>	<p>xxx</p> <p>II. Financial Envelope</p> <p>(o) Original of duly signed and accomplished Financial Bid Form; and</p> <p>Other documentary requirements under RA No. 9184</p> <p>(p) Original of duly signed Bid Prices in the Bill of Quantities; and</p> <p>(q) Duly accomplished Detailed Cost Estimates Form;</p> <p>(r) Dayworks Schedule, indicating the unit prices of construction materials, labor rates, and equipment; and</p> <p>(s) Cash Flow based on projected milestone accomplishments.</p> <p>Failure of the bidder to submit the above stated documents shall be a ground for disqualification.</p>								
<p><u>Bidding Forms Form for Certificate of Availability of Leased Equipment</u></p> <p>None</p>	<p>Annex B-1</p> <p><u>Annex B-1 Certificate of Availability of Leased Equipment.pdf</u></p>								
<p><u>Bidding Forms Form for Certificate of Availability of Equipment Under Purchase Agreement</u></p> <p>None</p>	<p>Annex B-2</p> <p><u>Annex B-2 Certificate of Availability of Equipment Under Purchase Agreement.pdf</u></p>								
<p><u>Bidding Forms Annex "O-3"</u></p> <p>Dayworks Schedule Equipment</p> <p>xxx</p> <table border="1" data-bbox="300 1928 762 1995"> <thead> <tr> <th>NO.</th> <th>TYPE OF EQUIPMENT</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> </tr> </tbody> </table>	NO.	TYPE OF EQUIPMENT			<p>Dayworks Schedule Equipment</p> <p>xxx</p> <table border="1" data-bbox="794 1928 1390 1995"> <thead> <tr> <th>NO.</th> <th>TYPE OF EQUIPMENT</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> </tr> </tbody> </table>	NO.	TYPE OF EQUIPMENT		
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1	Concrete Mixer, 1 Bagger	1	Tower Crane
2	Excavator, 0.5 cu.m.	2	Mobile Crane
3	Concrete Vibrator	3	Motorized Grader
4	Rough Terrain Crane, 10 tonner	4	Backhoe
5	Utility Truck	5	10 Wheeler Truck with boom
6	Roller, 1 tonner	6	Dumptruck
7	Bar Cutter	7	Water Truck
		8	Generator Set
		9	Transit Mixer

IV. REITERATIONS:

- A. **Receipt of Bids.** Bids must be duly received by the BAC Secretariat through manual/physical submission at the BCDA Office, BCDA Corporate Center, 2nd Floor Bonifacio Technology Center, 31st Street Corner 2nd Avenue, Crescent Parkwest, Bonifacio Global City Taguig, on or before **9:00 AM of 03 December 2021**. Late bids shall not be accepted.

The bidders may submit their bid proposal before the deadline for submission of bids to avoid late submission.

- B. **Opening of Bids.** Bid Opening shall be on **03 December 2021, 10:00 AM** at the BCDA Office, BCDA Corporate Center, 2nd Floor Bonifacio Technology Center, 31st Street Corner 2nd Avenue, Crescent Parkwest, Bonifacio Global City Taguig, and/or through <https://bcda-gov-ph.zoom.us/j/99760245008?pwd=Rys5ZWR5dThhWVI2RmsyUHJ3MmtyQT09> Meeting ID: 997 6024 5008 Passcode: 263061. Bids will be opened in the presence of the bidder's representative who chooses to attend the activity.

To adhere to the maximum capacity required for the face-to-face conference and maintain social distancing, the Bidders are only allowed to send one (1) representative each, to assist in and witness the opening of bid proposals.

The bidder's representative should download and register in the Stay Safe Application and shall be required to present their vaccination card indicating

full vaccination and/or negative RT-PCR test results valid for 72 hours, and Government-issued ID, upon entry to BCDA office.

All participants must wear a face mask, face shield, and observe social distancing when inside the building.

- C. **Online Payment of Bid Documents.** Bank details shall be provided upon request and bidders should provide their proof of payment through the Secretariat using the email address baci2021@bcda.gov.ph, to facilitate the coordination of the issuance of an Official Receipt.

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

Issued on 22 November 2021

BIDS AND AWARDS COMMITTEE FOR INFRASTRUCTURE (BAC-I)

ATTY. MARIA SOLEDAD C. SAN PABLO
Vice Chairperson

BACI2021-0223