

**Section III. Bid Data Sheet**

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ITB Clause	
1.1	The Procuring Entity is <b>Department of National Defense/Armed Forces of the Philippines</b>
1.2	The lot and reference is/are: <i>The acquisition of Rocket Launcher Light (RLL) and the Required Ammunition <b>AFPMP-PN-SRL-2019</b></i>
<u>2</u>	The Funding Source is: The Government of the Philippines (GOP) through the Revised AFP Modernization Program with <b>SARO Nr.:</b> _____in the amount <b>FIVE HUNDRED FOURTEEN MILLION EIGHT HUNDRED THOUSAND PESOS (PhP514,800,000.00)</b> The name of the Project is: <i>The name of the project is: Acquisition of Rocket Launcher Light and the Required Ammunition for the Philippine Navy</i>
3.1	No further instructions.
5.1	No further instructions.
5.2	<i>Foreign bidders may participate in this Project in view of the following circumstance:</i>  <i>When the goods sought to be procured are not available from local suppliers</i>
5.4	The Bidder must have completed, within the last five (5) years, a single contract that is similar to this Project, equivalent to at least fifty percent (50%) of the ABC.  For this purpose, similar contract shall refer to the manufacture and delivery of <i>Rocket Launcher</i>
6.3	The Bidder is expected to examine all instructions, forms, terms, and specifications in the Bidding Documents.
7	No further instructions.
8.1	The Bidder may subcontract the ammunitions, optical sights and sub-caliber training devices. However, subcontracting of any item shall not relieve the Bidder from any liability or obligation that may arise from

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	the contract for this Project.
8.2	<p>Subcontractors must submit the following documentary requirements:  <b>PhilGEPS Certificate of Registration and Membership (Platinum) in accordance with Section 8.5.2 of the IRR, RA 9184, or in lieu thereof, the following documents:</b></p> <ol style="list-style-type: none"> <li>1. Registration Certificate or its equivalent from:             <ul style="list-style-type: none"> <li>• Securities and Exchange Commission, for Corporation and Partnership; or</li> <li>• Department of Trade and Industry (DTI), for sole proprietorship; or</li> <li>• Cooperative Development Authority, for cooperatives</li> </ul> </li> <li>2. Mayor's Permit or its equivalent issued by the City or municipality where the principal place of business of the prospective bidder is located, or the equivalent document for Exclusive Economic Zones or Areas</li> <li>3. Tax clearance per Executive Order 398, Series of 2005, as finally reviewed and approved by BIR.</li> <li>4. Audited financial statements, showing, among others, the prospective bidder's total and current assets and liabilities, stamped "received" by the BIR or its duly accredited and authorized institutions, for the preceding calendar year which should not be earlier than two (2) years from the date of bid submission.</li> </ol> <p>For foreign bidders, the audited financial statements shall be prepared in accordance with International Financial Reporting Standards.</p>
9.1	<p>The Procuring Entity will hold a Pre-bid Conference for this Project on _____ at _____ at the <b>DND-BAC Conference Room, Basement, Left Wing, DND Bldg., CGEA, Quezon City</b></p>
10.1	<p>The Procuring Entity's address is:</p> <p>DND Bids and Awards Committee              Department of National Defense              Basement, Left Wing DND Building,              Camp General Emilio Aguinaldo,              Quezon City, Philippines 1110              Telephone No: 911-6001 loc 8481              Telefax No: (632)421-3531              Email: dndbacsecretariat5626@yahoo.com</p> <p>Attention: Project Manager              Rocket Launcher Light Acquisition Project</p>

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11.	<p>In case of foreign bidders, the eligibility requirements or statements, the bids, and all other documents to be submitted to the BAC must be in English. If the eligibility requirements or statements, the bids, and all other documents submitted to the BAC are in foreign language other than English, it must be accompanied by a translation of the documents in English. The documents shall be translated by the relevant foreign government agency, the foreign government agency authorized to translate documents, or a registered translator in the foreign bidder's country; and shall be accompanied by a notarized Certificate of Correctness of Translation executed by the translator and affixed with Apostille Certificate. The English translation shall govern, for purposes of interpretation of the bid.</p>												
12	<p>Eligibility Components</p> <p>Ten (10) copies of original/certified true copy/photocopies.</p>												
12.1	<p>Below is the complete list of Eligibility and Technical Proposal documents to be submitted during the bidding procedure and Properly TABBED as indicated. Please refer to Section VIII for the prescribed sample forms.</p> <p><i>For foreign bidders, the equivalent document/s issued by the appropriate authority in the country of origin of the bidder concerned must be presented. If said document has no appropriate equivalent, a Certificate of Inexistence of Appropriate Foreign Equivalent may be submitted.</i></p> <p><i>In case of a Joint Venture, each member of the JV shall submit the required Legal Document as provided in TAB A as provided below or its appropriate equivalent documents.</i></p> <table border="1" data-bbox="407 1457 1393 1881"> <thead> <tr> <th colspan="3" data-bbox="407 1457 1393 1539">ELIGIBILITY REQUIREMENTS</th> </tr> <tr> <th data-bbox="407 1539 521 1623">TAB</th> <th data-bbox="521 1539 1260 1623">CLASS "A" DOCUMENTS</th> <th data-bbox="1260 1539 1393 1623">Form</th> </tr> </thead> <tbody> <tr> <td colspan="3" data-bbox="407 1623 1393 1707"><b>I. LEGAL DOCUMENTS:</b></td> </tr> <tr> <td data-bbox="407 1707 521 1881">A</td> <td data-bbox="521 1707 1260 1881"> <b>PhilGEPS Certificate of Registration and Membership (Platinum) in accordance with Section 8.5.2 of the IRR, RA 9184, including the following documents:</b> </td> <td data-bbox="1260 1707 1393 1881">1</td> </tr> </tbody> </table>	ELIGIBILITY REQUIREMENTS			TAB	CLASS "A" DOCUMENTS	Form	<b>I. LEGAL DOCUMENTS:</b>			A	<b>PhilGEPS Certificate of Registration and Membership (Platinum) in accordance with Section 8.5.2 of the IRR, RA 9184, including the following documents:</b>	1
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		<p>1. Registration Certificate or its equivalent from:</p> <ul style="list-style-type: none"> <li>• Securities and Exchange Commission, for Corporation and Partnership; or</li> <li>• Department of Trade and Industry (DTI), for sole proprietorship; or</li> <li>• Cooperative Development Authority, for cooperatives</li> </ul> <p>2. Mayor's Permit or its equivalent issued by the City or municipality where the principal place of business of the prospective bidder is located, or the equivalent document for Exclusive Economic Zones or Areas</p> <p>3. Tax clearance per Executive Order 398, Series of 2005, as finally reviewed and approved by BIR.</p> <p>4. Audited financial statements, showing, among others, the prospective bidder's total and current assets and liabilities, stamped "received" by the BIR or its duly accredited and authorized institutions, for the preceding calendar year which should not be earlier than two (2) years from the date of bid submission.</p> <p>For foreign bidders, the audited financial statements shall be prepared in accordance with International Financial Reporting Standards</p> <p><b><i>When the bidders submit the PhilGEPS Certificate of Registration and Membership (Platinum), the above-stated eligibility documents shall also be attached.</i></b></p>	
<b>II. TECHNICAL DOCUMENTS:</b>			
	<b>B</b>	<p><b>Duly signed Statement of all on-going Government and Private contracts including contracts awarded but not yet started</b>, if any, whether similar or not similar in nature and complexity to the contract to be bid. (Projects with Notice of Awards are considered on-going projects)</p> <p>A bidder who opts not to disclose the name of the</p>	2

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	<p>client during the SOBE on the ground of an existing confidentiality agreement shall make such reservation under oath in a notarized document. However, the bidder must disclose the amount, status, and name of the project for purposes of validating the NFCC, subject to presentation of evidence to establish the existence of said contracts during post-qualification. <b>(pls see sample form)</b></p>	
	<p><b>Duly signed Statement of Single Largest Completed Contract (SLCC) similar to the contract to be bid</b>, the value of which must be equivalent to at least fifty (50%) of the ABC.</p> <p>For this purpose, similar contracts shall refer to the <b>Manufacture and Delivery of Rocket Launcher.</b></p> <p><b>C</b> A bidder who opts not to disclose the name of the client during the SOBE shall make such reservation under oath in a notarized document on the ground of an existing confidentiality agreement. However, the bidder must disclose the amount, status, and name of the project for purposes of validating the contents of the statement of single largest similar completed contract, subject to presentation of evidence to establish existence of said contract during post-qualification. <b>(pls see sample form)</b></p>	3
<b>III. FINANCIAL DOCUMENTS</b>		
	<p>Duly signed NFCC Computation in accordance with ITB Clause 5.5; or</p> <p>A bidder may submit a committed Line of Credit from a Universal or Commercial Bank, in lieu of its NFCC computation which must be at least equal to 10% of the ABC to be bid. Provided, that if the same is issued by a foreign Universal or Commercial Bank, it shall be confirmed or authenticated by a local Universal or Commercial Bank.</p>	4

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CLASS "B" DOCUMENT		
<b>E</b>	<p>Valid <b>Joint Venture Agreement (JVA)</b>, in case the joint venture is already in existence, if applicable.</p> <p>or</p> <p><b>Duly notarized undertaking or agreement</b> from all potential joint venture partners to enter and abide by the provisions of the JVA in the instance that the bid is successful. Failure to enter into a joint venture in the event of a contract award shall be ground for the forfeiture of the bid security.</p> <p>In both instances, authority of the representative for each partner shall be submitted during bid opening.</p> <p>In case JVA is not applicable, the bidder must submit a statement stating that JVA is not applicable in lieu of the foregoing.</p>	5
TECHNICAL COMPONENTS		
<b>F</b>	<p><b>Duly notarized Affidavit of Bid Securing Declaration, or any form of Bid Security</b>, in an amount not less than the required percentage of the ABC in accordance with the following schedule:</p> <ol style="list-style-type: none"> <li>1) Cash, or cashier's / manager's check issued by a Universal or Commercial Bank equivalent to two percent (2%) of the ABC; or</li> <li>2) 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 equivalent to two percent (2%) of the ABC; or</li> <li>3) Surety bond callable upon demand issued by a surety or insurance company duly</li> </ol>	6

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		certified by the Insurance Commission as authorized to issue such security equivalent to five percent (5%) of the ABC.	
	<b>G</b>	<b>Duly signed Statement of Conformity with the Schedule of Requirements and Technical Specifications</b> , as enumerated and specified in Section VI and Section VII of the Bidding Documents with a copy of Manufacturer's Test and Acceptance Procedure (MTAP)	
	<b>H</b>	Notarized <b>Omnibus Sworn Statement</b> in accordance with Section 25.2(a)(viii) and Section 25.3 of the 2016 Revised IRR of RA 9184, and using the form prescribed in Section VIII (Bidding Forms).	7
	<b>I</b>	Duly notarized Secretary's Certificate or Board Resolution or Special Power of Attorney of the authorized Representative of the Bidder or other appropriate forms of authority.	
	<b>J</b>	Certification that the bidder is the Original Equipment Manufacturer (OEM) of the Squad Rocket Launcher Light.	
	<b>K</b>	Certification from bidder that the Squad Rocket Launcher Light being offered is being used by the Armed Forces of the country of origin or at least two (2) other Armed Forces.	
	<b>L</b>	Certification from bidder that the goods to be delivered are brand new.	
12.1(a)(i)	No other acceptable proof of registration is recognized.		
12.1(a)(ii)	The Statement of all similar completed government and private contracts shall include all such contracts <b>within five (5) years</b> prior to the deadline for the submission and receipt of bids.		
12.1(a)(iii)	The bidder shall assure the procuring entity as an addendum to the Omnibus Sworn Statement that it is not blacklisted or undergoing		



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	blacklisting proceedings before a foreign government or international institution (sample format of the Certification to be submitted during the submission and Opening of Bids attached).									
13.1	<p>The <b>Financial Proposal Envelope</b> shall contain the following documents:</p> <p><b>Ten (10) copies of original/certified true copy/photocopies.</b></p> <table border="1"> <thead> <tr> <th>TAB</th> <th>FINANCIAL PROPOSAL DOCUMENTS (Second Stage)</th> <th>Sample Form</th> </tr> </thead> <tbody> <tr> <td>A.</td> <td>Price Proposal. Bid Prices and Bill of Quantities with corresponding price for each item and the applicable Price Schedules, and other Maintenance and recurring expenses;</td> <td></td> </tr> <tr> <td>B.</td> <td>Duly signed itemized Price Proposal for Goods Offered from abroad.</td> <td></td> </tr> </tbody> </table>	TAB	FINANCIAL PROPOSAL DOCUMENTS (Second Stage)	Sample Form	A.	Price Proposal. Bid Prices and Bill of Quantities with corresponding price for each item and the applicable Price Schedules, and other Maintenance and recurring expenses;		B.	Duly signed itemized Price Proposal for Goods Offered from abroad.	
TAB	FINANCIAL PROPOSAL DOCUMENTS (Second Stage)	Sample Form								
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B.	Duly signed itemized Price Proposal for Goods Offered from abroad.									
13.1 (b)	No further instructions.									
13.1(c)	No additional requirements.									
13.2	The ABC is <b>FIVE HUNDRED FOURTEEN MILLION EIGHT HUNDRED THOUSAND PESOS (PhP514,800,000.00)</b> . Any bid with a financial component exceeding this amount shall not be accepted									
15.4 (b)	The price of the GOODS shall be quoted <b>DAP</b> and the place of destination is Supply Company, SSBN, Headquarters Philippine Marine Corps, Marine Barracks Rudiardo Brown, Fort Bonifacio, Taguig City.									
15.5	Bid Prices shall be fixed. Adjustable price proposal shall be treated as non-responsive and shall be rejected.									
16.1(b)	<p>For Goods that the Bidder will supply from outside the Philippines, the prices shall be quoted in Philippine Pesos.</p> <p>Contract price shall be in Philippine Peso.</p>									
16.3	No further instructions									
17.1	Bids will be valid for a period of <b>One Hundred Twenty (120) Calendar Days</b> from the Bid Opening Date.									
18.1	1. The bid security shall be in the form of a Duly Notarized Affidavit of Bid Securing Declaration, or any of the following forms and amount:									

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	Form of Bid Security	Amount of Bid Security (Not Less than the Percentage of the ABC)
	(a) Cash or cashier's/manager's check issued by a Universal or Commercial Bank.	Two percent (2%)
	(b) 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.	
	(c) Surety bond callable upon demand issued by a surety or insurance company duly certified by the Insurance Commission as authorized to issue such security.	
18.2	The bid security shall be valid for a period of <b>One Hundred Twenty (120) Calendar Days</b> from the Bid Opening date.	
18.5(a)(iv)	<p><i>Additional grounds for forfeiture of the Bid Security:</i></p> <ol style="list-style-type: none"> <li>1. Submission of eligibility requirements containing false information or falsified documents.</li> <li>2. Submission of Bids that contain false information or falsified documents, or the concealment of such information in the Bids in order to influence the outcome of eligibility screening or any other stage of the public bidding.</li> <li>3. Allowing the use of one's name, or using the name of another for purposes of public bidding.</li> <li>4. Withdrawal of a bid, or refusal to accept an award, or enter into contract with the Government without justifiable cause, after the Bidder had been adjudged as having submitted the Lowest Calculated Responsive Bid or Highest Rated Responsive Bid.</li> <li>5. Refusal or failure to post the required performance security within the prescribed time.</li> <li>6. Refusal to clarify or validate in writing its Bid during post-qualification within a period of seven (7) calendar days from receipt of the request for clarification.</li> <li>7. Any documented unsolicited attempt by a bidder to unduly influence the outcome of the bidding in his favor.</li> </ol>	

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	<p>8. Failure of the potential joint venture partners to enter into the joint venture after the bid is declared as successful.</p> <p>9. All other acts that tend to defeat the purpose of the competitive bidding, such as habitually withdrawing from bidding, submitting late Bids or patently insufficient bid, for at least three (3) times within a year, except for valid reasons.</p>
19.4	Each and every page of the Bid Form, including the Schedule of Prices, under Section VIII hereof, shall be signed by the duly authorized representative/s of the Bidder. Failure to do so shall be a ground for the rejection of the bid.
20.1	The <b>original</b> of the Bid Security, Omnibus Sworn Statement and Joint Venture Agreement, Subcontracting Agreement and related certificates if any and duly notarized Secretary's Certificate or Board Resolution or Special Power of Attorney of the authorized Representative of the Bidder or other appropriate forms of authority must be submitted and included in the folder marked "Original". <b>Original or Certified True Copy</b> of the Authorization of Representative/s (Special Power of Attorney or Board Resolution/ Secretary's Certificate or other appropriate forms of authority) must also be submitted and included in the folder marked "Original".
20.3	Each Bidder shall submit <b>ten (10) copies</b> of the first and second components of its bid, one (1) copy of which shall be marked "Original".
21	<p>The address for submission of bids is:</p> <p><b>Office of the DND Bids and Awards Committee 1</b>                  Basement Left Wing, Department of National Defense Building                  Camp General Emilio Aguinaldo, Quezon City, Philippines                  Contact Person: Head, DND-BAC1 Secretariat                  Tel Nr / Fax Nr: (632) 421-3531                  Telephone No: (632) 911-6001 local 8414</p> <p>The date and time of bid opening for the first stage bidding is on _____, 2019 at _____ a.m.</p>
24.1	<p>The place of bid opening is:</p> <p><b>DND-BAC Conference Room</b>                  Basement Left Wing, Department of National Defense Building                  Camp General Emilio Aguinaldo, Quezon City, Philippines</p> <p>The date and time of bid opening for the first stage bidding is on _____, 2019 at _____ a.m.</p>

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24.2	No further instructions.															
24.3	No further instructions.															
27.1	No further instructions.															
28.3 (a)	No further instructions.															
28.4	No further instructions.															
29.2	<p><i>Within five (5) calendar days from receipt by the bidder of the notice from the BAC that the bidder has the Lowest Calculated Bid, the Bidder shall submit to the BAC the following documentary requirements:</i></p> <table border="1"> <thead> <tr> <th><b>TAB</b></th> <th><b>POST-QUALIFICATION DOCUMENTS</b></th> <th></th> </tr> </thead> <tbody> <tr> <td><b>A</b></td> <td> <p>Latest income and business tax returns per Revenue Regulations 3-2005 filed through the Electronic Filing and Payments System (EFPS).</p> <p><i>Only tax returns filed and taxes paid through the BIR Electronic Filing and Payments System (EFPS) or its equivalent in case of foreign bidders shall be accepted.</i></p> <p><i>NOTE: The latest income and business tax returns are those within the last six months preceding the date of bid submission;</i></p> </td> <td></td> </tr> <tr> <td><b>B</b></td> <td>Company Profile;</td> <td></td> </tr> <tr> <td><b>C</b></td> <td>Must have an ISO 9001 of 2015 Certificate or AQAP Certificate</td> <td></td> </tr> <tr> <td><b>D</b></td> <td>MOA with local entity with Indentor's License (Attach copy of Indentor's License)</td> <td></td> </tr> </tbody> </table> <p><i>Note: When, during the opening of bids, the bidder submitted the PhilGEPS Certificate of Registration, all eligibility documents shall form part of the Post Qualification Documents, and vice versa.</i></p>	<b>TAB</b>	<b>POST-QUALIFICATION DOCUMENTS</b>		<b>A</b>	<p>Latest income and business tax returns per Revenue Regulations 3-2005 filed through the Electronic Filing and Payments System (EFPS).</p> <p><i>Only tax returns filed and taxes paid through the BIR Electronic Filing and Payments System (EFPS) or its equivalent in case of foreign bidders shall be accepted.</i></p> <p><i>NOTE: The latest income and business tax returns are those within the last six months preceding the date of bid submission;</i></p>		<b>B</b>	Company Profile;		<b>C</b>	Must have an ISO 9001 of 2015 Certificate or AQAP Certificate		<b>D</b>	MOA with local entity with Indentor's License (Attach copy of Indentor's License)	
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<b>Error! Reference source not</b>	No further instructions															

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found.(f)	
34	The effective date of the Contract shall be upon receipt/ acknowledgement of the Notice to Proceed (NTP) by the supplier, which date shall not be later than seven (7) calendar days from the issuance of the NTP