



BIDS AND AWARDS COMMITTEE FOR GOODS AND SERVICES (BAC4G&S)

Supplemental Bid Bulletin No. 1

SUPPLY AND DELIVERY OF SUBSCRIPTION TO A WEB APPLICATION SECURITY TESTING SOFTWARE

BAC4G&S-2018-010

After considering the queries, clarifications, recommendations and suggestions, the BAC4G&S hereby decides to include, revise, amend, delete and/or adapt the following provisions:

ITEM NO.	QUERY	BAC4G&S RESPONSE
1	<p>12.1(b)(x) Valid and current ISO 9001 Quality Management System Certificate issued to the manufacturer be an Independent Certifying body</p> <p>The identified software provider that complies to the technical specifications confirmed that they don't have the ISO 9001 certificate. Please remove from the Checklist of Requirement? - For your consideration and approval, please</p>	Request granted. ISO 9001 Quality Management System Certificate issued to the manufacturer is no longer required for this project.
2	<p>VII. Technical Specifications F. Training I. The winning bidder must provide training on how to operate the software for at least one (1) day and to at least five (5) DICT personnel. Training topics shall include, but not limited to:</p> <ul style="list-style-type: none"> - Overview of the product and its architectural components - Code analysis - Code audit - Formation of qualitative remediation of risk areas found using the tool - Information gathering and risk analysis using the tool - Integration and use with a automation tool <p>Checkmarx headquarters is in the israel. To save travel and accommodation cost, Can this be conducted via a WebEx Session? – for your consideration and approval, please.</p>	Yes, but training participants should still be together in one room and other logistics such as venue, fast internet connectivity, training materials, and others, should still be provided by the winning bidder.
3	<p>12.1(b)(x) Valid and current ISO 9001 Quality Management System Certificate issued to the manufacturer be an Independent Certifying body</p> <p>Checkmarx confirmed that they don't have the ISO 9001 certificate. Please remove from the Checklist of Requirement? - For your consideration and approval, please</p>	Please see answer in Item No. 1.
4	<p>12.1 (b)(xi) Work Schedule</p> <p>Kindly elaborate. Is this the Scope of Work with project timeline or the Implementation Plan?</p>	It is the implementation plan on how the winning bidder will provide the deliverables stated in the TOR.



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<u>ORIGINAL PROVISION</u>	<u>AMENDED PROVISION</u>
Section III. Bid Data Sheet	
12(b)(x) Valid and current ISO 9001 Quality Management System Certificate issued to the manufacturer by an Independent Certifying body	This provision is deleted.

All terms, conditions and instructions to bidders specified in the Bidding Documents inconsistent with this Bid Bulletin are hereby superseded and modified accordingly.

For information and guidance of all concerned.

Issued this 10th day of October 2018.

(Original Signed)

JIEZL GABRIELLE G. REOTUTAR

Vice Chairperson, BAC4G&S



DICT BIDS AND AWARDS COMMITTEE CHECKLIST OF REQUIREMENTS FOR BIDDERS

Name of Company : _____
SUPPLY AND DELIVERY OF SUBSCRIPTION TO A WEB APPLICATION SECURITY TESTING SOFTWARE
BAC4G&S-2018-010
Php12,209,082.48

Ref. No.	Particulars	
ENVELOPE 1: ELIGIBILITY AND TECHNICAL DOCUMENTS		
ELIGIBILITY DOCUMENTS		
CLASS "A" DOCUMENTS		
12.1	<p>(a.1.) ELIGIBILITY DOCUMENTS</p> <p>i. Registration Certificate from the Securities and Exchange Commission (SEC) for corporations, Department of Trade and Industry (DTI) for sole proprietorship, or from Cooperative Development Authority (CDA) for cooperatives</p> <p>ii. Valid and Current Business/Mayor's Permit issued by the city or municipality where the principal place of business of the prospective bidder is located OR the equivalent document for Exclusive Economic Zones or Areas;</p> <p style="padding-left: 40px;">In cases of recently expired Mayor's / Business Permits, said permit shall be submitted together with the official receipt as proof that the bidder has applied for renewal with the period prescribed by the concerned local government units, provided that the renewed permit shall be submitted as a post-qualification requirement.</p> <p>iii. Valid and Current Tax Clearance issued by Philippines' Bureau of Internal Revenue (BIR) Accounts Receivable Monitoring Division per Executive Order 398, Series of 2005;</p> <p>iv. Copy of each of the following Audited Financial Statements for 2017 and 2016 (in comparative format or separate reports):</p> <p style="padding-left: 20px;">a. Independent Auditor's Report;</p> <p style="padding-left: 20px;">b. Balance Sheet (Statement of Financial Position); and</p> <p style="padding-left: 20px;">c. Income Statement (Statement of Comprehensive Income)</p> <p>OR</p> <p>Submission of valid and current PHILGEPS Certificate of Registration and Membership (Platinum Registration) together with Annex A in lieu of (Items i., ii., iii., iv.) Eligibility Documents.</p> <p>Note: Bidder must ensure that all Class "A" Eligibility Documents are valid and current at the time of submission of PHILGEPS Certificate of Registration and Membership (Platinum Registration). In case any of the submitted Eligibility Documents are not valid and current at the time of submission of Platinum Registration, bidders are required to submit the valid and current documents together with the Platinum Registration.</p> <p style="padding-left: 20px;">In case the bidder opt to submit their Class "A" Documents, the Certificate of PhilGEPS Registration (Platinum Membership) shall remain as post-qualification requirement to be submitted in accordance with Section 34.2 of the 2016 Revised IRR of RA9184. "GPPB Circular 07-2017 dated 31 July 2017".</p> <p>v. 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 (Annex I)</p> <p>vi. Statement of Completed Single Largest Contract within the LAST FIVE (5) YEARS from the date of submission and receipt of bids equivalent to at least fifty percent (50%) of the ABC (Annex I-A).</p> <p>vii. Duly signed Net Financial Contracting Capacity Computation (NFCC)* per Annex II, in accordance with ITB Clause 5.5 or a committed Line of Credit equivalent to at least ten percent (10%) of the ABC from a universal or commercial bank</p>	



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*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.

Notes:

- a) The values of the bidder's current assets and current liabilities shall be based on the data submitted to BIR through its Electronic Filing and Payment System.
- b) Value of all outstanding or uncompleted contracts refers those listed in Annex-I.
- c) The detailed computation using the required formula must be shown as provided above.
- d) The NFCC computation must at least be equal to the total ABC of the project.

CLASS "B" DOCUMENTS (FOR JOINT VENTURE)

- i. For Joint Ventures, Bidder to submit either:
 1. Copy of the JOINT VENTURE AGREEMENT (JVA) in case the joint venture is already in existence, or
 2. Copy of Protocol / Undertaking of Agreement to Enter into Joint Venture signed by 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. **(Annex III)**

The JVA or the Protocol/Undertaking of Agreement to Enter into Joint Venture (Annex III) must include/specify the company/partner and the name of the office designated as authorized representative of the Joint Venture.

For Joint Venture, the following documents must likewise be submitted by each partner:

 - PhilGEPS Certificate of Registration and Membership in accordance with Section 8.5.2 of the IRR, except for foreign bidders participating in the procurement by a Philippine Foreign Service Office or Post, which shall submit their eligibility documents under Section 23.1 of the IRR, provided, that the winning bidder shall register with the PhilGEPS in accordance with section 37.1.4 of the IRR.

For item (ii) to (iv) of the required eligibility documents, submission by any of the Joint Venture partner constitutes compliance.

TECHNICAL DOCUMENTS

Bid security shall be issued in favor of the **DEPARTMENT OF INFORMATION AND COMMUNICATIONS TECHNOLOGY (DICT) valid at least one hundred twenty (120) days after date of bid opening** in any of the following forms:

- a) BID SECURING DECLARATION per **Annex IV**; or
- b) Cashier's / Manager's Check equivalent to at least 2% of ABC issued by an Universal or Commercial Bank.
- c) Bank Draft / Guarantee or Irrevocable Letter of Credit issued by a Universal or Commercial Bank equivalent to at least 2% of the ABC: Provided, however, that it shall be confirmed or authenticated by a Universal or Commercial Bank, if issued by a foreign bank
- d) Surety Bond callable upon demand issued by a surety or insurance company duly certified by the Insurance Commission as authorized to issue such security equivalent to at least 5% of the ABC

12.1 (b)(i)

Description		SUPPLY AND DELIVERY OF SUBSCRIPTION TO A WEB APPLICATION SECURITY TESTING SOFTWARE
Qty		1 LOT
Total ABC (PhP) (VAT Inclusive)		12,209,082.48
BID SECURIT Y	Cashier's / Manager's Check equivalent to at least 2% of the ABC (PhP)	244,181.65
	Bank Draft / Guarantee or Irrevocable Letter of Credit equivalent to at least 2 % of the ABC (PhP)	
	Surety Bond equivalent to at least 5% of the ABC (PhP)	610,454.12
	Bid Securing Declaration	No required percentage



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12.1 (b)(ii)	Proof of Authority of the Bidder's authorized representative/s: a) FOR SOLE PROPRIETORSHIP (IF OWNER OPTS TO APPOINT A REPRESENTATIVE): Duly notarized Special Power of Attorney b) FOR CORPORATIONS, COOPERATIVE OR THE MEMBERS OF THE JOINT VENTURE: Duly notarized Secretary's Certificate evidencing the authority of the designated representative/s. c) IN THE CASE OF UNINCORPORATED JOINT VENTURE: Each member shall submit a separate Special Power of Attorney and/or Secretary's Certificate evidencing the authority of the designated representative/s.							
12.1 (b)(iii)	Omnibus Sworn Statements using the form prescribed. (Annex V)							
	a) Authority of the designated representative							
	b) Non-inclusion of blacklist or under suspension status							
	c) Authenticity of Submitted Documents							
	d) Authority to validate Submitted Documents							
	e) Disclosure of Relations							
	f) Compliance with existing labor laws and standards							
	g) Bidder's Responsibility							
	h) Did not pay any form of consideration							
12.1 (b)(iv)	i) Company Official Contact Reference							
12.1 (b)(iv)	Company Profile (Annex VI) . Company printed brochure may be included							
12.1 (b)(v)	Vicinity / Location of Bidder's principal place of business							
12.1 (b)(vi)	Certificate of Performance Evaluation (Annex VII) showing a rating at least Satisfactory issued by the Bidder's Single Largest Completed Contract Client stated in the submitted Annex I-A;							
12.1 (b)(vii)	Completed and signed Technical Bid Form (Annex VIII)							
12.1 (b)(viii)	Brochure (original or internet download) / Technical Data Sheet or equivalent document							
12.1 (b)(ix)	Valid and Current Certificate of Distributorship / Dealership/ Resellership of the following product being offered, issued by the principal or manufacturer of the product (if Bidder is not the manufacturer). If not issued by manufacturer, must also submit certification / document linking bidder to the manufacturer							
12.1 (b)(x)	Compliance with the Schedule of Requirements as per Section VI							
12.1 (b)(xi)	Compliance with the Technical Specifications as per Section VII							
ENVELOPE 2: FINANCIAL DOCUMENTS								
13.1 (a)	Completed and signed Financial Bid Form. Bidder must use, accomplish and submit Financial Bid Form hereto attached Annex IX .							
	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 60%;">Description</th> <th style="width: 10%;">Qty</th> <th style="width: 30%;">ABC P (VAT Inclusive) Total</th> </tr> </thead> <tbody> <tr> <td>SUPPLY AND DELIVERY OF SUBSCRIPTION TO A WEB APPLICATION SECURITY TESTING SOFTWARE</td> <td style="text-align: center;">1 LOT</td> <td style="text-align: right;">12,209,082.48</td> </tr> </tbody> </table>	Description	Qty	ABC P (VAT Inclusive) Total	SUPPLY AND DELIVERY OF SUBSCRIPTION TO A WEB APPLICATION SECURITY TESTING SOFTWARE	1 LOT	12,209,082.48	
	Description	Qty	ABC P (VAT Inclusive) Total					
SUPPLY AND DELIVERY OF SUBSCRIPTION TO A WEB APPLICATION SECURITY TESTING SOFTWARE	1 LOT	12,209,082.48						
The ABC is inclusive of VAT. Any proposal with a financial component exceeding the ABC shall not be accepted. Further, the sum of bid for each item indicated in the Detailed Financial Breakdown per Annex X must be equal to the signed and submitted Financial Bid Form per Annex VII.								
13.1 (a)	Detailed Financial Breakdown per Annex X							
15.4(a)(i) & 15.4(b)(ii)	Completed "For Goods Offered from Abroad" and/or "For Goods Offered From Within the Philippine" Forms per Annex XI-A and Annex XI-B, whichever is applicable .							
13.1 (b)	If the Bidder claims preference as a Domestic Bidder or Domestic Entity, a Certification from the DTI, SEC or CDA to be enclosed pursuant to the Revised IRR of R.A. 9184.							
NOTE:	In case of inconsistency between the Checklist of Requirements for Bidders and the provisions in the Instruction to Bidders/Bid Data Sheet, the Instruction to Bidders/Bid Data Sheet shall prevail							