



26 November 2024

Loan/Grant : 4268-PHI: Supporting Innovation in the Philippine Technical and Vocational Education and Training System Project

Contract No. : **CW301/B: Design and Build of the TESDA Innovation Center with Rehabilitation Works for Region II (RTIC-Tuguegarao, Cagayan Valley)**

BID BULLETIN NO. 3

The following responses shall form part of the Bidding Documents.

Please be guided accordingly.

Details of issues raised by the bidders and clarifications are given below:

Sr. No.	ISSUE RAISED	REFERENCE CLAUSE	REFERENCE CLAUSE NO.	CLARIFICATION BY TESDA
1	<p>We, [Company Name] together with our Joint Venture Partner, [Company Name], respectfully submit this this request pursuant to Section 21 of Republic Act 9184 or the Government Procurement Law, in relation to the Invitation for Bids issued by TESDA concerning the project named Design and Build of the TESDA Innovation Center with Rehabilitation Works for Region I (RTIC- Tuguegarao, Cagayan Valley) with Contract DI NO. CW301/B.</p> <p>On October 25, 2024, we received the Invitation for Bids of the abovementioned Contract ID. Unfortunately, it does not state the Approved Budget for the Contract (ABC) to be bid. Subsequently, we made several attempts to request for the amount in order to prepare both technical and financial documents yet no amount was given.</p> <p>Upon receipt of the Invitation, we immediately processed the Special License of the Joint Venture with the Philippine Contractors Accreditation Board (PCAB). Unfortunately, one of the requirements for the application of</p>	Invitation for Bids	-	<p>As emphasized during the Prebid Meeting and explicitly stated in the Bidding Document (see <i>Cover Page, Preface, Instructions to Bidders, and Background/Rationale under Section 6: Employer's Requirements</i>), this procurement is governed by the Procurement Regulations of the Asian Development Bank (ADB), <i>not</i> by R.A. 9184.</p> <p>Kindly refer to the ADB Procurement Policy¹ (Goods, Works, Non-consulting and Consulting Services) (2017, as amended from time to time) and ADB's Procurement Regulations for ADB Borrowers² (Goods, Works, Non-consulting and Consulting Services) (2017, as amended from time to time).</p>

¹ Available at <https://www.adb.org/sites/default/files/adb-procurement-policy.pdf>

² Available at <https://www.adb.org/sites/default/files/procurement-regulations-ADB-borrowers.pdf>



Sr. No.	ISSUE RAISED	REFERENCE CLAUSE	REFERENCE CLAUSE NO.	CLARIFICATION BY TESDA
	<p>the Special License is the Approved Budget of the Contract (ABC). Furthermore, as provided under Section 21 of RA 9184 (ABC).</p> <p>The Invitation to Bid shall contain, among others:</p> <p>(a) A brief description of the subject matter of the Procurement;</p> <p>(b) A general statement on the criteria to be used by the Procuring Entity for the eligibility check, the short listing of prospective bidders, in the case of the Procurement of Consulting Services, the examination and evaluation of Bids, and post-qualification;</p> <p>(c) The date, time and place of the deadline for the submission and receipt of the eligibility requirements, the pre-bid conference if any, the submission and receipt of bids, and the opening of bids;</p> <p>(d) The Approved Budget of the Contract;</p> <p>In view of the foregoing, we respectfully request for the Approved Budget for Contract ID CW301/B. Other reliefs, documents, and/or certification/s as deemed necessary and equitable by the Honorable Office are likewise prayed for.</p>			<p>Please note that the concept of the Approved Budget of the Contract (ABC) does not apply to ADB-funded projects.</p> <p>Bidders are reminded to strictly adhere to the provisions of the Bidding Documents as issued.</p>
2	<p>We are writing to request a time extension for the above project with pursuant to our previous request letter pertaining to the requested ABC of the project as a requirement for the Joint Venture purposes of PCAB. This is to utilize the extended time in completing the necessary requirements for this bid process.</p>	<p>Section 2. Bid Data Sheet</p> <p>D. Submission and Opening of Bids</p>	ITB 22.1	Please refer to Addendum No. 4 dated 22 November 2024.
	<p>I am writing this letter to confirm the ABC amount in the ITP of the Proposed</p>	<p>Invitation for Bids</p>	-	Please refer to response provided in item 1.

Sr. No.	ISSUE RAISED	REFERENCE CLAUSE	REFERENCE CLAUSE NO.	CLARIFICATION BY TESDA
	<p>Design and Build of the TESDA Innovation Center with Rehabilitation Works for Region 2 at Tuguegarao Cagayan Valley. This is needed for the application for the Joint Venture Permit required by the PCAB since applying for a Joint Venture is permitted as stated in the bidding documents for this project. We are asking for clarification on this matter since we already purchased all bidding documents. With this we are requesting a time extension for the above project with pursuant to the above request. This is to utilize the extended time in completing the necessary requirements for this bid process.</p>			<p>For guidance, in case of unincorporated Joint Venture (JV):</p> <ul style="list-style-type: none"> a) Each member of the JV must submit their own, separate valid PCAB license; b) At least one member of the JV must satisfy the PCAB license criteria; and c) The JV must submit, in accordance with ITB 11.2 <p>Bids submitted by a Joint Venture shall include <u>a copy of the Joint _____ Venture Agreement entered into by all partners. Alternatively, a Letter of Intent to execute a Joint _____ Venture Agreement</u> in the event of a successful Bid shall be signed by all partners and submitted with the Bid, <u>together with a copy of the proposed agreement.</u></p> <p>In case the unincorporated JV is the selected bidder, it will be given a maximum of 28 days to apply for and obtain a Special PCAB License for the JV, that is specific to the Project.</p>

DDG FELIZARDO R. COLAMBO
 Bids and Awards Committee (BAC) - B Chairperson/
 Deputy Director General for Special Concerns