



Republic of the Philippines
Supreme Court
Manila

Invitation for Negotiated Procurement Due to Two-Failed Biddings

Procurement of Ambulance for the Supreme Court

1. The Supreme Court intends to procure one (1) unit of service vehicles, with the Approved Budget for the Contract (ABC) of *Two Million Eleven Thousand One Pesos (₱2,011,001.00), inclusive of Value-Added Tax*. Bids received in excess of the ABC shall be automatically rejected at bid opening.
2. The Supreme Court, through its Bids and Awards Committee for Goods and Services (SC-BAC-GS), now invites technically, legally, and financially capable suppliers for the said ambulance.

Bidders should have completed, within five (5) years from the date of submission and receipt of bids, contracts similar to the Project. The description of an eligible bidder is contained in the Bidding Documents, particularly in Section II, Instructions to Bidders and Section III, the Bid Data Sheet. Bidding is restricted to Filipino citizens/sole proprietorships, partnerships, or organizations with at least sixty percent (60%) interest or outstanding capital stock belonging to citizens of the Philippines.

3. The procurement procedure for this requirement is Negotiated Procurement pursuant to Section 53.1 of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (R.A.) No. 9184, otherwise known as the "Government Procurement Reform Act", including Annex H thereof.

The SC-BAC-GS will engage in negotiations with a sufficient number of suppliers to ensure effective competition. The selection of the successful offer shall be based on the best and final offer that will be submitted on the specified date shown below, and which would meet the minimum technical specifications required.

4. Interested Bidders may obtain further information from the BAC Secretariat at the address given below from *November 17, 2020 to December 4, 2020*, at 9:00 AM to 4:00 PM.
5. The schedule of bidding activities is herein stated below:

Activities	Schedule	Venue
Issuance and availability of Negotiation Documents	November 17, 2020 to December 7, 2020 9:00 AM to 4:00 PM	Office of ACA Lilian Barribal-Co, 3rd Floor, Supreme Court Old Building, Taft Avenue, City of Manila.
Conduct of Pre-Bid / Negotiation Conference	November 24, 2020 (Tuesday) 1:00 pm	Via video conference
Deadline for the Submission of Negotiation Documents (Proposal)	December 7, 2020 (Monday) 2:00 pm	Office of ACA Lilian Barribal-Co, 3rd Floor, Supreme Court Old Building, Taft Avenue, City of Manila.



Opening of Negotiation Documents (Proposal)	December 8, 2020 (Tuesday) 3:00 pm	Via video conference
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6. Interested bidders shall submit the following documents in sealed envelopes, labeled as "Negotiated Documents", with the title of the procurement project, name of the bidder, address of the Bidder, and contact details of the bidder, addressed to the undersigned:

Index Tabs	I. ELIGIBILITY DOCUMENTS								
I-1	<p>PhilGEPS Certificate of Registration and Membership (Platinum Membership)</p> <p>Or, in lieu of the Platinum PhilGEPS Certificate:</p> <p>Class "A" Documents (<i>per GPPB Resolution No. 26-2017 and GPPB Circular No. 07-2017</i>), labeled as follows:</p> <table border="1" style="margin-left: 40px;"> <tr> <td style="width: 10%;">A-1</td> <td>Registration certificate issued by the (a) Securities and Exchange Commission (SEC) including Articles of Incorporation, for a corporation; (b) Department of Trade and Industry (DTI), for a sole proprietorship; or (c) Cooperative Development Authority (CDA), for a cooperative.</td> </tr> <tr> <td>A-2</td> <td>Valid and subsisting Mayor's permit or license issued by the city or municipality where the principal place of business of the prospective bidder is located.</td> </tr> <tr> <td>A-3</td> <td>Tax clearance per Executive Order No. 398, Series of 2005, as finally reviewed and approved by the BIR. (A Provisionary Tax Clearance is not acceptable pursuant to GPPB Resolution No. 01-2014, dated 4 February 2014.)</td> </tr> <tr> <td>A-4</td> <td>Audited financial statements (AFS), showing, among others, the bidder's total and current assets and liabilities, stamped "received" by the Bureau of Internal Revenue (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 the bid submission.</td> </tr> </table>	A-1	Registration certificate issued by the (a) Securities and Exchange Commission (SEC) including Articles of Incorporation, for a corporation; (b) Department of Trade and Industry (DTI), for a sole proprietorship; or (c) Cooperative Development Authority (CDA), for a cooperative.	A-2	Valid and subsisting Mayor's permit or license issued by the city or municipality where the principal place of business of the prospective bidder is located.	A-3	Tax clearance per Executive Order No. 398, Series of 2005, as finally reviewed and approved by the BIR. (A Provisionary Tax Clearance is not acceptable pursuant to GPPB Resolution No. 01-2014, dated 4 February 2014.)	A-4	Audited financial statements (AFS), showing, among others, the bidder's total and current assets and liabilities, stamped "received" by the Bureau of Internal Revenue (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 the bid submission.
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I-2	<p>Statement of the prospective bidder 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, within five (5) years prior to the date of bid submission.</p> <p>The statement shall be supported by the following documents:</p> <ol style="list-style-type: none"> 1. Copies of the Contracts; and (If there is no contract, the purchase order (P.O.) may be submitted as long as the terms and conditions are included therein.) 2. Copies of the Notice of Award (NOA) or Notice to Proceed (NTP) (For private contracts, NOA or NTP shall not be required.) <p style="text-align: center;"><i>(Bidder's statement shall follow the sample form provided in Annex "A")</i></p>								
I-3	Statement identifying the bidder's single largest completed contract similar to the contract to								



be bid, executed within five (5) years prior to the date of bid submission, the value of which, adjusted to current prices using the National Statistics Office consumer price indices, must be at least fifty percent (50%) of the approved budget for the contract (ABC) or **₱1,005,500.50**.

Supporting Document/s:

The statement shall be supported by a copy/(ies) of the End-User's Acceptance or Official Receipt/(s) Issued for the Contract/(s) therein.)

(Bidder's statement shall follow the sample form provided in Annex "B")

I-4 The prospective bidder's computation of its Net Financial Contracting Capacity (NFCC) must be at least equal to the ABC of the lot to be bid, calculated as follows:

NFCC = [(Current Assets minus Current Liabilities) x 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.

The values of the bidder's current assets and current liabilities shall be based on the data submitted to the Bureau of Internal Revenue (BIR), through its Electronic Filing and Payment System (EFPS).

Or—

A Committed Line of Credit from a Universal or Commercial Bank (10% of the ABC).

Class "B" Document

I-5 If applicable, the JVA in case the joint venture is already in existence, or duly notarized statements from 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.

I-6 The Bid Securing Declaration, or any form of bid security, issued in favor of the Supreme Court, in an amount not less than the required percentage of the ABC and subject to conditions as stated below:

1. the amount of **₱40,220.02** (or 2% of the ABC), if the bid security is in cash, cashier's / manager's check, bank draft / guarantee, or irrevocable letter of credit issued by a universal or commercial bank;
2. the amount of **₱100,550.05** (or 5% of the ABC), if the bid security is in surety bond, callable on demand and **issued by the GSIS or by bonding companies accredited by the Supreme Court.**

(For the Bid Securing Declaration, use the actual form provided in Annex "C")

I-7 Completely filled out Technical Bid Form, showing the Bidder's conformity with the technical specifications as enumerated and specified in Schedule of Requirements and Technical Specifications, if any.

(For the Technical Bid Form, use the actual form provided in Annex "D")



I-7.a, I-7.b, I-7.c, etc.	Corresponding to each set of supporting documents in relation to the Bidder's conformity with the technical specifications as enumerated and specified in the Schedule of Requirements and Technical Specifications, if any.
I-8	<p>Omnibus Sworn Statement in accordance with Section 25.3 of the IRR of R.A. 9184</p> <p><i>(For the Omnibus Sworn Statement, use the actual form provided in Annex "E")</i></p> <p>Note: The Omnibus Sworn Statement needs to be submitted under oath. The Community Tax Certificate is no longer considered competent evidence of identity. In accordance with a Resolution of the Supreme Court, the phrase "competent evidence of identity" refers to the identification of an individual based on any of the following:</p> <p>"at least one current identification document issued by an official agency bearing the photograph and signature of the individual, such as but not limited to, passport, driver's license, Professional Regulations Commission ID, National Bureau of Investigation clearance, police clearance, postal ID, voter's ID, Barangay Certification, Government Service and Insurance System (GSIS) e-card, Social Security System (SSS) card, Philhealth card, senior citizen card, Overseas Workers Welfare Administration (OWWA) ID, OFW ID, seaman's book, alien certificate of registration/immigrant certificate of registration, government office ID, National Council for the Welfare of the Disabled Persons (NCWDP) certification; xxx"</p>
I-9	<p>Accomplished Schedule of Requirements</p> <p><i>(For the Schedule of Requirements, use the actual form provided in Annex "F")</i></p>
I-10	Authority of the representative/signatory.
I-11	<p>Company profile which shall include information on the number of years in the business (at least 5 years) and the list of its officers.</p> <p>Names, addresses and location sketches of main office and branch office/s if any, and warehouse and service facilities with their respective telephone numbers including photo showing the company's business name.</p>
I-12	Certification from the manufacturer that the bidder is an authorized licensee/ distributor/ supplier/ reseller/ dealer of the brand/s or item/s of goods offered in its proposal.

Index Tabs	II. FINANCIAL DOCUMENTS
II-1	<p>Financial Bid Form</p> <p><i>(The Financial Bid Form shall follow the sample form provided in Annex "G")</i></p>
II-2	Completely filled up Bid Price Schedule



(For the Bid Price Schedule, use the actual form provided in Annex "H")

7. Within five (5) calendar days from notice, the bidder whose submission is determined as the Lowest Calculated Best Offer shall submit the following documents:
1. The latest income tax returns and business tax returns filed and paid through the BIR Electronic Filing and Payment System (EFPS)
Note: The latest income and business tax returns are those within the last six (6) months preceding the date of bid submission.
 2. Valid and subsisting Platinum Certificate of PhilGEPS Registration or PhilGEPS Registration Number if the procuring entity is a Philippine foreign office or post, provided that participating bidders should register with the PhilGEPS prior to bid opening.
8. The Supreme Court reserves the right to accept or reject any bid, 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.

For further information, please refer to the:
Bids and Awards Committee for Goods and Services (SC-BAC-GS) Secretariat
Office of Assistant Court Administrator Lilian C. Barribal-Co
3rd Floor, Supreme Court Old Building, Taft Ave., Manila.
Telephone No. 8536-9233
e-mail: bacgs@sc.judiciary.gov.ph/scbacgs2010@gmail.com

Sgd.
LILIAN C. BARRIBAL-CO
Assistant Court Administrator
and Chairperson, SC-BAC-GS

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