



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF NATIONAL DEFENSE
GOVERNMENT ARSENAL
Camp General Antonio Luna
Limay, Bataan

MINUTES OF THE PRE-BID CONFERENCE

**Procurement of 5.56mm M855/SS109 Bullet and 7.62mm Tracer Cartridge
(IB# GA-BAC-2020DP-03)
October 17, 2019 1:30 P.M.**

Present were:

Bids and Awards Committee

Ms. Teresita L. Vitug	-	Chairperson
Ms. Avelina C. Aliangan	-	Vice-Chairperson
Ms. Amelita Q. Omadto	-	Member

Technical Working Group I

Engr. Sarah Kaye C. Paguio	-	Chairperson
Atty. Abegail DC. Gabriel	-	Legal Officer
Engr. Rowena N. Pineda	-	Technical Officer
Engr. Michael P. Esperanza	-	Technical Officer
Ms. Desiree P. Quindoy, CPA	-	Financial Officer

BAC Secretariat

Ms. Rosario B. Tuazon	-	Head
Ms. Willabelle S. Bulan	-	Member
Mr. Argel Joseph Bagtas	-	Member

Prospective Bidder/s

Mr. Edmer Antolin	-	Nashe Enterprises
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A. Administrative Briefing

1. The Pre-Bid Conference for the Procurement of 5.56mm M855 / SS109 Bullet and 7.62mm Tracer Cartridge with a total ABC amounting to Php48,500,000.00 was held on 17 October 2019, 1:30 PM at the Government Arsenal, DND, Camp General Antonio Luna, Lamao, Limay, Bataan. The Chairperson of the Bids and Awards Committee presided over the conference.
2. Only representative from Nashe Enterprises attended the conference.
3. Atty. Gabriel, TWG I Legal Officer, presented the briefing on the bidding procedures. After which, the prospective bidder was given the opportunity to raise his concerns as shown below. Likewise, salient points were given emphasis, to wit:

B. Issues and Concerns

• **Bidding Procedure**

All bidders must comply with all the requirements of Eligibility and Technical Documents to proceed with the opening of the second envelope which contains the Financial Proposal. Bidder who has the Lowest Calculated Bid will be further evaluated for post-qualification to determine the responsiveness of its bid.

- **Submission and Opening of Bids**

The submission and Opening of Bids will be held on 30 October 2019, 1:30 P.M. at the Government Arsenal, DND Camp General Antonio Luna, Lamao, Limay, Bataan.

- **Language of the Bid**

All documents should be in English or if in other foreign language, it shall be translated and must be duly authenticated.

- **Bid Submission**

Each Bidder shall submit: One (1) original / certified true copy; and Six (6) machine copies of the first and second components of its bid except for the Omnibus Sworn Statement, Bid Security and Bid Form which must be actual original. All documents shall be properly tabbed.

- **PhilGEPS Certificate and Class A Documents**

During bid submission, bidders may submit their Class "A" Documents to be uploaded and maintained current and updated in the PhilGEPS, or if already registered to a Platinum Membership, the Certificate of Registration and Membership shall be submitted. 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.

- **On-going Government and Private Contracts**

Bidders must submit all their on-going government and private contracts with Notice of Award (NOA). In the absence of on-going projects, bidders should state non-applicability.

- **Single Largest Completed Contract (SLCC)**

Bidders should declare single largest completed contract within five (5) years from the date of submission that is similar to the contract to be bid and the value must be at least 25% of the ABC.

For this purpose, similar contracts shall refer to the manufacture or supply of the following:

Lot I - small arms ammunition and/or its metal components

Lot II – tracer cartridges

- **NFCC Computation**

The bidder's NFCC is based on its statement of all on-going contracts and audited financial statement. In case of JV, the partner which will submit the computation of the NFCC shall also be the one which will submit the Audited Financial Statements and Statement of all on-going contracts.

If the bidder opts to submit a Committed Line of Credit, it must be at least equal to ten percent (10%) of the ABC to be bid.

- **Joint Venture Agreement (JVA)**

All partners to the joint venture shall be jointly and severally liable to the Procuring Entity. Both parties shall submit the requirements for the submission and opening of bids.

- **Conformity with Technical Specifications**

Bidders shall submit the **Manufacturer's Certificate** authorizing them to sell and / or supply the 5.56mm M855 / SS109 Bullet and 7.62mm Tracer Cartridge, if applicable; and **Manufacturer's Test and Acceptance Procedure (MTAP)** for new bidders and old bidder with new source; and

Note: Old bidder who has not supplied the 5.56mm M855 / SS109 Bullet and 7.62mm Tracer Cartridge within the last five (5) years shall submit MTAP

- **Financial Component**

It contains the Financial Bid Form which includes bid prices and the applicable Price Schedules. The Bid Validity is valid until one hundred twenty (120) calendar days from the date of opening of bids.

- **Statement of Compliance**

All specification parameters must state the word "*Comply*" together with the Manufacturer's Certificate.

- **Grouping and Evaluation of Bids**

Award for the project is by lot.

- **Taxes and Duties**

For local representative / supplier with foreign manufacturer, customs duties and taxes on the importation of the subject goods shall be for the account of the GA as consignee, a Manufacturer's Certificate authorizing them to sell and / or supply the 5.56mm M855 / SS109 Bullet and 7.62mm Tracer Cartridge shall be submitted during bid opening, if applicable.

- **Post – Qualification (PQ)**

The BAC will notify the Lowest / Single Calculated Bidder regarding the post-qualification requirements to be submitted.

- **Terms of Payment**

The terms of payment shall be as follows:

- A. For foreign manufacturer or supplier:**

Payment of ninety five percent (95%) upon delivery shall be made thru Letter of Credit (LC) after delivery at the Government Arsenal and upon presentation of shipping documents and Advice of Payment duly signed by the Director, GA

The remaining five percent (5%) shall be retained to cover warranty obligations, to be released after three (3) months upon presentation of the Certificate of Final Acceptance Inspection and Advice of Payment duly signed by the Director, Government Arsenal or upon submission of an equivalent special bank guarantee.

All charges for the opening of LC and/or incidental expenses thereto (i.e. bank commission, documentary stamp, tax, cable, etc.) shall be for the account of the supplier.

- B. For local manufacturer or supplier:**

Payment of ninety-five percent (95%) upon delivery shall be made thru Check / Disbursement Voucher (DV) after delivery and acceptance at the Government Arsenal.

The remaining five percent (5%) shall be retained to cover warranty obligations, to be released only after three (3) months or upon submission of an equivalent special bank guarantee.

- **BAC and Bidders Concerns**

- Mr. Antolin of Nashe Enterprises asked if MATR is not required in this project. Atty. Gabriel replied that it is not a requirement but they need to submit MTAP since they are considered new bidder for not having previously delivery of 5.56mm bullet.
- Atty. Gabriel clarified that in case they would be declared as the Single / Lowest Calculated Bidder, they must submit the additional requirement for post qualification which is 1,250 pcs sample of 5.56mm M855/ SS109 Bullet within five (5) days from receipt of notice. Mr. Antolin commented that the origin will be coming from abroad, thus, it may result to delayed submission. Ms. Ormadto advised him to request on their supplier ahead on time to avoid delays. Atty. Gabriel emphasized that if their submitted samples failed the testing, they would be disqualified.
- Atty. Gabriel likewise clarified that domestic LC is not allowed due to prohibition of Government Procurement Policy Board (GPPB).
- Atty. Gabriel informed the supplier that since fund source is the GAA FY 2020, issuance of NOA shall be upon approval of the said budget.
- Atty. Gabriel also informed Mr. Antolin of the amendment by the GPPB in particular to Section II - Instructions to Bidders, Clause 11 - Language of Bids as cited below:

However, for Contracting Parties to the Apostille Convention, the documents shall be authenticated through an apostille by the Competent Authority, except for countries identified by the Department of Foreign Affairs (DFA) that will still require legalization (red ribbon) by the relevant Embassy or Consulate.

A Contracting Party refers to a State that has joined the Apostille Convention, whether or not the Convention has entered into force for that State.


A Competent Authority refers to the authority designated by a Contracting Party that is competent to issue an apostille. A Contracting Party may designate one or more Competent Authorities and may designate Competent Authorities that are competent to issue an apostille for certain categories of public documents. Information about designated Competent Authorities may be found on the Apostille Section of the Hague Conference website under "Competent Authorities".

4. A Supplemental Bid Bulletin shall be issued for necessary amendments.
5. Having no other matters to discuss, C, BAC adjourned the meeting at 2:10 PM.

Prepared by:


ARGEL JOSEPH BAGTAS
Recorder

Noted by:


MS. TERESITA L. VITUG
Chairperson, GA – BAC