



RESOLUTION NO. 05-2015

APPROVING AMENDMENTS TO THE IMPLEMENTING RULES AND REGULATIONS OF REPUBLIC ACT NO. 9184 REQUIRING MANDATORY REGISTRATION OF PROSPECTIVE BIDDERS WITH THE PHILGEPS UNDER PLATINUM MEMBERSHIP

WHEREAS, Section 63 of Republic Act (RA) No. 9184 mandates the Government Procurement Policy Board (GPPB) to formulate and amend, whenever necessary, the Implementing Rules and Regulations (IRR) of RA 9184;

WHEREAS, Section 8 of RA 9184 provides that to promote transparency and efficiency, information and communications technology shall be utilized in the conduct of procurement procedures. The Philippine Government Electronic Procurement System (PhilGEPS) shall serve as the primary and definitive source of information on government procurement opportunities, and, the GPPB is authorized to approve changes in the procurement process to adapt to improvements in modern technology, provided, that such modifications are consistent with the provisions of Section 3 of RA 9184;

WHEREAS, Section 8.2.2(a) of the IRR of RA 9184 states that the PhilGEPS shall have a centralized electronic database of all manufacturers, suppliers, distributors, contractors, and consultants registered under the system;

WHEREAS, Government of the Philippines-Official Merchants Registry (GOP-OMR) refers to the centralized electronic database of manufacturers, suppliers, distributors, contractors, and consultants developed and maintained by the PhilGEPS office pursuant to Section 8.2.2 of the Revised IRR of RA 9184;

WHEREAS, Section 8.5.1 of the IRR of RA 9184 also provides that to ensure the widest dissemination of the Invitation to Bid/Request for Expression of Interest, manufacturers, suppliers, distributors, contractors, and/or consultants shall register with the PhilGEPS, and that they may then participate in procurement activities, provided, that they maintain their registration current and updated in accordance with the provisions of the IRR of RA 9184, and their registration is proper and relevant to the particular type of procurement;

WHEREAS, Section 8.5.2 of the IRR of RA 9184 allows the submission of eligibility requirements to the PhilGEPS either electronically or manually. When a manufacturer, supplier, distributor, contractor, or consultant registers with PhilGEPS, it shall submit along with the requirements a certification stating that the documents submitted are complete and authentic copies of the original, and all statements and information provided therein are true and correct. Thereafter, the PhilGEPS shall issue a Certificate of Registration and Membership that can be used for purposes of Sections 23.4 and 24.4.3.

WHEREAS, Sections 23.4 and 24.4.3 of the IRR of RA 9184 provide that “[t]o facilitate determination of eligibility, the Bids and Awards Committee (BAC) of a procuring

entity may use the contents of the PhilGEPS electronic registry of manufacturers, suppliers, distributors, contractors, and/or consultants;”

WHEREAS, Sections 23.4.1 and 24.4.3.1 of the IRR of RA 9184 require that the PhilGEPS registry system contains the Class “A” documents, which should be maintained current and updated by the bidder concerned at least once a year or more frequently as may be necessary;

WHEREAS, Sections 23.4.2 and 24.4.3.2 of the IRR of RA 9184 provide that “[a] bidder who maintains a current and updated file of his Class “A” Documents may submit to the procuring entity in lieu of the said documents, the Certificate of Registration and Membership issued by PhilGEPS pursuant to Section 8.5.2 of the IRR of RA 9184;

WHEREAS, *the Guidelines for the Use of the Government of the Philippines-Official Merchants Registry (GOP-OMR)*¹ prescribes the procedures for the registration and membership in the GOP-OMR. Under the Guidelines, the PhilGEPS shall not determine the eligibility of merchants. The approval of application of the merchant shall amount to the registration of the merchant in the GOP-OMR. A merchant’s registration and membership in the GOP-OMR is neither contract-specific nor understood to be tantamount to a finding of eligibility. The determination of the eligibility of merchants remains with the BAC.

WHEREAS, all PhilGEPS registered suppliers, regardless of classification, are now listed in the GOP-OMR. At present, PhilGEPS implemented a new membership scheme for suppliers utilizing the PhilGEPS, thus:

Classification of Membership	Requirements	Fees	Procedure	Remarks
Red	N/A	Free	Online Registration/Walk-in	Bidder is not entitled to a Certificate.
Blue	N/A	PhP 3,000.00	Online Registration/Walk-in	Bidder is entitled to a Certificate, as required during post-qualification
Platinum	a. Audited Financial Statement b. Mayor’s Permit c. Business Registration Certificate d. Tax Clearance e. Annual Income Tax Return f. SPA/ Sec. Cert./Declaration of Ownership g. Govt. Issued ID	PhP5,000.00	Online Registration/Walk-in	Bidder is entitled to a Certificate, which might be used for purposes of Sections 23.4 and 24.4.3 of the IRR of RA 9184.

WHEREAS, there are bidders disqualified for failure to include any of the eligibility requirement or for submitting patently insufficient eligibility documents during the bid

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opening and preliminary examination of bids. Such disqualification of bidders at the initial stage of the procurement process may delay the government procurement process since it may ultimately result in a failure of bidding;

WHEREAS, the GPPB - Technical Support Office (GPPB-TSO) proposed to simplify the requirements to be submitted during the preliminary examination of bids, by requiring prospective bidders to submit PhilGEPS Certificate of Registration and Membership under Platinum Membership. Thus, during the preliminary examination of bids the prospective bidders shall submit only a Certificate of PhilGEPS Registration and Membership for Platinum Members in lieu of the applicable Class “A” eligibility documents enumerated in Sections 23.1(a) and 24.1(a) of the IRR of RA 9184, except those requirements that are contract specific, such as the Statement of all ongoing contracts and the Statement identifying the bidder’s Single Largest Completed Contract for procurement of Goods and Infrastructure Projects; and the Statement of all ongoing and completed contracts for procurement of Consulting Services;

WHEREAS, the current system allows government procuring entities, through the PhilGEPS website, to view and confirm the Certificates of Registration and Membership issued to merchants. In addition, the PhilGEPS Certificate of Registration and Membership for Platinum Members indicates that the procuring entity reserves the right to verify, validate, and ascertain the authenticity, completeness and truthfulness of all the submitted documents in the system. Thus, these documents will still be subjected to verification, validation, and ascertainment by the procuring entities during the post-qualification stage;

WHEREAS, since only the Certificate of PhilGEPS Registration and Membership will be required during the preliminary examination of bids in lieu of the applicable Class “A” eligibility documents, occasions for disqualification of bidders and failures of bidding will be lessened. In addition, the government can play a big part in reducing the use of paper, thereby saving our forests, and mitigate the worsening effects of climate change;

WHEREAS, during the 1st GPPB Meeting held on 30 January 2015, the mandatory submission of the applicable Class “A” eligibility documents through the PhilGEPS registry system under the Platinum Membership registration was discussed;

WHEREAS, after careful and judicious deliberations on the matter, the GPPB found sufficient reasons and justifications to require prospective bidders to register with the PhilGEPS under Platinum Membership, and allow only the submission of a PhilGEPS Certificate of Registration and Membership in lieu of the applicable Class “A” eligibility documents contained in the first envelope; and

WHEREAS, the mandatory submission of the Certificate of PhilGEPS Registration and Membership under Platinum Membership shall take effect on 1 June 2015, to give enough time to Suppliers, Contractors, and Consultants to comply with the requirements, and for PhilGEPS to update its facility to accommodate the procedure.

NOW, THEREFORE, for and in consideration of the foregoing, **WE**, the Members of the **GOVERNMENT PROCUREMENT POLICY BOARD**, by virtue of the powers vested on **US** by law, hereby **RESOLVE** to confirm, adopt and approve, as **WE** hereby confirm, adopt and approve the following, relative to the mandatory requirement of Platinum Membership

registration of prospective bidders, and submission of the Certificate of PhilGEPS Registration during preliminary examination of bids, which shall take effect on 1 June 2015:

1. **AMEND** Sections 23.4; 23.4.1; 23.4.2; 24.4.3; 24.4.3.1; 24.4.3.2; 25.2(a) and (b); 34.2(b) of the revised Implementing Rules and Regulations (IRR) of Republic Act (RA) 9184, as shown in **Annex “A”** hereof;

2. **AMEND** Clauses 12.1(a); 24.4, and 29.2 of the Instruction to Bidders (ITB), Philippine Bidding Documents (PBD) for Goods; Clauses 12.1(a); 24.4, and 28.2, of the Instruction to Bidders, Philippine Bidding Documents (PBD) for Infrastructure Projects; and Clauses 2.1(a) and 2.5, Section II (Eligibility Documents); and 27.2 of the Instruction to Bidders, Philippine Bidding Documents (PBD) for Consulting Services, as shown in **Annex “B”** hereof; and

3. **INCLUDE** a new provision relative to the eligibility and technical documents that shall contain the first envelope under Clause 12.1(a), as shown in **Annex “B”** hereof.

This Resolution shall take effect on 1 June 2015.

APPROVED this 30th day of January 2015 at Pasig City, Philippines.

(SGD)	(SGD)
<hr/> DEPARTMENT OF BUDGET AND MANAGEMENT	<hr/> NATIONAL ECONOMIC AND DEVELOPMENT AUTHORITY
(SGD)	(SGD)
<hr/> DEPARTMENT OF EDUCATION	<hr/> DEPARTMENT OF ENERGY
(SGD)	(SGD)
<hr/> DEPARTMENT OF FINANCE	<hr/> DEPARTMENT OF HEALTH
(SGD)	(SGD)
<hr/> DEPARTMENT OF THE INTERIOR AND LOCAL GOVERNMENT	<hr/> DEPARTMENT OF NATIONAL DEFENSE
(SGD)	
<hr/> DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS	<hr/> DEPARTMENT OF SCIENCE AND TECHNOLOGY

(SGD)

**DEPARTMENT OF TRADE AND
INDUSTRY**

**DEPARTMENT OF TRANSPORTATION
AND COMMUNICATIONS**

(SGD)

PRIVATE SECTOR REPRESENTATIVE

Attested by:

(SGD)

DENNIS S. SANTIAGO
Board Secretary, GPPB
Executive Director, GPPB-TSO



**REVISED IMPLEMENTING RULES AND REGULATIONS (IRR)
OF REPUBLIC ACT (RA) NO. 9184**

ORIGINAL	AMENDED
Sections 23.4 and 24.4.3	
To facilitate determination of eligibility, the BAC of a procuring entity may use the contents of the PhilGEPS electronic registry of manufacturers, suppliers, distributors, contractors, and/or consultants.	To facilitate determination of eligibility, the BAC of a procuring entity <u>shall</u> use the contents of the PhilGEPS electronic registry of manufacturers, suppliers, distributors, contractors, and/or consultants.
Sections 23.4.1 and 24.4.3.1	
The PhilGEPS registry system shall contain the foregoing Class “A” documents, which should be maintained current and updated by the bidder concerned at least once a year or more frequently as may be necessary.	The PhilGEPS registry system shall contain the foregoing <u>applicable</u> Class “A” documents, which should be maintained current and updated by the bidder concerned at least once a year or more frequently as may be necessary.
Sections 23.4.2 and 24.4.3.2	
A bidder who maintains a current and updated file of his Class “A” Documents may submit to the procuring entity, in lieu of the said documents, the Certificate of Registration and Membership issued by PhilGEPS pursuant to Section 8.5.2.	A bidder who maintains a current and updated file of his Class “A” Documents <u>shall</u> submit to the procuring entity, in lieu of the said documents, the Certificate of Registration and Membership issued by PhilGEPS pursuant to Section 8.5.2.
Sections 25.2(a)(i) and 25.2(b)(i)	
The first envelope shall contain the following technical information/documents, at the least: a) <u>For the procurement of goods:</u>	The first envelope shall contain the following technical information/documents: a) <u>For the procurement of goods:</u>

<p>i) Eligibility requirements under Section 23.1 of this IRR; ...</p> <p>b) <u>For the procurement of infrastructure projects:</u></p> <p>i) Eligibility requirements under Section 23.1 of this IRR; ...</p>	<p>i) <u>Eligibility requirements under Section 23.1 of this IRR, except those contained in the PhilGEPS Registry System under the Platinum Membership Registration, and PhilGEPS Certificate of Registration and Membership under Platinum Membership;</u></p> <p><u>If the procuring entity is a Philippine foreign office or post, the bidder may submit a PhilGEPS Registration Number in lieu of the Certificate of Registration and Membership under Platinum Membership, in addition to the Eligibility requirements under Section 23.1 of this IRR, provided that participating bidders should register with the PhilGEPS prior to bid opening;</u></p> <p>...</p> <p>b) <u>For the procurement of infrastructure projects:</u></p> <p>i. <u>Eligibility requirements under Section 23.1 of this IRR, except those contained in the PhilGEPS Registry System under the Platinum Membership Registration, and PhilGEPS Certificate of Registration and Membership under Platinum Membership;</u></p> <p><u>If the procuring entity is a Philippine foreign office or post, the bidder may submit a PhilGEPS Registration Number in lieu of the Certificate of PhilGEPS Registration and Membership under Platinum Membership, in addition to the eligibility requirements under Section 23.1 of this IRR, provided that participating bidders should register with the PhilGEPS prior to bid opening;</u></p> <p>...</p>

Section 34.2

Within three (3) calendar days from receipt by the bidder of the notice from the BAC that the bidder has the Lowest Calculated Bid or Highest Rated Bid, the bidder shall submit the following documentary requirements to the BAC:

- (a) Latest income and business tax returns;
- (b) Certificate of PhilGEPS Registration or PhilGEPS Registration Number if the procuring entity is a Philippine foreign office or post, provided that participating bidders should register with the PhilGEPS prior to bid opening; and
- (c) Other appropriate licenses and permits required by law and stated in the Bidding Documents.

Within three (3) calendar days from receipt by the bidder of the notice from the BAC that the bidder has the Lowest Calculated Bid or Highest Rated Bid, the bidder shall submit the following documentary requirements to the BAC:

- (a) Latest income and business tax returns; and
- ~~(b) Certificate of PhilGEPS Registration or PhilGEPS Registration Number if the procuring entity is a Philippine foreign office or post, provided that participating bidders should register with the PhilGEPS prior to bid opening; and~~
- (b) Other appropriate licenses and permits required by law and stated in the Bidding Documents.



**PHILIPPINE BIDDING DOCUMENTS (PBD)
FOR GOODS**

INSTRUCTIONS TO BIDDERS

ORIGINAL	AMENDED
Clause 12.1(a)	
<p>“Unless otherwise indicated in the <u>BDS</u>, the first envelope shall contain the following eligibility and technical documents:</p> <p>(a) Eligibility Documents –</p> <p style="padding-left: 40px;"><u>Class “A” Documents</u></p> <p>(i) Registration certificate from the Securities and Exchange Commission (SEC), Department of Trade and Industry (DTI) for sole proprietorship, or Cooperative Development Authority (CDA) for cooperatives, or any proof of such registration as stated in the <u>BDS</u>;</p> <p>(ii) Mayor’s permit issued by the city or municipality where the principal place of business of the prospective bidder is located;</p> <p>(iii) Statement 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</p>	<p>“Unless otherwise indicated in the BDS, the first envelope shall contain the following eligibility and technical documents:</p> <p>(a) Eligibility Documents –</p> <p style="padding-left: 40px;"><u>Class “A” Documents</u></p> <p><u>(i) PhilGEPS Certificate of Registration representing the applicable Class “A” Documents in the PhilGEPS Official Merchant’s Registry under the Platinum Membership, which contains the following:</u></p> <p style="padding-left: 40px;"><u>(i.1) Registration certificate from the Securities and Exchange Commission (SEC), Department of Trade and Industry (DTI) for sole proprietorship, or Cooperative Development Authority (CDA) for cooperatives, or any proof of such registration as stated in the BDS;</u></p> <p style="padding-left: 40px;"><u>(i.2) Mayor’s permit issued by the city or municipality where the</u></p>

<p>Statement identifying the bidder's single largest completed contract similar to the contract to be bid, except under conditions provided for in Sec. 23.5.1.3 of the IRR, within the relevant period as provided in the BDS.</p> <p>The statement shall include, for each contract, the following:</p> <p>...</p> <p>(iv) Audited financial statements, stamped "received" by the Bureau of Internal Revenue (BIR) or its duly accredited and authorized institutions, for the preceding calendar year, which should not be earlier than two (2) years from bid submission;</p> <p>(v) NFCC computation in accordance with ITB Clause 5.5, and,</p> <p>(vi) Tax clearance per Executive Order 398, Series of 2005, as finally reviewed and approved by the BIR.</p>	<p><u>principal place of business of the prospective bidder is located;</u></p> <p><u>(i.3) Audited financial statements, stamped "received" by the Bureau of Internal Revenue (BIR) or its duly accredited and authorized institutions, for the preceding calendar year, which should not be earlier than two (2) years from bid submission;</u></p> <p><u>(i.4) Tax Clearance per Executive Order 398, Series of 2005, as finally reviewed and approved by the BIR.</u></p> <p><u>If the procuring entity is a Philippine foreign office or post, the participating bidder may submit a PhilGEPS Registration Number in lieu of the Certificate of PhilGEPS Registration and Membership under the Platinum Membership, provided that participating bidders should register with the PhilGEPS prior to bid opening in addition to the eligibility requirements under item i.1; i.2; i.3; i.4; and i.5 as abovementioned;</u></p> <p><u>The bidder shall maintain its records in the GoP-OMR current and updated at least once a year or more frequently as may be necessary;</u></p> <p><u>(ii) Statement 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</u></p> <p><u>Statement identifying the bidder's single largest completed contract similar to the contract to be bid, except under conditions provided for in Section 23.5.1.3 of this IRR, within the relevant period as provided in the BDS.</u></p>
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	<p><u>The statements shall include, for each contract, the following:</u></p> <p>...</p> <p><u>(iii) NFCC computation in accordance with ITB Clause 5.5;</u></p>
Clause 24.4	
<p>If a bidder has previously secured a certification from the Procuring Entity to the effect that it has previously submitted the above-enumerated Class “A” Documents, the said certification may be submitted in lieu of the requirements enumerated in ITB Clause 12.1(a), items (i) to (v).</p>	<p><u>The bidder shall submit a PhilGEPS Certificate of Registration and Membership under the Platinum Membership for its Class “A” eligibility documents enumerated in ITB Clause 12.1(a).</u></p>
Clause 29.2	
<p>Within a non-extendible period of three (3) calendar days from receipt by the bidder of the notice from the BAC that it submitted the LCB, the Bidder shall submit the following documentary requirements:</p> <p>(a) Latest income and business tax returns in the form specified in the BDS;</p> <p>(b) Certificate of PhilGEPS Registration or PhilGEPS Registration Number if the procuring entity is a Philippine foreign office or post, provided that participating bidders should register with the PhilGEPS prior to bid opening; and</p> <p>(c) Other appropriate licenses and permits required by law and stated in the BDS.</p>	<p>Within a non-extendible period of three (3) calendar days from receipt by the bidder of the notice from the BAC that it submitted the LCB, the Bidder shall submit the following documentary requirements:</p> <p>(a) Latest income and business tax returns in the form specified in the BDS; and</p> <p>(b) Certificate of PhilGEPS Registration or PhilGEPS Registration Number if the procuring entity is a Philippine foreign office or post, provided that participating bidders should register with the PhilGEPS prior to bid opening; and</p> <p>(b) Other appropriate licenses and permits required by law and stated in the BDS.</p>

**PHILIPPINE BIDDING DOCUMENTS (PBD)
FOR INFRASTRUCTURE PROJECTS**

INSTRUCTIONS TO BIDDERS

ORIGINAL	AMENDED
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Clause 12.1(a)

Unless otherwise indicated in the **BDS**, the first envelope shall contain the following eligibility and technical documents:

(a) Eligibility Documents –

Class "A" Documents:

(i) Registration certificate from the Securities and Exchange Commission (SEC), Department of Trade and Industry (DTI) for sole proprietorship, or Cooperative Development Authority (CDA) for cooperatives, or any proof of such registration as stated in the **BDS**;

(ii) Mayor's permit issued by the city or municipality where the principal place of business of the prospective bidder is located;

(iii) Statement 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 identifying the bidder's single largest completed contract similar to the contract to be bid.

The statement shall include, for each contract, the following:

...

(iv) Unless otherwise provided in the **BDS**, valid Philippine Contractors Accreditation Board (PCAB) license and registration for the type and cost of the contract for this Project;

(v) Audited financial statements, showing, among others, the prospective total and current assets and liabilities, stamped "received" by the BIR or its duly accredited and authorized institutions, for the preceding calendar year which

"Unless otherwise indicated in the BDS, the first envelope shall contain the following eligibility and technical documents:

(a) Eligibility Documents –

Class "A" Documents

(i) **PhilGEPS Certificate of Registration and Membership representing the applicable Class "A" Documents in the PhilGEPS Official Merchant's Registry under the Platinum Membership, which contains the following:**

(i.1) Registration certificate from the Securities and Exchange Commission (SEC), Department of Trade and Industry (DTI) for sole proprietorship, or Cooperative Development Authority (CDA) for cooperatives, or any proof of such registration as stated in the BDS;

(i.2) Mayor's permit issued by the city or municipality where the principal place of business of the prospective bidder is located;

(i.3) Unless otherwise provided in the BDS, valid Philippine Contractors Accreditation Board (PCAB) license and registration for the type and cost of the contract for this Project;

(i.4) Audited financial statements, stamped "received" by the Bureau of Internal Revenue (BIR) or its duly accredited and authorized institutions, for the preceding calendar year, which should not be earlier than two (2) years from bid submission;

(i.5) Tax Clearance per Executive Order 398, Series of 2005, as

<p>should not be earlier than two (2) years from the date of bid submission;</p> <p>(vi) NFCC computation in accordance with ITB Clause 5.5; and</p> <p>(vi) Tax clearance per Executive Order 398, Series of 2005, as finally reviewed and approved by the BIR.</p>	<p><u>finally reviewed and approved by the BIR.</u></p> <p><u>If the procuring entity is a Philippine foreign office or post, the participating bidder may submit a PhilGEPS Registration Number in lieu of the Certificate of PhilGEPS Registration and Membership under the Platinum Membership, provided that participating bidders should register with the PhilGEPS prior to bid opening in addition to the eligibility requirements under item i.1; i.2; i.3; i.4; i.5; and i.6 as abovementioned;</u></p> <p><u>The bidder shall maintain its records in the GoP-OMR current and updated at least once a year or more frequently as may be necessary.</u></p> <p><u>(ii) Statement 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</u></p> <p><u>Statement identifying the bidder's single largest completed contract similar to the contract to be bid. The statement shall include, for each contract, the following:</u></p> <p>...</p> <p><u>(iii) NFCC computation in accordance with ITB Clause 5.5;</u></p>
<p>Clause 24.4</p>	

<p>If a bidder has previously secured a certification from the Procuring Entity to the effect that it has previously submitted the above-enumerated Class “A” Documents, the said certification may be submitted in lieu of the requirements enumerated in ITB Clause 12.1(a), items (i) to (vi).</p>	<p><u>The bidder shall submit a PhilGEPS Certificate of Registration and Membership under the Platinum Membership for its Class “A” eligibility documents enumerated in ITB Clause 12.1(a).</u></p>
<p>Clause 28.2</p>	
<p>Within a non-extendible period of three (3) calendar days from receipt by the bidder of the notice from the BAC that it submitted the LCB, the Bidder shall submit the following documentary requirements:</p> <p>(a) Latest income and business tax returns in the form specified in the BDS;</p> <p>(b) Certificate of PhilGEPS Registration or PhilGEPS Registration Number if the procuring entity is a Philippine foreign office or post, provided that participating bidders should register with the PhilGEPS prior to bid opening; and</p> <p>(c) Other appropriate licenses and permits required by law and stated in the BDS.</p>	<p>Within a non-extendible period of three (3) calendar days from receipt by the bidder of the notice from the BAC that it submitted the LCB, the Bidder shall submit the following documentary requirements:</p> <p>(a) Latest income and business tax returns in the form specified in the BDS; and</p> <p>(b) Certificate of PhilGEPS Registration or PhilGEPS Registration Number if the procuring entity is a Philippine foreign office or post, provided that participating bidders should register with the PhilGEPS prior to bid opening; and</p> <p>(b) Other appropriate licenses and permits required by law and stated in the BDS.</p>

**PHILIPPINE BIDDING DOCUMENTS (PBD)
FOR CONSULTING SERVICES**

ELIGIBILITY DOCUMENTS

ORIGINAL	AMENDED
Clause 2.1(a)	

The following eligibility requirements shall be submitted on or before the date of the eligibility check specified in the Request for Expression of Interest and Clause 5 for purposes of determining eligibility of prospective bidders:

a) Class “A” Documents:

Legal Documents

- (i) 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 any proof of such registration as stated in the EDS;
- (ii) Mayor’s permit issued by the city or municipality where the principal place of business of the prospective bidder is located; and,
- (iii) Tax clearance per Executive Order 398, Series of 2005, as finally reviewed and approved by the BIR.

Technical Documents

- (iv) Statement of the prospective bidder of all its ongoing and completed 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, within the relevant period provided in the EDS. The statement shall include, for each contract, the following:
...
- (v) Statement of the consultant specifying its nationality and confirming that those who will actually perform the service are registered professionals authorized by the appropriate regulatory body to practice those professions and allied professions in

The following eligibility requirements shall be submitted on or before the date of the eligibility check specified in the Request for Expression of Interest and Clause 5 for purposes of determining eligibility of prospective bidders:

a) Class “A” Documents:

Legal Documents

(i) PhilGEPS Certificate of Registration and Membership representing the applicable Class “A” Documents in the PhilGEPS Official Merchant’s Registry under the Platinum Membership, which contains the following:

(i.1) Registration certificate from the Securities and Exchange Commission (SEC), Department of Trade and Industry (DTI) for sole proprietorship, or Cooperative Development Authority (CDA) for cooperatives, or any proof of such registration as stated in the EDS;

(i.2) Mayor’s permit issued by the city or municipality where the principal place of business of the prospective bidder is located;

(i.3) Tax clearance per Executive Order 398, Series of 2005, as finally reviewed and approved by the BIR;

(i.4) Statement of the consultant specifying its nationality and confirming that those who will actually perform the service are registered professionals authorized by the appropriate regulatory body to practice those professions and allied professions in accordance with Clause 1.2.

(i.5) The consultant’s audited financial statements, showing,

<p>accordance with Clause 1.2.</p> <p><u>Financial Document</u></p> <p>(vi) The consultant’s audited financial statements, showing, among others, the consultant’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.</p>	<p><u>among others, the consultant’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.</u></p> <p><u>If the procuring entity is a Philippine foreign office or post, the participating bidder may submit a PhilGEPS Registration Number in lieu of the Certificate of PhilGEPS Registration and Membership under the Platinum Membership, provided that participating bidders should register with the PhilGEPS prior to bid opening in addition to the eligibility requirements under item i.1; i.2; i.3; i.4; and i.5 as abovementioned;</u></p> <p><u>The bidder shall maintain its records in the GoP-OMR current and updated at least once a year or more frequently as may be necessary.</u></p> <p>(ii) <u>Statement of the prospective bidder of all its ongoing and completed 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, within the relevant period provided in the EDS. The statement shall include, for each contract, the following:</u></p> <p>...</p>
<p>Clause 2.5</p>	

<p>If a prospective bidder has previously secured a certification from the Procuring Entity to the effect that it has previously submitted the above-enumerated Class “A” Documents, the said certification may be submitted in lieu of the requirements enumerated in Clause 2.1 above.</p>	<p><u>The bidder shall submit a PhilGEPS Certificate of Registration and Membership under the Platinum Membership for its Class “A” eligibility documents enumerated in Clause 2.1 above.</u></p>
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INSTRUCTIONS TO BIDDERS

ORIGINAL	AMENDED
Clause 27.2	
<p>Within a non-extendible period of three (3) calendar days from receipt by the Consultant of the notice from the BAC that it is the HRB, the Consultant shall submit the following documentary requirements:</p> <ul style="list-style-type: none"> (a) Latest income and business tax returns in the form specified in the BDS; (b) Certificate of PhilGEPS Registration or PhilGEPS Registration Number if the procuring entity is a Philippine foreign office or post, provided that participating bidders should register with the PhilGEPS prior to bid opening; and (c) Other appropriate licenses and permits required by law and stated in the BDS. 	<p>Within a non-extendible period of three (3) calendar days from receipt by the Consultant of the notice from the BAC that it is the HRB, the Consultant shall submit the following documentary requirements:</p> <ul style="list-style-type: none"> (a) Latest income and business tax returns in the form specified in the BDS; and (b) Certificate of PhilGEPS Registration or PhilGEPS Registration Number if the procuring entity is a Philippine foreign office or post, provided that participating bidders should register with the PhilGEPS prior to bid opening; and (b) Other appropriate licenses and permits required by law and stated in the BDS.