



Republic of the Philippines
OFFICE OF THE OMBUDSMAN
Agham Road, Diliman, Quezon City, 1104

**SUPPLEMENTAL/ BID BULLETIN NO. 1 and
NOTICE OF POSTPONEMENT**

**REBIDDING FOR THE SUPPLY AND DELIVERY OF TWELVE (12) UNITS
AUTOMATED EXTERNAL DEFIBRILLATOR
17 August 2023**

**AMENDMENTS/CLARIFICATIONS TO THE BIDDING DOCUMENTS and
POSTPONEMENT/RESCHEDULING OF THE DEADLINE OF SUBMISSION
OF BIDS AND OPENING OF BIDS**

1. In view of Memorandum Circular No. 27 issued by the Office of the President declaring the suspension of work in government offices in Metro Manila on 25 August 2023, all prospective bidders are hereby informed that the Deadline of Submission of Bids on 24 August 2023 (Thursday), 2:00 p.m. and Opening of Bids on 25 August 2023 (Friday), 1:30 p.m.¹ are re-scheduled on 29 August 2023 (Tuesday) 2:00 p.m. and 30 August 2023 (Wednesday) 1:30 p.m., respectively. Consequently, the selling period bidding documents is adjusted until 29 August 2023 (Tuesday).
2. The Bids and Awards Committee-Main hereby issues amendments/modifications/clarifications to the Original Bidding Documents particularly to the following matters:
 - a. Page 7: Section I. Invitation to Bid
 - b. Page 23: Section V. Special Conditions of Contract
 - c. Page 28: Section VI. Schedule of Requirements
 - d. Pages 30-31: Section VII. Technical Specifications: Ombudsman Bid Form No. 1 – Technical Specification with Bidder’s Statement of Compliance (re: I. Technical Specifications)
 - e. Page 34: Bid Form: Ombudsman Bid Form No. 2-Financial Proposal with Undertaking
 - f. Page 39: Section VIII. Checklist of Technical and Financial Documents

¹ Per Supplemental/Bid Bulletin No. 1 dated 17 April 2023

3. All prospective bidders are informed of these amendments/modifications, as follows:

Particulars	ORIGINAL SPECIFICATION (see ORIGINAL BIDDING DOCUMENTS)	BE AMENDED/ MODIFIED TO: (see attachment in this SUPPLEMENTAL/BID BULLETIN)
Page 7: Section I. Invitation to Bid	<p>Section I. Invitation to Bid</p> <p>x x x</p> <p>3. Delivery of the Goods is required <u>fifteen (15) calendar days from receipt of the Notice to Proceed.</u> x x x</p> <p>x x x</p> <p>7. A complete set of Bidding Documents may be acquired/downloaded by interested Bidders starting August 03, 2023 to August 24, 2023 and upon payment of the applicable fee for the Bidding Documents, pursuant to the latest Guidelines issued by the GPPB, in the amount of <u>P5,000.00</u>. The Procuring Entity shall allow the bidder to present its proof of payment for the fees through electronic means not later than the submission of their bids.</p> <p>8. The Office of the Ombudsman will hold a Pre-Bid Conference on August 10, 2023 (Thursday) at 1:30 p.m. through video conferencing via MS Teams application which shall be open to prospective bidders. x x x</p> <p>x x x</p> <p>9. Bids must be duly received by the BAC Secretariat-Main through manual/physical submission at the designated receiving area with authorized receiving personnel of the Central Records Division of the Office of the Ombudsman on or before August 24, 2023 (Thursday) at 2:00 p.m. x x x</p> <p>11. Bid opening shall be on August 25, 2023 (Friday) at 1:30 p.m. through video conferencing using MS Teams application (face-to-face for the BAC Secretariat Main). x x x</p>	<p>Section I. Amended Invitation to Bid</p> <p>x x x</p> <p>3. Delivery of the Goods is required <u>fifteen (15) forty-five (45) calendar days from receipt of the Notice to Proceed.</u> x x x</p> <p>x x x</p> <p>7. A complete set of Bidding Documents may be acquired/downloaded by interested Bidders starting August 03, 2023 to August 24, August 29, 2023 and upon payment of the applicable fee for the Bidding Documents, pursuant to the latest Guidelines issued by the GPPB, in the amount of <u>P5,000.00</u>. The Procuring Entity shall allow the bidder to present its proof of payment for the fees through electronic means not later than the submission of their bids.</p> <p>8. The Office of the Ombudsman will hold a Pre-Bid Conference on August 10, 2023 (Thursday) at 1:30 p.m. through video conferencing via MS Teams application Google Meet* which shall be open to prospective bidders. x x x</p> <p>x x x</p> <p>9. Bids must be duly received by the BAC Secretariat-Main through manual/physical submission at the designated receiving area with authorized receiving personnel of the Central Records Division of the Office of the Ombudsman on or before August 24, August 29, 2023 (Thursday) (Tuesday) at 2:00 p.m. x x x</p> <p>11. Bid opening shall be on August 25, 2023 (Friday) August 30, 2023 (Wednesday) at 1:30 p.m. through video conferencing using MS Teams application Google Meet* (face-to-face for the BAC Secretariat Main). x x x</p>

12. Prospective bidders, who wish to join the pre-bid conference and the bid opening through video conferencing using MS Teams, must send a letter of intent containing the names and email addresses of interested participants to the BAC Secretariat-Main email address: bac@ombudsman.gov.ph.

x x x

14. Please refer to the table below for the cost of the bidding documents and summary of bidding activities:

INSPECTION/SELLING PERIOD OF BIDDING DOCUMENTS	August 03, 2023 to August 24, 2023 - Bidding documents may be downloaded from the PhilGEPS website or Ombudsman website - x x x
PRE-BID CONFERENCE	August 10, 2023 at 1:30 p.m. - Video Conferencing via MS Teams application - Prospective bidders should signify their intention to participate by sending an email to the BAC Secretariat-Main and MS Teams Meeting Link and Passcode will be provided at least one (1) day before the event.
DEADLINE OF SUBMISSION OF BIDS	August 24, 2023 at 2:00 p.m. - Manual / physical submission of bidding documents at the designated receiving area with authorized receiving personnel of Central Records Division of the Office of the Ombudsman, Ombudsman Main Building, Agham

12. Prospective bidders, who wish to join the pre-bid conference and the bid opening through video conferencing using MS Teams **Google Meet**,* must send a letter of intent containing the names and email addresses of interested participants to the BAC Secretariat-Main email address: bac@ombudsman.gov.ph.

x x x

14. Please refer to the table below for the cost of the bidding documents and summary of bidding activities:

INSPECTION/SELLING PERIOD OF BIDDING DOCUMENTS	August 03, 2023 to August 24, August 29 , 2023 - Bidding documents may be downloaded from the PhilGEPS website or Ombudsman website x x x
PRE-BID CONFERENCE	August 10, 2023 at 1:30 p.m. - Video Conferencing via MS Teams application— Google Meet * - Prospective bidders should signify their intention to participate by sending an email to the BAC Secretariat-Main and MS Teams Google Meet * Meeting Link and Passcode will be provided at least one (1) day before the event.
DEADLINE OF SUBMISSION OF BIDS	August 24, August 29 , 2023 at 2:00 p.m. - Manual / physical submission of bidding documents at the designated receiving area with authorized receiving personnel of Central Records Division of the Office of the Ombudsman, Ombudsman Main Building, Agham Road, Quezon City.


	<p>Road, Quezon City.</p> <p>OPENING OF BIDS</p> <p>August 25, 2023 at 1:30 p.m.</p> <p>- Video Conferencing via MS Teams application</p> <p>x x x</p>	<p>OPENING OF BIDS</p> <p>August 25, August 30, 2023 at 1:30 p.m.</p> <p>- Video Conferencing via MS Teams application Google Meet*</p> <p>x x x</p>
	<p>*per Notice issued re: Change of Virtual/Online Meeting Platform of the Office of the Ombudsman Bids and Awards Committee-Main</p>	
Page 23: Section V. Special Conditions of Contract	<p>Section V. Special Conditions of Contract</p> <p>x x x</p> <p>Delivery of Goods is required <u>fifteen (15) calendar days</u> from receipt of the Notice to Proceed.</p> <p>x x x</p> <p>Delivery Period: Delivery of the Goods is required for the period of <u>fifteen (15) calendar days from receipt of the Notice to Proceed.</u></p> <p>x x x</p>	<p>Section V. Amended Special Conditions of Contract</p> <p>x x x</p> <p>Delivery of the Goods is required fifteen (15) forty-five (45) calendar days from receipt of the Notice to Proceed.</p> <p>x x x</p> <p>Delivery Period: Delivery of the Goods is required for the period of fifteen (15) forty-five (45) calendar days from receipt of the Notice to Proceed.</p> <p>x x x</p>
Page 28: Section VI. Schedule of Requirements	<p>Section VI. Schedule of Requirements</p> <p>x x x</p> <p><i>Note: Delivery period is required within fifteen (15) calendar days from receipt of the Notice to Proceed.</i></p> <p>x x x</p>	<p>Section VI. Amended Schedule of Requirements</p> <p>x x x</p> <p><i>Note: Delivery period is required within fifteen (15) forty-five (45) calendar days from receipt of the Notice to Proceed.</i></p> <p>x x x</p>

<p>Pages 30-31: Section VII, Technical Specifications: Ombudsman Bid Form No. 1 – Technical Specification with Bidder’s Statement of Compliance</p>	<p>Section VII: Technical Specifications Ombudsman Bid Form No. 1 – Technical Specification with Bidder’s Statement of Compliance</p> <p>x x x</p> <p>I. Technical Specifications: x x x</p> <p>9. Therapy range energy output for adults: between 100 to 350 Joules</p> <p>x x x</p> <p>11. Charge time to maximum energy output: 5 seconds</p> <p>x x x</p> <p>17. Step-by-step pictograms on the control panel for ready and easy operation</p> <p>x x x</p>	<p>Section VII: Amended Technical Specifications Ombudsman Bid Form No. 1 – Technical Specification with Bidder’s Statement of Compliance</p> <p>x x x</p> <p>Technical Specifications: x x x</p> <p>9. Therapy range energy output for adults: between 100 to 350 360 Joules</p> <p>x x x</p> <p>11. Charge time to maximum energy output: 5 seconds less than 8 seconds</p> <p>x x x</p> <p>17. Step-by-step pictograms on the control panel for ready and easy operation</p> <p>x x x</p>
<p>Page 34: Bid Form: Ombudsman Bid Form No. 2 – Financial Proposal with Undertaking</p>	<p>OMBUDSMAN BID FORM NO. 2- FINANCIAL PROPOSAL WITH UNDERTAKING</p>	<p>AMENDED OMBUDSMAN BID FORM NO. 2-FINANCIAL PROPOSAL WITH UNDERTAKING</p>
<p>Page 39. Section VIII. Checklist of Technical and Financial Documents</p>	<p>Section VIII. Checklist of Technical and Financial Documents</p> <p>x x x</p> <p><u>Technical Documents</u> <input type="checkbox"/> Ombudsman Bid Form No. 1 - Conformity with the Technical Specifications, which may include production/delivery schedule, manpower requirements, and/or after- sales/parts, if applicable; <u>AND</u></p> <p>x x x</p>	<p>Section VIII. Amended Checklist of Technical and Financial Documents</p> <p>x x x</p> <p><u>Technical Documents</u> <input type="checkbox"/> Amended Ombudsman Bid Form No. 1 - Conformity with the Technical Specifications, which may include production/delivery schedule, manpower requirements, and/or after-sales/parts, if applicable; <u>AND</u></p> <p>x x x</p>

4. Bidders are reminded to use and refer to the **Amended Invitation to Bid, Amended Special Conditions of Contract, Amended Schedule of Requirements, Amended Ombudsman Bid Form No. 1 (Amended Technical Specifications), Amended Ombudsman Bid Form No. 2 (Financial Proposal with Undertaking)** and **Amended Checklist of Documents**, which are all attached in this Supplemental/Bid Bulletin.

5. For further inquiries, you may coordinate with the Bids and Awards Committee Secretariat-Main at email address bac@ombudsman.gov.ph and/or Tel No. 5317-8300 local 2206.

Please be guided accordingly.


ADORACION A. AGBADA
Assistant Ombudsman, OMB-Luzon
Chairperson, Bids and Awards Committee-Main





Republic of the Philippines
OFFICE OF THE OMBUDSMAN
 Agham Road, Diliman, Quezon City 1105

AMENDED INVITATION TO BID FOR
REBIDDING FOR THE SUPPLY AND DELIVERY OF TWELVE (12) UNITS
AUTOMATED EXTERNAL DEFIBRILLATOR

1. The Office of the Ombudsman, through the General Appropriations Act for CY 2023 intends to apply the sum of One Million Nine Hundred Eighty Thousand Pesos (P1,980,000.00) being the Approved Budget for the Contract (ABC) to payments under the contract for the Rebidding for the Supply and Delivery of Twelve (12) Units Automated External Defibrillator (PB 2023-10). Bids received in excess of the ABC shall be automatically rejected at bid opening.
2. The Office of the Ombudsman now invites bids for the Rebidding for the Supply and Delivery of Twelve (12) Units Automated External Defibrillator (PB 2023-10).
3. Delivery of the Goods is required **forty-five (45) calendar days from receipt of the Notice to Proceed**. Bidders should have completed, within five (5) years from the date of submission and receipt of bids, a single contract that is similar to this Project, equivalent to at least fifty percent (50%) of the proposed project for bidding. The description of an eligible bidder is contained in the Bidding Documents, particularly, in Section II (Instructions to Bidders).
4. Bidding will be conducted through open competitive bidding procedures using a non-discretionary “*pass/fail*” criterion as specified in the Updated 2016 Revised Implementing Rules and Regulations (RIRR) of Republic Act (RA) No. 9184, otherwise known as the “Government Procurement Reform Act.”
5. 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. Interested bidders should be enrolled in the Electronic Filing and Payment System (eFPS) program of the Bureau of Internal Revenue (BIR), pursuant to Executive Order No. 398, RR 3-2005, and must be registered under the Philippine Government Electronic Procurement System (PhilGEPS).
6. Prospective Bidders may obtain further information from the Office of the Ombudsman via email at bac@ombudsman.gov.ph and inspect the Bidding Documents posted at the Ombudsman and the PhilGEPS websites.
7. A complete set of Bidding Documents may be acquired/downloaded by interested Bidders starting August 03, 2023 to **August 29, 2023** and upon payment of the applicable fee for the Bidding Documents, pursuant to the latest Guidelines issued by the GPPB, in the amount of P5,000.00. The Procuring Entity shall allow the bidder to present its proof of payment for the fees through electronic means not later than the submission of their bids.

The bidding documents may also be downloaded free of charge from the websites of PhilGEPS and the Office of the Ombudsman, provided that Bidders shall pay the applicable fee for the Bidding Documents not later than the submission of their bids.

8. The Office of the Ombudsman will hold a Pre-Bid Conference on August 10, 2023 (Thursday) at 1:30 p.m. through video conferencing via **Google Meet** which shall be open to prospective bidders. Prospective bidders should signify their intention to participate by sending an email to BAC Secretariat-Main through the email address given below. The Meeting Link and Passcode to the video conference will be sent to the participants at least one (1) day before the event through email.
9. Bids must be duly received by the BAC Secretariat-Main through manual/physical submission at the designated receiving area with authorized receiving personnel of the Central Records Division of the Office of the Ombudsman on or before **August 29, 2023 (Tuesday)** at 2:00 p.m. Late bids shall not be accepted. Unsealed or unmarked bid envelopes shall be rejected (Reference: Sec. 25.9, 2016 RIRR of RA 9184).
10. All Bids must be accompanied by a bid security in any of the acceptable forms and in the amount stated in ITB Clause 14.
11. Bid opening shall be on **August 30, 2023 (Wednesday)** at 1:30 p.m. through video conferencing using **Google Meet** (face-to-face for the BAC Secretariat Main). The Meeting Link and Passcode to the video conference will be sent to the participants at least one (1) day before the event through email. Bids will be opened in the presence of the bidders' representatives who choose to attend the activity.
12. Prospective bidders, who wish to join the pre-bid conference and the bid opening through video conferencing using **Google Meet**, must send a letter of intent containing the names and email addresses of interested participants to the BAC Secretariat-Main email address: bac@ombudsman.gov.ph.
13. The Office of the Ombudsman reserves the right to accept or reject any and all bids, to annul the bidding process, and to 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 RIRR of RA No. 9184, without thereby incurring any liability to the affected bidder/s.
14. Please refer to the table below for the cost of the bidding documents and summary of bidding activities:

COST OF BIDDING DOCUMENTS (Non-refundable)	₱5,000.00
INSPECTION/SELLING PERIOD OF BIDDING DOCUMENTS <i>Note: Due to COVID-19 pandemic, hard copies of documents are no longer issued due to health and safety protocols.</i>	August 03, 2023 to August 29, 2023 - Bidding documents may be downloaded from the PhilGEPS website or Ombudsman website. - For payment of bidding fees, prospective bidders may inquire from the Ombudsman BAC Secretariat for payment details. Proof of payment such as deposit slips and transaction receipts may be submitted via email for the issuance official receipt.
PRE-BID CONFERENCE	August 10, 2023 at 1:30 p.m. - Video Conferencing via Google Meet - Prospective bidders should signify their intention to participate by sending an email to the BAC Secretariat-Main and Google Meet Meeting Link and Passcode will be provided at least one (1) day before the event.
DEADLINE OF SUBMISSION OF BIDS (Note: Late bids shall not	August 29, 2023 at 2:00 p.m. - Manual / physical submission of bidding documents at the designated receiving area with authorized

be accepted. Unsealed or unmarked bid envelopes shall be rejected)	receiving personnel of Central Records Division of the Office of the Ombudsman, Ombudsman Main Building, Agham Road, Quezon City.
OPENING OF BIDS	August 30 , 2023 at 1:30 p.m. - Video Conferencing via Google Meet - Prospective bidders should signify their intention to participate by sending an email to the BAC Secretariat-Main and Meeting Link and Passcode will be provided at least one (1) day before the event.

15. For further information, please refer to:

BIDS AND AWARDS COMMITTEE SECRETARIAT – MAIN

Ground Floor, Ombudsman Main Building,
Agham Road, Diliman Quezon City 1105

☎ (02) 5317-83-00 loc. 2206

✉ bac@ombudsman.gov.ph


www.ombudsman.gov.ph (see Bid Announcements)

Note: Due to the current pandemic, please communicate through the email addresses or telephone number provided. Also, all requests shall be in writing and addressed to the BAC Secretariat-Main.

16. You may visit the following websites for downloading of Bidding Documents:

- **Office of the Ombudsman Official Website:** www.ombudsman.gov.ph (see links under *Bid Announcements*> under *Invitation to Bid*)
- **Log in at PhilGEPS Website:** <https://notices.philgeps.gov.ph/>

17 August 2023, Quezon City, Philippines.


ADORACION A. AGBADA
 Assistant Ombudsman, OMB-Luzon
 Chairperson, Bids and Awards Committee

Amended Special Conditions of Contract

GCC Clause	
1	<p>Delivery and Documents –</p> <p>Delivery of Goods is required <u>forty-five (45) calendar days from receipt of the Notice to Proceed.</u></p> <p>The details of shipping and/or other documents to be furnished by the Supplier are as follows:</p> <p>Upon delivery of the Goods to the Project Site, the Supplier shall notify the Procuring Entity and present the following documents to the Procuring Entity:</p> <ol style="list-style-type: none"> a. Original and copies of the Supplier’s Invoice showing Good’s description, quantity, unit price and total amount b. Original and copies of Delivery Receipt c. Original copy of the Manufacturer’s and/or Supplier’s warranty certificate d. Certificate of Acceptance /Inspection Report signed by the Procuring Entity’s representative at the Project Site e. Special Bank Guarantee (may be submitted at the option of the Supplier in lieu of the retention money of 1% of the total contract price) <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><i>[For Goods supplied from abroad, state:]</i> “The delivery terms applicable to the Contract are DDP delivered [Quezon City, (Office of the Ombudsman, Agham Road, Diliman, Quezon City)]. In accordance with INCOTERMS.”</p> <p><i>[For Goods supplied from within the Philippines, state:]</i> “The delivery terms applicable to this Contract are delivered to Quezon City (Office of the Ombudsman, Agham Road, Diliman, Quezon City). 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>The term of delivery of service under this Contract shall be as follows:</p> <p>Delivery Period: Delivery of the Goods is required for the period of <u>forty-five (45) calendar days from receipt of the Notice to Proceed.</u></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 <i>Mr. Willy O. Misa, Administrative Officer V, Property Management Section (PMS), General Services Division (GSD) Office of the Ombudsman,</i></p>

Agham Road, Quezon City with Telephone Nos.: 5317-8300 local 1232 or 1204

Incidental Services -

The Supplier/Service Provider is required to provide all of the following services, including additional services, if any, specified in Section VI. Schedule of Requirements:

- a. performance or supervision of on-site assembly and/or start-up of the supplied Goods;
- b. furnishing of tools required for assembly and/or maintenance of the supplied Goods;
- c. furnishing of a detailed operations and maintenance manual for each appropriate unit of the supplied Goods; and
- d. 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.
- e. 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.

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:

1. 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
2. in the event of termination of production of the spare parts:
 - i. advance notification to the Procuring Entity of the pending termination, in sufficient time to permit the Procuring Entity to procure needed requirements; and
 - ii. following such termination, furnishing at no cost to the Procuring Entity, the blueprints, drawings, and specifications of the spare parts, if requested.

The spare parts and other components required are listed in Section VI (Schedule of Requirements) and the costs 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 for a period of ten (10) years.
Spare parts or components shall be supplied as promptly as possible, but in any case, within forty-five (45) calendar days of placing the order.
<p>Packaging –</p> <p>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.</p>
<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>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> <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>
Transportation –
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.
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.
	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.
	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.
	Intellectual Property Rights –
	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	“The terms of payment shall be made upon final inspection and acceptance of the Goods delivered.”
4	No further instructions.

Amended Schedule of Requirements

PB 2023-10:

REBIDDING FOR THE SUPPLY AND DELIVERY OF TWELVE (12) UNITS AUTOMATED EXTERNAL DEFIBRILLATOR

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

Item/Lot Number	Description	Quantity	Total	Delivered, Weeks/Months
1	Supply and Delivery of Automated External Defibrillators	Twelve (12) Units	Twelve (12) Units	

Note: Delivery period is required within forty-five (45) calendar days from receipt of the Notice to Proceed.

I hereby certify to comply and deliver all the above requirements.

Name: _____

Legal Capacity: _____

Signature: _____

Duly authorized to sign the Bid for and behalf of: _____

Date Signed: _____

Amended Technical Specifications

AMENDED OMBUDSMAN BID FORM No. 1 – TECHNICAL SPECIFICATION WITH BIDDER’S STATEMENT OF COMPLIANCE

HON. ADORACION A. AGBADA

Chairperson, Bids and Awards Committee
Office of the Ombudsman
Agham Road, North Triangle
Diliman, Quezon City

Madam:

Herewith is our TECHNICAL PROPOSAL for your office requirement:

(INSTRUCTION TO BIDDER: **Check** the “**Comply**” box if bidder complies with the Ombudsman Specifications. A Technical Proposal containing unchecked “Comply” boxes would be automatically rated as “FAILED.”)

Item No.	Qty	Unit	Office of the Ombudsman Specifications	Bidder’s Statement of Compliance*
1	12	unit	SUPPLY AND DELIVERY OF AUTOMATED EXTERNAL DEFIBRILLATORS (AED)	<input type="checkbox"/> Comply
			I. Technical Specifications:	
			1. Fully automatic configuration	<input type="checkbox"/> Comply
			2. Adult and pediatric settings	<input type="checkbox"/> Comply
			3. Lightweight, weighs less than 3 kilos	<input type="checkbox"/> Comply
			4. Easy to use, electrode pads must be non-polarized (can be placed on either position as indicated on the pad) or polarized (color-coded with pictograms)	<input type="checkbox"/> Comply
			5. Biphasic waveform (e.g. Biphasic Rectilinear or Biphasic Truncated Exponential) capable of delivering variable energy (joules) based on body size	<input type="checkbox"/> Comply
			6. Automatic ECG detection and analysis	<input type="checkbox"/> Comply
			7. Automatic switch between AED and CPR modes based on analysis	<input type="checkbox"/> Comply
			8. Analysis time: less than 10 seconds after having been switched on	<input type="checkbox"/> Comply
			9. Therapy range energy output for adults: between 100 to 360 Joules	<input type="checkbox"/> Comply
			10. Therapy range energy output for pediatrics: between 25 to 80 Joules	<input type="checkbox"/> Comply
			11. Charge time to maximum energy output: less than 8 seconds	<input type="checkbox"/> Comply
			12. Has pacemaker pulse detection	<input type="checkbox"/> Comply
			13. Includes step-by-step device and CPR user guide, either in durable plastic-coated manual and/or on machine	<input type="checkbox"/> Comply
			14. Audible metronome for CPR procedure	<input type="checkbox"/> Comply
			15. Built-in discharge feature for safety	<input type="checkbox"/> Comply
			16. Integrated control panel with all parameters and control	<input type="checkbox"/> Comply

			17. Step-by-step pictograms on the control panel for ready and easy operation	<input type="checkbox"/> Comply
			18. Audio and/or visual indications of operational status and step-by-step operation	<input type="checkbox"/> Comply
			19. Audio and/or visual alarms for operational status of electrodes, battery status and system errors	<input type="checkbox"/> Comply
			20. Automatic self-test and continuous check of pads and electrodes connection	<input type="checkbox"/> Comply
			21. Machine should be durable, water proof, withstanding drops, shocks and vibrations	<input type="checkbox"/> Comply
			22. Replaceable internal battery, non-rechargeable	<input type="checkbox"/> Comply
			23. Any type of Lithium medical grade battery, when full, has the capacity to deliver at least 140 full discharges at 200J, or two hours continuous ECG monitoring	<input type="checkbox"/> Comply
			24. Current License to Operate (LTO) issued by the Food and Drug Administration (FDA)	<input type="checkbox"/> Comply
			II. Technical Support:	
			Quarterly preventive maintenance / checkup of the device [anytime between Monday to Friday (during office hours)] for the duration of the warranty of the device	<input type="checkbox"/> Comply
			III. Warranty:	
			1. At least 2 years on electrode pads from date of delivery	<input type="checkbox"/> Comply
			2. At least 4 years on lithium-ion medical grade battery, from date of delivery	<input type="checkbox"/> Comply
			3. At least 8 years on AED device, from date of delivery	<input type="checkbox"/> Comply
			IV. Other Conditions:	
			1. Supplier must be an authorized distributor in the Philippines	<input type="checkbox"/> Comply
			2. Supplier must conduct training/s for the use of the machine	<input type="checkbox"/> Comply
			3. Supplier must provide demonstration (to check if the device is working) upon delivery	<input type="checkbox"/> Comply
			4. Package per AED unit must include:	
			4.1] Instruction for assembly, use and maintenance in English language	
			4.2] 1 x carry case, with storage pockets for leads and accessories	<input type="checkbox"/> Comply
			4.3] 3 x set of adult adhesive external pads	
			4.4] 1 x plastic enclosed Quick Reference Guide (step-by-step) AED and CPR	

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

Very truly yours,

Signature Over Printed Name

Position

Company

Telephone Number/s

Email address/es

Date signed

Statement of Compliance

[Bidders must check the "Comply" box against each of the individual parameters of each Specification stating the corresponding performance parameter of the equipment offered. Statements of "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.]

AMENDED OMBUDSMAN BID FORM NO. 2-FINANCIAL PROPOSAL WITH UNDERTAKING

BID FORM

Date : _____
Project Identification No. : **PB 2023-10**

HONORABLE SAMUEL R. MARTIRES

Ombudsman
Office of the Ombudsman
Agham Road, North Triangle
Diliman, Quezon City

Attention: **HON. ADORACION A. AGBADA**
The Chairperson
Bids and Awards Committee-Main

Dear Ombudsman Martires:

Having examined the Philippine Bidding Documents (PBDs) including the Supplemental or Bid Bulletin Numbers _____, the receipt of which is hereby duly acknowledged, we, the undersigned, offer to the **Supply and Delivery of Twelve (12) Units Automated External Defibrillator (PB 2023-10)**, in conformity with the said PBDs for the sum of

_____ (_____) [*total Bid amount in words and figures*] or the total calculated bid price, as evaluated and corrected for computational errors, and other bid modifications in accordance with the Price Schedules attached herewith and made part of this Bid. The total bid price includes the cost of all taxes, such as, but not limited to: [*specify the applicable taxes, e.g. (i) value added tax (VAT), (ii) income tax, (iii) local taxes, and (iv) other fiscal levies and duties*], which are itemized herein or in the Price Schedules,

If our Bid is accepted, we undertake:

- a. to deliver the goods in accordance with the delivery schedule specified in the Schedule of Requirements of the Philippine Bidding Documents (PBDs);
- b. to provide a performance security in the form, amounts, and within the times prescribed in the PBDs;
- c. to abide by the Bid Validity Period specified in the PBDs and it shall remain binding upon us at any time before the expiration of that period.

Until a formal Contract is prepared and executed, this Bid, together with your written acceptance thereof and your Notice of Award, shall be binding upon us.

We understand that you are not bound to accept the Lowest Calculated Bid or any Bid you may receive.

We certify/confirm that we comply with the eligibility requirements pursuant to the PBDs.

The undersigned is authorized to submit the bid on behalf of [*name of the bidder*] as evidenced by the attached [*Special Power of Attorney/Secretary's Certificate/Certification from the Bidder/Authority issued by the bidder*].

We acknowledge that failure to sign each and every page of this Bid Form, including the *attached Detailed Cost Breakdown/Schedule of Prices*, shall be a ground for the rejection of our bid.

Name: _____

Legal capacity: _____

Signature: _____

Duly authorized to sign the Bid for and behalf of: _____

Date: _____

Amended Checklist of Technical and Financial Documents

I. TECHNICAL COMPONENT ENVELOPE

[Note: The Bidder must submit two copies of the first envelope-(1) Original Copy and (2) Copy 1]

Class "A" Documents

Legal Documents

- Valid and current Certificate of PhilGEPS Registration Certificate (Platinum Membership) (all pages) in accordance with Section 8.5.2 of the IRR of RA 9184 and GPPB Resolution No. 15-2021 dated 14 October 2021².

Notes:

Only the current/updated Certificate of PhilGEPS Registration (Platinum Membership) shall be accepted during the Opening of Bids. Also, expired Certificate shall be a ground for the bid to be considered "failed".

Technical Documents

- 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**
- 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**
- 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**
- Amended Ombudsman Bid Form No. 1** - Conformity with the Technical Specifications, which may include production/delivery schedule, manpower requirements, and/or after-sales/parts, if applicable; **AND**
- Original duly signed Omnibus Sworn Statement (OSS) (use GPPB prescribed form as per GPPB Resolution No. 16-2020) [see the sample form]; **and**
- Proof of Appointment of Bidder's Authorized Representative(s):
- NOTARIZED Certificate issued by the Corporate Secretary (for Corporation/Cooperative/Joint Venture) or issued by the Managing Partner or President (for Partnership), attesting the appointment of the bidder's representative(s) [see the sample form]; **OR**
- NOTARIZED Special Power of Attorney for Sole Proprietorship (see the sample form).

Financial Documents

² The following are the related provisions/requirements based on GPPB Resolution No. 15-2021 dated 14 October 2021 regarding submission of valid/current PhilGEPS Certificate of Registration (Platinum Membership):

- LIFT the suspension on the implementation of mandatory submission of the PhilGEPS Certificate of Registration (Platinum Membership) in Competitive Bidding and Limited Source Bidding, thus, fully enforcing Section 8.5.2 and 54.6 of the 2016 revised IRR of RA 9184 starting 01 January 2022; and
- AMEND Sections 23.1(a)(ii) and 24.1(a)(ii) of the 2016 revised IRR of RA 9184 to reflect that the submission of the recently expired Mayor's Permit together with the Official Receipt as proof that the prospective bidders has applied for renewal within the period prescribed by the concerned local government unit shall be accepted by the PhilGEPS for the purpose of updating the PhilGEPS Certificate of Registration (Platinum Membership) in accordance with Section 8.5.2 of the 2016 revised IRR of RA 9184

- BIDDER'S AUDITED FINANCIAL STATEMENT (AFS), showing, among others, the Bidder's total and current assets and liabilities, stamped "RECEIVED" by the BIR or electronically received by the BIR AFS e-submission as shown by the proof of confirmation receipt from 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.³ **AND**
- BIDDER'S COMPUTATION OF NET FINANCIAL CONTRACTING CAPACITY (NFCC) which must be at least equal to the Approved Budget for the Contract (ABC) based on the submitted AFS under Annex "A" of PhilGEPS Certificate or submitted AFS, and lists of ongoing project(s)⁴ **OR** A committed Line of Credit from a Universal or Commercial Bank in lieu of its NFCC computation.

Class "B" Documents

- 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)

- [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.

II. FINANCIAL COMPONENT ENVELOPE

[Note: The Bidder must submit two copies of the second envelope-(1) Original Copy and (2) Copy 1]

- Amended Ombudsman Bid Form No. 2** - Original of duly signed and accomplished Financial Bid Form⁵; **AND**
- Original of duly signed and accomplished **Price Schedule(s)**

Important note:

For authentication purposes, ALL PAGES of the bidding documents for submission must be certified by the authorized signatory of the participating Bidder/Company. The bidders are also reminded to put proper tab on each bidding documents.

The bidder should use the prescribed Sample Forms on the pages indicated in the table of Sample Forms

³ Audited Financial Statement (AFS) submitted under Annex A of PhilGEPS Certificate is acceptable provided that the same is for the preceding calendar year which should not be earlier than two (2) years from the date of bid submission. Further, electronically filed AFS should be supported by proof of confirmation receipt from the BIR.

⁴ NFCC = [(Current assets minus current liabilities) (15)] minus the value of all outstanding or uncompleted portions of the projects under ongoing contracts, including awarded contracts yet to be started, coinciding with the contract to be bid.

⁵ Note: Where a required item is provided but no price is indicated, the same shall be considered as non-responsive. However, specifying a "0" (zero) or "-" (dash) for the said item would mean that it is being offered for FREE to the government, except those required by law or regulations to be provided for (Section 32.2.1 (a), Rule IX, IRR)