



Date: 12 November 2019

SUPPLEMENTAL BID BULLETIN NO. 1

This Supplemental Bid Bulletin (SBB) No. 1 is issued to amend and clarify items in the Bidding Documents for the Procurement of Consulting Services for the Feasibility Study for the Privatization of the Diliman Property (Project Reference No. 2019-PB-CS-FSPDP-059-01)

1. Section III. Bid Data Sheet, ITB Clause 1.4

FROM:

1.4 The Project shall be completed in phases as follows: →

Xxx

Phase 2

Xxx

d. Financial feasibility and valuation study, must include but not limited to:

Xxx

TO:

1.4 The Project shall be completed in phases as follows:

Xxx

Phase 2

Xxx

d. Financial feasibility and investment study, must include but not limited to:

Xxx

2. Section VI. Terms of Reference, Item IV. Deliverables and Reportorial Requirements

FROM:

Phase 2

Xxx

- d) Financial feasibility and valuation study must include but not limited to:

Xxx

TO:

Phase 2

Xxx

- d) Financial feasibility and investment study must include but not limited to:

Xxx

3. Section VI. Terms of Reference, Item VIII. Prohibitions

FROM:

Relative to the privatization of PSALM's IPP contracts, the Consultant and any of its subconsultants shall be prohibited from providing consulting or advisory services in any manner which conflict with this Engagement.

Such prohibition includes but is not limited to rendering consulting or advisory services to the bidders, potential bidders and/or any person or entities associated with such bidders or potential bidders relative to the privatization of PSALM's IPP contracts which PSALM will likewise conduct. Such prohibition will take place until such time that the privatization of PSALM's IPP contracts has been fully completed.

TO:

Relative to the privatization of Diliman Property, the Consultant and any of its subconsultants shall be prohibited from providing consulting or advisory services in any manner which conflict with this Engagement.

Such prohibition includes but is not limited to rendering consulting or advisory services to the bidders, potential bidders and/or any person or entities associated with such bidders or potential bidders relative to the privatization of **Diliman Property** which PSALM will likewise conduct. Such prohibition will take place until such time that the privatization of **Diliman Property** has been fully completed.

4. The following are PSALM’s responses on the clarifications raised by the bidder during the Pre-Bid Conference:

Clause/Item	Bidder’s Clarifications	Response
SCC 6.2(b)	<p>The Consultant shall not engage and shall cause its Personnel as well as its Subconsultants and its Personnel not to engage, in the development and privatization of Diliman Property on which they advised the Procuring Entity under this Contract nor in the activity of an adviser (directly or indirectly) of potential bidders of such development and privatization of the Diliman Property. The Consultant also agree that their affiliates shall be disqualified from engaging in the said activities.</p> <p>The Bidder made clarification in the above-mentioned clause that if in case awarded of the contract, can it engage with other bidders during the privatization of Diliman Property?</p> <p>The Bidder explained that it will create a team that will handle the feasibility project for the Diliman Property and in the event that they will be engaged in the development of Diliman in the future, it will designate/delegate a separate team for that purpose.</p> <p>The Bidder also raised the question whether other units/subsidiary in its company can join in the development and privatization of Diliman.</p>	<p>PSALM implements the procurement of projects in compliance with the requirement of the Procurement Law.</p> <p>Pursuant to Annex “B”, item 3 of the 2016 Revised IRR of the RA 9184 entitled the “General Principles on Consulting Services”, it provides that:</p> <p><i>“To ensure the consultant’s professional independence, integrity, and objectivity, consultants, as well as key staff working for the consulting entity, who may be directly or indirectly associated with non-consulting firms that may have an interest in or bias towards the project concerned, shall be selected only if they agree to limit their role to that of consultants and will disqualify themselves and their affiliates for bidding for products and services of the same government project.”</i></p>

Clause/Item	Bidder's Clarifications	Response
		<p>The said provision is adapted to the standard template prepared by the Government Policy Procurement Board (GPPB) to form part of the Philippine Bidding Documents (PBDs) for the procurement of Consulting Services through Competitive Bidding prepared by the Government of the Philippines (GoP) for use by all branches, agencies, departments, bureaus, offices, or instrumentalities of the Government, including government-owned and/or -controlled corporations (GOCCs), government financial institutions (GFIs), state universities and colleges (SUCs), local government units (LGUs), and autonomous regional government. This requirement is part of the SCC 6.2(b) which shall be complied with.</p> <p>Hence, the Consultant's other units or subsidiary and units within its company cannot join in the development and privatization of the Diliman Property nor engage with other bidders to act as an advisor.</p>
Item VIII of the TOR	Relative to the privatization of <u>Diliman Property</u> , the Consultant and any of its subconsultants shall be prohibited from providing consulting or advisory services in any manner which conflict with this Engagement.	See similar response in reference to item SCC 6.2(b) which is also applicable to Consultant and its Subcontractor.

	<p>Such prohibition includes but is not limited to rendering consulting or advisory services to the bidders, potential bidders and/or any person or entities associated with such bidders or potential bidders relative to the privatization of <u>Diliman Property</u> which PSALM will likewise conduct. Such prohibition will take place until such time that the privatization of <u>Diliman Property</u> has been fully completed.</p> <p>The Bidder clarified if its Subcontractor is included in the prohibition mentioned above.</p>	
--	--	--

All relevant provisions of the bidding documents affected by the above amendments are hereby modified accordingly.

For the guidance and information of all concerned.


MARIA JLYN G. ALBITO
BAC Chairperson

Please acknowledge by signing on the space indicated below:

Received by:

Name of the Bidder/Company: _____

Name of Authorized Representative/s: _____

Signature/s: _____

Date: _____