



Republic of the Philippines  
**DEPARTMENT OF TRANSPORTATION AND COMMUNICATIONS**

**BIDS AND AWARDS COMMITTEE (Primary)**

**Project: LRT LINE 2 EAST (MASINAG) EXTENSION PROJECT, PACKAGE 1 –  
CONSTRUCTION OF VIADUCT**

**General Bid Bulletin No.: 005-2014**

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**TO ALL PROSPECTIVE BIDDERS:**

Please find attached as Annex “A” the amendments to the bidding documents as well as the answers to queries raised by prospective bidders for the above-mentioned project.

For your guidance and information.

Issued this 7<sup>th</sup> of November 2014.

  
**ATTY. JOSE PERPETUO M. LOTILLA**  
Chairman, Bids and Awards Committee  
and Undersecretary for Legal Affairs



**DEPARTMENT OF TRANSPORTATION AND COMMUNICATIONS**  
**Bids and Awards Committee (Primary)**

***Contract for the Civil Works of LRT Line 2 East (Masinag) Extension Project, Package 1 – Construction of Viaduct***

The following clauses of the Bidding Documents are hereby added/amended:

ITEM	QUERY	ANSWER
<b>I. Responses to Bidder's Queries</b>		
BDS Section 1.1	<p>Brief Description of the Project:            "...beginning from Station 23+181.041 and terminating at Station 27+090.041..."</p> <p>The above stationing does not add up to 3.934 km.</p> <p>For the avoidance of doubt, please confirm that the correct stationing is from Station 23+181.041 to Station 27+115.041</p>	<p>The correct stationing is from Sta. 23+181.041 to Sta. 27+115.041</p>
GCC Section 6.9	<p>"The Contractor shall cooperate and share the Site with other contractors, public authorities, utilities and the Procuring entity <b>between the dates given in the schedule of other contractors</b> particularly when they shall require access to the site. The Contractor shall also <b>provide facilities and services for them during this period...</b>"</p> <p>Please clarify the intent of this provision.</p> <p>What is meant by "between the dates given in the schedule of other contractors"?</p> <p>What is the extent/ scope of the facilities and services that the Contractor is required to provide?</p>	<p>The intent of this provision is to facilitate coordination between contractors.</p> <p>Please refer to Provision of Facilities under Volume 1: Standard Specifications.</p>

<p>BDS Section 12.1 (b)(ii) &amp; SCC Section 6.5</p>	<p>Required Personnel, Experience and License:</p> <ol style="list-style-type: none"> <li>1. Health &amp; Safety Engineer – Can DOTC and LRTA do away with the PRC License and instead require that the Health &amp; Safety Engineers be accredited by DOLE instead. There is no course for Safety Engineering nor licensing requirement for Safety Engineers.</li> <li>2. Civil Works Engineer and Hydraulics/ Drainage Engineer – These two requirements can be experienced by one civil Engineer experienced in Roads and Bridges or Viaduct Projects. There seems to be no profession for licensing Hydraulics nor Drainage Engineers? These works can be undertaken by Civil/ Mechanical Engineers. Can we drop the requirement for Hydraulics/ Drainage Engineer (this can be undertaken by Civil Works Engineer anyway)?</li> </ol>	<p>PRC License requirements shall be amended as follows:</p> <ol style="list-style-type: none"> <li>1. Health &amp; Safety Engineer – PRC License not required but should have valid Certificate of Training issued by DOLE accredited training institutions.</li> <li>2. Civil Works Engineer and Hydraulics/ Drainage Engineer - PRC license requirements for this positions means licensed as Civil Engineer. Both positions are maintained and must have the experience required for the position.</li> </ol>
<p>BDS Section 18.1</p>	<p>Please clarify if the Bidder needs to submit BOTH of the following: (A) Bid Securing Declaration (BSD) and (B) any one of the 3 forms of Bid Security indicated therein</p> <p>or</p> <p>Is it sufficient for the Bidders to submit just one of either (A) or (B)?</p>	<p>Per Government Procurement Policy Board (GPPB) Circular No. 01-2014 dated 23 May 2014 and DOTC Bids and Awards Committee (BAC) Matter No. 2014-01 issued last 24 October 2014, prospective bidder shall be given the option to post a Bid Securing Declaration (BSD) <b>OR</b> any other form of bid security indicated by the Procuring Entity in the Bidding Documents.</p> <p>To illustrate, the procuring entity shall include BSD, as one of the choices; the other form of bid security may be Cashier's Check (or Cash, Manager's Check, Bank Draft/ Guarantee, Irrevocable Letter of Credit, Surety Bond, or combination of the identified forms). The prospective bidder may opt to post a BSD <b>OR</b> Cashier's check as its bid security. Accordingly, the prospective bidder is <b>required to post only one (1) form of bid security</b>.</p>
<p>GCC Section 43 Variation Orders</p>	<p>1. Just for clarification who is the Head of Procuring Entity who will issue approval of any Variation Order (Change or Extra Works Orders)?</p>	<p>1. The Head of Procuring Entity is the Secretary of the Department of Transportation and Communications.</p>

	<p>2. Please clarify who is the Authority whom the contractor will get the instruction to proceed with the implementation of any Variation Order to be recognized by DOTC/ LRTA as a valid order thus claims for payment will not be held in abeyance?</p> <p>3. Please clarify on who is the Procuring Entity's Representative or Project Engineer.</p> <p>4. Please clarify on who is the duly authorized representative of the Head of the Procuring Entity?</p> <p>5. Please clarify on who will be the proper office who will review and recommend approval of Variation Orders for payment?</p> <p>6. After the review and recommendation of the reasonableness of Variation Orders, who is the authority who will sign the Variation Orders for payment?</p>	<p>2. Please refer to SCC 1.21</p> <p>3. The representative of the Procuring Entity is the Undersecretary for Project Implementation. The Engineer is the Consultant (Consortium of FDSC-KRNA-Soosung).</p> <p>4. Please refer to SCC 1.22.</p> <p>5. The review and recommendation will be made by the Engineer to be submitted to the Procuring Entity's Representative.</p> <p>6. The Procuring Entity.</p>
<p>SCC Section 10.0</p>	<p>May we request to be provided a copy of the Site Investigation Reports enumerated therein.</p>	<p>Yes, the following Site investigation reports will be provided.</p> <ul style="list-style-type: none"> <li>a) Utility Mapping, and</li> <li>b) Hydrological and Drainage Investigation</li> </ul> <p>These reports are included in this GBB.</p>

<p>Bid Bulletin No. 004-2014, October 31, 2014</p> <p>ITB 5.4 (a)</p>	<p>DOTC amended the experience requirement provision of a Bidder. <b>It deleted the requirement that a Bidder must have completed within ten (10) years from the submission of bids...</b> This runs contradictory to the government procurement law (Revised IRR RA 9184) particularly Section 23.2.5 on the eligibility requirement of bidders for infrastructure projects and we quote:</p> <p>“The prospective bidder must have an experience of having completed, within a period of ten (10) years from the date of submission and receipt of bids, at least one (1) contract that is similar to the contract to be bid, and whose value, adjusted to current prices using the NSO consumer price indices, must be at least fifty percent (50%) of the ABC to be bid....”</p> <p><b>We request that the above-mentioned amendment be reconsidered vis-à-vis the provision of RA 9184 and its revised IRR.</b></p>	<p>Per GPPB Resolution No. 11-2012, Section 23.2.5 of the IRR of has been amended to read as follows:</p> <p><b>“The prospective bidder must have an experience of having completed at least one (1) contract that is similar to the contract to be bid, and whose value, adjusted to current prices using the NSO consumer price indices, must be at least fifty percent (50%) of the ABC to be bid: <i>Provided however,</i> That contractors under Small A and Small B categories without similar experience on the contract to be bid may be allowed to bid if the cost of such contract is not more than fifty percent (50%) of the Allowable Range of Contract cost (ARCC) of their registration based on the guidelines as prescribed by the PCAB.</b></p> <p>xxx”</p> <p>(Emphasis supplied)</p> <p>DOTC BAC Matter 2012-04 issued last 22 October 2012 reiterates this amendment.</p>
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<p>Bid Bulletin No. 004-2014, October 31, 2014</p> <p>Add Clause 12.1 (b)(ii.3) in the Bid Data Sheet</p>	<p>Add the following clause to read: “Bidders must likewise comply with the following list of Minimum Equipment for Viaduct Construction, duly signed and included in the First Envelope: <b>2. Heavy Equipment Drill Rig, Mechanical rotary, 1200-3000mm<math>\varnothing</math> - 2 units.</b> This is a Bored Piling Equipment which belongs to Specialty Foundation Contractors as Trevi and Bauer. They can be categorized as Subcontractors as what we have done at our Skyway Stage 2 and LRT Line 1 North Extension Projects. <b>We are requesting that said equipment be provided by a Sub-contractor also.</b></p>	<p>2 Units of Heavy Equipment Drill Rig, Mechanical rotary, 1200-3000mm<math>\varnothing</math> - 2 units can be provided by a Sub-contractor.</p>
<p><b>II. AMENDMENTS TO THE BIDDING DOCUMENTS</b></p>		
<p><b>CLAUSE</b></p>	<p><b>CURRENT PROVISION</b></p>	<p><b>AMENDMENTS</b></p>
<p>GCC Clause 1.22 SCC Clause 1.22</p>	<p><i>“The Procuring Entity’s Representative refers to xxxxx.”</i></p>	<p>This clause shall be amended as follows:</p> <p>The procuring entity’s representative is the Department of Transportation and Communications Undersecretary for Project Implementation.</p> <p><b><u>The “Engineer” is the Consultant [Consortium of Foresight Development and Surveying Company (FDSC), Soosung Engineering Company Ltd. (Soosung), and Korea Network Rail Authority (KRNA)].</u></b></p>