Republic of the Philippines
Department of Health
CENTRAL OFFICE BIDS AND AWARDS COMMITTEE

BID BULLETIN NO. 2
22 November 2023

PROCUREMENT OF ALBENDAZOLE
IB No. 2024-031

This Bid Bulletin is being issued to announce the new schedule of the Submission and Opening of Bids previously set on 08 November 2023, to amend or modify the bidding documents posted in the PhilGEPS and DOH websites for the above-mentioned project, and to respond to Prospective Bidders (PBs) inquiries. This Bid Bulletin will form an integral part of the bidding document. Listed below are the corresponding modifications/changes:

1. New Schedule of Activity:

Activity	From	To	Venue
	Date/Time	Date/time	
Submission and Opening of Bids	08 November 2023 9:00 AM	**01 December 2023, 9:00 AM**	COBAC Conference Room, Ground Floor, Bldg. No. 6, Department of Health, Sta. Cruz, Manila, and/or through video conferencing or webcasting via Cisco Webex

2. Response to Prospective Bidders' (PBs) inquiry:

Bidder	Particular	Inquiry	End-User Unit's (EUU) Response
Oxford Distributions, Inc. (ODI)	Single Largest Completed Contract	Submission of at least two (2) similar contracts, wherein the aggregated contract is equivalent to 25% of the total ABC of the item bid for two (2) years.	Granted.
		What would be the document basis to consider as completed? Is the payment accomplishment/ Official Receipt, in the sales invoice or Certificate of Completion?	As per instruction bidders and as shown in the sample form presented, SLCC SHALL be supported with Purchase Order/or Contract Agreement; Certificate of Completion or End-user's Acceptance and Official Receipt/s issued for the contract. Moreover, NPM 125-2015 states that the statement **SHALL**

Bidder	Particular	Inquiry	End-User Unit's (EUU) Response
			include, for each contract, the following information: i. Name of contract; ii. Date of the contract; iii. Kinds of goods; iv. Amount of contracts & value of outstanding contracts; v. Date of delivery; and, vi. End-user's Acceptance or Official Receipt(s) issued for the contract
	Technical Requirements	The said PB inquired if the items to be bid is below two (2) years in the market. Is this acceptable to bid?	The EUU responded that the said concern is not included in the requirements. Certificate of Product Registration is sufficient proof that the item is approved for public consumption

3. Response to Prospective Bidders' (PBs) inquiry regarding the Guarantee Letter:

Particular	Inquiry	Response
Guarantee Letter and Replacement Instruction	PBs are requesting for a standard template/form for the said requirement and if the reckoning date of the guarantee letter should be upon receipt of delivery. Further, PBs requested to consider replacement *three (3) months* before expiry date when returned same in the commercial setting rather than six (6) months as stated in the requirements.	Regarding the format of the Guarantee Letter, the Pharmaceutical Division (PD) responded that there is no predefined template available. Instead, a letter from the supplier, affirming their commitment to replace the product, will be acceptable. The guarantee letter will be subject to approval by the end-user.

4. Section I. Invitation to Bid:

From	To
The DOH now invites bids for the procurement of the above-captioned project. Delivery of the Goods is required within the period specified under Section VI. Schedule of Requirements. Bidders should have completed, within two (2) years from the date of submission and receipt of bids, a contract similar to the Project, equivalent to at least twenty-five percent (25%) of the ABC. The description of an eligible bidder is contained in the Bidding Documents, particularly, in Section II. Instructions to Bidders.	The *DOH* now invites bids for the *procurement of the above-captioned project.* Delivery of the Goods is required *within the period specified under SECTION VI. Schedule of Requirements*. Bidders should have completed, *within **two (2)** years from the date of submission and receipt of bids,* a contract similar to the Project, equivalent to: a) At least (2) similar contracts, and the aggregate contract amounts should be equivalent to at least twenty-five percent (25%) of the (ABC) as required above. b) The largest of these similar contracts must be equivalent to at least half of the twenty-five percent (25%) of the ABC as required above.

5. Section II. Instructions to Bidders:

ITB Clause	From	To
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 twenty-five percent (25%) of the ABC.	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 **two (2)** 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 procurement where the Procuring Entity has determined, after the conduct of market research, that imposition of either (a) or (b) will likely result to failure of bidding or monopoly that will defeat the purpose of public bidding: The Bidder should comply with the following requirements: i. Completed at least two (2) similar contracts, the aggregate amount of which should be equivalent to at least *twenty-five percent (25%)* of the ABC for this Project; and

ITB Clause	From	To
		ii. The largest of these similar contracts must be equivalent to at least half of the percentage of the ABC as required above.

The revised Checklist of Technical and Financial Documents is enclosed for the Prospective Bidders' reference and use.

All other provisions of the bidding documents which are not affected shall remain in force and in effect.

For guidance and information of all concerned.

NESTOR F. SANTIAGO, JR., MD, MPHC, MHSA, CESO II
Undersecretary of Health
COBAC-D Chairperson

Checklist of Technical and Financial Documents Arranged numbered and tabbed as it appears below:

I. TECHNICAL COMPONENT ENVELOPE

Class "A" Documents

Legal Documents

☐ (a) Valid PhilGEPS Registration Certificate (Platinum Membership) (all pages) in accordance with Section 8.5.2 of the IRR;

Technical Documents

☐ (b) 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**

☐ (c) Statement of the bidder's *two (2) or more* completed contracts similar to the contract to be bid within ***two (2)*** years, *the aggregate amount should be equivalent to at least twenty-five percent (**25%**)* **of the ABC.**

The largest of these similar contracts must be equivalent to at least half of the percentage of the ABC as required above; **and**

☐ (d) 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**

☐ (e) Conformity with the Schedule of Requirements and Technical Specifications, which may include production/delivery schedule, manpower requirements, and/or after-sales/parts, if applicable; **and**

☐ (f) 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

☐ (g) 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

☐ (h) If applicable, a duly signed joint venture agreement (JVA) in case the joint venture is already inexistence;

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)

☐ (i) *[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.

☐ (j) Certification from the DTI if the Bidder claims preference as a Domestic Bidder or Domestic Entity.

II. FINANCIAL COMPONENT ENVELOPE

☐ (a) Original of duly signed and accomplished Financial Bid Form; **and**

☐ (b) Original of duly signed and accomplished Price Schedule(s).

III. ADDITIONAL DOCUMENTARY REQUIREMENTS TO BE ATTACHED IN THE TECHNICAL SPECIFICATIONS FORM:

☐ (a) Valid and current Certificate Product Registration (CPR) or Valid Extension issued by Philippine Food and Drug Administration (PFDA);

The CPR must be valid for the entire period of the award. If the CPR is about to expire, the supplier must have submitted a copy of an application of renewal to the FDA at least 3 months before the expiry date (**a copy of the expiring CPR which is stamped with an "Extension of Validity" shall be submitted as proof**); [AO 2019-0041]

☐ (b) Valid and current License to Operate (LTO) for drug suppliers, distributors and traders issued by PFDA.

In case of expired LTO, the following copies may be submitted:

(i) expired LTO;
(ii) application for renewal with FDA document tracking number; and,
(iii) Official Receipt as proof of payment of renewal of LTO

☐ (c) Product Insert/Product Information or downloaded from the internet and other manufacturer's un-amended sales literature, unconditional statements of specification and compliance issued by the manufacturer, samples, independent test data etc., as appropriate for cross-referencing statement of compliance to the technical specification in accordance to what is indicated in Technical

Specifications;

☐ (d) Certification from the Manufacturer/Distributor/Importer/Wholesaler (as reflected in the Certificate of Product Registration of the product/s to be bid) that the Bidder is an authorized dealer or distributor of the product;

☐ (e) Certificate of Compliance to the Electronic Drug Price Monitoring System (EDPMS) issued by either the Pharmaceutical Division (PD) of the DOH or DOH Regional Health Office/Centers for Health Development pursuant to DOH Administrative Order No. 2018-0020 and RA 9502 and its IRR.

In case of expired Certificate of Compliance to the EDPMS, refer to DOH Department Circular (DC) No.2023-0001, "Interim Guidelines on the Certificate of Compliance to Electronic Drug Price Monitoring System for Government Procurement Activities for Drugs and Medicines."

☐ (f) Sworn Statement *using the prescribed form.*

☐ (g) Guarantee letter from Supplier to replace medicines with approved shorter shelf-life when returned six (6) months before expiry date.

Note:

1) Please refer to **https://doh.gov.ph/sites/default/files/basic-page/COBAC-Sample-Forms.pdf** for the following requirements:

   a) Sworn Statement;
   b) Computation of NFCC;
   c) Manufacturer's Authorization;
   d) Secretary's Certificate;
   e) Special Power of Attorney;
   f) Statement of Ongoing Contracts; and
   g) Statement of SLCC.

2) For the following requirements, please refer to **GPPB Resolution No. 16-2020:**

   a) Bid Form;
   b) Price Schedule;
   c) Bid Securing Declaration; and
   d) Omnibus Sworn Statement