



## RESOLUTION NO. 23-2017

### APPROVING AMENDMENTS TO THE PHILIPPINE BIDDING DOCUMENTS FOR THE PROCUREMENT OF GOODS, INFRASTRUCTURE, AND CONSULTING SERVICES

**WHEREAS**, Republic Act (RA) No. 9184, entitled “An Act Providing for the Modernization, Standardization and Regulation of the Procurement Activities of the Government and for Other Purposes,” took effect on 26 January 2003, while its 2016 Revised Implementing Rules and Regulations (IRR) took effect on 28 October 2016;

**WHEREAS**, under Section 6.2 of the 2016 Revised IRR of RA 9184, Procuring Entities are mandated to use the Generic Procurement Manuals (GPMs), Philippine Bidding Documents (PBDs), and other standard forms issued by the GPPB;

**WHEREAS**, the World Bank (WB), through the Australia’s *Department of Foreign Affairs and Trade (DFAT)*, provided technical assistance to the GPPB-TSO for the engagement of consultants to update the existing GPMs and PBDs to incorporate the changes in the 2016 Revised IRR of RA 9184;

**WHEREAS**, on 27 October 2016, the GPPB, through Resolution No. 24-2016, approved the Fifth (5<sup>th</sup>) Edition of the PBDs for Goods, Infrastructure Projects, and Consulting Services, which was published in the Official Gazette on 26 December 2016;

**WHEREAS**, on 22 February 2017, Asian Development Bank (ADB) and WB submitted additional comments on the 5<sup>th</sup> Edition of the PBDs as part of the harmonization process relative to the procurement rules of the government and the development partners;

**WHEREAS**, in addition to the recommendations of the development partners, the GPPB-TSO also recommended the correction of some typographical errors in the the 5<sup>th</sup> Edition of the PBDs;

**WHEREAS**, these additional comments were presented during the 4<sup>th</sup> Inter-Agency Technical Working Group (IATWG) meeting held on 19 May 2017, and after due deliberation, the IATWG agreed to recommend to the GPPB the approval of the changes in the 5<sup>th</sup> Edition of the PBDs and the issuance of an errata on the typographical errors in the PBD for the Procurement of Goods, Infrastructure Projects, and Consulting Services, subject to the comments made during the meeting;

**WHEREAS**, in its 3<sup>rd</sup> Regular Meeting held on 30 May 2017, the GPPB, after careful review and deliberation, resolved to adopt the recommendations of the IATWG and the GPPB-TSO to approve the changes in the 5<sup>th</sup> Edition of the PBD for Goods, Infrastructure Projects and Consulting Services to consider the additional inputs of the development partners and the rectification of the typographical errors;

**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 changes in the 5<sup>th</sup> Edition of the PBD for Goods, Infrastructure Projects, and Consulting Services, copy of which is herein attached as **Annex “A”**, to consider the additional inputs of the development partners and the rectification of the typographical errors.

This resolution shall take effect immediately.

**APPROVED** this 30<sup>th</sup> day of May 2017 at Pasig City, Philippines

(SGD)

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**DEPARTMENT OF BUDGET AND  
MANAGEMENT**

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**NATIONAL ECONOMIC AND  
DEVELOPMENT AUTHORITY**

(SGD)

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**DEPARTMENT OF EDUCATION**

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**DEPARTMENT OF ENERGY**

(SGD)

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**DEPARTMENT OF FINANCE**

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**DEPARTMENT OF HEALTH**

(SGD)

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**DEPARTMENT OF INFORMATION AND  
COMMUNICATIONS TECHNOLOGY**

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**DEPARTMENT OF THE INTERIOR  
AND LOCAL GOVERNMENT**

(SGD)

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**DEPARTMENT OF NATIONAL  
DEFENSE**

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**DEPARTMENT OF PUBLIC WORKS  
AND HIGHWAYS**

(SGD)

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**DEPARTMENT OF SCIENCE AND  
TECHNOLOGY**

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**DEPARTMENT OF TRADE AND  
INDUSTRY**

(SGD)

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**DEPARTMENT OF TRANSPORTATION**

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**PRIVATE SECTOR REPRESENTATIVE**

5<sup>th</sup> EDITION OF THE PHILIPPINE BIDDING DOCUMENTS

Goods

ORIGINAL		AMENDED	
<i>Invitation to Bid</i>			
<p><b>Notes on the Invitation to Bid</b></p> <p>Apart from the essential items listed in the Bidding Documents, the Invitation to Bid should also indicate the following:</p> <p>...</p> <p>(c) The deadline for the submission and receipt of bids from the last day of posting of the Invitation to Bid; and</p>		<p><b>Notes on the Invitation to Bid</b></p> <p>Apart from the essential items listed in the Bidding Documents, the Invitation to Bid should also indicate the following:</p> <p>...</p> <p>(c) The deadline for the submission and receipt of bids; and</p>	
<i>Instructions to Bidders</i>			
<p><b>13. Documents Comprising the Bid: Financial Component</b></p> <p>13.1 Unless otherwise stated in the <b>BDS</b>, the financial component of the bid shall contain the following:</p>		<p><b>13. Documents Comprising the Bid: Financial Component</b></p> <p>13.1 The financial component of the bid shall contain the following:</p>	
<i>Bid Data Sheet</i>			
13.1	<i>List any additional requirements or state “No additional requirements.”</i>	<del>13.1</del>	<del><i>List any additional requirements or state “No additional requirements.”</i></del>
15.4(b)	<p><i>Maintain the ITB Clause and state here “Not applicable”, “The price of the Goods shall be quoted DDP [state place of destination]”, or the applicable INCOTERMS for this Project.</i></p> <p><i>List here the incidental services that are</i></p>	15.4(b)(i)	<p><i>Maintain the ITB Clause and state here “Not applicable”, “The price of the Goods shall be quoted DDP [state place of destination]”, or the applicable INCOTERMS for this Project.</i></p>

<b>ORIGINAL</b>		<b>AMENDED</b>	
	<p><i>required as part of the Bidder’s bid cross referencing to the technical specifications and SCC as appropriate.</i></p> <p><i>If none, state “No incidental services are required.”</i></p>	15.4(b)(ii)	<p><i>List here the incidental services that are required as part of the Bidder’s bid cross referencing to the technical specifications and SCC as appropriate.</i></p> <p><i>If none, state “No incidental services are required.”</i></p>
<i>Bid Form</i>			
<p>X X X</p> <p>We agree to abide by this Bid for the Bid Validity Period specified in <b>BDS</b> provision for <b>ITB Clause 18.2</b> and it shall remain binding upon us and may be accepted at any time before the expiration of that period.</p>	<p>X X X</p> <p>We agree to abide by this Bid for the Bid Validity Period specified in <b>BDS</b> provision for <b>ITB Clause 17.1</b> and it shall remain binding upon us and may be accepted at any time before the expiration of that period.</p>		
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## Infrastructure Projects

<b>ORIGINAL</b>		<b>AMENDED</b>	
<i>Invitation to Bid</i>			
<b>Notes on the Invitation to Bid</b>		<b>Notes on the Invitation to Bid</b>	
<p>Apart from the essential items listed in the Bidding Documents, the Invitation to Bid should also indicate the following:</p> <p style="text-align: center;">...</p> <p>(d) The deadline for the submission and receipt of bids from the last day of posting of the Invitation to Bid; and</p>		<p>Apart from the essential items listed in the Bidding Documents, the Invitation to Bid should also indicate the following:</p> <p style="text-align: center;">...</p> <p>(d) The deadline for the submission and receipt of bids; and</p>	
<i>Instructions to Bidders</i>			
<b>13. Documents Comprising the Bid: Financial Component</b>		<b>13. Documents Comprising the Bid: Financial Component</b>	
<p>13.1 Unless otherwise stated in the <b>BDS</b>, the financial component of the bid shall contain the following:</p>		<p>13.1 The financial component of the bid shall contain the following:</p>	
<b>Clause 18.1 Form of Bid Security</b>		<b>Clause 18.1 Form of Bid Security</b>	
<p>(c) Surety bond callable upon demand issued by a surety or insurance company duly certified by the Insurance Commission as authorized to issue such security; and/or</p>		<p>(c) Surety bond callable upon demand issued by a surety or insurance company duly certified by the Insurance Commission as authorized to issue such security;</p>	
<i>Bid Data Sheet</i>			
1.1	<p>The Procuring Entity is <i>[insert name of purchasing organization]</i></p> <p>The name of the contract is <i>[insert the name of the contract]</i>.</p> <p>The identification number of the contract is <i>[insert identification number of the contract as provided in the Invitation to Bid]</i></p>	1.1	<p>The Procuring Entity is <i>[insert name of purchasing organization]</i></p>
		1.2	<p>The name of the contract is <i>[insert the name of the contract]</i>.</p> <p>The identification number of the contract is <i>[insert identification number of the contract as provided in the Invitation to Bid]</i></p> <p>The lot(s) and reference is/are:</p> <p><i>[insert name]</i></p>
5.4(a)	No further instructions.	<del>5.4(a)</del>	<del>No further instructions.</del>

<b>ORIGINAL</b>		<b>AMENDED</b>	
10.4	No futher instructions.	<del>10.4</del>	<del>No futher instructions.</del>
13.1	<i>List any additional requirements or state “No additional requirements.”</i>	<del>13.1</del>	<del><i>List any additional requirements or state “No additional requirements.”</i></del>
15.4	No futher instruction.	<del>15.4</del>	<del>No futher instruction.</del>
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## Consulting Services

ORIGINAL		AMENDED	
<i>Eligibility Documents</i>			
4.3. All envelopes shall:  (c) x x x  (d) x x x  (e) x x x  (f) x x x  (g) x x x		4.3. All envelopes shall:  (a) x x x  (b) x x x  (c) x x x  (d) x x x  (e) x x x	
<b>6. Late Submission of Eligibility Documents</b>  Any eligibility documents submitted after the deadline for submission and receipt prescribed in Clause 0 shall be declared “Late” and shall not be accepted by the Procuring Entity. x x x.		<b>6. Late Submission of Eligibility Documents</b>  Any eligibility documents submitted after the deadline for submission and receipt prescribed in <b>Clause 5</b> shall be declared “Late” and shall not be accepted by the Procuring Entity. x x x.	
8.3. The eligibility documents envelopes and modifications, if any, shall be opened one at a time, and the following read out and recorded:  (h) x x x  (i) x x x  (j) x x x		8.3. The eligibility documents envelopes and modifications, if any, shall be opened one at a time, and the following read out and recorded:  (a) x x x  (b) x x x  (c) x x x	
<i>Eligibility Data Sheet</i>			
0	Each prospective bidder shall submit one (1) original and <i>[insert number of copies required]</i> copies of its eligibility documents.	4.2	Each prospective bidder shall submit one (1) original and <i>[insert number of copies required]</i> copies of its eligibility documents.
(e)	<i>State the Bids and Awards Committee of the Procuring Entity concerned with the Project.</i>	4.3(c)	<i>State the Bids and Awards Committee of the Procuring Entity concerned with the Project.</i>
(f)	<i>State specific details concerning the identification of the Project</i>	4.3(d)	<i>State specific details concerning the identification of the Project</i>
0	The address for submission of eligibility documents is <i>[insert address]</i> .	5	The address for submission of eligibility documents is <i>[insert address]</i> .

ORIGINAL		AMENDED	
	The deadline for submission of eligibility documents is <i>[insert time and date]</i> .		The deadline for submission of eligibility documents is <i>[insert time and date]</i> .
0	The place of opening of eligibility documents is <i>[insert address]</i> .  The date and time of opening of eligibility documents is <i>[insert time and date]</i> .	8.1	The place of opening of eligibility documents is <i>[insert address]</i> .  The date and time of opening of eligibility documents is <i>[insert time and date]</i> .
0	Similar contracts shall refer to <i>[insert description of similar contracts or state "No further instructions"]</i> .	9.1	Similar contracts shall refer to <i>[insert description of similar contracts or state "No further instructions"]</i> .
0	<i>Insert here the detailed set of criteria and rating system to be used by the Procuring Entity for the short listing of consultants. The criteria shall consider the applicable individual experiences of the principal and key staff in case of new firms.</i>	9.2	<i>Insert here the detailed set of criteria and rating system to be used by the Procuring Entity for the short listing of consultants. The criteria shall consider the applicable individual experiences of the principal and key staff in case of new firms.</i>
<i>Instruction to Bidders</i>			
2.1. x x x, Consultants shall not be hired under the circumstances set forth below:  (k) x x x  (l) x x x  (m) x x x		2.1. x x x, Consultants shall not be hired under the circumstances set forth below:  (a) x x x  (b) x x x  (c) x x x	
Clause 10.2(c)(v)  x x x. Only one duly notarized CV for each consultant involved in the Project may be submitted for each position.		Clause 10.2(c)(v)  x x x. A duly notarized CV for each consultant involved in the Project shall be submitted for each position.	
<i>Bid Data Sheet</i>			
22.1	<i>Select one, delete the other.</i>  x x x.  The place of bid opening is <i>[insert address]</i> .  The date and time of bid opening is	22.1	<i>Select one, delete the other.</i>  x x x.  <del>The place of bid opening is <i>[insert address]</i>.</del>  <del>The date and time of bid opening is</del>



<b>ORIGINAL</b>		<b>AMENDED</b>	
	<i>[insert date and time].</i>		<i>[insert date and time].</i>
<i>Bidding Form</i>			
TPF 5. Team Composition and Task  3. Where applicable, indicate relationships among the Consultant and any partner and/or subconsultant, the Procuring Entity, the Funding Source and other parties or stakeholders.		TPF 5. Team Composition and Task  3. Where applicable, indicate relationships among the Consultant and any partner and/or subconsultant, <b>and relationship to</b> the Procuring Entity, the Funding Source and other parties or stakeholders, <b>if any, involved in the project.</b>	
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