



**BIDS AND AWARDS COMMITTEE**

**Supplemental/Bid Bulletin No. 1**

**PROCUREMENT OF SECONDARY INTERNET SERVICE PROVIDER (ISP) FOR  
 THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES-  
 CENTRAL OFFICE (DENR-CO)  
 Bid Ref. No. DENR-CO-2024-051 Rebid**

**Approved Budget for the Contract: ₱2,000,000.00**

This **Supplemental/Bid Bulletin No. 1** is being issued to revise provisions/specifications in the Bidding Documents and to respond to clarifications/requests raised by prospective bidders during the Pre-Bid Conference held on 05 September 2024 online via Google Meet Platform, for the above cited project:

A. Revisions to provisions/specifications in the Bidding Documents:					
FROM	TO				
<b>SECTION III. BID DATA SHEET</b>					
<p>...XXX...</p> <table border="1"> <tr> <td align="center" style="width: 10%;">20.2</td> <td>1.d) Audited Financial Statements (AFS) for CY 2023 received (with stamped receipt or with attached copy of acknowledgment thru email) by the Bureau of Internal Revenue (BIR) or its duly accredited and authorized institutions dated CY 2024;</td> </tr> </table> <p>...XXX...</p>	20.2	1.d) Audited Financial Statements (AFS) for CY 2023 received (with stamped receipt or with attached copy of acknowledgment thru email) by the Bureau of Internal Revenue (BIR) or its duly accredited and authorized institutions dated CY 2024;	<p>...XXX...</p> <table border="1"> <tr> <td align="center" style="width: 10%;">20.2</td> <td>                     1.d) Audited Financial Statements (AFS) for CY 2023 received (with stamped receipt or with attached copy of acknowledgment thru email) by the Bureau of Internal Revenue (BIR) or its duly accredited and authorized institutions dated CY 2024;   <b>Note: For corporations filing Audited Financial Statement (AFS) on a fiscal year, must attach copies of the following documents:</b>                      i. Application for Registration (BIR Form No. 1903) with a stamp of receipt by the Bureau of Internal Revenue (BIR) or its duly accredited and authorized institutions; and                      ii. Latest AFS (with a stamp of receipt or with attached copy of acknowledgment thru email) by the BIR or its duly accredited and authorized institutions.                 </td> </tr> </table> <p>...XXX...</p>	20.2	1.d) Audited Financial Statements (AFS) for CY 2023 received (with stamped receipt or with attached copy of acknowledgment thru email) by the Bureau of Internal Revenue (BIR) or its duly accredited and authorized institutions dated CY 2024;  <b>Note: For corporations filing Audited Financial Statement (AFS) on a fiscal year, must attach copies of the following documents:</b> i. Application for Registration (BIR Form No. 1903) with a stamp of receipt by the Bureau of Internal Revenue (BIR) or its duly accredited and authorized institutions; and ii. Latest AFS (with a stamp of receipt or with attached copy of acknowledgment thru email) by the BIR or its duly accredited and authorized institutions.
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<b>B. Response to clarifications/requests of prospective bidders:</b>	
<b>CLARIFICATION/REQUEST</b>	<b>RESPONSE</b>
Request to consider relaxing the minimum total uplink capacity from 40Gbps to 130Gbps to 10Gbps to 100Gbps	<b>Request denied.</b>

Please use the **Revised Checklist of Technical and Financial Documents** as a guide/reference.

This Supplemental/Bid Bulletin No. 1 shall form part of the Bidding Documents. Any provision in the Bidding Documents inconsistent herewith is hereby amended, modified and superseded accordingly.

For guidance and information of all concerned.

Issued this 13<sup>th</sup> of September 2024 in Quezon City.

Approved by:

*(sgd.)*

**NORLITO A. ENERAN, LL. M., CESO III**  
 Assistant Secretary for Legal Affairs and Enforcement &  
 Vice Chairperson, Bids and Awards Committee

**DENR BIDS AND AWARDS COMMITTEE**  
**REVISED CHECKLIST OF TECHNICAL AND FINANCIAL DOCUMENTS**

**Project:**            **PROCUREMENT OF SECONDARY INTERNET SERVICE PROVIDER (ISP) FOR THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES-CENTRAL OFFICE (DENR-CO)**

**Bid Ref. No.**    **Bid Ref. No. DENR-CO-2024-051 Rebid**

**APPROVED BUDGET FOR THE CONTRACT: P2,000,000.00**

**ENVELOPE 1: TECHNICAL COMPONENT**

**CLASS "A" DOCUMENTS**

**A. LEGAL DOCUMENTS**

- (a) Valid and current **Certificate of PhilGEPS Registration (Platinum Membership)** (all pages) *in accordance with Section 8.5.2 of the IRR* (pursuant to GPPB Resolution No. 15-2021, dated 14 October 2021);
- Note: For corporations filing Audited Financial Statement (AFS) on a fiscal year, must attach copies of the following documents:*
- i. Application for Registration (BIR Form No. 1903) with a stamp of receipt by the Bureau of Internal Revenue (BIR) or its duly accredited and authorized institutions; and*
  - ii. Latest AFS (with a stamp of receipt or with attached copy of acknowledgment thru email) by the BIR or its duly accredited and authorized institutions.*

**B. TECHNICAL DOCUMENTS**

- (b) 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 (per **Annex I**);
- (c) Statement of the Bidder's Single Largest Completed Contract (SLCC) of similar nature within the last five (5) years from date of submission and receipt of bids equivalent to at least fifty (50%) of the total ABC (per **Annex I-A**)
- Similar in nature shall mean "**Internet Services**."*
- Any of the following documents must be submitted/attached corresponding to listed completed largest contracts per Annex I-A:
- i) Copy of End User's Acceptance; or
  - ii) Copy of Official Receipt/s or Sales Invoice or Collection Receipt/s
- (d) Original Bid Security must be issued in favor of the **DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES (DENR)** (must be valid for at least 120 calendar days from the date of bid opening); any one of the following forms:
- | Project ABC<br>(P) | Bid Security: Cash, Cashier's/<br>Manager's Check, Bank Draft /<br>Guarantee, Irrevocable Letter of<br>Credit (2%) (P) | Bid Security:<br>Surety Bond (5%)<br>(P) | Original Bid Securing<br>Declaration |
|--------------------|--|--|--------------------------------------|
| 2,000,000.00       | 40,000.00  | 100,000.00                               | No required<br>Amount                |
- 1. Bid Securing Declaration per **Annex II**;
  - 2. The Cashier's/Manager's Check shall be issued by a Local, Universal or Commercial Bank
  - 3. The Bank Draft/Guarantee or Irrevocable Letter of Credit shall be issued by a Local Universal or Commercial Bank; or

<input type="checkbox"/>	<p>4. Should bidder opt to submit a Surety Bond as Bid Security, the surety bond must be callable on demand and must be issued by a surety or insurance company duly certified by the Insurance Commission as authorized to issue such bond. <u>Together with the surety bond, a certification from Insurance Commission must be submitted by the bidder which must state that the surety or insurance company is specifically authorized to issue surety bonds.</u></p> <p>5. <u>For submission of Bank Draft/Guarantee or Irrevocable Letter of Credit or Surety Bond</u>, the following must be stated/specified in the Bid Security pursuant to Section III, ITB Clause 18.5, to wit:</p> <p><i>The following are the grounds for forfeiture of Bid Security</i></p> <ul style="list-style-type: none"> <li>▪ <b>IF A BIDDER:</b> <ul style="list-style-type: none"> <li>a) Withdraws its bid during the period of bid validity.</li> <li>b) Does not accept the correction of errors pursuant to Section 32.2.1 of the IRR of RA 9184.</li> <li>c) Fails to submit the Post Qualification requirements within the prescribed period or a finding against their veracity thereof.</li> <li>d) Submission of eligibility requirements containing false information or falsified documents.</li> <li>e) 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>f) Allowing the use of one's name, or using the name of another for purposes of public bidding.</li> <li>g) 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 and Responsive Bid.</li> <li>h) Refusal or failure to post the required performance security within the prescribed time.</li> <li>i) 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>j) Any documented unsolicited attempt by a bidder to unduly influence the outcome of the bidding in his favor.</li> <li>k) Failure of the potential joint venture partners to enter into the joint venture after the bid is declared as successful.</li> <li>l) 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.</li> </ul> </li> <li>▪ <b>IF THE SUCCESSFUL BIDDER:</b> <ul style="list-style-type: none"> <li>a) fails to sign the contract in accordance with Section 40 of the Revised IRR of RA 9184; or</li> <li>b) fails to furnish performance security in accordance with Section 40 of the Revised IRR of RA 9184.</li> </ul> </li> </ul>
<input type="checkbox"/>	<p>(e) Conformity with Schedule of Requirements and Technical Specifications, as enumerated and specified in <b>Sections VI and VII (all pages)</b> of the Bidding Documents.</p>
<input type="checkbox"/>	<p>(f) Original duly signed <b>Omnibus Sworn Statement</b> in accordance with Section 25.3 of the IRR of RA 9184 and using the prescribed form attached as <b>Annex III</b> with attached <b><u>Proof of Authority of the bidder's authorized representative/s:</u></b></p> <ul style="list-style-type: none"> <li>i. <b>FOR SOLE PROPRIETORSHIP (IF OWNER OPTS TO APPOINT A REPRESENTATIVE):</b> Notarized Special Power of Attorney.</li> <li>ii. <b>FOR CORPORATIONS, COOPERATIVE OR THE MEMBERS OF THE JOINT VENTURE:</b> Notarized Secretary's Certificate evidencing the authority of the designated representative/s.</li> </ul> <p><b>Note:</b> <i>Should there be more than one (1) appointed authorized representatives, use the word "<u>any of the following</u>" or "<u>OR</u>", otherwise, all authorized representatives must sign/initial the bid submission</i></p> <p><b>IN THE CASE OF UNINCORPORATED JOINT VENTURE:</b> Each member shall submit a separate Special Power of Attorney and/or Secretary's Certificate evidencing the authority of the designated representative/s.</p>

**C. FINANCIAL DOCUMENTS**

- (g) Net Financial Contracting Capacity (NFCC) computation, in accordance with ITB Clause 5.5, (per **Annex IV**).  
The NFCC computation must at least be equal to the ABC of this project. The detailed computation using the required formula must be provided.
- OR**  
Original copy of Committed Line of Credit (CLC) per **Annex IV-A** issued by a Local Universal or Local Commercial Bank at least equal to ten percent (10%) of the ABC of this project.  
**In case of Joint Venture, the partner responsible to submit the NFCC shall likewise submit the Statement of all its ongoing contracts and the Latest Audited Financial Statements.**

**Class “B” Document: (For Joint Venture)**

- If applicable, For Joint Ventures, Bidder to submit either:**
  - (i) Copy of the JOINT VENTURE AGREEMENT (JVA) in case the joint venture is already in existence, or
  - (ii) Copy of Protocol/Undertaking of Agreement to Enter into Joint Venture (**Annex V**) signed by all the potential joint venture partners stating that they will enter into and abide by the provisions of the JVA in the instance that the bid is successful and must be in accordance with Section 23.1 (b) of the IRR  
In case the joint venture is not yet in existence, the submission of a valid JVA shall be within ten (10) calendar days from receipt of the Notice of Award. [Sec 37.1.4 (a) (i)]
- (h) **The JVA or the Protocol/Undertaking of Agreement to Enter into Joint Venture (per Annex V) must include/specify the company/partner and the name of the office designated as authorized representative of the Joint Venture.**

**ENVELOPE 2: FINANCIAL COMPONENT**

- (a) Completed and signed Financial Bid Form. Bidder must use, accomplish and submit Bid Form (**Annex VI**); **and**
- (b) Original of duly signed and accomplished Price Schedule(s) (**Annex VI-A or VI-B**).  
The ABC is inclusive of VAT. Any proposal with a financial component exceeding the ABC shall not be accepted.