



Republic of the Philippines
DEPARTMENT OF HEALTH
PHILIPPINE CHILDREN'S MEDICAL CENTER
Bids and Awards Committee
Quezon Avenue, Quezon City 1100
website: www.pcmc.gov.ph email: pcmcba@gmail.com
Trunkline: 8588-9900 local 361/355 Telefax No.: 8924-0870

SECTION I

Invitation to Bid

One (1) Lot Design and Build of Three (3) Storey Pediatric Rehabilitation Center

IB-2021-067



Republic of the Philippines
DEPARTMENT OF HEALTH
PHILIPPINE CHILDREN'S MEDICAL CENTER

Quezon Avenue, Quezon City 1100
website: www.pcmc.gov.ph email: officeofthedirector@pcmc.gov.ph
Trunkline: 588-9900 DirectLine: 924-0836 Fax No: 924-0840

INVITATION TO BID

IB 2021-067

1. The **Philippine Children's Medical Center (PCMC)** through the **GAA CY 2021** intends to apply the sum of **Ninety-Five Million Pesos (Php95,000,000.00)** being the Approved Budget for the Contract (ABC) to payments under the following Invitation to Bid. Bids received in excess of the ABC shall be automatically rejected at bid opening.

Item Description	Approved Budget for the Contract	Cost of Bidding Documents
One (1) Lot Design and Build of Three (3) Storey Pediatric Rehabilitation Center	95,000,000.00	50,000.00

2. The Philippine Children's Medical Center (PCMC) now invites bids for the above Procurement Project. Completion of the Works is required **within Twelve (12) months** from receipt and signing of Notice to Proceed. Bidders should have completed a contract similar to the Project. The Description of an eligible bidder is contained in the Bidding Documents, particularly, in Section II (Instructions to Bidders).

3. Bidding will be conducted through open competitive bidding procedures using a non-discretionary "pass/fail" criterion as specified in the 2016 revised Implementing Rules and Regulations (IRR) of Republic Act (RA) 9184.

4. Prospective Bidders may obtain further information from PCMC and inspect the Bidding Documents at the address given below during office hours.

5. A complete set of Bidding Documents may be acquired by interested Bidders **starting April 28, 2021** from given address and website below and upon payment of the applicable fee stated above. The Procuring Entity shall allow the bidder to present its proof of payment for the fees by presenting the Official Receipt.

6. The Philippine Children's Medical Center will hold a **Pre-Bid Conference** on **May 26, 2021** at 10:00 A.M. through video conferencing via *google meet* (meet.google.com/cyr-yfho-fip) which shall be open to prospective bidders.

7. Bids must be duly received by the BAC Secretariat through manual submission on or before **June 7, 2021 1:30 P.M., Guard-on-Duty, 3rd Floor, Procurement Division Area, PCMC Main Building**. Late bids shall not be accepted.

8. All Bids must be accompanied by a bid security in any of the acceptable forms and in the amount stated in ITB Clause 16.

PhilHealth Accredited



9. Bid opening shall be on **June 7, 2021, 2:00 P.M. PCMC Function Halls 1 and 2**. Bids will be opened in the presence of the Bidders' representatives who choose to attend at the afore-mentioned venue. In compliance to social distancing and to support the government's effort to mitigate, if not contain the transmission of COVID-19, we will strictly allow only one authorized representative per bidder company to enter the venue during opening of bids. Provided further, that said authorized representative shall follow PCMC's safety protocol by wearing face mask and face shield and shall pass the triage areas as required prior entering PCMC Premises.

10. The **Philippine Children's Medical Center (PCMC)** reserves the right to reject any and all bids, declare a failure of bidding, or not award the contract at any time prior to contract award in accordance with Sections 35.6 and 41 of the 2016 revised IRR of RA No. 9184, without thereby incurring any liability to the affected bidder or bidders.

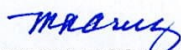

11. For further information, please refer to:

PCMC BAC Secretariat
3rd Floor, Procurement Division
PCMC Main Building
Quezon Avenue, cor. Agham Road Quezon City
Trunkline : 8588-9900 Loc 361 / 355
Fax Number: 924-0870
Email : pcmcbac@gmail.com

12. You may visit the following websites:

For downloading of Bidding Document : www.pcmc.gov.ph
www.philgeps.gov.ph

April 27, 2021


MARIA ROSARIO S. CRUZ, MD
Chairman, Bids & Awards Committee 



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SECTION II

Instructions to Bidders

One (1) Lot Design and Build of Three (3) Storey Pediatric Rehabilitation Center

IB-2021-067

1. Scope of Bid

The Procuring Entity, **Philippine Children’s Medical Center (PCMC)** invites Bids for the **One (1) Lot Design and Build of Three (3) Storey Pediatric Rehabilitation Center**, with Project Identification Number **IB-2021-067**.

The Procurement Project (referred to herein as “Project”) is for the construction of Works, as described in Section VI (Specifications).

2. Funding Information

2.1. The GOP through the source of funding as indicated below for **GAA CY 2021** in the amount of **Ninety-Five Million Pesos (Php95,000,000.00)**.

2.2. The source of funding is:

- a. **GOCC and GFIs, the Corporate Operating Budget.**

3. Bidding Requirements

The Bidding for the Project shall be governed by all the provisions of RA No. 9184 and its 2016 revised IRR, including its Generic Procurement Manual and associated policies, rules and regulations as the primary source thereof, while the herein clauses shall serve as the secondary source thereof.

Any amendments made to the IRR and other GPPB issuances shall be applicable only to the ongoing posting, advertisement, or invitation to bid by the BAC through the issuance of a supplemental or bid bulletin.

The Bidder, by the act of submitting its Bid, shall be deemed to have inspected the site, determined the general characteristics of the contracted Works and the conditions for this Project, such as the location and the nature of the work; (b) climatic conditions; (c) transportation facilities; (c) nature and condition of the terrain, geological conditions at the site communication facilities, requirements, location and availability of construction aggregates and other materials, labor, water, electric power and access roads; and (d) other factors that may affect the cost, duration and execution or implementation of the contract, project, or work and examine all instructions, forms, terms, and project requirements in the Bidding Documents.

4. Corrupt, Fraudulent, Collusive, Coercive, and Obstructive Practices

The Procuring Entity, as well as the Bidders and Contractors, shall observe the highest standard of ethics during the procurement and execution of the contract. They or through an agent shall not engage in corrupt, fraudulent, collusive, coercive, and obstructive practices defined under Annex “I” of the 2016 revised IRR of RA No. 9184 or other integrity violations in competing for the Project.

5. Eligible Bidders

5.1. Only Bids of Bidders found to be legally, technically, and financially capable will be evaluated.

5.2. The Bidder must have an experience of having completed a Single Largest Completed Contract (SLCC) that is similar to this Project, equivalent to at least

fifty percent (50%) of the ABC adjusted, if necessary, by the Bidder to current prices using the PSA's CPI, except under conditions provided for in Section 23.4.2.4 of the 2016 revised IRR of RA No. 9184.

A contract is considered to be "similar" to the contract to be bid if it has the major categories of work stated in the **BDS**.

- 5.3. For Foreign-funded Procurement, the Procuring Entity and the foreign government/foreign or international financing institution may agree on another track record requirement, as specified in the Bidding Document prepared for this purpose.
- 5.4. The Bidders shall comply with the eligibility criteria under Section 23.4.2 of the 2016 IRR of RA No. 9184.

6. Origin of Associated Goods

There is no restriction on the origin of Goods other than those prohibited by a decision of the UN Security Council taken under Chapter VII of the Charter of the UN.

7. Subcontracts

- 7.1. The Bidder may subcontract portions of the Project to the extent allowed by the Procuring Entity as stated herein, but in no case more than fifty percent (50%) of the Project.

The Procuring Entity has prescribed that:

- a. Subcontracting is allowed. The portions of Project and the maximum percentage allowed to be subcontracted are indicated in the **BDS**, which shall not exceed fifty percent (50%) of the contracted Works.
- 7.1 The Bidder must submit together with its Bid the documentary requirements of the subcontractor(s) complying with the eligibility criterion stated in **ITB Clause 5** in accordance with Section 23.4 of the 2016 revised IRR of RA No. 9184 pursuant to Section 23.1 thereof
 - 7.3 Subcontracting of any portion of the Project does not relieve the Contractor of any liability or obligation under the Contract. The Supplier will be responsible for the acts, defaults, and negligence of any subcontractor, its agents, servants, or workmen as fully as if these were the Contractor's own acts, defaults, or negligence, or those of its agents, servants, or workmen.

8. Pre-Bid Conference

The Philippine Children's Medical Center will hold a Pre-Bid Conference on **May 26, 2021 at 10:00 A.M.** through video conferencing via google meet which shall be open to prospective bidders, as indicated in paragraph 6 of the **IB**.

9. Clarification and Amendment of Bidding Documents

Prospective bidders may request for clarification on and/or interpretation of any part of the Bidding Documents. Such requests must be in writing and received by the Procuring Entity, either at its given address or through electronic mail indicated in the

IB, at least ten (10) calendar days before the deadline set for the submission and receipt of Bids.

10. Documents Comprising the Bid: Eligibility and Technical Components

- 10.1. The first envelope shall contain the eligibility and technical documents of the Bid as specified in **Section IX. Checklist of Technical and Financial Documents**.
- 10.2. If the eligibility requirements or statements, the bids, and all other documents for submission to the BAC are in foreign language other than English, it must be accompanied by a translation in English, which shall be authenticated by the appropriate Philippine foreign service establishment, post, or the equivalent office having jurisdiction over the foreign bidder's affairs in the Philippines. For Contracting Parties to the Apostille Convention, only the translated documents shall be authenticated through an apostille pursuant to GPPB Resolution No. 13-2019 dated 23 May 2019. The English translation shall govern, for purposes of interpretation of the bid.
- 10.3. A valid PCAB License is required, and in case of joint ventures, a valid special PCAB License, and registration for the type and cost of the contract for this Project. Any additional type of Contractor license or permit shall be indicated in the **BDS**.
- 10.4. A List of Contractor's key personnel (e.g., Project Manager, Project Engineers, Materials Engineers, and Foremen) assigned to the contract to be bid, with their complete qualification and experience data shall be provided. These key personnel must meet the required minimum years of experience set in the **BDS**.
- 10.5. A List of Contractor's major equipment units, which are owned, leased, and/or under purchase agreements, supported by proof of ownership, certification of availability of equipment from the equipment lessor/vendor for the duration of the project, as the case may be, must meet the minimum requirements for the contract set in the **BDS**.

11. Documents Comprising the Bid: Financial Component

- 11.1. The second bid envelope shall contain the financial documents for the Bid as specified in **Section IX. Checklist of Technical and Financial Documents**.
- 11.2. Any bid exceeding the ABC indicated in paragraph 1 of the **IB** shall not be accepted.
- 11.3. For Foreign-funded procurement, a ceiling may be applied to bid prices provided the conditions are met under Section 31.2 of the 2016 revised IRR of RA No. 9184.

12. Alternative Bids

Bidders shall submit offers that comply with the requirements of the Bidding Documents, including the basic technical design as indicated in the drawings and specifications. Unless there is a value engineering clause in the **BDS**, alternative Bids shall not be accepted.

13. Bid Prices

All bid prices for the given scope of work in the Project as awarded shall be considered as fixed prices, and therefore not subject to price escalation during contract implementation, except under extraordinary circumstances as determined by the NEDA and approved by the GPPB pursuant to the revised Guidelines for Contract Price Escalation guidelines.

14. Bid and Payment Currencies

14.1. Bid prices may be quoted in the local currency or tradeable currency accepted by the BSP at the discretion of the Bidder. However, for purposes of bid evaluation, Bids denominated in foreign currencies shall be converted to Philippine currency based on the exchange rate as published in the BSP reference rate bulletin on the day of the bid opening.

14.2. Payment of the contract price shall be made in:

- a. Philippine Pesos.

15. Bid Security

15.1. The Bidder shall submit a Bid Securing Declaration or any form of Bid Security in the amount indicated in the **BDS**, which shall be not less than the percentage of the ABC in accordance with the schedule in the **BDS**.

15.2. The Bid and bid security shall be valid until **120 calendar days**. Any bid not accompanied by an acceptable bid security shall be rejected by the Procuring Entity as non-responsive.

16. Sealing and Marking of Bids

Use of indelible ink color blue shall be used by the authorized signatory in signing the required forms. **Strictly NO using of staple wire and thick materials for tab**

The **First (1st) Envelope**, shall contain the following Technical Documents accomplished in five (5) sets, **each set filed in a folder / data binder**

The **Second (2nd) Envelope** shall contain the Financial Component accomplished in five (5) sets, **each set filed in a folder/ data binder**

All copies should be certified as true copy

COLOR CODING OF FOLDERS/ENVELOPES	BROWN
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LABEL ON THE ENVELOPE/S:

- Name of PROCURING ENTITY
- Name of CONTRACT TO BE BID
- IB Number
- DATE of Bid Opening
- Name of the Bidder Company
- Address of the Bidder Company

IDENTIFY THE ENVELOPES:

- as: > Technical Component Requirements (original, copy 1, 2, 3 & 4)
- > Financial Component Requirement (original, copy 1, 2, 3 & 4)

17. Deadline for Submission of Bids

The Bidders shall submit on the specified date and time and either at its physical address or through online submission as indicated in paragraph 7 of the **IB**.

18. Opening and Preliminary Examination of Bids

18.1. The BAC shall open the Bids in public at the time, on the date, and at the place specified in paragraph 9 of the **IB**. The Bidders' representatives who are present shall sign a register evidencing their attendance. In case videoconferencing, webcasting or other similar technologies will be used, attendance of participants shall likewise be recorded by the BAC Secretariat.

In case the Bids cannot be opened as scheduled due to justifiable reasons, the rescheduling requirements under Section 29 of the 2016 revised IRR of RA No. 9184 shall prevail.

18.2. The preliminary examination of Bids shall be governed by Section 30 of the 2016 revised IRR of RA No. 9184.

19. Detailed Evaluation and Comparison of Bids

19.1. The Procuring Entity's BAC shall immediately conduct a detailed evaluation of all Bids rated "*passed*" using non-discretionary pass/fail criteria. The BAC shall consider the conditions in the evaluation of Bids under Section 32.2 of 2016 revised IRR of RA No. 9184.

19.2. If the Project allows partial bids, all Bids and combinations of Bids as indicated in the **BDS** shall be received by the same deadline and opened and evaluated simultaneously so as to determine the Bid or combination of Bids offering the lowest calculated cost to the Procuring Entity. Bid Security as required by **ITB** Clause 16 shall be submitted for each contract (lot) separately.

19.3. In all cases, the NFCC computation pursuant to Section 23.4.2.6 of the 2016 revised IRR of RA No. 9184 must be sufficient for the total of the ABCs for all the lots participated in by the prospective Bidder.

20. Post Qualification

Within a non-extendible period of five (5) calendar days from receipt by the Bidder of the notice from the BAC that it submitted the Lowest Calculated Bid, the Bidder shall submit its latest income and business tax returns filed and paid through the BIR Electronic Filing and Payment System (eFPS), and other appropriate licenses and permits required by law and stated in the **BDS**.

21. Signing of the Contract

The documents required in Section 37.2 of the 2016 revised IRR of RA No. 9184 shall form part of the Contract. Additional Contract documents are indicated in the **BDS**.

CONFORME:

Authorized Signatory
Signature over printed name

Name of Company/Firm



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SECTION III

Bid Data Sheet

One (1) Lot Design and Build of Three (3) Storey Pediatric Rehabilitation Center

IB-2021-067

Bid Data Sheet

ITB Clause																									
5.2	<p>For this purpose, contracts similar to the Project refer to contracts which have the same major categories of work, which shall be: <i>[provide description/clarification of what are major categories of work]</i>. (Construction of Child Oriented Facility with at least 50% of the Approved Budget for the Contract)</p>																								
7.1	<p>The Design and Build Contractor may subcontract Specialty Works, such as, but not limited to, the following and subject to the approval of the Procuring Entity;</p> <ol style="list-style-type: none"> 1. Detailed Engineering Design Works; 2. Plumbing Works 3. Electrical Works 4. Mechanical Works and 5. Fire Protection Works <p>Provided that if the Design and Build Contractor shall subcontract the Detailed Engineering Design Works, the Contractor shall enter into a Subcontract or Consortium Agreement with the Design Entity which shall also submit Class “A” and Class “B” as part of the Contractor’s Eligibility Information, in accordance with Annex “G” of IRR of R.A. 9184 and pertinent Sections of Bidding Documents;</p> <p>Provided further that the Design and Build Contractor does not subcontract more than 20% of the works.</p>																								
10.3	<p>Valid Philippine Contractor’s Accreditation Board (PCAB) License and registration:</p> <ul style="list-style-type: none"> • License Category A, Medium B, General Building <p style="text-align: center;">In case of Joint Venture a Special PCAB License License Category A, Medium B, General Building</p>																								
10.4	<p>The key personnel must meet the required minimum years of experience set below:</p> <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 10px;"> <thead> <tr> <th colspan="3" style="text-align: left;">Design Stage:</th> </tr> <tr> <th style="text-align: center;">Key Personnel</th> <th style="text-align: center;">General Experience</th> <th style="text-align: center;">Relevant Experience</th> </tr> </thead> <tbody> <tr> <td>Principal Architect</td> <td style="text-align: center;">10 years</td> <td>Building Project Coordination</td> </tr> <tr> <td>Architect</td> <td style="text-align: center;">5 years</td> <td>Healthcare related projects</td> </tr> <tr> <td>Structural/ Civil Engineer</td> <td style="text-align: center;">5 years</td> <td>Medium-rise structures</td> </tr> <tr> <td>Professional Electrical Engineer</td> <td style="text-align: center;">5 years</td> <td>Healthcare related project</td> </tr> <tr> <td>Professional Mechanical Engineer</td> <td style="text-align: center;">5 years</td> <td>Healthcare related project</td> </tr> <tr> <td>Sanitary Engineer</td> <td style="text-align: center;">5 years</td> <td>Healthcare related project</td> </tr> </tbody> </table>	Design Stage:			Key Personnel	General Experience	Relevant Experience	Principal Architect	10 years	Building Project Coordination	Architect	5 years	Healthcare related projects	Structural/ Civil Engineer	5 years	Medium-rise structures	Professional Electrical Engineer	5 years	Healthcare related project	Professional Mechanical Engineer	5 years	Healthcare related project	Sanitary Engineer	5 years	Healthcare related project
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Construction Stage:																																
Key Personnel	General Experience	Relevant Experience																														
Electronic Communication Engineer	3 years	Healthcare related project																														
Interior Designer	3 years	Child-oriented Facility																														
Project Manager	10 years	Construction Management																														
Project Engineer	5 years	Construction Management																														
Project Architect	5 years	Construction Management																														
Materials Engineer	3 years	Material Engineer																														
Construction Safety Officer	5 years	COSH Trained																														
Quality Control	3 years	Quality Control System																														
Electrical Engineer	5 years	Construction Management																														
Mechanical Engineer	5 years	Construction Management																														
10.5	The minimum major equipment requirements are the following:																															
	<table border="1"> <thead> <tr> <th>Equipment</th> <th>Capacity</th> <th>Number of Units</th> </tr> </thead> <tbody> <tr> <td>Boom Lift</td> <td>(300/454kg)</td> <td>1</td> </tr> <tr> <td>Bulldozer</td> <td>150 cm/hr</td> <td>1</td> </tr> <tr> <td>Dump Truck</td> <td>10 cum</td> <td>2</td> </tr> <tr> <td>Skid Steer Loader</td> <td>861 kg</td> <td>1</td> </tr> <tr> <td>Backhoe Loader</td> <td>2000kg</td> <td>1</td> </tr> <tr> <td>Excavator</td> <td>75 cum/hr</td> <td>1</td> </tr> <tr> <td>Tamping rammer</td> <td>2.5 – 3.3L</td> <td>2</td> </tr> <tr> <td>Towable Light Tower</td> <td>95 hours</td> <td>2</td> </tr> <tr> <td>Tower Crane</td> <td>18 metric tons</td> <td>1</td> </tr> </tbody> </table>	Equipment	Capacity	Number of Units	Boom Lift	(300/454kg)	1	Bulldozer	150 cm/hr	1	Dump Truck	10 cum	2	Skid Steer Loader	861 kg	1	Backhoe Loader	2000kg	1	Excavator	75 cum/hr	1	Tamping rammer	2.5 – 3.3L	2	Towable Light Tower	95 hours	2	Tower Crane	18 metric tons	1	
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12	<i>Value engineering shall analyze alternative schemes of achieving the projects objectives in order to delete or reduce non-essential features and lessen the life cycle costs of the projects without sacrificing the quality and integrity of the structure, while maintaining its essential function, performance, and safety</i>																															
15.1	<p>The bid security shall be in any of the following forms and amounts:</p> <p>a. Bid Securing Declaration [<i>use of Form No. DOBA-PCMC-BDF5 is required</i>]</p> <p>b. The amount of not less than Php1,900,000.00 (2% of the ABC) if 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; or</p> <p>c. The amount of not less than Php4,750,000.00 (5% of the ABC), if bid security is in the form of Surety Bond callable upon demand issued by a surety or insurance company duly certified by Insurance Commission as authorized to issue such security.</p>																															
19	The evaluation of Bids shall follow the provisions of Annex "G" of IRR of RA9184 on the Guidelines for the Procurement and Implementation on Contracts for Design and Build Infrastructure Projects.																															

	<p>For the detailed evaluation of the design and build proposals a two-step procedure shall be adopted by the BAC and TWG.</p> <p>1. First-Step Procedure</p> <p><i>i.</i> The first step of the evaluation shall involve the review of the preliminary conceptual designs and track record submitted by the contractor as indicated in the Bidding Documents using a non-discretionary “pass/fail” criteria that involve compliance with the following requirements:</p> <ul style="list-style-type: none"> a. Adherence of preliminary design plans to the required performance specifications and parameters and degree of details: 30% b. Concept of approach and methodology for detailed engineering, design and construction with emphasis on the clarity, feasibility, innovativeness and comprehensiveness of the plan approach, and the quality of interpretation of project problems, risks, and suggested solutions: 30% c. Quality of personnel to be assigned to the project which covers suitability of key staff to perform the duties of the particular assignments and general qualifications and competence including education and training of the key staff: 40% <p><i>ii.</i> Eligible bidders may be required to make an oral presentation within Seven (7) calendar days after the deadline for submission of technical proposal.</p> <p>Minimum Passing Rate of Eighty 80 points.</p> <p>2. Second-Step Procedure</p> <p>Only those bids that passed the above criteria shall be subjected to the second step of evaluation.</p> <p>The BAC shall open the financial proposal of each “passed” bidder and shall evaluate it using non-discretionary criteria - including arithmetical corrections for computational errors - as stated in the Bidding Documents, and thus determine the correct total calculated bid prices. The BAC shall automatically disqualify any total calculated bid price which exceeds the ABC. The total calculated bid prices (not exceeding the ABC) shall be ranked, in ascending order, from lowest to highest. The bid with the lowest total calculated bid price shall be identified as the Lowest Calculated Bid (LCB).</p>
19.2	<p>Partial bid is not allowed. The infrastructure project is packaged in a single lot and the lot shall not be divided into sub-lots for the purpose of bidding, evaluation, and contract award.</p>
20	<p>The <u>Lowest Calculated Bidder</u> and <u>In case of a Joint Venture Agreement, each of its partner</u> shall submit the following documentary requirements within a non-extendible period of five (5) calendar days from receipt of the notification that contain the following:</p> <ul style="list-style-type: none"> 1. CY 2020 Income Tax Returns filed and taxes paid through the BIR Electronic Filing and Payment System (EFPS)

	<ol style="list-style-type: none"> 2. Valid and current Certificate of PhilGEPS Registration 3. Latest Income and Business Tax Returns filed and paid through the BIR Electronic Filing (EFPS). 4. Articles of Incorporation and General Information Sheet (GIS), in case the bidder has submitted a SEC registration as part of Eligibility Documents <p>Failure of the Bidder declared as LCB to duly submit the requirements stated above or a finding against the veracity of such shall be ground for forfeiture of the bid security and disqualify the Bidder for award.</p>
21	<ul style="list-style-type: none"> ➤ Affidavit of Site Inspection (<i>use of Form no. DOBA-PCMC-SIF22 is required</i>) ➤ Signed <i>conforme</i> on <u>All Drawing Plans</u> issued by PCMC. ➤ Manpower Utilization Schedule (<i>use of Form No. DOBA-PCMC-MUF13 is required</i>). ➤ Construction Schedule through Gantt Chart (for construction activities) and S-Curve (for financial requirements) ➤ Equipment Utilization Schedule (<i>use of Form No. DOBA-PCMC-EUF21 is required</i>). ➤ Construction Safety and Health Program <i>Note: Must be in accordance with the rules and regulations and other orders and issuances by the DOLE</i> ➤ PERT – CPM ➤ Valid ISO Certificate ➤ Certificate of Performance in letterhead of their clients indicating the contact numbers and email addresses signed by the authorized head of the Department from three (3) clients of the bidder issued within the last six (6) months prior to bid opening. <i>Note: Certification issued by PCMC – Procurement Section must be included if bidder had done business with us. Certification of which should be of same category (e.g. equipment/supplies) of project being bided.</i>



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SECTION IV

General Conditions of Contract

One (1) Lot Design and Build of Three (3) Storey Pediatric Rehabilitation Center

IB-2021-067

1. Scope of Contract

This Contract shall include all such items, although not specifically mentioned, that can be reasonably inferred as being required for its completion as if such items were expressly mentioned herein. All the provisions of RA No. 9184 and its 2016 revised IRR, including the Generic Procurement Manual, and associated issuances, constitute the primary source for the terms and conditions of the Contract, and thus, applicable in contract implementation. Herein clauses shall serve as the secondary source for the terms and conditions of the Contract.

This is without prejudice to Sections 74.1 and 74.2 of the 2016 revised IRR of RA No. 9184 allowing the GPPB to amend the IRR, which shall be applied to all procurement activities, the advertisement, posting, or invitation of which were issued after the effectivity of the said amendment.

2. Sectional Completion of Works

If sectional completion is specified in the **Special Conditions of Contract (SCC)**, references in the Conditions of Contract to the Works, the Completion Date, and the Intended Completion Date shall apply to any Section of the Works (other than references to the Completion Date and Intended Completion Date for the whole of the Works).

3. Possession of Site

4.1. The Procuring Entity shall give possession of all or parts of the Site to the Contractor based on the schedule of delivery indicated in the **SCC**, which corresponds to the execution of the Works. If the Contractor suffers delay or incurs cost from failure on the part of the Procuring Entity to give possession in accordance with the terms of this clause, the Procuring Entity's Representative shall give the Contractor a Contract Time Extension and certify such sum as fair to cover the cost incurred, which sum shall be paid by Procuring Entity.

4.2. If possession of a portion is not given by the above date, the Procuring Entity will be deemed to have delayed the start of the relevant activities. The resulting adjustments in contract time to address such delay may be addressed through contract extension provided under Annex "E" of the 2016 revised IRR of RA No. 9184.

4. The Contractor's Obligations

The Contractor shall employ the key personnel named in the Schedule of Key Personnel indicating their designation, in accordance with **ITB** Clause 10.3 and specified in the **BDS**, to carry out the supervision of the Works.

The Procuring Entity will approve any proposed replacement of key personnel only if their relevant qualifications and abilities are equal to or better than those of the personnel listed in the Schedule.

5. Performance Security

- 5.1. Within ten (10) calendar days from receipt of the Notice of Award from the Procuring Entity but in no case later than the signing of the contract by both parties, the successful Bidder shall furnish the performance security in any of the forms prescribed in Section 39 of the 2016 revised IRR.
- 5.2. The Contractor, by entering into the Contract with the Procuring Entity, acknowledges the right of the Procuring Entity to institute action pursuant to RA No. 3688 against any subcontractor be they an individual, firm, partnership, corporation, or association supplying the Contractor with labor, materials and/or equipment for the performance of this Contract.

6. Site Investigation Reports

The Contractor, in preparing the Bid, shall rely on any Site Investigation Reports referred to in the SCC supplemented by any information obtained by the Contractor.

7. Warranty

- 7.1. In case the Contractor fails to undertake the repair works under Section 62.2.2 of the 2016 revised IRR, the Procuring Entity shall forfeit its performance security, subject its property(ies) to attachment or garnishment proceedings, and perpetually disqualify it from participating in any public bidding. All payables of the GOP in his favor shall be offset to recover the costs.
- 7.2. The warranty against Structural Defects/Failures, except that occasioned-on force majeure, shall cover the period from the date of issuance of the Certificate of Final Acceptance by the Procuring Entity. Specific duration of the warranty is found in the SCC.

8. Liability of the Contractor

Subject to additional provisions, if any, set forth in the SCC, the Contractor's liability under this Contract shall be as provided by the laws of the Republic of the Philippines.

If the Contractor is a joint venture, all partners to the joint venture shall be jointly and severally liable to the Procuring Entity.

9. Termination for Other Causes

Contract termination shall be initiated in case it is determined *prima facie* by the Procuring Entity that the Contractor has engaged, before, or during the implementation of the contract, in unlawful deeds and behaviors relative to contract acquisition and implementation, such as, but not limited to corrupt, fraudulent, collusive, coercive, and obstructive practices as stated in ITB Clause 4.

10. Dayworks

Subject to the guidelines on Variation Order in Annex "E" of the 2016 revised IRR of RA No. 9184, and if applicable as indicated in the SCC, the Dayworks rates in the Contractor's Bid shall be used for small additional amounts of work only when the Procuring Entity's Representative has given written instructions in advance for additional work to be paid for in that way.

11. Program of Work

- 11.1. The Contractor shall submit to the Procuring Entity’s Representative for approval the said Program of Work showing the general methods, arrangements, order, and timing for all the activities in the Works. The submissions of the Program of Work are indicated in the SCC.
- 11.2. The Contractor shall submit to the Procuring Entity’s Representative for approval an updated Program of Work at intervals no longer than the period stated in the SCC. If the Contractor does not submit an updated Program of Work within this period, the Procuring Entity’s Representative may withhold the amount stated in the SCC from the next payment certificate and continue to withhold this amount until the next payment after the date on which the overdue Program of Work has been submitted.

12. Instructions, Inspections and Audits

The Contractor shall permit the GOP or the Procuring Entity to inspect the Contractor’s accounts and records relating to the performance of the Contractor and to have them audited by auditors of the GOP or the Procuring Entity, as may be required.

13. Advance Payment

The Procuring Entity shall, upon a written request of the Contractor which shall be submitted as a Contract document, make an advance payment to the Contractor in an amount not exceeding fifteen percent (15%) of the total contract price, to be made in lump sum, or at the most two installments according to a schedule specified in the SCC, subject to the requirements in Annex “E” of the 2016 revised IRR of RA No. 9184.

14. Progress Payments

The Contractor may submit a request for payment for Work accomplished. Such requests for payment shall be verified and certified by the Procuring Entity’s Representative/Project Engineer. Except as otherwise stipulated in the SCC, materials and equipment delivered on the site but not completely put in place shall not be included for payment.

15. Operating and Maintenance Manuals

- 15.1. If required, the Contractor will provide “as built” Drawings and/or operating and maintenance manuals as specified in the SCC.
- 15.2. If the Contractor does not provide the Drawings and/or manuals by the dates stated above, or they do not receive the Procuring Entity’s Representative’s approval, the Procuring Entity’s Representative may withhold the amount stated in the SCC from payments due to the Contractor.

CONFORME:

 Authorized Signatory
 Signature over printed name

 Name of Company



Republic of the Philippines
DEPARTMENT OF HEALTH
PHILIPPINE CHILDREN'S MEDICAL CENTER
Bids and Awards Committee
Quezon Avenue, Quezon City 1100
website: www.pcmc.gov.ph email: bac@pcmc.gov.ph
Trunkline: 588-9900 local 361/355 Telefax No.: 924-0870

SECTION IX

Checklist of Technical and Financial Documents

One (1) Lot Design and Build of Three (3) Storey Pediatric Rehabilitation Center

IB-2021-067

Checklist of Technical and Financial Documents

The Bidder shall submit the following **TECHNICAL COMPONENT ENVELOPE (ARRANGED, NUMBERED AND TABBED)** *[Strictly NO using of staple wire and thick materials for tabs]* as enumerated below:

Use of indelible ink color blue shall be used by the authorized signatory in signing the required forms.

I. TECHNICAL COMPONENT ENVELOPE

Class "A" Documents

Legal Documents

- (a) Valid PhilGEPS Registration Certification (Platinum Membership) and its Annex A.

OR

- (b) Registration certificate from Securities and Exchange Commission (SEC), Department of Trade and Industry (DTI) for sole proprietorship, or Cooperative Development Authority (CDA) for cooperatives or its equivalent document,

and

- (c) Mayor's/Business permit 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.

and

- (d) Tax Clearance per Executive Order 398, series of 2005, as finally reviewed and approved by the Bureau of Internal Revenue (BIR).

Note:

In the event the bidder opted to submit only Requirement Nos. 2 to 4 Legal Documents, the Certificate of PhilGEPS Registration (Platinum Membership) shall remain a post-qualification requirement to be submitted in accordance with Section 34.2 of the 2016 Revised IRR of RA 9184 (Pursuant to GPPB Circular 07-2017 dated 31 July 2017)

Technical Documents

- (f) 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. *(Use of Form No. DOBA-PCMC-SCF3b is required)*

and

- (g) Statement of the bidder's Single Largest Completed Contract (SLCC) similar to the contract to be bid (**Refer to Bid Data Sheet ITB Clause 5.2**), except under conditions provided under the rules *(use of Form No. DOBA-PCMC-SCF3a is required)*.

- (h) Philippine Contractors Accreditation Board (PCAB) License;
or
Special PCAB License in case of Joint Ventures;
and registration for the type and cost of the contract to be bid; and
(Refer to Bid Data Sheet ITB Clause 10.3)
- (i) Original copy of Bid Security. If in the form of a Surety Bond, submit also a certification issued by the Insurance Commission **(Refer to Bid Data Sheet ITB Clause 15.1)**;
or
Original copy of Notarized Bid Securing Declaration; and
- (j) Project Requirements, which shall include the following:
- 1) Preliminary Conceptual Design Plans in accordance with the degree of details specified by the PCMC. *Submit in A3 the following:*
 - *Perspective Views (Interior and Exterior)*
 - *Floor plans, two (2) sections and four (4) elevations,*
 - *Complete space allocation*
 - *Engineering Plans, Layout and Schematic Diagram*
 - 2) Design and construction method;
 - 3) Value Engineering analysis of design and construction method
 - 4) Organizational Chart for the contract to be bid *(Use of the Form No. DOBA-PCMC-SQF24 as the guide)*
 - 5) List of contractor's key personnel (*e.g., Project Manager, Project Engineers, Materials Engineers, and Foremen*), to be assigned to the contract to be bid, with their complete qualification and experience data;
Supporting documents shall be the following:
 - i. Statement of the Qualifications of the Key Personnel Proposed to be assigned to the contract (use of the Form No. DOBA-PCMC-SQF17 is required)*
 - ii. Contractor's letter - Certificate to the Procuring Entity (use of the Form No. DOBA-PCMC-CCF23 is required)*
 - iii. Key Personnel's Certificate of Employment use of the Form No. (DOBA-PCMC-KCF18 is required)*
 - iv. Bio-Data of each of the key personnel (use of the Form No. DOBA-PCMC-BPF16 is required)*
 - 6) List of contractor's major equipment units, which are owned, leased, and/or under purchase agreements, supported by proof of ownership, certification of availability of equipment from the equipment lessor/vendor for the duration of the project, as the case may be *(use of Form No. DOBA-PCMC-LEF20 is required)*; and
 - 7) List of Requirements per Bid Data Sheet ITB Clause 21.

- (k) Original duly signed Omnibus Sworn Statement (OSS).
and if applicable, Original Notarized Secretary's Certificate in case of a corporation, partnership, or cooperative; or Original Special Power of Attorney of all members of the joint venture giving full power and authority to its officer to sign the OSS and do acts to represent the Bidder.

Financial Documents

- (l) The prospective bidder's 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;

The Audited Financial Statement **shall be complete** which includes the following:

- a) Balance Sheet or Statement of Financial Position;
- b) Income Statement or Statement of Comprehensive Income;
- c) Statement of Changes of Equity;
- d) Cash Flow Statement and
- e) Notes to Financial Statement

and

- (m) The prospective bidder's computation of the Net Financial Contracting Capacity (NFCC) (*Use of Form No. DOBA-PCMC-NFF4 is required*);

Class "B" Documents

- (n) If applicable, duly signed joint venture agreement (JVA) in accordance with RA No. 4566 and its IRR 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.

II. FINANCIAL COMPONENT ENVELOPE

- (o) Original of duly signed and accomplished Financial Bid Form; **and**

Other documentary requirements under RA No. 9184

- (p) Original of duly signed Bid Prices in the Bill of Quantities; **and**
- (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;

Note: Bidder shall return to PCMC the issued USB Flash Drive containing the soft copy of their accomplished Bill of Quantities and Detailed Price Schedule (in excel format). Any discrepancies between the submitted hard copy and soft copy of the Bill of Quantities and Detailed Estimates, the hard copy will prevail.

and

- (r) Cash Flow by Quarter and payments schedule (*use of Form No. DOBA-PCMC-CFF27 as the guide*)

- (s) Duly accomplished Certificate of Undertaking
- (t) Signed *Conforme* on Section II. Instructions to Bidders on all pages
- (u) Signed *Conforme* on Section III. Bid Data Sheet on all pages
- (v) Signed *Conforme* on Section IV. General Conditions of the Contract on all pages
- (w) Signed *Conforme* on Section V. Special Conditions of the Contract on all pages
- (x) Signed *Conforme* on Section VI. Specifications on all pages (including Terms of Reference)

CONFORME:

Authorized Signatory
Signature over printed name

Name of Company/Firm



Republic of the Philippines
DEPARTMENT OF HEALTH
PHILIPPINE CHILDREN'S MEDICAL CENTER
Bids and Awards Committee
Quezon Avenue, Quezon City 1100
website: www.pcmc.gov.ph email: bac@pcmc.gov.ph
Trunkline: 588-9900 local 361/355 Telefax No.: 924-0870

SECTION V

Special Conditions of Contract

One (1) Lot Design and Build of Three (3) Storey Pediatric Rehabilitation Center

IB-2021-067

Special Conditions of Contract

GCC Clause	
2	<i>None</i>
4.1	The site will be turned over to the contractor simultaneously upon receipt of Notice to Proceed
6	The site investigation reports are: <ul style="list-style-type: none"> • Soil Test • Land Survey
7.2	<i>[In case of permanent structures, such as buildings of types 4 and 5 as classified under the National Building Code of the Philippines and other structures made of steel, iron, or concrete which comply with relevant structural codes (e.g., DPWH Standard Specifications), such as, but not limited to, steel/concrete bridges, flyovers, aircraft movement areas, ports, dams, tunnels, filtration and treatment plants, sewerage systems, power plants, transmission and communication towers, railway system, and other similar permanent structures:] Fifteen (15) years.</i>
10	<i>b. No dayworks are applicable to the contract..</i>
11.1	The Contractor shall submit the Program of Work to the Procuring Entity's Representative within <i>Ninety (90) calendar days</i> of delivery of the Notice of Award.
11.2	The amount to be withheld for late submission of an updated Program of Work is <i>2% of the Total Contract Price.</i>
13	The amount of the advance payment is <i>Fifteen percent (15%) of the ABC or Fourteen Million Two Hundred Fifty Thousand Pesos (Php14,250,000.00)</i>
14	Materials and equipment delivered on the site but not completely put in place shall be included for payment.
15.1	The date by which operating and maintenance manuals are required is <i>Upon Project Completion and this document is part of the requirement for final payment</i> The date by which "as built" drawings are required is <i>Upon project completion</i>
15.2	The amount to be withheld for failing to produce "as built" drawings and/or operating and maintenance manuals by the date required is 2% of the total contract price _____ <i>[amount in local currency].</i>

DETAILED ESTIMATE FORM

Project : One (1) Lot Design and Build of Three (3) Storey Pediatric Rehabilitation Center

Location : Philippine Children's Medical Center, Agham Road corner Quezon Avenue Quezon City

Owner : Philippine Children's Medical Center

Bidder : _____

Date : _____

WORK DESCRIPTION					
NO	SUB-WORK DESCRIPTION	QTY	UNIT		
A MATERIALS					
Item No.	Description	Qty	Unit	Unit Cost	Total Amount
B LABOR					
Item No.	Description	Qty	Unit	Unit Cost	Total Amount
C TOOLS & EQUIPMENT					
Item No.	Description	Qty	Unit	Unit Cost	Total Amount
I. TOTAL DIRECT COST		A + B + C =			
II. TOTAL INDIRECT COST		OCM		____%	
		PROFIT		____%	
		VAT		____%	
		TOTAL COST (I. TOTAL DIRECT + TOTAL INDIRECT COST) =			
		UNIT COST (TOTAL COST ÷ QTY Sub-Work) =			
		GRAND TOTAL			

Signature over printed name
 Authorized Representative
 Position : _____
 Name of Bidder : _____