



**MARITIME INDUSTRY AUTHORITY**

**PROCUREMENT OF 2019 SECURITY SERVICES FOR THE  
MARINA CENTRAL OFFICE**

**Public Bidding No. 2019-02**

**SUPPLEMENTAL/BID BULLETIN NO. 1**

The MARINA Bids and Awards Committee (BAC) hereby amends/clarifies/modifies the following provisions of the bidding documents relative to the above-mentioned project:

REFERENCE	AMENDMENT/CLARIFICATION/ MODIFICATION
<p>TERMS OF REFERENCE, Page 4</p> <p>4. CONDITIONS OF THE CONTRACT</p> <p>4.5 The service provider/contractor must submit, in addition to the bidding documents and in separate envelopes the following:</p> <p>a) a certification, under oath, certifying that they have no pending case(s) against the government.</p>	<p><i>For guidance of the bidders on the requirement per item no. 4.5.a., page 3 of the TOR.</i></p> <p><i>Please refer to the attached DOTr Memorandum dated 15 November 2018, Clarification on DOTr Memorandum dated 26 June 2018 with the subject "Disqualification of Prospective Bidders with pending Cases against the Government in the Procurement Activities of the DOTr".</i></p>
<p>4.4 Place of Work: Compliance with Labor Standards and Occupational Health and Safety and Administrative Fee</p> <p>The place of work and terms and conditions governing the contracting arrangement, to include the agreed amount of the services to be rendered, the standard administrative fee of not less than ten percent (10%) of the total contract cost shall be provided.</p>	<p><i>To amend 2<sup>nd</sup> paragraph of item 4.4, page 3 of the TOR.</i></p> <p>The place of work and terms and conditions governing the contracting arrangement, to include the agreed amount of the services to be rendered, the standard administrative fee of not less than twenty percent (20%) of the total contract cost shall be provided.</p>



REFERENCE	AMENDMENT/CLARIFICATION/ MODIFICATION																							
<p>TERMS OF REFERENCE, Page 1</p> <p><b>2. SCOPE OF WORK</b></p> <p>2.1 To provide a minimum of <b>thirteen (13)</b> Security Guards who shall inspect, monitor, secure and guard the areas occupied by MARINA by rotation 24 hours a day from Monday to Sunday, including the Manpower Services Sector, SM Manila, and the Manpower Service Sector, SM Mall of Asia, Pasay City. Below is the breakdown of the distribution and deployment of the security guards.</p> <table border="1" data-bbox="375 741 824 1151"> <thead> <tr> <th>No. of Guards</th> <th>LOCATION</th> </tr> </thead> <tbody> <tr> <td>8</td> <td>MARINA Office at A. Bonifacio Drive corner 20th Street, Port Area, Manila (SIRB)</td> </tr> <tr> <td>2</td> <td>MARINA MDS-SCDD at SM City Manila, Concepcion corner Arroceros St., San Marcelino, Ermita, Manila</td> </tr> <tr> <td>1</td> <td>MARINA MDS-SCDD at SM Mall of Asia, Pasay City</td> </tr> <tr> <td>2</td> <td>Supervisor's (Day &amp; Night)</td> </tr> <tr> <td>13</td> <td><b>TOTAL</b></td> </tr> </tbody> </table>	No. of Guards	LOCATION	8	MARINA Office at A. Bonifacio Drive corner 20th Street, Port Area, Manila (SIRB)	2	MARINA MDS-SCDD at SM City Manila, Concepcion corner Arroceros St., San Marcelino, Ermita, Manila	1	MARINA MDS-SCDD at SM Mall of Asia, Pasay City	2	Supervisor's (Day & Night)	13	<b>TOTAL</b>	<p><i>To amend the breakdown of the distribution and deployment of the security guards under Item 2.1 Section 2, Page 1 of the TOR.</i></p> <table border="1" data-bbox="850 376 1425 533"> <thead> <tr> <th rowspan="2"></th> <th colspan="2">7 Days</th> <th>5 Days</th> </tr> <tr> <th>Day Shift</th> <th>Night Shift</th> <th>Day Shift</th> </tr> </thead> <tbody> <tr> <td>Total No. of Guards= 13</td> <td>2</td> <td>2</td> <td>9</td> </tr> </tbody> </table>		7 Days		5 Days	Day Shift	Night Shift	Day Shift	Total No. of Guards= 13	2	2	9
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<p>2.3. Ten (10) security guards will be hired at day and night shift and, two (2) guards at SM Manila, and one (1) guard at MOA, Pasay City.</p> <p>For day &amp; night shift (12 hours duty) - 10 guards day and night shift at A. Bonifacio Drive corner 20th Street, Port Area Manila, 2 guards at MDS, SM Manila, and 1 Guard at MOA, Pasay City.</p>	<p><i>To delete item 2.3 under Section 2, Page 2 of the TOR.</i></p>																							

REFERENCE	AMENDMENT/CLARIFICATION/ MODIFICATION
<p>Section VI. Schedule of Requirements Page 62 of the bidding documents Item 3. Period of Contract</p> <p>“January to December 2018 effective upon receipt of the Notice to Proceed.”</p>	<p><i>To amend the period of the contract, item 3 of Sec. VI, page 61 of the bidding documents.</i></p> <p>“January to December 2019 effective upon receipt of the Notice to Proceed.”</p>
<p>Section VIII. Bid Forms &amp; Annexes Annex A, Page 66</p> <p>Statement of ongoing and completed government &amp; private contracts</p>	<p><i>To amend the title of Annex A of Sec. VIII, page 65 of the bidding documents.</i></p> <p>Statement of ongoing government &amp; private contracts.</p>
<p>Section VIII. Bid Forms &amp; Annexes Annex A, Page 66</p> <p>Statement of ongoing government &amp; private contracts</p>	<p><i>To clarify the query of the bidder on whether to attach the supporting documents for Annex A of Sec. VIII, page 65 of the bidding documents.</i></p> <p>The bidders are required to attach supporting documents of all of its ongoing government &amp; private contracts in the bid proposal,</p>

Amendments/clarifications/modifications made herein shall be considered as amending the other parts of the Bidding Documents referring to or relating to the same matter and shall be considered integral part of the Bidding Documents.

Sgd.

**EMMANUEL B. CARPIO**

Chairperson, MARINA Bids and Awards Committee



Republic of the Philippines

**DEPARTMENT OF TRANSPORTATION**

**MEMORANDUM**

**FOR : UNDERSECRETARIES  
ASSISTANT SECRETARIES  
HEADS OF AGENCIES  
ALL CONCERNED**

**FROM : UNDERSECRETARY FOR LEGAL AFFAIRS  
*This Department***

**SUBJECT : CLARIFICATION ON DOTr MEMORANDUM  
DATED 26 JUNE 2018 WITH THE SUBJECT  
"DISQUALIFICATION OF PROSPECTIVE  
BIDDERS WITH PENDING CASES AGAINST THE  
GOVERNMENT IN THE PROCUREMENT  
ACTIVITIES OF THE DOTr"**

**DATE : 15 NOVEMBER 2018**

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Following the directive of the Secretary of Transportation, this Office issued a Memorandum dated 26 June 2018 with the subject "Disqualification of Prospective Bidders with Pending Cases against the Government in the Procurement Activities of the DOTr."

The purpose of the issuance is to ensure that all prospective bidders are properly screened towards the goal of preventing opportunities for corruption in the government. Thus, the Memorandum generally bars prospective bidders with pending cases against the government from participating in all bidding activities of the Department (the "Disqualification Rule"), to cite:

*"xxx all prospective bidders with pending cases against the Government shall be disqualified from participating in all bidding activities undertaken by this Department.*

*Accordingly, all prospective bidders are required to submit a Certification, under oath, certifying that they have no pending case(s) against the Government.*

*xxx*

*Failure by a bidder to comply with said requirement and/or submission of a false Certification shall constitute a ground for automatic disqualification."*

In order to fully attain the objective and intent of the Disqualification Rule, in furtherance of the mandate of Republic Act No. 9184 (Government Procurement Reform Act) and its Implementing Rules and Regulations, there is a need to **QUALIFY** the cases covered by the Rule. Furthermore, to achieve uniformity and fairness in the application of the Disqualification Rule in the conduct of all bidding activities undertaken by this Department and its attached agencies, a **CLARIFICATION** hereof is made.

**HENCEFORTH**, the disqualification of prospective bidders with pending cases against the government shall **NOT APPLY** to: (1) bidders who have filed a case against the government to properly enforce its rights; (2) bidders who have filed a case against DOTr Officials and members of Bids and Awards Committee for allegations of corruption and related offenses; and (3) other similar cases whereby the prospective bidder reinforces his rights under the law.

For proper guidance.

  
**REINER PAUL R. YEBRA**

cc: Office of the Secretary  
This Department



Republic of the Philippines  
**DEPARTMENT OF TRANSPORTATION**

**MEMORANDUM**

**FOR :** UNDERSECRETARIES  
ASSISTANT SECRETARIES  
HEADS OF AGENCIES  
ALL CONCERNED

**FROM :** UNDERSECRETARY FOR LEGAL AFFAIRS AND  
PROCUREMENT

**SUBJECT :** DISQUALIFICATION OF PROSPECTIVE BIDDERS WITH  
PENDING CASES AGAINST THE GOVERNMENT IN THE  
PROCUREMENT ACTIVITIES OF THE DOTr

**DATE :** 26 JUNE 2018

In line with the procurement principles under Republic Act 9184 (Government Procurement Reform Act) for a streamlined bidding process, the DOTr is duty-bound to ensure that all prospective bidders are properly screened towards the goal of preventing opportunities for corruption in government.

In light of the foregoing, and in addition to the eligibility requirements prescribed under the 2016 Revised Implementing Rules and Regulations (RIRR) of Republic Act 9184 (RA 9184), all prospective bidders with pending cases against the Government shall be disqualified from participating in all bidding activities undertaken by this Department.

Accordingly, all prospective bidders are required to submit a Certification, under oath, certifying that they have no pending case(s) against the Government.

Henceforth, the Bid Data Sheet of Bidding Documents for all projects of the Department shall require the submission of the aforesaid Certification.

Failure by a bidder to comply with said requirement and/or submission of a false Certification shall constitute a ground for automatic disqualification.

For your information and compliance.

  
**REINIER PAUL R. YEBRA**  
*Undersecretary for Legal Affairs  
and Procurement*

cc: Office of the Secretary

RC418-3459