

**PHILIPPINE BIDDING DOCUMENTS**  
(As Harmonized with Development Partners)

Government of the Republic of the Philippines

**Bid Ref. No. 2021-12**

**SUPPLY, FABRICATION AND DELIVERY OF FISH AGGREGATING DEVICES/PAYAOS  
AND MATERIALS RELEVANT FOR THE IMPLEMENTATION OF THE TUNA  
CONSERVATION AND MANAGEMENT ZONE (TCMZ) PROJECT IN THE PHILIPPINE  
EXCLUSIVE ECONOMIC ZONE**

<b>Lot No.</b>	<b>PR NO.</b>	<b>Approved Budget for the Contract (ABC)</b>	<b>END-USER</b>
<b>1.</b>	<b>21-03-249</b>	<b>Php 21,916,998.40</b>	<b>MR. JOEREN S. YLEANA (CFD)</b>
		<b>Php 21,916,998.40</b>	

**Sixth Edition**  
**July 2020**  
**Department of Agriculture -**  
**Bureau of Fisheries and Aquatic Resources**  
**(DA- BFAR)**

## Table of Contents

<b>Glossary of Acronyms, Terms, and Abbreviations .....</b>	<b>2</b>
<b>Section I. Invitation to Bid.....</b>	<b>5</b>
<b>Section II. Instructions to Bidders.....</b>	<b>9</b>
1. Scope of Bid .....	9
2. Funding Information.....	9
3. Bidding Requirements .....	9
4. Corrupt, Fraudulent, Collusive, and Coercive Practices .....	10
5. Eligible Bidders.....	10
6. Origin of Goods .....	10
7. Subcontracts .....	10
8. Pre-Bid Conference .....	10
9. Clarification and Amendment of Bidding Documents .....	11
10. Documents comprising the Bid: Eligibility and Technical Components .....	11
11. Documents comprising the Bid: Financial Component .....	11
12. Bid Prices .....	11
13. Bid and Payment Currencies .....	12
14. Bid Security .....	12
15. Sealing and Marking of Bids .....	13
16. Deadline for Submission of Bids .....	13
17. Opening and Preliminary Examination of Bids .....	13
18. Domestic Preference .....	13
19. Detailed Evaluation and Comparison of Bids .....	13
20. Post-Qualification .....	14
21. Signing of the Contract .....	14
<b>Section III. Bid Data Sheet .....</b>	<b>15</b>
<b>Section IV. General Conditions of Contract .....</b>	<b>18</b>
1. Scope of Contract .....	19
2. Advance Payment and Terms of Payment .....	19
3. Performance Security .....	19
4. Inspection and Tests .....	19
5. Warranty .....	20
6. Liability of the Supplier .....	20
<b>Section V. Special Conditions of Contract .....</b>	<b>21</b>
<b>Section VI. Schedule of Requirements .....</b>	<b>25</b>
<b>Section VII. Technical Specifications .....</b>	<b>26</b>
<b>Section VIII. Checklist of Technical and Financial Documents .....</b>	<b>32</b>

## ***Glossary of Acronyms, Terms, and Abbreviations***

**ABC** – Approved Budget for the Contract.

**BAC** – Bids and Awards Committee.

**Bid** – A signed offer or proposal to undertake a contract submitted by a bidder in response to and in consonance with the requirements of the bidding documents. Also referred to as *Proposal* and *Tender*. (2016 revised IRR, Section 5[c])

**Bidder** – Refers to a contractor, manufacturer, supplier, distributor and/or consultant who submits a bid in response to the requirements of the Bidding Documents. (2016 revised IRR, Section 5[d])

**Bidding Documents** – The documents issued by the Procuring Entity as the bases for bids, furnishing all information necessary for a prospective bidder to prepare a bid for the Goods, Infrastructure Projects, and/or Consulting Services required by the Procuring Entity. (2016 revised IRR, Section 5[e])

**BIR** – Bureau of Internal Revenue.

**BSP** – Bangko Sentral ng Pilipinas.

**Consulting Services** – Refer to services for Infrastructure Projects and other types of projects or activities of the GOP requiring adequate external technical and professional expertise that are beyond the capability and/or capacity of the GOP to undertake such as, but not limited to: (i) advisory and review services; (ii) pre-investment or feasibility studies; (iii) design; (iv) construction supervision; (v) management and related services; and (vi) other technical services or special studies. (2016 revised IRR, Section 5[i])

**CDA** - Cooperative Development Authority.

**Contract** – Refers to the agreement entered into between the Procuring Entity and the Supplier or Manufacturer or Distributor or Service Provider for procurement of Goods and Services; Contractor for Procurement of Infrastructure Projects; or Consultant or Consulting Firm for Procurement of Consulting Services; as the case may be, as recorded in the Contract Form signed by the parties, including all attachments and appendices thereto and all documents incorporated by reference therein.

**CIF** – Cost Insurance and Freight.

**CIP** – Carriage and Insurance Paid.

**CPI** – Consumer Price Index.

**DDP** – Refers to the quoted price of the Goods, which means “delivered duty paid.”

**DTI** – Department of Trade and Industry.

**EXW** – Ex works.

**FCA** – “Free Carrier” shipping point.

**FOB** – “Free on Board” shipping point.

**Foreign-funded Procurement or Foreign-Assisted Project**– Refers to procurement whose funding source is from a foreign government, foreign or international financing institution as specified in the Treaty or International or Executive Agreement. (2016 revised IRR, Section 5[b]).

**Framework Agreement** – Refers to a written agreement between a procuring entity and a supplier or service provider that identifies the terms and conditions, under which specific purchases, otherwise known as “Call-Offs,” are made for the duration of the agreement. It is in the nature of an option contract between the procuring entity and the bidder(s) granting the procuring entity the option to either place an order for any of the goods or services identified in the Framework Agreement List or not buy at all, within a minimum period of one (1) year to a maximum period of three (3) years. (GPPB Resolution No. 27-2019)

**GFI** – Government Financial Institution.

**GOCC** – Government-owned and/or –controlled corporation.

**Goods** – Refer to all items, supplies, materials and general support services, except Consulting Services and Infrastructure Projects, which may be needed in the transaction of public businesses or in the pursuit of any government undertaking, project or activity, whether in the nature of equipment, furniture, stationery, materials for construction, or personal property of any kind, including non-personal or contractual services such as the repair and maintenance of equipment and furniture, as well as trucking, hauling, janitorial, security, and related or analogous services, as well as procurement of materials and supplies provided by the Procuring Entity for such services. The term “related” or “analogous services” shall include, but is not limited to, lease or purchase of office space, media advertisements, health maintenance services, and other services essential to the operation of the Procuring Entity. (2016 revised IRR, Section 5[r])

**GOP** – Government of the Philippines.

**GPPB** – Government Procurement Policy Board.

**INCOTERMS** – International Commercial Terms.

**Infrastructure Projects** – Include the construction, improvement, rehabilitation, demolition, repair, restoration or maintenance of roads and bridges, railways, airports, seaports, communication facilities, civil works components of information technology projects, irrigation, flood control and drainage, water supply, sanitation, sewerage and

solid waste management systems, shore protection, energy/power and electrification facilities, national buildings, school buildings, hospital buildings, and other related construction projects of the government. Also referred to as *civil works or works*. (2016 revised IRR, Section 5[u])

**LGUs** – Local Government Units.

**NFCC** – Net Financial Contracting Capacity.

**NGA** – National Government Agency.

**PhilGEPS** - Philippine Government Electronic Procurement System.

**Procurement Project** – refers to a specific or identified procurement covering goods, infrastructure project or consulting services. A Procurement Project shall be described, detailed, and scheduled in the Project Procurement Management Plan prepared by the agency which shall be consolidated in the procuring entity's Annual Procurement Plan. (GPPB Circular No. 06-2019 dated 17 July 2019)

**PSA** – Philippine Statistics Authority.

**SEC** – Securities and Exchange Commission.

**SLCC** – Single Largest Completed Contract.

**Supplier** – refers to a citizen, or any corporate body or commercial company duly organized and registered under the laws where it is established, habitually established in business and engaged in the manufacture or sale of the merchandise or performance of the general services covered by his bid. (Item 3.8 of GPPB Resolution No. 13-2019, dated 23 May 2019). Supplier as used in these Bidding Documents may likewise refer to a distributor, manufacturer, contractor, or consultant.

**UN** – United Nations.

***Section I. Invitation to Bid***



Republic of the Philippines  
 Department of Agriculture  
 Bureau of Fisheries and Aquatic Resources  
**BIDS AND AWARDS COMMITTEE OFFICE**  
 3/F PCA Bldg., Elliptical Road, Diliman, Quezon City, Philippines 1101  
 Tel. No.: +02. 332. 4661      website: www.bfar.da.gov.ph    e-mail: bfarbac2018@gmail.com

**INVITATION TO BID FOR:**

**Bid Ref. No. 2021-12**

**SUPPLY, FABRICATION AND DELIVERY OF FISH AGGREGATING DEVICES/PAYAOS AND MATERIALS RELEVANT FOR THE IMPLEMENTATION OF THE TUNA CONSERVATION AND MANAGEMENT ZONE (TCMZ) PROJECT IN THE PHILIPPINE EXCLUSIVE ECONOMIC ZONE**

- The Bureau of Fisheries and Aquatic Resources (BFAR) of the Department of Agriculture, through the General Appropriations Act for 2021 intends to apply the sums of **TWENTY ONE MILLION NINE HUNDRED SIXTEEN THOUSAND NINE HUNDRED NINETY-EIGHT and 40/100 (Php 21,916,998.40) ONLY** being the ABC to payments under the contract for **Bid Ref no. 2021-12** entitled **SUPPLY, FABRICATION AND DELIVERY OF FISH AGGREGATING DEVICES/PAYAOS AND MATERIALS RELEVANT FOR THE IMPLEMENTATION OF THE TUNA CONSERVATION AND MANAGEMENT ZONE (TCMZ) PROJECT IN THE PHILIPPINE EXCLUSIVE ECONOMIC ZONE**

Bids received in excess of the ABC shall be automatically rejected at bid opening.

<i>PR No.</i>	<i>Lot no.</i>	<i>Description</i>	<i>Approved Budget for the Contract (ABC) (Php)</i>	<i>Bidding Documents Fee (Php)</i>
21-03-249	1	SUPPLY, FABRICATION AND DELIVERY OF FISH AGGREGATING DEVICES/PAYAOS AND MATERIALS RELEVANT FOR THE IMPLEMENTATION OF THE TUNA CONSERVATION AND MANAGEMENT ZONE (TCMZ) PROJECT IN THE PHILIPPINE EXCLUSIVE ECONOMIC ZONE	Php 21,916,998.40	Php 22,000.00
		TOTAL	Php 21,916,998.40	Php 22,000.00

- The Bureau of Fisheries and Aquatic Resources (BFAR) of the Department of Agriculture now invites bids for the above Procurement Project. Delivery of the Goods is required within the period stated in the Section VI - Schedule of Requirements. Bidders should have completed, within **TEN (10)** years from the date of submission and receipt of bids, 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).

2. 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) No. 9184.

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, and to citizens or organizations of a country the laws or regulations of which grant similar rights or privileges to Filipino citizens, pursuant to RA No. 5183.

3. Prospective Bidders may obtain further information the procurement activity given below and inspect the Bidding Documents at the address given below.
4. A complete set of Bidding Documents may be acquired by interested Bidders at **3<sup>rd</sup> Floor, BAC Office, Elliptical Road, Diliman, Quezon City** and upon payment of a non-refundable fee for the Bidding Documents in the amount stated above. The Procuring Entity shall allow the bidder to present its proof of payment for the fees by in person, or through electronic means.
5. The DA-BFAR will hold a Pre-Bid Conference<sup>1</sup> on **April 16, 2021 11:00 A.M.** at **BAC Conference Room, Elliptical Road, Diliman, Quezon City** and/or through video conferencing via **Zoom application** which shall be open to prospective bidders. who have successfully completed registration one (1) calendar day prior to the Pre-bid Conference using Google Form [PRE-REGISTRATION FORM \(google.com\)](#) and in accordance with the “**Annex A, Bidder’s Kit – I**”.
6. Bids must be duly received by the BAC Secretariat through Electronic submission in accordance with the BFAR BAC procedure for online bidding stated in “**Annex A Bidder’s kit II to VI**” simultaneously with the submission of the printed copies as indicated in the **BDS Clause 15**.

The Bidder shall submit bids on or before **April 28, 2021 (Wednesday), 09:30 am**, at the **BFAR-BAC Office, 3<sup>rd</sup> flr., PCA Main Bldg., Elliptical Road, Diliman, Q.C.**, and electronic documents through [bac.eps@bfar.da.gov.ph](mailto:bac.eps@bfar.da.gov.ph).

7. All Bids must be accompanied by a bid security in any of the acceptable forms and in the amount stated in ITB Clause 14.
8. Bid opening shall be on **April 28, 2021 (Wednesday), 10:00 am**, **BAC Conference Room, Elliptical Road, Diliman, Quezon City** and/or through video conferencing via **Zoom application**. Bids will be opened in accordance with the BFAR BAC procedure for online bidding as stated in the “**Annex A, Bidder’s kit VII**”. Late bids shall not be accepted.

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<sup>1</sup> May be deleted in case the ABC is less than One Million Pesos (PhP1,000,000) where the Procuring Entity may not hold a Pre-Bid Conference.



9. Bidder are advised to submit their bids in accordance with the BFAR BAC procedure for online bidding as well as for the printed copies as provided under ITB Clause 10 and Clause 11.
10. The Department of Agriculture - Bureau of Fisheries and Aquatic Resources (DA-BFAR), 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:  
  
BFAR-BAC Secretariat  
Address: 3<sup>rd</sup> Floor, BAC Office Elliptical Road, Diliman, Quezon City.  
Email: bfarbac2018@gmail.com  
Telephone number: 02-8332-4661  
Website address: [www.bfar.da.gov.ph](http://www.bfar.da.gov.ph)
12. You may visit the following websites:  
  
For downloading of Bidding Documents: [www.bfar.da.gov.ph](http://www.bfar.da.gov.ph)

*Issued this 6<sup>th</sup> of April 2021.*

**ORIGINAL SIGNED**  
**ATTY. DEMOSTHENES R. ESCOTO**  
BAC Chairperson

## ***Section II. Instructions to Bidders***

### **1. Scope of Bid**

The Procuring Entity, Bureau of Fisheries and Aquatic Resources (BFAR) of the Department of Agriculture wishes to receive Bids for the **SUPPLY, FABRICATION AND DELIVERY OF FISH AGGREGATING DEVICES/PAYAOS AND MATERIALS RELEVANT FOR THE IMPLEMENTATION OF THE TUNA CONSERVATION AND MANAGEMENT ZONE (TCMZ) PROJECT IN THE PHILIPPINE EXCLUSIVE ECONOMIC ZONE** with identification number **2021-12**.

The Procurement Project (referred to herein as "Project") is composed of **ONE (1) LOT**, the details of which are described in Section VII (Technical Specifications).

### **2. Funding Information**

**2.1.** The GOP through the source of funding as indicated below for FY 2021 in the amount of **TWENTY-ONE MILLION NINE HUNDRED SIXTEEN THOUSAND NINE HUNDRED NINETY-EIGHT and 40/100 (Php 21,916,998.40) ONLY**.

**2.2.** The source of funding is General Appropriations Act FY 2021.

### **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 Manuals 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 **IB** 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 verified and accepted the general requirements of this Project, including 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, and Coercive Practices

The Procuring Entity, as well as the Bidders and Suppliers, 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. Foreign ownership limited to those allowed under the rules may participate in this Project.
- 5.3. Pursuant to Section 23.4.1.3 of the 2016 revised IRR of RA No.9184, the Bidder shall have an SLCC that is at least one (1) contract similar to the Project the value of which, adjusted to current prices using the PSA's CPI, must be at least equivalent to:
  - a. For the procurement of Expendable Supplies: The Bidder must have completed a single contract that is similar to this Project, equivalent to at least **FIFTY percent (50%)** of the ABC.
- 5.4. The Bidders shall comply with the eligibility criteria under Section 23.4.1 of the 2016 IRR of RA No. 9184.

#### 6. Origin of 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, subject to Domestic Preference requirements under **ITB** Clause 18.

#### 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 twenty percent (20%) of the Project.

The Procuring Entity has prescribed that Subcontracting is not allowed.

#### 8. Pre-Bid Conference

The Procuring Entity will hold a pre-bid conference for this Project on **April 16, 2021 11:00 A.M.** through video conference call via "**Zoom**" application which shall be open to prospective bidders who have successfully completed the registration one (1) calendar day prior to the pre-bid conference using Google Form [PRE-REGISTRATION FORM \(google.com\)](#) in accordance with the "**Annex A, Bidder's Kit – I**" 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 VIII (Checklist of Technical and Financial Documents)**.
- 10.2. The Bidder's SLCC as indicated in **ITB** Clause 5.3 should have been completed within **TEN (10)** years prior to the deadline for the submission and receipt of bids.
- 10.3. 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. Similar to the required authentication above, 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.

## 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 VIII (Checklist of Technical and Financial Documents)**.
- 11.2. If the Bidder claims preference as a Domestic Bidder or Domestic Entity, a certification issued by DTI shall be provided by the Bidder in accordance with Section 43.1.3 of the 2016 revised IRR of RA No. 9184.
- 11.3. Any bid exceeding the ABC indicated in paragraph 1 of the **IB** shall not be accepted.
- 11.4. 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. Bid Prices

12.1. Prices indicated on the Price Schedule shall be entered separately in the following manner:

- a. For Goods offered from within the Procuring Entity's country:
  - i. The price of the Goods quoted EXW (ex-works, ex-factory, ex-warehouse, ex-showroom, or off-the-shelf, as applicable);
  - ii. The cost of all customs duties and sales and other taxes already paid or payable;
  - iii. The cost of transportation, insurance, and other costs incidental to delivery of the Goods to their final destination; and
  - iv. The price of other (incidental) services, if any, listed in e.
- b. For Goods offered from abroad:
  - i. Unless otherwise stated in the **BDS**, the price of the Goods shall be quoted delivered duty paid (DDP) with the place of destination in the Philippines as specified in the **BDS**. In quoting the price, the Bidder shall be free to use transportation through carriers registered in any eligible country. Similarly, the Bidder may obtain insurance services from any eligible source country.
  - ii. The price of other (incidental) services, if any, as listed in **Section VII (Technical Specifications)**.

### **13. Bid and Payment Currencies**

13.1. For Goods that the Bidder will supply from outside the Philippines, the 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.

13.2. Payment of the contract price shall be made in Philippine Pesos.

### **14. Bid Security**

14.1. The Bidder shall submit a Bid Securing Declaration<sup>2</sup> 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**.

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<sup>2</sup> In the case of Framework Agreement, the undertaking shall refer to entering into contract with the Procuring Entity and furnishing of the performance security or the performance securing declaration within ten (10) calendar days from receipt of Notice to Execute Framework Agreement.

- 14.2. The Bid and bid security shall be valid until *[indicate date]*. Any Bid not accompanied by an acceptable bid security shall be rejected by the Procuring Entity as non-responsive.

## **15. Sealing and Marking of Bids**

Each Bidder shall submit one (1) original and two (2) printed copies of the first and second components of its Bid and/or an electronic copy which must be digitally signed.

In the event that the electronic copy cannot be submitted, opened or is corrupted, the BAC will proceed with the opening of the submitted original hard copy.

## **16. Deadline for Submission of Bids**

- 16.1. The Bidder shall submit bids on or before **April 28, 2021 (Wednesday), 09:30 am** at the **BFAR-BAC Office, 3<sup>rd</sup> flr., PCA Main Bldg., Elliptical Road, Diliman, Q.C.**, and [bac.eps@bfar.da.gov.ph](mailto:bac.eps@bfar.da.gov.ph) as indicated in paragraph 7 of the **IB**.

## **17. Opening and Preliminary Examination of Bids**

- 17.1. The BAC shall open the Bids on **April 28, 2021 (Wednesday), 10:00 am**, via video conference through “Zoom” application. Bids will be opened in accordance with the BFAR BAC procedure for online bidding as stated in the “**Bidder’s kit VII**” as specified in paragraph 9 of the **IB**.

The Bidders’ representatives who are present shall sign a register evidencing their attendance. 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.

- 17.2. The preliminary examination of bids shall be governed by Section 30 of the 2016 revised IRR of RA No. 9184.

## **18. Domestic Preference**

The Procuring Entity will grant a margin of preference for the purpose of comparison of Bids in accordance with Section 43.1.2 of the 2016 revised IRR of RA No. 9184.

## **19. Detailed Evaluation and Comparison of Bids**

- 19.1. The Procuring 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 the 2016 revised IRR of RA No. 9184.

- 19.2. If the Project allows partial bids, bidders may submit a proposal on any of the lots or items, and evaluation will be undertaken on a per lot or item basis, as the case maybe. In this case, the Bid Security as required by **ITB** Clause 15 shall be submitted for each lot or item separately.
- 19.3. The descriptions of the lots or items shall be indicated in **Section VII (Technical Specifications)**, although the ABCs of these lots or items are indicated in the **BDS** for purposes of the NFCC computation pursuant to Section 23.4.2.6 of the 2016 revised IRR of RA No. 9184. The NFCC must be sufficient for the total of the ABCs for all the lots or items participated in by the prospective Bidder.
- 19.4. The Project shall be awarded as One Project having several items grouped into several lots, which shall be awarded as separate contracts per lot.
- 19.5. Except for bidders submitting a committed Line of Credit from a Universal or Commercial Bank in lieu of its NFCC computation, all Bids must include the NFCC computation pursuant to Section 23.4.1.4 of the 2016 revised IRR of RA No. 9184, which must be sufficient for the total of the ABCs for all the lots or items participated in by the prospective Bidder. For bidders submitting the committed Line of Credit, it must be at least equal to ten percent (10%) of the ABCs for all the lots or items 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**

- 21.1. 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**.

***Section III. Bid Data Sheet***



## Bid Data Sheet

ITB Clause	
5.3	<p>For this purpose, contracts similar to the Project shall be:</p> <p style="text-align: center;"><i>Lot 1. – Supply, delivery and fabrication of metal sheet products or fishing accessories/ equipment involving metal works or payao</i></p> <p>a. completed within <b>TEN (10)</b> years prior to the deadline for the submission and receipt of bids.</p>
7.1	Subcontracting is not allowed.
14.1	<p>The bid security shall be in the form of a Bid Securing Declaration, or any of the following forms and amounts:</p> <p>a. The amount of not less than <b>Php 483,339.97</b> [two percent (2%) of ABC], if bid security is in cash, cashier's/manager's check, bank draft/guarantee or irrevocable letter of credit; or</p> <p>b. The amount of not less than <b>Php 1,095,849.92</b> [five percent (5%) of ABC], if bid security is in Surety Bond.</p>
15	<p>Each Bidder shall submit one (1) original and two (2) printed copies of the first and second components of its Bid and/or an electronic copy which must be digitally signed.</p> <p>In the event that the electronic copy cannot be submitted, opened or is corrupted, the BAC will proceed with the opening of the submitted original hard copy.</p> <div style="text-align: center;"> <p><b>SEALING AND MARKING OF BIDS</b> (for each component)</p> </div> <div style="margin-top: 20px;"> <p><b>FORMAT FOR LABELLING OF BID ENVELOPE</b></p> <div style="border: 1px solid black; padding: 5px; background-color: #f0f0f0;"> <p>ATTY. DEMOSTHENES R. ESCOTO Chairperson Bids and Awards Committee 3/F PCA Building, Elliptical Road Diliman, Quezon City</p> <p>Bid for: Bid Ref. No.: _____ Project Title: _____</p> <p>Submitted by: • BIDDER'S COMPANY NAME • BIDDER'S CONTACT DETAILS</p> <p>DO NOT OPEN BEFORE: _____</p> </div> </div> <p><b>A. LABELLING AND MARKING INSTRUCTIONS FOR THE SUBMISSION OF HARD COPIES.</b></p> <p>1. Main envelope shall:</p>

	<p>(a) bear addressed to the Procuring Entity’s BAC;</p> <p>(b) bear the specific identification/Bid ref. no. of this bidding;</p> <p>(c) contain the name of the contract/Project Title to be bid;</p> <p>(d) bear the Company name, address and contact details of the Bidder;</p> <p>(e) bear a warning “DO NOT OPEN BEFORE (the date and time of opening of Bids).”</p> <p>2. Bidders shall enclose the First component (Eligibility and Technical documents) and Second components (Financial documents) of their bid.</p> <p>3. Each Bidder shall submit one (1) original and two (2) copies of the first and second components of its bid.</p> <p>4. The inner envelopes of the first and second component shall be similarly sealed and duly marked as Original, Copy 1 and Copy 2.</p> <p>5. Each components must contain Table of Contents and all documents attached should be properly tabbed and bound.</p> <p>6. All pages should be signed by the bidder’s authorized representative.</p> <p><b>B. GUIDELINES ON ELECTRONIC SUBMISSION AND RECEIPT OF BIDS:</b></p> <p>1. Electronic submission of bids should be in BAC google forms.</p> <p>2. Please refer to BFAR-BAC Online Bidding Procedure for more details.</p>						
19.3	<p><i>List the grouping of lots by specifying the group title, items, and the quantity for every identified lot, and the corresponding ABC for each lot.</i></p> <table border="1" data-bbox="368 1055 1396 1473"> <thead> <tr> <th data-bbox="368 1055 448 1205"><b>Lot no.</b></th> <th data-bbox="448 1055 1150 1205"><b>Description</b></th> <th data-bbox="1150 1055 1396 1205"><b>Approved Budget for the Contract (ABC) (Php)</b></th> </tr> </thead> <tbody> <tr> <td data-bbox="368 1205 448 1473"><b>1</b></td> <td data-bbox="448 1205 1150 1473"><b>SUPPLY, FABRICATION AND DELIVERY OF FISH AGGREGATING DEVICES/PAYAOS AND MATERIALS RELEVANT FOR THE IMPLEMENTATION OF THE TUNA CONSERVATION AND MANAGEMENT ZONE (TCMZ) PROJECT IN THE PHILIPPINE EXCLUSIVE ECONOMIC ZONE</b></td> <td data-bbox="1150 1205 1396 1473"><b>Php 21,916,998.40</b></td> </tr> </tbody> </table>	<b>Lot no.</b>	<b>Description</b>	<b>Approved Budget for the Contract (ABC) (Php)</b>	<b>1</b>	<b>SUPPLY, FABRICATION AND DELIVERY OF FISH AGGREGATING DEVICES/PAYAOS AND MATERIALS RELEVANT FOR THE IMPLEMENTATION OF THE TUNA CONSERVATION AND MANAGEMENT ZONE (TCMZ) PROJECT IN THE PHILIPPINE EXCLUSIVE ECONOMIC ZONE</b>	<b>Php 21,916,998.40</b>
<b>Lot no.</b>	<b>Description</b>	<b>Approved Budget for the Contract (ABC) (Php)</b>					
<b>1</b>	<b>SUPPLY, FABRICATION AND DELIVERY OF FISH AGGREGATING DEVICES/PAYAOS AND MATERIALS RELEVANT FOR THE IMPLEMENTATION OF THE TUNA CONSERVATION AND MANAGEMENT ZONE (TCMZ) PROJECT IN THE PHILIPPINE EXCLUSIVE ECONOMIC ZONE</b>	<b>Php 21,916,998.40</b>					
20.2	<p>1. Latest Income and Business Tax Returns, filed and paid through the Electronic Filing and Payments System (EFPS), consisting of the following:</p> <p>i. 2019 Income Tax Return with proof of payment; and</p> <p>ii. VAT Returns (Form 2550M and 2550Q) or Percentage Tax Returns (2551M) with proof of payment covering the previous 6 months.</p> <p><b>**In case the PhilGEPS Platinum Certificate of Registration is not available during bid submission, it shall be submitted as a post-qualification requirement, in accordance with Section 34.2 of the 2016 Revised IRR of R.A. No. 9184.</b></p> <p><b>*** In case the valid Mayor’s Permit is not available during bid submission, it shall be submitted after award of contract but before payment in accordance</b></p>						

	with item 6.2 of GPPB Resolution No. 09-2020.
21.2	<i>No further instructions..</i>

***Section IV. General Conditions of Contract***

## 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.

Additional requirements for the completion of this Contract shall be provided in the **Special Conditions of Contract (SCC)**.

## 2. Advance Payment and Terms of Payment

2.1. Advance payment of the contract amount is provided under Annex "D" of the revised 2016 IRR of RA No. 9184.

2.2. The Procuring Entity is allowed to determine the terms of payment on the partial or staggered delivery of the Goods procured, provided such partial payment shall correspond to the value of the goods delivered and accepted in accordance with prevailing accounting and auditing rules and regulations. The terms of payment are indicated in the **SCC**.

## 3. Performance Security

Within ten (10) calendar days from receipt of the Notice of Award by the Bidder from the Procuring Entity but in no case later than prior to 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 of RA No. 9184.

## 4. Inspection and Tests

The Procuring Entity or its representative shall have the right to inspect and/or to test the Goods to confirm their conformity to the Project specifications at no extra cost to the Procuring Entity in accordance with the Generic Procurement Manual. In addition to tests in the **SCC, Section IV (Technical Specifications)** shall specify what inspections and/or tests the Procuring Entity requires, and where they are to be conducted. The Procuring Entity shall notify the Supplier in writing, in a timely manner, of the identity of any representatives retained for these purposes.

All reasonable facilities and assistance for the inspection and testing of Goods, including access to drawings and production data, shall be provided by the Supplier to the authorized inspectors at no charge to the Procuring Entity.

## **5. Warranty**

- 6.1. In order to assure that manufacturing defects shall be corrected by the Supplier, a warranty shall be required from the Supplier as provided under Section 62.1 of the 2016 revised IRR of RA No. 9184.
- 6.2. The Procuring Entity shall promptly notify the Supplier in writing of any claims arising under this warranty. Upon receipt of such notice, the Supplier shall, repair or replace the defective Goods or parts thereof without cost to the Procuring Entity, pursuant to the Generic Procurement Manual.

## **6. Liability of the Supplier**

The Supplier's liability under this Contract shall be as provided by the laws of the Republic of the Philippines.

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

***Section V. Special Conditions of Contract***

### Special Conditions of Contract

GCC Clause																							
	<p><b>Delivery and Documents -</b></p> <p>For purposes of the Contract, “EXW,” “FOB,” “FCA,” “CIF,” “CIP,” “DDP” and other trade terms used to describe the obligations of the parties shall have the meanings assigned to them by the current edition of INCOTERMS published by the International Chamber of Commerce, Paris. The Delivery terms of this Contract shall be as follows:</p> <p>“The delivery terms applicable to this Contract are delivered to:</p> <table border="1" style="margin-left: auto; margin-right: auto; border-collapse: collapse;"> <thead> <tr> <th style="text-align: center;">Region</th> <th style="text-align: center;">No. of Payao</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;"><b>Region 1</b></td> <td style="text-align: center;">9</td> </tr> <tr> <td style="text-align: center;"><b>Region 3</b></td> <td style="text-align: center;">9</td> </tr> <tr> <td style="text-align: center;"><b>Region 6</b></td> <td style="text-align: center;">10</td> </tr> <tr> <td style="text-align: center;"><b>Region 7</b></td> <td style="text-align: center;">10</td> </tr> <tr> <td style="text-align: center;"><b>Region 2</b></td> <td style="text-align: center;">10</td> </tr> <tr> <td style="text-align: center;"><b>Region 5</b></td> <td style="text-align: center;">10</td> </tr> <tr> <td style="text-align: center;"><b>Region 8</b></td> <td style="text-align: center;">10</td> </tr> <tr> <td style="text-align: center;"><b>Region 11</b></td> <td style="text-align: center;">10</td> </tr> <tr> <td style="text-align: center;"><b>Region 13</b></td> <td style="text-align: center;">10</td> </tr> <tr> <td style="text-align: center;"><b>TOTAL</b></td> <td style="text-align: center;">88</td> </tr> </tbody> </table> <p>Risk and title will pass from the Supplier to the Procuring Entity upon receipt and final acceptance of the Goods at their final destination.”</p> <p>Delivery of the Goods shall be made by the Supplier in accordance with the terms specified in Section VI (Schedule of Requirements).</p> <p>For purposes of this Clause the Procuring Entity’s Representative at the Project Site is <b>MR. JOEREN S. YLEANA</b></p> <p><b>Incidental Services -</b></p> <p>The Supplier is required to provide all of the following services, including additional services, if any, specified in Section VI. Schedule of Requirements.</p> <ul style="list-style-type: none"> <li>a. performance or supervision or maintenance and/or repair of the supplied Goods, for a period of time agreed by the parties, provided that this service shall not relieve the Supplier of any warranty obligations under this Contract; and</li> <li>b. training of the Procuring Entity’s personnel, at the Supplier’s plant and/or on-site, in assembly, start-up, operation, maintenance, and/or repair of the supplied Goods.</li> </ul>	Region	No. of Payao	<b>Region 1</b>	9	<b>Region 3</b>	9	<b>Region 6</b>	10	<b>Region 7</b>	10	<b>Region 2</b>	10	<b>Region 5</b>	10	<b>Region 8</b>	10	<b>Region 11</b>	10	<b>Region 13</b>	10	<b>TOTAL</b>	88
Region	No. of Payao																						
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<b>Region 13</b>	10																						
<b>TOTAL</b>	88																						

The Contract price for the Goods shall include the prices charged by the Supplier for incidental services and shall not exceed the prevailing rates charged to other parties by the Supplier for similar services.

**Spare Parts -**

The Supplier is required to provide all of the following materials, notifications, and information pertaining to spare parts manufactured or distributed by the Supplier:

- a. such spare parts as the Procuring Entity may elect to purchase from the Supplier, provided that this election shall not relieve the Supplier of any warranty obligations under this Contract; and

The spare parts and other components required are listed in **Section VI (Schedule of Requirements)** and the cost thereof are included in the contract price.

The Supplier shall carry sufficient inventories to assure ex-stock supply of consumable spare parts or components for the Goods.

Spare parts or components shall be supplied as promptly as possible, but in any case, within (*Please refer below*) months of placing the order.

Lot 1- Within **NINETY (90) CALENDAR DAYS** upon receipt of the NOTICE TO PROCEED.

**Packaging -**

The Supplier shall provide such packaging of the Goods as is required to prevent their damage or deterioration during transit to their final destination, as indicated in this Contract. The packaging shall be sufficient to withstand, without limitation, rough handling during transit and exposure to extreme temperatures, salt and precipitation during transit, and open storage. Packaging case size and weights shall take into consideration, where appropriate, the remoteness of the Goods' final destination and the absence of heavy handling facilities at all points in transit.

The packaging, marking, and documentation within and outside the packages shall comply strictly with such special requirements as shall be expressly provided for in the Contract, including additional requirements, if any, specified below, and in any subsequent instructions ordered by the Procuring Entity.

The outer packaging must be clearly marked on at least four (4) sides as follows:

Name of the Procuring Entity



	Name of the Supplier Contract Description Final Destination Gross weight Any special lifting instructions Any special handling instructions Any relevant HAZCHEM classifications
	<p>A packaging list identifying the contents and quantities of the package is to be placed on an accessible point of the outer packaging if practical. If not practical the packaging list is to be placed inside the outer packaging but outside the secondary packaging.</p> <p><b>Transportation -</b></p> <p>Where the Supplier is required under Contract to deliver the Goods CIF, CIP, or DDP, transport of the Goods to the port of destination or such other named place of destination in the Philippines, as shall be specified in this Contract, shall be arranged and paid for by the Supplier, and the cost thereof shall be included in the Contract Price.</p> <p>Where the Supplier is required under this Contract to transport the Goods to a specified place of destination within the Philippines, defined as the Project Site, transport to such place of destination in the Philippines, including insurance and storage, as shall be specified in this Contract, shall be arranged by the Supplier, and related costs shall be included in the contract price.</p>
	<p>Where the Supplier is required under Contract to deliver the Goods CIF, CIP or DDP, Goods are to be transported on carriers of Philippine registry. In the event that no carrier of Philippine registry is available, Goods may be shipped by a carrier which is not of Philippine registry provided that the Supplier obtains and presents to the Procuring Entity certification to this effect from the nearest Philippine consulate to the port of dispatch. In the event that carriers of Philippine registry are available but their schedule delays the Supplier in its performance of this Contract the period from when the Goods were first ready for shipment and the actual date of shipment the period of delay will be considered force majeure.</p> <p>The Procuring Entity accepts no liability for the damage of Goods during transit other than those prescribed by INCOTERMS for DDP deliveries. In the case of Goods supplied from within the Philippines or supplied by domestic Suppliers risk and title will not be deemed to have passed to the Procuring Entity until their receipt and final acceptance at the final destination.</p> <p><b>Intellectual Property Rights -</b></p>

	The Supplier shall indemnify the Procuring Entity against all third-party claims of infringement of patent, trademark, or industrial design rights arising from use of the Goods or any part thereof.
2.2	<i>No further Instruction.</i>
4	<i>No further Instruction.</i>

### **Section VI. Schedule of Requirements**

The delivery schedule expressed as weeks/months stipulates hereafter a delivery date which is the date of delivery to the project site.

<b>Item Number</b>	<b>Description</b>	<b>Quantity</b>	<b>Total</b>	<b>Delivered, Weeks/Months</b>
Lot 1	<b>SUPPLY, FABRICATION AND DELIVERY OF FISH AGGREGATING DEVICES/PAYAOS AND MATERIALS RELEVANT FOR THE IMPLEMENTATION OF THE TUNA CONSERVATION AND MANAGEMENT ZONE (TCMZ) PROJECT IN THE PHILIPPINE EXCLUSIVE ECONOMIC ZONE</b>	1 Lot	1 Lot	Within <b>NINETY (90) CALENDAR DAYS</b> upon receipt of the NOTICE TO PROCEED

***Section VII. Technical Specifications***

## Technical Specifications

**Lot No. 1: SUPPLY, FABRICATION AND DELIVERY OF FISH AGGREGATING DEVICES/PAYAOS AND MATERIALS RELEVANT FOR THE IMPLEMENTATION OF THE TUNA CONSERVATION AND MANAGEMENT ZONE (TCMZ) PROJECT IN THE PHILIPPINE EXCLUSIVE ECONOMIC ZONE**

**Approved Budget for  
the Contract (ABC): Php 21,916,998.40**

Specification	Statement of Compliance				
<p>Fabrication and delivery of Payao/Fish Aggregating Device - Steel Drum Type including Mooring rope and other accessories</p> <table border="1" style="margin-left: 20px;"> <thead> <tr> <th style="text-align: center;">Quantity</th> <th style="text-align: center;">Unit</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">88</td> <td style="text-align: center;">units</td> </tr> </tbody> </table> <p>3-vacuum type payao floater (13 ft long x 30" diameter), see illustration;                      (4 mm 4'x8') MS Steel plates blasted;                      Rolling and tackle weld (per sheet);                      Welded drum with Cone shaped forward compartment;                      Styrofilled compartments;                      Painted w/ Epoxy primer and high performance marine top coat paints (Orange);                      1" Round bar holders                      3/4"GI pipe for Flat marker holder                      1 fabricated Swivel (1 1/2" CS Nut; 1" /8"x5" Pin Shaft ), see illustration;</p> <p><b>Mooring Accessories:</b>                      10 rolls 18 mm Ø Polypropelene (PP) Ropes;                          medium laid, at least 660 meters/roll                          Standard weight= at least 88kgs/roll                          Certification of the Material Used and Medium Laid</p> <p>5 pcs drum-size concrete cement sinker w/                      attached 4 tire rings,                          Capacity 200L, cylindrical shape, see illustration;                      20 meters Galvanized Steel wire (16 mm)                      coated with plastic                      4 pcs 5/8" Steel wire clip for Cable wire                      30 pcs tire rings</p>	Quantity	Unit	88	units	<p><i>[Bidders must state here either "Comply" or "Not Comply" against each of the individual parameters of each Specification stating the corresponding performance parameter of the equipment offered. Statements of "Comply" or "Not Comply" must be supported by evidence in a Bidders Bid and cross-referenced to that evidence. Evidence shall be in the form of manufacturer's un-amended sales literature, unconditional statements of specification and compliance issued by the manufacturer, samples, independent test data etc., as appropriate. A statement that is not supported by evidence or is subsequently found to be contradicted by the evidence presented will render the Bid under evaluation liable for rejection. A statement either in the Bidder's statement of compliance or the supporting evidence that is found to be false either during Bid evaluation, post-qualification or the execution of the Contract may be regarded as fraudulent and render the Bidder or supplier liable for prosecution subject to the applicable laws and issuances.]</i></p>
Quantity	Unit				
88	units				

NOTE: Fabricated payao and accessories shall be delivered to the following Regions with corresponding number of units:

BFAR RFO	Quantity
1	9
2	10
3	9
5	10
6	10
7	10
8	10
11	10
13	10
TOTAL	88

\* See illustration of the design of Deep-sea Steel-type FAD/Payao Floater and accessories.

**I hereby certify that the statement of compliance to the foregoing technical specifications are true and correct, otherwise, if found to be false either during bid evaluation or post qualification, the same shall give rise to automatic disqualification of our bid.**

\_\_\_\_\_  
**Name of Company/Bidder**      \_\_\_\_\_  
**Signature over Printed Name of**  
**Authorized Representative**      \_\_\_\_\_  
**Date**

**TERMS OF REFERENCE**

**I. PROJECT TITLE: ESTABLISHMENT OF TUNA CONSERVATION AND MANAGEMENT ZONES (TCMZ) IN THE PHILIPPINE EXCLUSIVE ECONOMIC ZONE (PH-EEZ)**

## II. BACKGROUND/RATIONALE

One of the issues highlighted in tuna fisheries is the catching of small tuna that negative impacts on stock recruitment, production and sustainability. In addressing the issue of juvenile catches, the Western and Central Pacific Fisheries Commission requires cooperation of members and cooperating non-members in implementing measures to reduce juvenile catches, as well as encouraging research to reduce juvenile catches.

Small juvenile tunas are usually caught by surface fisheries including ringnets, purse seine and shallow hook & line fisheries.

In the draft National Tuna Management Plan (NTMP), measures or actions to enhance access of small-scale tuna fishers to tuna resources were considered important. Among the proposed measures is the establishment or designation of fishing areas exclusive for tuna handline fisheries.

Tuna handline is a traditional fishing technique that targets relatively larger-size and deep dwelling tunas. Fishing boats used vary, with sizes varying from municipal to medium-scale commercial fishing boats. Depending on the boat size, tuna handline (or mother boat) usually involves a number of small “pakura” boats. Fishing is commonly done in payaos and their surrounding area.

The Payao or Fish Aggregating Device (FAD) is considered as one of the most effective fishing technologies that significantly contributes to marine fish production in the Philippines. Its utilization in the 1970s were recognized to have triggered rapid tuna fishery development in the country. This technology enhances fish aggregation, reduces time and cost of searching fish and increases fishing efficiency. Designs come in many variations that are applied in many fisheries not only in the country but worldwide especially in tuna purse seine. In the Philippines, many fisheries like purse seine, ringnet and handline for tuna and other pelagic fishes are largely dependent on FADs for their fishing operations. FADs are however regarded as adding to the catch of juvenile tunas and bycatch in purse seine and ringnet fisheries.

Payao is a simple technology established on basic principles of fish biology. It is composed of a floater anchored at the sea bottom by mooring/anchor line and anchor weight. Attractant or “habong,” usually made of palm or coconut leaves, is attached hanging from the float. The “habong” activates and enhances productivity at basic trophic levels of the food chain which in turn improve aggregation of higher trophic level species like tuna and other pelagic fish. It is also believed that fish attraction is affected by sheltering and feeding signals generated by the payao structure.

Payao is commonly classified based on the material used for the floater and depth of deployment. It may be also categorized as anchored/stationary or free-floating/drifted although only the former is used in the Philippines. Payaos made of bamboo are common in nearshore areas obviously due to accessibility and economic

reasons. Floaters made of steel plates are common in offshore/ deepsea areas although metal/plastic drums are also used by several commercial fishing operators.

The provision of payao and tuna handline fishing gears has been a major BFAR livelihood and production interventions. It is recognized that full potential of this program can be attained by putting in place a payao belt or zones in identified special areas in Mindanao/Celebes Sea, Philippine Sea/Pacific Seaboard, Sulu Sea and the West Philippine Sea.

### **III. OBJECTIVES**

#### **GENERAL**

The establishment of Tuna Conservation and Management Zones in the PH-EEZ will contribute to the DA-BFAR Fish Sufficiency Program as well as sustainable tuna production and livelihood for fishermen using tuna handline and other gears that only used hook and line.

#### **SPECIFIC**

1. To establish a Tuna Conservation and Management Zones (TCMZ) for the exclusive use of tuna handlines in strategic areas in the Exclusive Economic Zone thereby contributing to the fish sufficiency program;
2. To deploy payaos in hotspot areas for small tunas (bigeye, yellowfin and skipjack);
3. To promote the conservation and management of offshores tunas (reduce catch of juvenile BET, YFT, SKJ);
4. To provide livelihood to small-scale fisherfolks and contribute to sustainable tuna fish production.

### **IV. PROJECT DESCRIPTION**

In line with the continuing implementation of the project for the attainment of fish food security and promote the conservation and management of offshore tuna resources, the TCMZ will be established in the hotspot areas for small tunas (yellowfin, bigeye, skipjack) areas within and adjacent to the limits of Philippine waters/EEZ.

For this year, the TCMZ are proposed in tuna hotspot areas in the vicinities of Philippine Rise, West Philippine Sea, Pacific Seaboard and Sulu Sea, and Mindanao-Celebes Sea, subject to validation and agreement of the BFAR- Central Office, Regional Fishery Offices, Industry, and Fisherfolk beneficiaries (*Annex 1*).

The proposed 88 units of payaos to be distributed would support at least 528 beneficiaries of the following regions who are tuna handline fishermen with the corresponding allocation:

Table 1. Distribution of payaos

<i>Fishing Ground</i>	<b>Region</b>	<b>No. of Payao</b>	<b>No. of BENEFICIARIES</b>
<b>West Philippine Sea</b>	Region 1	9	54
	Region 3	9	54
<b>Sulu Sea</b>	Region 6	10	60
	Region 7	10	60
<b>Pacific Seaboard</b>	Region 2	10	60
	Region 5	10	60
	Region 8	10	60
	Region 11	10	60
	Region 13	10	60
<b>GRAND TOTAL :</b>		<b>88</b>	<b>528</b>

## PROJECT IMPLEMENTATION PLAN

The project will be implemented in coordination with BFAR Regional Fishery Offices. The BFAR RFOs will be responsible in the selection of beneficiaries, with the assistance of LGUs and/or fisherfolk representatives.

Targetted beneficiaries will be organized fishers (registered associations or cooperatives) that are registered in BFAR databases (FishR, BoatR, FELiS, etc.. Each payao will have 2 handline boats, with 3 fishers per boat, as beneficiaries. Operationally, each TCMZ which comprises of 10 payaos will be used by at least 20 handline boats with 60 fishers/beneficiaries.

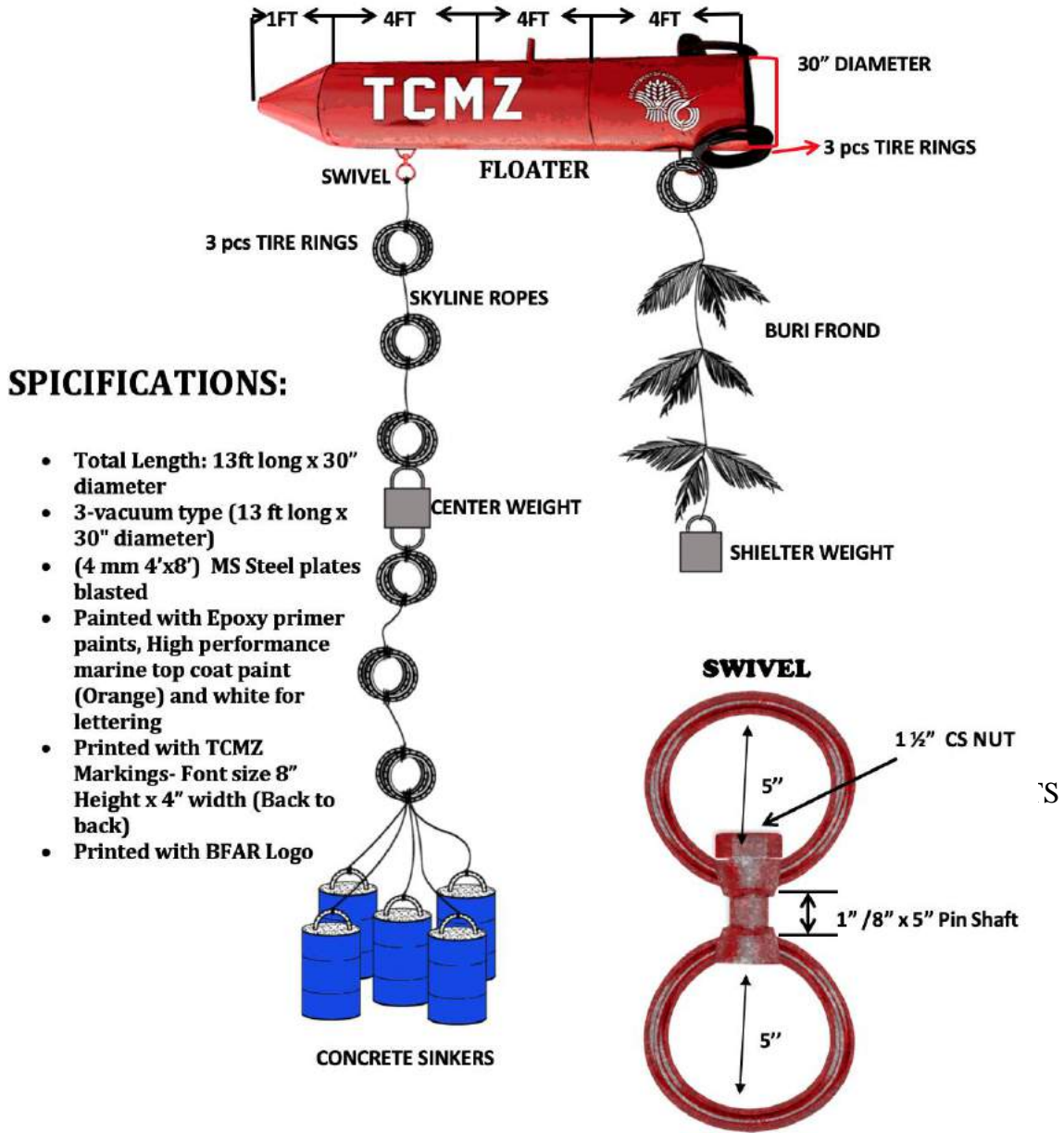
### Timetable of activities for 2021

ACTIVITIES	J	F	M	A	M	J	J	A	S	O	N	D	REMARKS
<i>Site validation (as needed)</i>			X	X	X	X	X	X	X				
<i>Coordination/Preparation of materials</i>	X	X	X										
<i>Procurement</i>				X	X								
<i>Construction</i>					X	X	X	X					
<i>Consultations/Seminar/ Capacity building/Training</i>					X	X	X						
<i>Deployment</i>						X	X	X	X	X	X		c/o NMFDC
<i>Monitoring and Evaluation</i>										X	X	X	



Illustrations/Designs of Offshore type payao

Steel Payao



Section VIII. Checklist of Technical and Financial Documents

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## **Notes on the Checklist of Technical and Financial Documents**

The prescribed documents in the checklist are mandatory to be submitted in the Bid, but shall be subject to the following:

- a. GPPB Resolution No. 09-2020 on the efficient procurement measures during a State of Calamity or other similar issuances that shall allow the use of alternate documents in lieu of the mandated requirements; or
- b. Any subsequent GPPB issuances adjusting the documentary requirements after the effectivity of the adoption of the PBDs.

The BAC shall be checking the submitted documents of each Bidder against this checklist to ascertain if they are all present, using a non-discretionary “pass/fail” criterion pursuant to Section 30 of the 2016 revised IRR of RA No. 9184.

## **Checklist of Technical and Financial Documents**

### **I. TECHNICAL COMPONENT ENVELOPE**

#### ***Class “A” Documents***

### Legal Documents

- (a) Valid PhilGEPS Registration Certificate (Platinum Membership) (all pages);  
**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 or 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 E.O. No. 398, s. 2005, as finally reviewed and approved by the Bureau of Internal Revenue (BIR).

### 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; **and**
- (g) Statement of the bidder's Single Largest Completed Contract (SLCC) similar to the contract to be bid, except under conditions provided for in Sections 23.4.1.3 and 23.4.2.4 of the 2016 revised IRR of RA No. 9184, within the relevant period as provided in the Bidding Documents;  
**and**
- (h) Original copy of Bid Security. If in the form of a Surety Bond, submit also a certification issued by the Insurance Commission;  
**or**  
Original copy of Notarized Bid Securing Declaration; **and**
- (i) Conformity with the Technical Specifications, which may include production/delivery schedule, manpower requirements, brochure, and/or after-sales/parts, if applicable; **and**
  - **Certificate of the material used and medium laid**
- (j) 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

- (k) The Supplier's audited financial statements, showing, among others, the Supplier'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; **and**
- (l) The prospective bidder's computation of Net Financial Contracting Capacity (NFCC);

**or**

A committed Line of Credit from a Universal or Commercial Bank in lieu of its NFCC computation.

***Class "B" Documents***

- (m) If applicable, a duly signed joint venture agreement (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.

***Other documentary requirements under RA No. 9184 (as applicable)***

- (n) *[For foreign bidders claiming by reason of their country's extension of reciprocal rights to Filipinos]* Certification from the relevant government office of their country stating that Filipinos are allowed to participate in government procurement activities for the same item or product.
- (o) Certification from the DTI if the Bidder claims preference as a Domestic Bidder or Domestic Entity.

**25 FINANCIAL COMPONENT ENVELOPE**

- (a) Original of duly signed and accomplished Financial Bid Form; **and**
- (b) Original of duly signed and accomplished Price Schedule(s).

The following templates are provided for easy reference, attached hereto as Appendix 1, which may also be accessed through this link:

<https://www.gppb.gov.ph/downloadables.php>

- 5.2.1. Bid Form for the Procurement of Goods
- 5.2.3. Price Schedule for Goods Offered from Abroad
- 5.2.4. Price Schedule for Goods Offered from Within the Philippines
- 5.2.5. Bid Securing Declaration
- 5.2.6. Contract Agreement Form for the Procurement of Goods Projects;
- 5.2.8. Omnibus Sworn Statement; and
- 5.2.9. Performance Securing Declaration.

**Important Reminders**

- *Bidders must familiarize themselves with other bid requirements not otherwise included herein such as, but not limited to those in the TOR, Bid Bulletin, Pertinent GPPB guidelines, rules, etc.*
- *All Bidders must submit their bid envelopes in accordance with the ITB Clause No. 15 and BFAR-BAC Online Bidding Procedure .*
- *All documents shall be current and updated and any missing document in the above-mentioned Checklist is a ground for outright rejection of the bid.*
- *All Pages of the documents shall be signed/initialed by the bidder or by his/her authorized representative.*
- *To facilitate the evaluation of the bids, bidders are advised to follow the arrangement in the above-mentioned checklist when placed in an envelope, with documents tabbed and labeled*



**Statement of All Ongoing Government & Private Contracts including contracts awarded but not yet started**

Business Name : \_\_\_\_\_

Business Address : \_\_\_\_\_

Name of Contract and Contract Cost	Owner's Name Address Telephone Nos.	Nature of Work	Bidder's Role		Date Awarded Date Started Date of Completion	% of Accomplishment		Value of Outstanding Works/Undelivered Portion
			Description	%		Planned	Actual	
<u>Government</u>								
<u>Private</u>								
*Continue in separate sheet if necessary							Total Cost	

Note: (In case of no ongoing contract, the bidder shall submit this duly signed form and indicate "No ongoing contracts" or "None" or "Not Applicable (N/A)" under the Column for Name of Contract and Project Cost (first column from left)

This statement shall be supported with:

For Government Contract:

1. Notice of award and/or Contract Agreement and/or Notice to Proceed

For Private:

2. Job order or Purchase Order or any corresponding documents reflecting the Project name and project cost.

Submitted by : \_\_\_\_\_

(Printed Name and Signature of Authorized Representative

Designation : \_\_\_\_\_

Date : \_\_\_\_\_

**Statement Identifying the Single Largest Completed Contract**

Business Name : \_\_\_\_\_

Business Address : \_\_\_\_\_

Name of Contract and Contract Cost	Owner's Name Address Telephone Nos.	Nature of Work / Kind of Goods	Bidder's Role		Amount at Award Amount at Completion	Date Awarded Contract Effectivity Date Completed
			Description	%		
<u>Government</u>						
<u>Private</u>						

Note: This statement shall be supported with:

For Government Contract:

1. Notice of award (NOA) and/or Contract Agreement and/or Notice to Proceed (NTP)
2. Certificate of Completion of Delivery (CCDs) issued by the Owner or Certificate of Final Acceptance (CFAs) or duly signed Delivery Receipt (DRs) or Official receipt or Sales Invoice or duly accomplished Inspection and Acceptance Reports

For Private:

1. Job order or Purchase Order or Purchase Request



2. Certificate of Completion of Delivery (CCDs) issued by the Owner or Certificate of Final Acceptance (CFAs) or duly signed Delivery Receipt (DRs) or Official receipt or Sales Invoice

Submitted by \_\_\_\_\_  
(Printed Name and Signature of Authorized Representative)

Designation : \_\_\_\_\_

Date : \_\_\_\_\_

BFAR-BAC ONLINE BIDDING PROCEDURE

ANNEX A.....Bidder's Kit

ANNEX B.....Adding a password to a .PDF file using Adobe Acrobat Reader DC.

ANNEX C.....Procedure of Accessing the BFAR BAC Online Submission of Bidding Documents via Google Forms.

**"ANNEX A"**

**BIDDER'S KIT FOR BFAR PROCUREMENT GUIDELINES IN ADOPTING ELECTRONIC SUBMISSION OF BIDS.**

**(GPPB Resolution No. 09-2020)**

**I. PRE-REGISTRATION & PRE-BID CONFERENCE**

**Step 1:** Register by completing the information required in the **Google Form** which can be accessed here: <https://forms.gle/9PassK7oCipk8iXD6>

Once completed, submit the form to the Secretariat and wait for an acknowledgement by e-mail.

**Step 2:** Join the scheduled Pre-Bid Conference by clicking the link provided by the Secretariat through e-mail using **Zoom**. Please make sure that you allow access to the microphone and the camera.

**Step 3:** Kindly wait for the Secretariat to confirm your entry through Zoom to participate in the pre-bid conference.

**Step 4:** See attached file as “Annex A” for the House Rules to be observed during the conduct of procurement activities.

**II. PREPARATION OF BID (SOFT COPY)**

**Step 1:** Prepare a final scanned copy of your Bid which is divided into two different PDF files:

1. Eligibility Documents & Technical Documents; and
2. Financial Documents

**Step 2:** Set a password for the scanned copy of the Eligibility Documents & Technical Documents and Financial Documents and save as a .PDF file.

**Step 3:** Compress the file, save the password-protected .PDF file to a ZIP file. Set another password on the ZIP file.

**Important:** Passwords must be 8-16 characters and contain both numbers and letters/special characters. The bidder is required setting a unique combination for each file and folder. Same passwords for all files are not allowed. For details on how to set passwords in .PDF file and ZIP file, please see file attached as “Annex B”.

**Step 4:** For effective documentation of the submitted files, you must comply with the label format below:

1. Both ZIP folder and .PDF file shall be assigned file name **“BFAR Bid Reference No.\_\_\_\_\_ (Company Name); Legal & Technical Documents”**
2. Both ZIP folder and .PDF file shall be assigned file name **BFAR Bid Reference No.\_\_\_\_\_ (Company Name); Financial Documents”**

### **III. REGISTRATION FOR ONLINE SUBMISSION**

**Step 1:** Register through Google Form, a link will be provided upon request to the BAC Secretariat’s e-mail address: [bac.eps@bfar.da.gov.ph](mailto:bac.eps@bfar.da.gov.ph) at any time before the closing date and time specified in the Bidding Documents by disclosing the following information:

- a) Email Address
- b) Company Name
- c) Company Address
- d) Authorized Representative
- e) Contact No.
- f) Bid Reference
- g) Bid Title
- h) Official Receipt (OR) No.

Upon verification of the Official Receipt (OR), the BAC Secretariat will send the Public Bidding Documents through the given email or shall provide a hard copy upon request. It may also be downloaded free of charge from the website of the Philippine Government Electronic Procurement System (PhilGEPS) and the website of the Procuring Entity, provided that Bidders shall pay the applicable fee for the Bidding Documents not later than the submission of their bids.

**Step 2:** The BAC Secretariat will send another Google Form link to the bidder, who already purchased the bidding documents, through the given email directing to the “Online Submission of the Bid”

### **IV. ACCESSING THE GOOGLE FORMS**

**Step 1:** Upon successful login to your email address account. You will now open the Google Form link sent through BAC Secretariat’s e-mail address given above.

**Step 2:** Click the **FILL OUT FORM** button. *(See attached “Annex C”)*

### **V. SUBMISSION OF BID**

**Step 1:** Submit your Bids through Google Form at any time before the closing date and time specified in the Bidding Documents.

**Step 2:** Upon preparation and finalization of the compressed and password-protected files Eligibility & Technical and Financial Documents, a Google Form link will direct you to the page where they can now upload the said requirements. *(See attached "Annex C, Figure 10.1")*

**Step 3:** After submission, a copy of the response will be automatically emailed to the address provided by you which can be saved or printed, as proof of the official time of the submission and receipt of bids. *(See attached "Annex C, Figure 11.2")*

## **VI. RECEIVING OF THE SUBMITTED BID**

The BAC Secretariat will receive the submitted information through Google Forms and will generate a Bid Receipt page for the official time of submission of all bidders, which can be saved or printed.

Bidders may modify their Bid at any time before the deadline for the submission and receipt of bids. Bidders shall send another Bid equally secured, properly identified, and labelled as a "**modification**" of the previously submitted. The time indicated in the latest Bid receipt page generated shall be the official time of submission. Bids submitted after the deadline shall not be accepted.

The BAC Secretariat will not be able to access the documents until the day of the Bid Opening.

## **VII. BID OPENING PROCESS**

The BAC, with the assistance of the Secretariat and Technical Working Group (TWG), shall conduct bid opening via Zoom. Bidders are encouraged to attend the bid opening online. The passwords for the folders (ZIP) and the files (.PDF) shall be disclosed by the bidders only during actual bid opening which may be done via Zoom.

The Secretariat will ask the bidder, who choose to attend via Zoom, the corresponding password of their Bid during the bid opening itself. The official representative of the bidder shall respond promptly in the same chat box with the passwords when prompted. Bidders are given within five (5) minutes to respond with the passwords. If the bidder does not provide or respond with the password within five (5) minutes, from prompting, the BAC will proceed with the opening of the submitted original hard copy.

The bidder shall first disclose the password for the compressed folder (ZIP file) containing the Eligibility & Technical documents, second disclose the password for the Eligibility & Technical document (.PDF file). The Secretariat will share the screen via Zoom during accessing the submitted Bid.

If the bidder **passed** the Eligibility & Technical requirements, the second password-protected compressed folder containing the Financial Documents and the files contained therein shall be opened in the same manner as the password of the eligibility documents as described above. In no case will a bidder disclose the passwords for the financial folder and the files prior to being declared eligible based on the evaluation of the eligibility documents.

The bidder is given only three (3) attempts to disclose the password per compressed folder (ZIP) and .PDF file to open the documents. If the bidder fails to provide the correct password after the third attempt, their submitted printed copy will prevail. The Secretariat shall take and print a screenshot of such inquiries and responses to form part of the records and all incidents should be recorded in the minutes.

### **Basic House Rules to be observed during BAC Meetings**

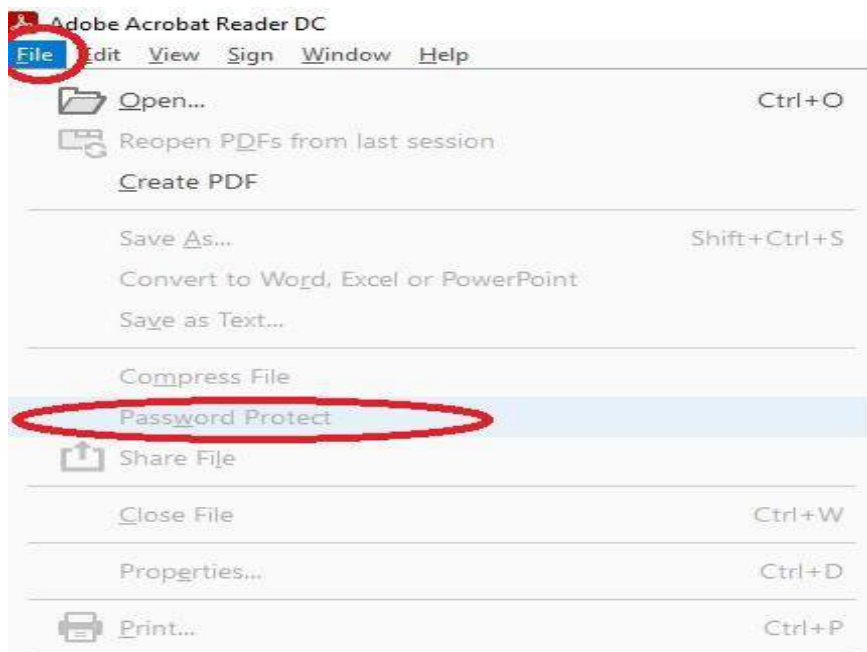
1. Kindly place your microphone on mute when not speaking.
2. Please raise your hand, and wait to be recognized before you speak (remember to toggle off mute).
3. Turn on video for confirmation of your identity.
4. Meeting will start on time. You are advised to enter the VTC room 30 minutes to resolve technical issue, if any.

## “ANNEX B”

### Adding a password to a .PDF file using Adobe Acrobat Reader DC.

One-click option to protect a PDF with a password

1. Open the PDFfile
2. Choose **File > Protect Using Password.**



3. Select to set the password for Viewing thePDF.

### Protect Using Password

Requires user to enter a password for:

Viewing  
 Editing

Type Password  
 ✔ Strong Password

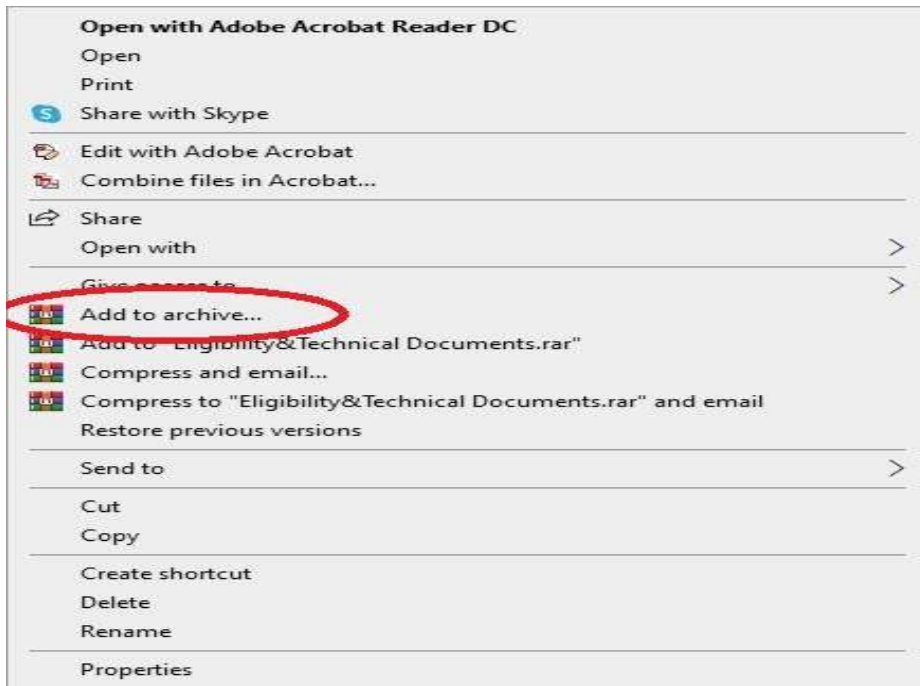
Re-type Password

**More Options** ▾ Cancel Apply

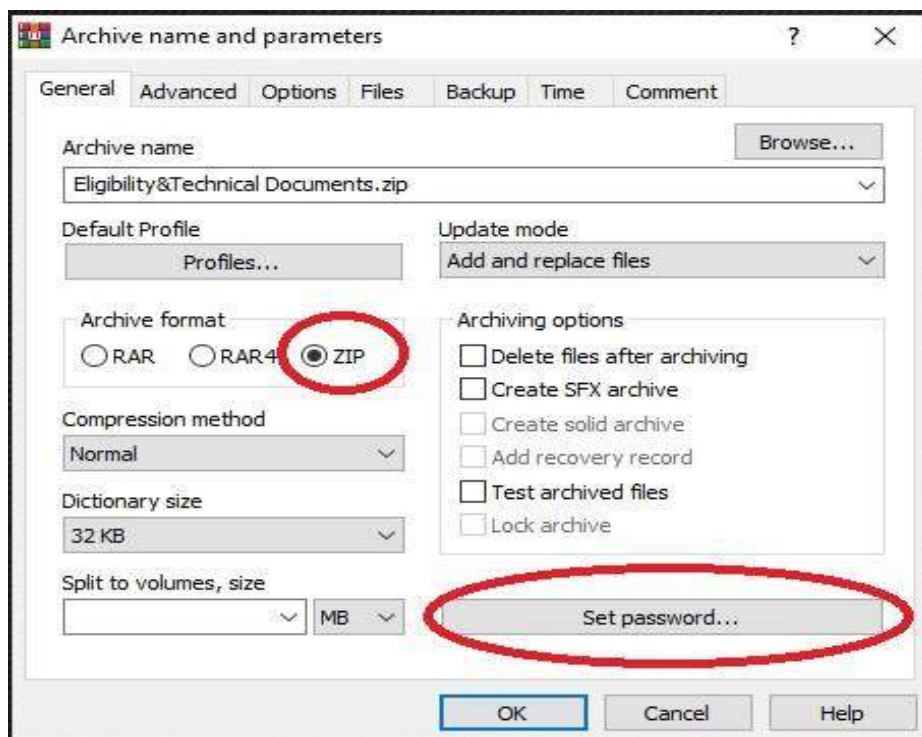
4. Type and retype your password. The password strength is displayed next to your password to indicate whether the chosen password is weak, medium, strong, or best
5. Click **Apply**

### File Archiving and Compression using WinRAR application

1. Right Click the password protected .PDF file
2. Select **"Add to archive."**

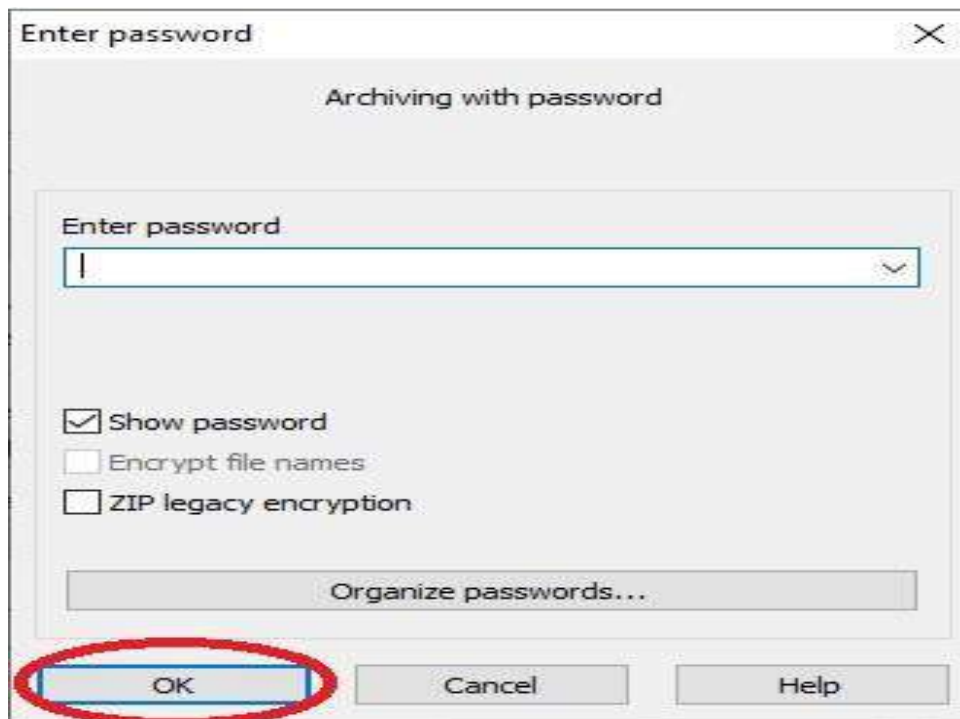


3. In the Archive name and parameters dialog box, select **"Radio button ZIP"** and click **"Set password"**





4. Type your password and Click **“OK button.”**



## “ANNEX C”

### Procedure of Accessing the BFAR BAC Online Submission of Bidding Documents via Google Forms.

**Step 1.** BAC Secretariat will send the Invitation link of Registration Form.

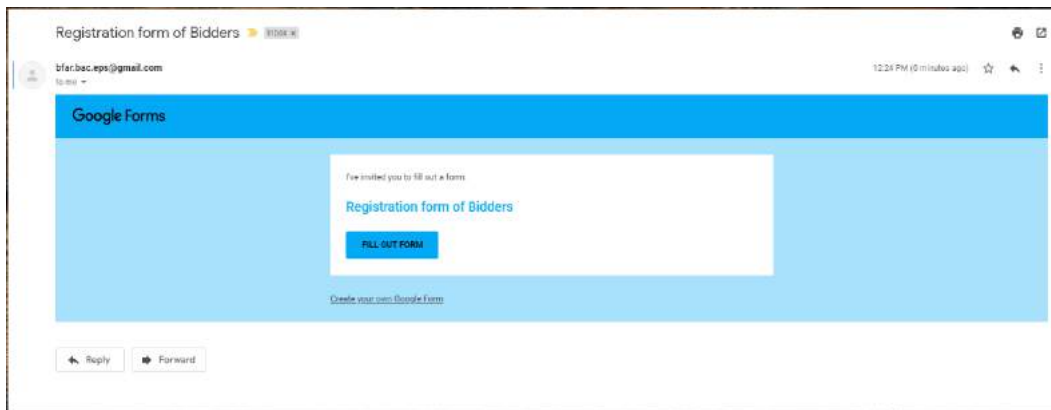


Figure 1.1

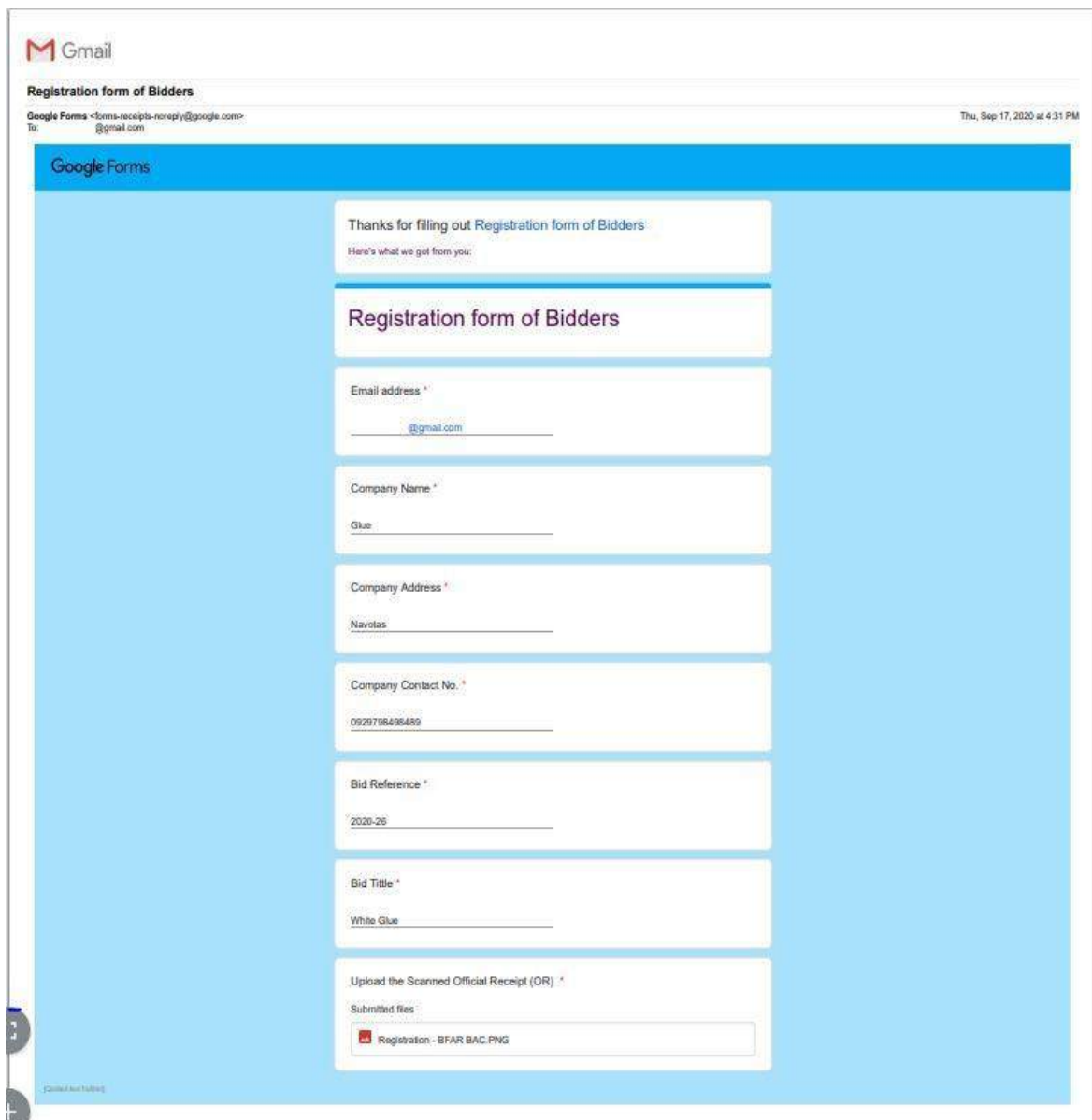
**Step 2.** Upon received, click the **FILL OUT FORM.**

**Step 3.** Bidder must fill in the following required information

Registration form of Bidders	
The name and photo associated with your Google account will be recorded when you upload files and submit this form. Not <a href="#">@gmail.com?</a> <a href="#">Switch account</a>	
* Required	
Email address *	Your email
Company Name *	Your answer
Company Address *	Your answer
Authorized Representative *	Your answer
Company Contact No. *	Your answer
Bid Reference *	Your answer
Bid Tittle *	Your answer

**Step 4.** Click the **Add file** to upload Scanned Copy of Official Receipt (OR).

**Step 5.** After uploading of the Scanned Copy of OR, the bidder shall click the **Submit** button to complete the process and BAC Secretariat shall verify the submitted Official Receipt (OR).



**Figure 5.1**

**Step 6.** A copy of the response will be automatically emailed to the address provided by the bidders.

**Step 7.** Upon verification of the Official Receipt (OR), the BAC Secretariat shall send the Public Bidding Documents through the given email or shall provide a hard copy upon request. It may also be downloaded free of charge from the website of the Philippine Government Electronic Procurement System (PhilGEPS) and the website of the Procuring Entity, provided that Bidders shall pay the applicable fee for the Bidding Documents not later than the submission of their bids.

**Step 8.** The BAC Secretariat will send another Google Form link to the bidder, who already purchased the bidding documents, through email directing to the “Online Submission of the Bid”.

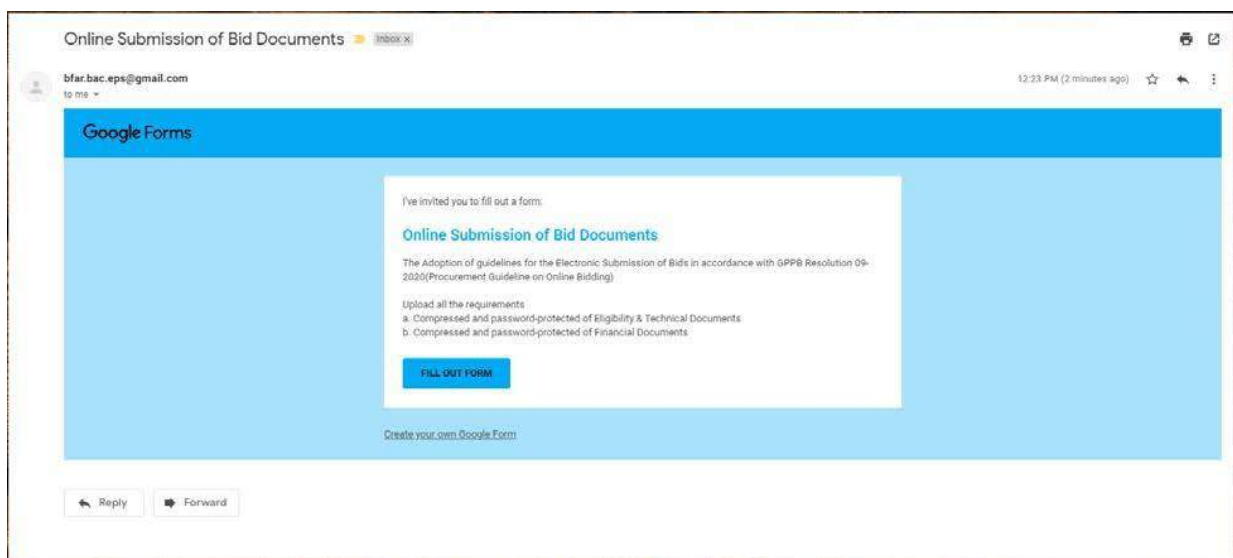


Figure 8.1

**Step 9.** Upon received, click the **FILL OUT FORM.**

**Step 10.** Click the **Add file** button to upload the compressed and password-protected files of Eligibility & Technical and Financial Documents

**Step 11.** Click the **Submit** button to complete the process. A copy of the response will be automatically emailed to the address provided by the bidder which can be saved or printed by the bidder, as proof of the official time of the submission and receipt of bids.

# Online Submission of Bid Documents

The Adoption of guidelines for the Electronic Submission of Bids in accordance with GPPB Resolution 09-2020(Procurement Guideline on Online Bidding)

Upload all the requirements

- a. Compressed and password-protected of Eligibility & Technical Documents
- b. Compressed and password-protected of Financial Documents

The name and photo associated with your Google account will be recorded when you upload files and submit this form. Not [@gmail.com?](#) [Switch account](#)

\* Required

Email address \*

Your email

---

Eligibility & Technical Documents \*

 Add file

Financial Documents \*

 Add file

A copy of your responses will be emailed to the address you provided.



Figure 11.1

