

# Republic of the Philippine TARLAC STATE UNIVERSITY

Romulo Blvd., San Vicente, Tarlac City Tel. No.: (045) 982 4630 Website: www.tsu.edu.ph

# **Bidding Documents**

(This Bidding Documents is in conformance with the Sixth Edition of the Philippine Bidding Documents for the Procurement of Goods)

## For the Project

## **Supply and Delivery of Books**

With an Approved Budget for the Contract (ABC) of One Million Three Hundred Seventy-One Thousand Eight Hundred Thirty-Nine Pesos (₱ 1,371,839.00)

Invitation to Bid No. 2022-030 PhilGeps Reference No.: 9021252

July 2020 6<sup>th</sup> Edition

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## Glossary of Acronyms, Terms, and Abbreviations

**ABC** – Approved Budget for the Contract.

**BAC** – Bids and Awards Committee.

**Bid** – A signed offer or proposal to undertake a contract submitted by a bidder in response to and in consonance with the requirements of the bidding documents. Also referred to as *Proposal* and *Tender*. (2016 revised IRR, Section 5[c])

**Bidder** – Refers to a contractor, manufacturer, supplier, distributor and/or consultant who submits a bid in response to the requirements of the Bidding Documents. (2016 revised IRR, Section 5[d])

**Bidding Documents** – The documents issued by the Procuring Entity as the bases for bids, furnishing all information necessary for a prospective bidder to prepare a bid for the Goods, Infrastructure Projects, and/or Consulting Services required by the Procuring Entity. (2016 revised IRR, Section 5[e])

**BIR** – Bureau of Internal Revenue.

**BSP** – Bangko Sentral ng Pilipinas.

Consulting Services – Refer to services for Infrastructure Projects and other types of projects or activities of the GOP requiring adequate external technical and professional expertise that are beyond the capability and/or capacity of the GOP to undertake such as, but not limited to: (i) advisory and review services; (ii) pre-investment or feasibility studies; (iii) design; (iv) construction supervision; (v) management and related services; and (vi) other technical services or special studies. (2016 revised IRR, Section 5[i])

**CDA** - Cooperative Development Authority.

Contract – Refers to the agreement entered into between the Procuring Entity and the Supplier or Manufacturer or Distributor or Service Provider for procurement of Goods and Services; Contractor for Procurement of Infrastructure Projects; or Consultant or Consulting Firm for Procurement of Consulting Services; as the case may be, as recorded in the Contract Form signed by the parties, including all attachments and appendices thereto and all documents incorporated by reference therein.

CIF - Cost Insurance and Freight.

**CIP** – Carriage and Insurance Paid.

**CPI** – Consumer Price Index.

**DDP** – Refers to the quoted price of the Goods, which means "delivered duty paid."

**DTI** – Department of Trade and Industry.

**EXW** – Ex works.

**FCA** – "Free Carrier" shipping point.

**FOB** – "Free on Board" shipping point.

**Foreign-funded Procurement or Foreign-Assisted Project**— Refers to procurement whose funding source is from a foreign government, foreign or international financing institution as specified in the Treaty or International or Executive Agreement. (2016 revised IRR, Section 5[b]).

**Framework Agreement** – Refers to a written agreement between a procuring entity and a supplier or service provider that identifies the terms and conditions, under which specific purchases, otherwise known as "Call-Offs," are made for the duration of the agreement. It is in the nature of an option contract between the procuring entity and the bidder(s) granting the procuring entity the option to either place an order for any of the goods or services identified in the Framework Agreement List or not buy at all, within a minimum period of one (1) year to a maximum period of three (3) years. (GPPB Resolution No. 27-2019)

**GFI** – Government Financial Institution.

**GOCC** – Government-owned and/or –controlled corporation.

Goods – Refer to all items, supplies, materials and general support services, except Consulting Services and Infrastructure Projects, which may be needed in the transaction of public businesses or in the pursuit of any government undertaking, project or activity, whether in the nature of equipment, furniture, stationery, materials for construction, or personal property of any kind, including non-personal or contractual services such as the repair and maintenance of equipment and furniture, as well as trucking, hauling, janitorial, security, and related or analogous services, as well as procurement of materials and supplies provided by the Procuring Entity for such services. The term "related" or "analogous services" shall include, but is not limited to, lease or purchase of office space, media advertisements, health maintenance services, and other services essential to the operation of the Procuring Entity. (2016 revised IRR, Section 5[r])

**GOP** – Government of the Philippines.

**GPPB** – Government Procurement Policy Board.

**INCOTERMS** – International Commercial Terms.

**Infrastructure Projects** – Include the construction, improvement, rehabilitation, demolition, repair, restoration or maintenance of roads and bridges, railways, airports, seaports, communication facilities, civil works components of information technology projects, irrigation, flood control and drainage, water supply, sanitation, sewerage and solid waste management systems, shore protection, energy/power and electrification facilities, national buildings, school buildings, hospital buildings, and other related construction projects of the government. Also referred to as *civil works or works*. (2016 revised IRR, Section 5[u])

**LGUs** – Local Government Units.

**NFCC** – Net Financial Contracting Capacity.

**NGA** – National Government Agency.

**PhilGEPS** - Philippine Government Electronic Procurement System.

**Procurement Project** – refers to a specific or identified procurement covering goods, infrastructure project or consulting services. A Procurement Project shall be described, detailed, and scheduled in the Project Procurement Management Plan prepared by the agency which shall be consolidated in the procuring entity's Annual Procurement Plan. (GPPB Circular No. 06-2019 dated 17 July 2019)

**PSA** – Philippine Statistics Authority.

**SEC** – Securities and Exchange Commission.

**SLCC** – Single Largest Completed Contract.

**Supplier** – refers to a citizen, or any corporate body or commercial company duly organized and registered under the laws where it is established, habitually established in business and engaged in the manufacture or sale of the merchandise or performance of the general services covered by his bid. (Item 3.8 of GPPB Resolution No. 13-2019, dated 23 May 2019). Supplier as used in these Bidding Documents may likewise refer to a distributor, manufacturer, contractor, or consultant.

**UN** – United Nations.

### **Section I. Invitation to Bid**



# Republic of the Philippine TARLAC STATE UNIVERSITY

Romulo Blvd., San Vicente, Tarlac City Tel. No.: (045) 982 4630 Website: www.tsu.edu.ph

### INVITATION TO BID

# For the Project Supply and Delivery of Books

#### Invitation to Bid No. 2022-030

1. The Tarlac State University intends to apply the sum of **One Million Three Seventy-one Thousand Eight Hundred Thirty-Nine Pesos** (₱ 1,371,839.00) to payments under the contracts for the project: **Supply and Delivery of Books**. The project consists of the following lots with their corresponding ABC.

Lot Number	Description	ABC, ₱
Lot No. 1	Law Books	282,850.00
Lot No. 2	Science, Technology, Engineering, and Mathematics Books	1,088,989.00

Bids received in excess of the ABC for each lot shall be automatically rejected at bid opening.

- 2. The Tarlac State University now invites bids for the project: **Supply and Delivery of Books**. Delivery of the Goods is required within **ninety (90) calendar** days from the receipt of the Notice to Proceed. Bidders must have completed, within the last five (5) years prior to the date of submission and receipt of bids, a contract similar to the Project. The description of an eligible bidder is contained in the Bidding Documents, particularly, in Section II. Instructions to Bidders.
- 3. Bidding will be conducted through open competitive bidding procedures using a non-discretionary "pass/fail" criterion as specified in the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (RA) 9184, otherwise known as the "Government Procurement Reform Act".
  - Bidding is restricted to Filipino citizens/sole proprietorships, partnerships, or organizations with at least sixty percent (60%) interest or outstanding capital stock belonging to citizens of the Philippines, and to citizens or organizations of a country the laws or regulations of which grant similar rights or privileges to Filipino citizens, pursuant to RA 5183.
- 4. Interested bidders may obtain further information from Tarlac State University and inspect the Bidding Documents at the address given below during **Tuesday to Friday from 8:00 A.M. to 5:00 P.M**:

#### **BAC Secretariat**

Gender and Development Building Tarlac State University Romulo Blvd., San Vicente, Tarlac City Tel. No. (045) 606-8142 / 0998 846 0206 Email: bacsec@tsu.edu.ph 5. A complete set of Bidding Documents may be acquired by interested Bidders from **September 16, to October 7, 2022** from the aforementioned address upon payment of the applicable fee for the Bidding Documents, pursuant to the latest Guidelines issued by the GPPB. The Bidding Documents Fee for the lots are given below.

Lot Number	Fee, ₱
Lot No. 1	500.00
Lot No. 2	1,000.00

It may also be downloaded free of charge from the website of the Philippine Government Electronic Procurement System (PhilGEPS) and the website of the Procuring Entity, provided that Bidders shall pay the applicable fee for the Bidding Documents not later than the submission of their bids.

- 6. The Tarlac State University will hold a Pre-Bid Conference on **September 23, 2022 (3:00 P.M.)** at the Business Center Audio-Visual Room, 2nd Floor, Business Center Bldg., Tarlac State University, Romulo Blvd., San Vicente, Tarlac City and webcasted via **Zoom Meeting. Meeting ID: 857 4561 1232 Passcode:346552** which shall be open to prospective bidders.
- 7. Bids must be duly received by the BAC Secretariat at the address below on or before **October 7, 2022** (3:00 P.M.). Late bids shall not be accepted.

#### **BAC Secretariat**

Gender and Development Building Tarlac State University Romulo Blvd., San Vicente, Tarlac City Tel. No. (045) 606-8142 / 0998 846 0206

Email: <u>bacsec@tsu.edu.ph</u>

- 8. All Bids must be accompanied by a bid security in any of the acceptable forms and in the amount stated in ITB Clause 14.
- 9. Bid opening shall be on **October 7**, **2022** at **3:00 P.M.**, at the Business Center Audio-Visual Room, 2nd Floor, Business Center Bldg., Tarlac State University, Romulo Blvd., San Vicente, Tarlac City. Bids will be opened in the presence of the bidders' representatives who choose to attend.
- 10. The Tarlac State University reserves the right to reject any and all bids, declare a failure of bidding, or not award the contract at any time prior to contract award in accordance with Sections 35.6 and 41 of the 2016 Revised IRR of RA 9184, without thereby incurring any liability to the affected bidder or bidders.
- 11. For further information, please refer to:

Ms. Jhenna Micah M. Aquino /Mr. Joshua Jonathan S. Jacinto BAC Secretariat
Gender and Development Building
Tarlac State University
Romulo Blvd., San Vicente, Tarlac City
Tel. No. (045) 606-8142 / 0998 846 0206

Email: bacsec@tsu.edu.ph

DR. MURPHY P. MOHAMMED

**BAC** Chairperson

### **Section II. Instructions to Bidders**

#### 1. Scope of Bid

- 1.1. The Tarlac State University wishes to receive Bids for the project: **Supply and Delivery of Books**, with identification number **Invitation to Bid No. 2022-030**
- 1.2. The procurement project (referred to herein as "Project") is composed of two lots, the details of which are described in Section VII. Technical Specifications.

#### 2. Funding Information

- 2.1. The GOP through the source of funding as indicated below for **2022** in the amount of ₱ **1,371,839.00**.
- 2.2. The source of funding is the **Special Budget (SB)**.

#### 3. Bidding Requirements

- 3.1. The Bidding for the Project shall be governed by all the provisions of RA No. 9184 and its 2016 revised IRR, including its Generic Procurement Manuals and associated policies, rules and regulations as the primary source thereof, while the herein clauses shall serve as the secondary source thereof.
- 3.2. Any amendments made to the IRR and other GPPB issuances shall be applicable only to the ongoing posting, advertisement, or IB by the BAC through the issuance of a supplemental or bid bulletin.
- 3.3. The Bidder, by the act of submitting its Bid, shall be deemed to have verified and accepted the general requirements of this Project, including other factors that may affect the cost, duration and execution or implementation of the contract, project, or work and examine all instructions, forms, terms, and project requirements in the Bidding Documents.

#### 4. Corrupt, Fraudulent, Collusive, and Coercive Practices

The Procuring Entity, as well as the Bidders and Suppliers, shall observe the highest standard of ethics during the procurement and execution of the contract. They or through an agent shall not engage in corrupt, fraudulent, collusive, coercive, and obstructive practices defined under Annex "I" of the 2016 revised IRR of RA No. 9184 or other integrity violations in competing for the Project.

#### 5. Eligible Bidders

- 5.1. Only Bids of Bidders found to be legally, technically, and financially capable will be evaluated.
- 5.2. Foreign ownership limited to those allowed under the rules may participate in this Project.
- 5.3. Pursuant to Section 23.4.1.3 of the 2016 revised IRR of RA No.9184, the Bidder must have a SLCC that is similar to the Project, as described in the **BDS**, with a value, adjusted to current prices using the PSA's CPI, that is at least equivalent to fifty percent (50 %) of the ABC.
- 5.4. The Bidders shall comply with the eligibility criteria under Section 23.4.1 of the 2016 IRR of RA No. 9184.

#### 6. Origin of Goods

There is no restriction on the origin of goods other than those prohibited by a decision of the UN Security Council taken under Chapter VII of the Charter of the UN, subject to Domestic Preference requirements under **ITB** Clause 18.

#### 7. Subcontracts

7.1. The Bidder may subcontract portions of the Project to the extent allowed by the Procuring Entity as stated herein, but in no case more than twenty percent (20%) of the Project.

The Procuring Entity has prescribed that subcontracting is not allowed

#### 8. Pre-Bid Conference

The Procuring Entity will hold a pre-bid conference for this Project on the specified date and time and at the address indicated in paragraph 6 of the **IB**.

#### 9. Clarification and Amendment of Bidding Documents

Prospective bidders may request for clarification on and/or interpretation of any part of the Bidding Documents. Such requests must be in writing and received by the Procuring Entity, either at its given address or through electronic mail indicated in the **IB**, at least ten (10) calendar days before the deadline set for the submission and receipt of Bids.

#### 10. Documents comprising the Bid: Eligibility and Technical Components

- 10.1. The first envelope shall contain the eligibility and technical documents of the Bid as specified in **Section VIII. Checklist of Technical and Financial Documents**.
- 10.2. The Bidder's **SLCC** as indicated in **ITB** Clause 5.3 should have been completed **within five** (5) **years** prior to the deadline for the submission and receipt of bids.
- 10.3. If the eligibility requirements or statements, the bids, and all other documents for submission to the BAC are in foreign language other than English, it must be accompanied by a translation in English, which shall be authenticated by the appropriate Philippine foreign service establishment, post, or the equivalent office having jurisdiction over the foreign bidder's affairs in the Philippines. Similar to the required authentication above, for Contracting Parties to the Apostille Convention, only the translated documents shall be authenticated through an apostille pursuant to GPPB Resolution No. 13-2019 dated 23 May 2019. The English translation shall govern, for purposes of interpretation of the bid.

#### 11. Documents comprising the Bid: Financial Component

- 11.1. The second bid envelope shall contain the financial documents for the Bid as specified in **Section VIII. Checklist of Technical and Financial Documents**.
- 11.2. If the Bidder claims preference as a Domestic Bidder or Domestic Entity, a certification issued by DTI shall be provided by the Bidder in accordance with Section 43.1.3 of the 2016 revised IRR of RA No. 9184.
- 11.3. Any bid exceeding the ABC indicated in paragraph 1 of the IB shall not be accepted.
- 11.4. For Foreign-funded Procurement, a ceiling may be applied to bid prices provided the conditions are met under Section 31.2 of the 2016 revised IRR of RA No. 9184.

#### 12. Bid Prices

- 12.1. Prices indicated on the Price Schedule shall be entered separately in the following manner:
  - a. For Goods offered from within the Procuring Entity's country:
    - i. The price of the Goods quoted EXW (ex-works, ex-factory, ex-warehouse, ex-showroom, or off-the-shelf, as applicable);
    - ii. The cost of all customs duties and sales and other taxes already paid or payable;
    - iii. The cost of transportation, insurance, and other costs incidental to delivery of the Goods to their final destination; and
    - iv. The price of other (incidental) services, if any, listed in e.
  - b. For Goods offered from abroad:
    - i. Unless otherwise stated in the **BDS**, the price of the Goods shall be quoted delivered duty paid (DDP) with the place of destination in the Philippines as specified in the **BDS**. In quoting the price, the Bidder shall be free to use transportation through carriers registered in any eligible country. Similarly, the Bidder may obtain insurance services from any eligible source country.
    - ii. The price of other (incidental) services, if any, as listed in **Section VII. Technical Specifications**.

### 13. Bid and Payment Currencies

- 13.1. For Goods that the Bidder will supply from outside the Philippines, the bid prices may be quoted in the local currency or tradeable currency accepted by the BSP at the discretion of the Bidder. However, for purposes of bid evaluation, Bids denominated in foreign currencies, shall be converted to Philippine currency based on the exchange rate as published in the BSP reference rate bulletin on the day of the bid opening.
- 13.2. Payment of the contract price shall be made in Philippine Pesos.

#### 14. Bid Security

- 14.1. The Bidder shall submit a Bid Securing Declaration or any form of Bid Security in the amount indicated in the **BDS**, which shall be not less than the percentage of the ABC in accordance with the schedule in the **BDS**.
- 14.2. The Bid and bid security shall be valid until February 4, 2023. Any Bid not accompanied by an acceptable bid security shall be rejected by the Procuring Entity as non-responsive.

#### 15. Sealing and Marking of Bids

- 15.1. Each Bidder shall submit one copy of the first and second components of its Bid.
- 15.2. The Procuring Entity may request additional hard copies and/or electronic copies of the Bid. However, failure of the Bidders to comply with the said request shall not be a ground for disqualification.
- 15.3. If the Procuring Entity allows the submission of bids through online submission or any other electronic means, the Bidder shall submit an electronic copy of its Bid, which must be

digitally signed. An electronic copy that cannot be opened or is corrupted shall be considered non-responsive and, thus, automatically disqualified.

#### 16. Deadline for Submission of Bids

16.1. The Bidders shall submit on the specified date and time and either at its physical address or through online submission as indicated in paragraph 7 of the **IB**.

### 17. Opening and Preliminary Examination of Bids

17.1. The BAC shall open the Bids in public at the time, on the date, and at the place specified in paragraph 9 of the **IB**. The Bidders' representatives who are present shall sign a register evidencing their attendance. In case videoconferencing, webcasting or other similar technologies will be used, attendance of participants shall likewise be recorded by the BAC Secretariat.

In case the Bids cannot be opened as scheduled due to justifiable reasons, the rescheduling requirements under Section 29 of the 2016 revised IRR of RA No. 9184 shall prevail.

17.2. The preliminary examination of bids shall be governed by Section 30 of the 2016 revised IRR of RA No. 9184.

#### 18. Domestic Preference

18.1. The Procuring Entity will grant a margin of preference for the purpose of comparison of Bids in accordance with Section 43.1.2 of the 2016 revised IRR of RA No. 9184.

#### 19. Detailed Evaluation and Comparison of Bids

- 19.1. The Procuring BAC shall immediately conduct a detailed evaluation of all Bids rated "passed," using non-discretionary pass/fail criteria. The BAC shall consider the conditions in the evaluation of Bids under Section 32.2 of the 2016 revised IRR of RA No. 9184.
- 19.2. If the Project allows partial bids, bidders may submit a proposal on any of the lots or items, and evaluation will be undertaken on a per lot or item basis, as the case maybe. In this case, the Bid Security as required by **ITB** Clause 15 shall be submitted for each lot or item separately.
- 19.3. The descriptions of the lots or items are indicated in **Section VII. Technical Specifications**, and the ABCs of these lots or items are indicated in the **BDS** for purposes of the NFCC computation pursuant to Section 23.4.2.6 of the 2016 revised IRR of RA No. 9184. The NFCC must be sufficient for the total of the ABCs for all the lots or items participated in by the prospective Bidder.
- 19.4. The Project shall be awarded as one project having several items that shall be awarded as one contract.
- 19.5. Except for bidders submitting a committed Line of Credit from a Universal or Commercial Bank in lieu of its NFCC computation, all Bids must include the NFCC computation pursuant to Section 23.4.1.4 of the 2016 revised IRR of RA No. 9184, which must be sufficient for the total of the ABCs for all the lots or items participated in by the prospective Bidder. For bidders submitting the committed Line of Credit, it must be at least equal to ten percent (10%) of the ABCs for all the lots or items participated in by the prospective Bidder.

#### 20. Post-Qualification

20.1. Within a non-extendible period of five (5) calendar days from receipt by the Bidder of the notice from the BAC that it submitted the Lowest Calculated Bid, the Bidder shall submit its latest income and business tax returns filed and paid through the BIR Electronic Filing and Payment System (eFPS) and other appropriate licenses and permits required by law and stated in the **BDS**.

### 21. Signing of the Contract

21.1. The documents required in Section 37.2 of the 2016 revised IRR of RA No. 9184 shall form part of the Contract. Additional Contract documents are indicated in the **BDS**.

## **Section III. Bid Data Sheet**

ITB Clause	
5.3	For this purpose, contracts similar to the Project shall be the supply and delivery of similar goods comprising the Project.
7.1	No further instructions.
12	The price of the Goods shall be quoted DDP Tarlac City, Philippines or the applicable International Commercial Terms (INCOTERMS) for this Project.
14.1	The bid security shall be in the form of a Bid Securing Declaration, or any of the following forms and amounts:  a. The amount of not less than two percent (2 %) of ABC, if bid security is in cash, cashier's/manager's check, bank draft/guarantee or irrevocable letter of credit; or  b. The amount of not less than five percent (5 %) of ABC if bid security is in Surety Bond.
19.3	The ABC for the lots are:  Lot No. 1 − ₱ 282,850.00  Lot No. 2 − ₱ 1, 088,898.00

### Section IV. General Conditions of Contract

#### 1. Scope of Contract

This Contract shall include all such items, although not specifically mentioned, that can be reasonably inferred as being required for its completion as if such items were expressly mentioned herein. All the provisions of RA No. 9184 and its 2016 revised IRR, including the Generic Procurement Manual, and associated issuances, constitute the primary source for the terms and conditions of the Contract, and thus, applicable in contract implementation. Herein clauses shall serve as the secondary source for the terms and conditions of the Contract.

This is without prejudice to Sections 74.1 and 74.2 of the 2016 revised IRR of RA No. 9184 allowing the GPPB to amend the IRR, which shall be applied to all procurement activities, the advertisement, posting, or invitation of which were issued after the effectivity of the said amendment.

Additional requirements for the completion of this Contract shall be provided in the **Special Conditions of Contract (SCC).** 

#### 2. Advance Payment and Terms of Payment

- 2.1. Advance payment of the contract amount is provided under Annex "D" of the revised 2016 IRR of RA No. 9184.
- 2.2. The Procuring Entity is allowed to determine the terms of payment on the partial or staggered delivery of the Goods procured, provided such partial payment shall correspond to the value of the goods delivered and accepted in accordance with prevailing accounting and auditing rules and regulations. The terms of payment are indicated in the **SCC**.

#### 3. Performance Security

Within ten (10) calendar days from receipt of the Notice of Award by the Bidder from the Procuring Entity but in no case later than prior to the signing of the Contract by both parties, the successful Bidder shall furnish the performance security in any of the forms prescribed in Section 39 of the 2016 revised IRR of RA No. 9184

#### 4. Inspection and Tests

The Procuring Entity or its representative shall have the right to inspect and/or to test the Goods to confirm their conformity to the Project specifications at no extra cost to the Procuring Entity in accordance with the Generic Procurement Manual. In addition to tests in the **SCC**, **Section IV. Technical Specifications** shall specify what inspections and/or tests the Procuring Entity requires, and where they are to be conducted. The Procuring Entity shall notify the Supplier in writing, in a timely manner, of the identity of any representatives retained for these purposes.

All reasonable facilities and assistance for the inspection and testing of Goods, including access to drawings and production data, shall be provided by the Supplier to the authorized inspectors at no charge to the Procuring Entity.

#### 5. Warranty

- 6.1. In order to assure that manufacturing defects shall be corrected by the Supplier, a warranty shall be required from the Supplier as provided under Section 62.1 of the 2016 revised IRR of RA No. 9184.
- 6.2. The Procuring Entity shall promptly notify the Supplier in writing of any claims arising under this warranty. Upon receipt of such notice, the Supplier shall, repair or replace the

defective Goods or parts thereof without cost to the Procuring Entity, pursuant to the Generic Procurement Manual.

### 6. Liability of the Supplier

The Supplier's liability under this Contract shall be as provided by the laws of the Republic of the Philippines.

If the Supplier is a joint venture, all partners to the joint venture shall be jointly and severally liable to the Procuring Entity.

# **Section V. Special Conditions of Contract**

Clause	
1	Delivery and Documents –
	For purposes of the Contract, "EXW," "FOB," "FCA," "CIF," "CIP," "DDP" and oth trade terms used to describe the obligations of the parties shall have the meaning assigned to them by the current edition of INCOTERMS published by the Internation Chamber of Commerce, Paris. The Delivery terms of this Contract shall be as follow
	The delivery terms applicable to this Contract are delivered to Tarlac State Universit Romulo Blvd., San Vicente, Tarlac City. Risk and title will pass from the Supplier the Procuring Entity upon receipt and final acceptance of the Goods at their destination
	Delivery of the Goods shall be made by the Supplier in accordance with the term specified in Section VI. Schedule of Requirements.
	Packaging –
	The Supplier shall provide such packaging of the Goods as is required to prevent the damage or deterioration during transit to their final destination, as indicated in the Contract. The packaging shall be sufficient to withstand, without limitation, rough and ling during transit and exposure to extreme temperatures, salt and precipitation during transit, and open storage. Packaging case size and weights shall take in consideration, where appropriate, the remoteness of the Goods' final destination and the absence of heavy handling facilities at all points in transit.
	The packaging, marking, and documentation within and outside the packages sha comply strictly with such special requirements as shall be expressly provided for in the Contract, including additional requirements, if any, specified below, and in an subsequent instructions ordered by the Procuring Entity.
	The outer packaging must be clearly marked on at least four (4) sides as follows:
	Name of the Procuring Entity Name of the Supplier
	Contract Description Final Destination Gross weight Any special lifting instructions Any special handling instructions
	Any relevant HAZCHEM classifications
	A packaging list identifying the contents and quantities of the package is to be place on an accessible point of the outer packaging if practical. If not practical the packagin list is to be placed inside the outer packaging but outside the secondary packaging.
	Transportation –
	Where the Supplier is required under Contract to deliver the Goods CIF, CIP, or DD transport of the Goods to the port of destination or such other named place of destination in the Philippines, as shall be specified in this Contract, shall be arranged and paid for the Supplier, and the cost thereof shall be included in the Contract Price.

Where the Supplier is required under this Contract to transport the Goods to a specified place of destination within the Philippines, defined as the Project Site, transport to such place of destination in the Philippines, including insurance and storage, as shall be specified in this Contract, shall be arranged by the Supplier, and related costs shall be included in the contract price. Where the Supplier is required under Contract to deliver the Goods CIF, CIP or DDP, Goods are to be transported on carriers of Philippine registry. In the event that no carrier of Philippine registry is available, Goods may be shipped by a carrier which is not of Philippine registry provided that the Supplier obtains and presents to the Procuring Entity certification to this effect from the nearest Philippine consulate to the port of dispatch. In the event that carriers of Philippine registry are available but their schedule delays the Supplier in its performance of this Contract the period from when the Goods were first ready for shipment and the actual date of shipment the period of delay will be considered force majeure. The Procuring Entity accepts no liability for the damage of Goods during transit other than those prescribed by INCOTERMS for DDP deliveries. In the case of Goods supplied from within the Philippines or supplied by domestic Suppliers risk and title will not be deemed to have passed to the Procuring Entity until their receipt and final acceptance at the final destination. **Intellectual Property Rights –** The Supplier shall indemnify the Procuring Entity against all third-party claims of infringement of patent, trademark, or industrial design rights arising from use of the Goods or any part thereof.

The inspections and tests that will be conducted are: visual and sensory inspection and

4

## **Section VI. Schedule of Requirements**

The delivery date for the Goods covered by the Contract shall be within ninety (90) calendar days upon receipt of the Notice to Proceed.

# **Section VII. Technical Specifications**

Item No.	Description
	Jo. 1 – Law Books
1.	Philippine Taxation Law (CODAL) 2021
2. 3.	Rules of Civil Procedure Annotated (2021)  The Provised Penal Code (Codel) 2021
	The Revised Penal Code (Codal) 2021  Provined Pulse of Civil Procedure: A Province (2021)
<u>4.</u> 5.	Revised Rules of Civil Procedure: A Review Precise (2021)
	Rules of Civil Procedure Annotated (2021) Conflict of Laws
6. 7.	Bar Syllabus-Based Reviewer in Labor Law & Social Legislation (Latest)
8.	Land Titles and Deeds (2021)
<u> </u>	The Negotiable Instruments Law, Notes and Cases
10.	The Ultimate Compendium in Legal and Judicial Ethics (2021)
10.	Jottings and Jurisprudence in Civil Law (Succession)
12.	
13.	Family Code of the Philippines (2020) Obligations and Contracts Third Edition 2020
14.	
15.	Practice Court by Central Books Supply Inc. The Revised Penal Code Annotated Book Two (2021)
16.	Quizzer and Reviewer on Corporation Code, Securities Regulation Code and Related
10.	Laws (2020)
17.	Civil Procedure Explained Vol. 1 (2021)
18.	Legal Counseling for Practicing Lawyer
19.	Bar Syllabus-Based Reviewer in Labor Law & Social Legislation
20.	The Ultimate Compendium of Labor Laws and Cases (2020)
21.	Notes and Cases in Remedial Law (General Principles and Civil Procedure) Vol. I Part
22.	Labor Law One: Labor Standards and Social Legislation (2020)
23.	Problem Areas in Legal Ethics
24.	The Philosophy of Law
25.	The Revised Rules on Evidence as Amendment with Comments and Relevant
	Jurisprudence (2020)
26.	Principles and Notes of Taxation Law (A Reviewer)
27.	Special Proceedings with Train Law on Estate Amendments
28.	Fundamentals of Civil Procedure (2021 Edition), Cloth Bound
29.	Civil Code of the Philippines Annotated Special Contracts Volume V Part 1 (2021
	Edition), Cloth Bound
30.	Family Law Volume I (2020 Edition), Cloth Bound
31.	The Alternative Dispute Resolution and the Arbitration Law (2021 Edition), Paper
32.	Criminal Law Reviewer Volume II (2020 Edition), Cloth Bound
33.	Revised Penal Code Book 2 (2021 Edition), Cloth Bound
34.	Commercial Law Review (2021 Edition)
35.	Pre-bar Reviewer in Civil Law (2021 Edition)
36.	The Revised Penal Code Book 1 (2021 Edition)
37.	Legal and Judicial Ethics (2020 Edition)
38.	The Revised Penal Code A Revolutionized Edition Book 2 (2020 Edition)
39.	Law on Natural Resources and Rules of Procedure for Environmental Cases (2021
40.	Essentials of Credit Transactions and Insolvency Law (2021 Edition)
41.	Taxation Law Volume II (2020 Edition)
42.	Legal Profession
43.	Civil Procedure Book 2 (2021 Edition)
44.	Beyond Borders: Examining Special Issues in International Law (2020 Edition)
45.	Fintech Law and First Principles (2020 Edition)
46.	Transportation Laws Illustrated and Simplified (2020 Edition)
47.	Law on Public Officers (2020 Edition)

48. Evidence (2021 Edition) 49. Legal forms (Cloth Bound) by Rolando A. Suarez 50. Insights on Evidence (2020 Edition) 51. Labor Relations and Law on Dismissal (2018 Edition) 52. Comments and Cases on Obligations and Contracts (2019 Edition) 53. Special Penal Laws, 2019 Edition 54. Revised Penal Code Book 2 (2021 Edition), Cloth Bound 55. Property (2021 Edition), Cloth Bound Handbook on the Rules on Trial in Criminal Cases, Judicial Affidavit Rule & Rules on 56. Plea Bargaining, 2019 Edition 57. Notes and Cases on Special Penal Laws, 2019 Edition 58. Agrarian Law and Social Legislation with Notes and Comments, 2019 Edition 59. Essentials of Intellectual Property Law: A Guidebook on R. A. No. 8293 & Related 60. Constitutional Law 2 Labor Laws and Social Legislation: A Barrister's Companion 61. 62. Human Rights: A Philippine Perspective The Prerogative Writ of Habeas Corpus 63. 64. Public International Law (Cloth Bound) by Nachura 65. International Law (2020) by Cruz, Isagani 66. Philippine Insurance Code Annotated by Lohel A. Martirez 67. The Law on Insurance (with Allied Laws) by De Leon, H. 2019 Amendments on the Revised Rules on Evidence (2020) 68. 69. The Law on Sales, Agency and Credit Transactions 70. Primer-Reviewer on Remedial Law (Vol. 2, Special Proceedings, Criminal Procedure & Evidence) 2020 Ed. 71. The Law on Partnership 2nd Edition 72. Legal Medicine Vol. 2 (2021) Bar Syllabus-Based Reviewer in Labor Law & Social Legislation Benedict Guirey Kato (Softbound) 74. Commercial Law (Domondon Bar Codal Series) 2021 Bar Review Companion on Legal Ethics and Practical Exercises 75. by Atty. Edwin M. Carillo (Softbound) Know Your Rules: Special Civil Actions 2021 Francesca Lourdes M. Senga, J.D., LL.M. (Hardbound) The Revised Rules of Court in the Philippines (As Amended) Codal (2021)CBSI 77. Editorial Staff(/Hardbound Commercial Law (Domondon Bar Codal Series) 2021 Abelardo T. Domondon AB, BSC, LLB, MA, LLM, DCL (Cand.). Lawyer-CPA-Customs Broker (Hardbound) Bar Q and A Series (Set) Judge Ed Vincent S. Albano (†), Judge Ma. Rowena V. Alejandria, Benedict Guirey Kato, Dean Viviana Martin-Paguirigan, Dean Nilo T. Divina, Japar B. Dimaampao, Carlo L. Cruz and Prof. Manuel R. Riguera (Softbound) 80. Philippine Alternative Dispute Resolution (2021) Irene De Torres Alogoc (Hardbound) Philippine Laws and Jurisprudence on Anti-Human Trafficking Atty. Jedrek C. Ng, 81. LL.M. (Hardbound) 82. A Compendium of Legal Resources for the Prosecution of Online Sexual Exploitation of Children (OSEC) in the Philippines International Justice Mission (Hardbound) The SOGIE Law and Persons and Family Relations by Dr. (Atty.) Jose C. Montemayor 83. (Hardbound) 84. The Borrowed Womb Dean Viviana Martin-Paguirigan (Hardbound) Handbook on Practice Court (2021 Edition) Paper Bound (Trial Courts) Featuring the 2019 Law Student Practice Rule (Amending Rule 138-A of the Rules of Court) by Judge Theresa S. Dizon Legal Medicine Volume 1 (2020) by Atty. Leo O. Olarte, MD. MHM 86. 87. Human Rights: A Philippine Perspective by Atty. David Robert Aquino (Hardbound) 88. | Problem Areas in Positive Identification and Alibi & the Emerging Role of Forensic Science (Jose I. Dela Rama, Jr.)

89.	Understanding Bail and Penalties (2021) by Ramon B. Mendoza and Eva Maria M. Biado (Hardbound)
Lot N	No. 2 – Science, Technology, Engineering, and Mathematics Books
90.	Principles of Electronic Materials and Devices (2018) by Kasap, S. O. / ISBN: 978-1-259-25355-3 / 4th Edition./Softbound/International Publication
91.	Fundamentals of Electric Circuits (2017) by Alexander, C. K. and Sadiku, M. N.O. /
92.	ISBN: 978-1-259-25132-0 / 6th Edition /Softbound/International Publication Finite Math for Dummies (2018) by Sterling, Mary Jane / ISBN: 978-1-119-47636-
	8/Softbound/International Publication
93.	Sustainable Treatment and Reuse of Municipal Wastewater (2018) edited by Tanjina Nur ISBN: 978-1-77361-146-4/Hardbound/International Publication
94.	Environmental Management for Hotels: A Comprehensive Guide for Sustainable Operation (2018) by Jennifer Raga / ISBN: 978-1-77361-4./Hardbound/International Publication
95.	Psychology: Perspectives and Connections (2019) by Feist, G.J. and Rosenberg, E.L. / ISBN: 978-1-260-09200-4./Hardbound/International Publication
96.	Principles of Accounting (2019) by Heather Murphy / ISBN: 978-1-63240-837-2. / Softbound/International Publication
97.	CCNA Cloud Complete Study Guide (2018) by Montgomery, T. and Olson, S. / ISBN: 978-1-119-40503-0. / Softbound/International Publication
98.	Illustrated Handbook of Telecommunications Engineering (2018) ISBN: 978-1-68094-422-8. / Hardbound/International Publication
99.	Finite Element and Boundary Methods in Structural Acoustics and Vibration (2015 /
	latest edition) by Atalla, N. and Sgard, F. / ISBN: 978-1-4665-9287-2. / Hardbound/Int'l. Publication
100.	Advanced Structural Mechanics: An Introduction (2015 / latest edition) by Renda, F., Serchi, R.G. / ISBN: 978-1-78154-563-8. / Hardbound/International Publication
101.	Foundation Engineering for Expansive Soils (2015 / latest edition) by Nelson, J. D.,
	Chao, K. C., Overton, D. D., and Nelson, E. J. / ISBN: 978-0-470-58152-0. / Hardbound/International Publication
102.	Fundamentals of Structural Analysis (2018) by Leet, K. M., Uang, C-M., Lanning, J.
	T., and Gilbert, A. M. / ISBN: 978-1-260-08333-0 / 5th Edition. / Hardbound/International Publication
103.	3GE Collection on Engineering: Engineering Systems: Modeling and Control (2018) ISBN: 978-1-68095-984-0./ Hardbound/International Publication
104.	Air Pollution: Measurement, Impacts and Control (2019) by Wilkins, Kylan / ISBN: 978-1-64116-180-0./ Softbound/International Publication
105.	Handbook of Pollution: Air, Noise and Water (2018) by Rawlings, G. / ISBN:978-1-
106.	68286-629-0. / Softbound/International Publication Essentials of Hydrology (2018) by Grantham, Shaun / ISBN: 978-1-64116-032-2. /
	Softbound/International Publication
107.	Water Resource Engineering: Planning and Management (2018) by Legrand, Ellie / ISBN: 978-1-68286-640-5. / Softbound/International Publication
108.	Solid Waste Management (2018) by Hardt, K. / ISBN: 978-1-64116-034-6. / Softbound/International Publication
109.	Computational Continuum Mechanics (2018) by Shaban, Ahmed A. /ISBN: 978-1-119-
110.	29321-7 / 3rd Edition./Hardbound/International Publication Fundamentals of the Finite Element Method for Heat and Mass Transfer (2016 / latest
	edition) by Nithiarasu, P., Lewis, R. W., and Seetharamu, K. N. / ISBN: 978-0-470-75625-6 / 2nd Edition. / Hardbound/International Publication
111.	Nanotechnology: Nanoparticles and Nanostructures (2018) by Lamb, Hector/ ISBN:
112.	978-1-63240-764-1./ Softbound/International Publication Introduction to Environmental Engineering (2018) by Paterson, Grant / ISBN: 978-1-
112.	64116-033-9. / Softbound/International Publication
113.	Environmental Science: A Study of Interrelationships (2019) by Enger, E. D. and Smith, B. F. / ISBN: 978-1-260-09164-9 / 15th Edition. / Softbound/International
	Publication

114.	Environmental Science: A Global Concern (2018) by Cunningham, W. P. and Cunningham, M. / ISBN: 978-1-259-92217-6 / 14th Edition. / Softbound/International Publication
115.	Natural Hazards and Disasters (2017) by Hyndman, Donald and Hyndman, David / ISBN: 978-1-305-58169-2 / 5th Edition. / Softbound/International Publication
116.	Environmental Science: Sustaining Your World (2017) by Miller, G. T. and Spoolman, S. E. / ISBN: 978-1-3056-3742-9. / Hardbound/International Publication
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117.	Novack, and Gibson / ISBN: 978-1-133-59296-9 / 8th Edition. / Hardbound/International Publication
118.	College Physics (2019) Edited by Melton E. / ISBN:978-1-68285-665-9 / Softbound/Int'l Publication
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	Roberts M. J. / ISBN:978-1-260-08360-6 / 3rd Ed. / Softbound/International
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120.	Illustrated Dictionary of Mechanical Engineering (2018)/ ISBN:978-1-98460-073-8 / Softbound/International Publication
121.	Vibration Analysis and Structural Dynamics for Civil Engineers (2015/ latest edition)
	by Zingoni A./ISBN:978-0-415-52256-4/Softbound/International Publication
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12).	1-138-88671-1 / Softbound/International Publication
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	ISBN:978-1-68094-984-1 / Hardbound/ International Publication
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	68386-635-1 / Softbound/International Publication
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	LLC, USA / ISBN:978-1-68094-991-9 / Hardbound/ International Publication
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142.	Environmental Assessment on Energy and Sustainability by Data Envelopment
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145.	Oxford School Dictionary (2016/ latest edition) Edited by Andrew Delahunty /
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183.	Softbound / International Print Introduction to Heat Transfer (2017) by Nathaniel Harris / ISBN:978-1-63549-485-3
	Softbound / International Print  Introduction to Heat Transfer (2017) by Nathaniel Harris / ISBN:978-1-63549-485-3  Ground and Surface Water Hydrology (2018) by Max Guthrie / ISBN:978-63549-811-0/ Softbound / International Print
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209.	Heating with Renewable Energy: Practical, hydronic-Based Combisystems for Residential and Light Commercial Buildings (2017) by John Siegenthaler, P. E. /ISBN: 978-1-2850-7560-0. /Hardbound / International Print
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211.	Principles of Foundation Engineering (2019) by Das, B. M., and Sivakugan, N. / ISBN: 978-1-337-70502-8 / 9th Edition. /Hardbound / International Print
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229.	2018 International Building Code® Illustrated Handbook (2018) by Douglas W. Thornburg, AIA, CDO, Chris Kimball, SE, MCP,William C. Bracken,PE,CFM/ISBN:978-1-260-13229-8/Hardbound/International Print
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238.	Electric Circuits: 500 fully solved problems 25 problem-solving videos online (2014 / latest edition) by Mahmood Nahvi, PhD. And Joseph A. Edminister / ISBN:978-0-07-183045-4 / 6th Edition/ Softbound / International Print
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240.	Finite Mathematics (2018) by Stefan Waner and Steven R. Costenoble / ISBN:978-1-337-28042-6 / 7th Edition /Hardbound / International Print
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244.	MATLAB® for Engineering Applications (2019) by William J. Palm III / ISBN:978-1-
	260-08471-9 / 4th Edition/ Softbound / International Print
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	63515-9 / 8th Edition /Hardbound / International Print
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	ISBN:978-1-337-61868-7/ Softbound / International Print
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	Softbound / International Print
251.	Building Performance Analysis (2018) by Pieter De Wilde / ISBN:978-1-119-34192-5
	/Hardbound / International Print
252	
252.	Short Circuits in Power Systems: A Practical Guide to IEC 60909-0 (2018) by Ismail
	Kasikci / ISBN:978-3-527-34136-8 / 2nd Edition /Hardbound / International Print
253.	Philippine Mechanical Engineering Code 2012
254.	Philippine Electrical Code 2017 edition Hard Bound
255.	Philippine Electronics code (Book 1-4)

**Note:** Bidders must state in the Statement of Compliance either "Comply" or "Not Comply" against each of the individual parameters of each Specification stating the corresponding performance parameter of the equipment offered. Statements of "Comply" or "Not Comply" must be supported by evidence in a Bidders Bid and cross-referenced to that evidence. Evidence shall be in the form of manufacturer's un-amended sales literature, unconditional statements of specification and compliance issued by the manufacturer, samples, independent test data etc., as appropriate. A statement that is not supported by evidence or is subsequently found to be contradicted by the evidence presented will render the Bid under evaluation liable for rejection. A statement either in the Bidders statement of compliance or the supporting evidence that is found to be false either during Bid evaluation, post-qualification or the execution of the Contract may be regarded as fraudulent and render the Bidder or supplier liable for prosecution subject to the provision of **ITB** Clause 4.

## **Section VIII. Bid Documents Checklist**

This Bid Documents Checklist is provided to guide the Bidder in preparing his/her bid. The checklist may be used by the Bidder to verify if the Bid includes all the prescribed documents.

The Bidder, in submitting the required documents, must use the prescribed forms found in Section X. Bidding Forms. However, should a bidder choose to use a different formatting style for a required document, the bidder must ensure that the substance in the form given in Section X for that particular document is substantially captured in the equivalent document.

A. Eli	gibility and Technical Documents (Contents of Envelope 1)
	1. Photocopy of valid PhilGEPS Certificate of Registration (Revised and updated in accordance with GPPB Resolution No. 15-2021)
	2. Photocopy of valid Certificate of Registration from SEC, DTI, or CDA, whichever is applicable
	3. Photocopy of valid Mayor's/Business Permit
	4. Photocopy of valid Tax Clearance
	5. Statement of all on-going government and private contracts, including contracts awarded but not yet started, if any
	6. Statement of Single Largest Completed Contract (SLCC), similar to the contract to be bid, in accordance with ITB Clause 5.3
	7. Audited Financial Statements stamped "received" by the BIR or its duly accredited and authorized institutions
	8. NFCC computation
	9. <i>If applicable</i> , a valid Joint Venture Agreement (JVA), in case the joint venture is already in existence, or duly notarized statements from 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
	10. Bid Securing Declaration or Bid Security, in the form, amount and validity period, as prescribed in ITB Clause 14.1
	11. Bidder's Compliance to the Technical Specifications
	12. Omnibus Sworn Statement, which shall be duly notarized
A. Fina	ancial Documents (Contents of Envelope 2)
	1. Financial Bid Form in the prescribed form
	2. Schedule of Prices

# **Section IX. Bidding Forms**

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ſ.	Date]	
Ι.	Duie	

To: Tarlac State University Re: Invitation to Bid No.

#### List of All Ongoing Government and Private Contracts, Including Contracts Awarded But Not Yet Started

Row 1: Name of Contract Row 2: Location of Project Row 3: Contract Price	Row 1: Procuring Entity Row 2: Contact Person/Address Row 3: Telephone No.	Description of Goods	Row 1: Date of Award Row 2: Date Started Row 3: Contract Duration	Value of Outstanding Goods

Attached herewith are the following documents: Notice of Award, Notice to Proceed, and Official Receipts/Invoices, as evidences in support of the foregoing information.

I/We certify that the foregoing information and all of the supporting documents are true and correct.

[Signature]
[Name of Bidder or Authorized Representative]
[Position or Title]

I	[Date]	I
1	Duic	

To: Tarlac State University Re: Invitation to Bid No.

#### Statement of Single Largest Completed Contract Similar to the Contract to be Bid

Row 1: Name of Contract Row 2: Location	Contract Price	Row 1: Procuring Entity Row 2: Address Row 3: Contact Person/Tel. No.	Description of Goods	Date of Award	Date Completed

Attached herewith are the following documents: Contract Agreement, Notice of Award, Notice to Proceed, Official Receipt/Invoice, Certificate of Final Inspection, and Certificate of Acceptance, as evidences in support of the foregoing information.

I/We certify that the foregoing information and all of the supporting documents are true and correct.

[Signature]
[Name of Bidder or Authorized Representative]
[Position or Title]

[Date]

To: Tarlac State University Re: Invitation to Bid No.

#### NET FINANCIAL CONTRACTING CAPACITY

Based on our Income Tax Return and Audited Financial Statement for the Fiscal Year [YEAR], duly submitted to the Bureau of Internal Revenue, and which form part of our Bid, the summary of our firm's financial condition is as given below:

		Year [YEAR]
1.	Total Assets	
2.	Current Assets	
3.	Total Liabilities	
4.	Current Liabilities	
5.	Net Worth (1-3)	
6.	Net Working Capital (2-4)	

Based on the aforementioned data and the Value of Outstanding Works from the Statement of All Ongoing Government and Private Contracts, which also form part of our Bid, our Net Financial Contracting Capacity (NFCC) is:

**NFCC** = [(current asset minus current liabilities) ( $\underline{15}$ )] minus [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].

NFCC =

I/We certify that the foregoing information and all of the supporting documents are true and correct.

[Signature]
[Name of Bidder or Authorized Representative]
[Position or Title]

## **Bid-Securing Declaration**

Republic of the Philippines City/Municipality Of
xx
Invitation to Bid [Insert reference number]
To: Tarlac State University
I/We, the undersigned, declare that:
1. I/We understand that, according to your conditions, bids must be supported by a Bid Security, which may be in the form of a Bid-Securing Declaration.
2. I/We accept that: (a) I/we will be automatically disqualified from bidding for any contract with any procuring entity for a period of two (2) years upon receipt of your Blacklisting Order; and, (b) I/we will pay the applicable fine provided under Section 6 of the Guidelines on the Use of Bid Securing Declaration, within fifteen (15) days from receipt of written demand by the procuring entity for the commission of acts resulting to the enforcement of the bid securing declaration under Sections 23.1(b), 34.2, 40.1 and 69.1, except 69.1 (f), of the IRR of RA 9184; without prejudice to other legal action the government may undertake.
3. I/We understand that this Bid-Securing Declaration shall cease to be valid on the following circumstances:
<ul> <li>Upon expiration of the bid validity period, or any extension thereof pursuant to your request;</li> </ul>
b. I am/we are declared ineligible or post-disqualified upon receipt of your notice to such effect, and
i) I/we failed to timely file a request for reconsideration or
ii) I/we filed a waiver to avail of said right;
c. I am/we are declared as the bidder with the Lowest Calculated Responsive Bid, and I/we have furnished the performance security and signed the Contract.
<b>IN WITNESS WHEREOF</b> , I/We have hereunto set my/our hand/s this day of [month] [year] at [place of execution].
[Signature] [Name of Bidder's Authorized Representative [Signatory's legal capacity] Affiant

<b>SUBSCRIBED AND SWORN</b> to before me this day of [month] [year] at [place of execution], Philippines. Affiant/s is/are personally known to me and was/were identified by me through competent evidence of identity as defined in the 2004 Rules on Notarial Practice (A.M. No. 02-8-13-SC). Affiant/s exhibited to me his/her [insert type of government identification card used], with his/her photograph and signature appearing thereon, with no
Witness my hand and seal this day of [month] [year].
[Name and Signature of Notary Public]
Serial No. of Commission
Notary Public for until
Roll of Attorneys No
PTR No, [date issued], [place issued]
IBP No, [date issued], [place issued]
Doc. No
Page No
Book No
Series of

[Date]

To: Tarlac State University Re: Invitation to Bid No.

### **Compliance to the Technical Specifications**

Item No.	Description  To. 1 – Law Books	Bidder's Compliance State "Comply" below if your offer is complying with the specifications, otherwise state "We are offering the same goods with the following specifications [State the complete specifications of the alternative offer]
1.	Philippine Taxation Law (CODAL) 2021	
2.	Rules of Civil Procedure Annotated (2021)	
3.	The Revised Penal Code (Codal) 2021	
4.	Revised Rules of Civil Procedure: A Review Precise (2021)	
5.	Rules of Civil Procedure Annotated (2021)	
6.	Conflict of Laws	
7.	Bar Syllabus-Based Reviewer in Labor Law & Social Legislation (Latest)	
8.	Land Titles and Deeds (2021)	
9.	The Negotiable Instruments Law, Notes and Cases	
10.	The Ultimate Compendium in Legal and Judicial Ethics (2021)	
11.	Jottings and Jurisprudence in Civil Law (Succession)	
12.	Family Code of the Philippines (2020)	
13.	Obligations and Contracts Third Edition 2020	
14.	Practice Court by Central Books Supply Inc.	
15.	The Revised Penal Code Annotated Book Two (2021)	
16.	Quizzer and Reviewer on Corporation Code, Securities Regulation Code and Related Laws (2020)	
17.	Civil Procedure Explained Vol. 1 (2021)	
18.	Legal Counseling for Practicing Lawyer	
19.	Bar Syllabus-Based Reviewer in Labor Law & Social Legislation	
20.	The Ultimate Compendium of Labor Laws and Cases (2020)	
21.	Notes and Cases in Remedial Law (General Principles and Civil Procedure)	
22.	Labor Law One: Labor Standards and Social Legislation (2020)	
23.	Problem Areas in Legal Ethics	
24.	The Philosophy of Law	
25.	The Revised Rules on Evidence as Amendment with Comments and Relevant Jurisprudence (2020)	
26.	Principles and Notes of Taxation Law (A Reviewer)	
27.	Special Proceedings with Train Law on Estate Amendments	
28.	Fundamentals of Civil Procedure (2021 Edition), Cloth Bound	
29.	Civil Code of the Philippines Annotated Special Contracts Volume V Part 1 (2021 Edition), Cloth Bound	
30.	Family Law Volume I (2020 Edition), Cloth Bound	
31.	The Alternative Dispute Resolution and the Arbitration Law (2021 Edition),	·
32.	Criminal Law Reviewer Volume II (2020 Edition), Cloth Bound	
33.	Revised Penal Code Book 2 (2021 Edition), Cloth Bound	

34.	Commercial Law Review (2021 Edition)	1
35.	Pre-bar Reviewer in Civil Law (2021 Edition)	
36.	The Revised Penal Code Book 1 (2021 Edition)	
37.	Legal and Judicial Ethics (2020 Edition)	
38.	The Revised Penal Code A Revolutionized Edition Book 2 (2020 Edition)	
39.	Law on Natural Resources and Rules of Procedure for Environmental Cases	
40.		
	Essentials of Credit Transactions and Insolvency Law (2021 Edition)	
41.	Taxation Law Volume II (2020 Edition)  Legal Profession	
43.	Civil Procedure Book 2 (2021 Edition)	
44.	Beyond Borders: Examining Special Issues in International Law (2020)	
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	International Print	
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254.	Philippine Electrical Code 2017 edition Hard Bound	
255.	Philippine Electronics code (Book 1-4)	

Attached herewith are the manufacturer's product literature(s) and certification(s) that we are authorized to sell the goods.

We certify that the foregoing information and the supporting documents are true and correct.

[Signature]
[Name of Authorized Signatory]
[Position/Title of Authorized Signatory]

#### **Omnibus Sworn Statement**

REPUBLIC OF THE PHILIPPINES	)	
CITY/MUNICIPALITY OF	)	S.S.

#### **AFFIDAVIT**

I, [Name of Affiant], of legal age, [Civil Status], [Nationality], and residing at [Address of Affiant], after having been duly sworn in accordance with law, do hereby depose and state that:

#### 1. Select one, delete the other:

- b. *If a sole proprietorship:* I am the sole proprietor or authorized representative of *[Name of Bidder]* with office address at *[address of Bidder]*;
- c. *If a partnership, corporation, cooperative, or joint venture:* I am the duly authorized and designated representative of *[Name of Bidder]* with office address at *[address of Bidder]*;

#### 2. Select one, delete the other:

- a. If a sole proprietorship: As the owner and sole proprietor, or authorized representative of [Name of Bidder], I have full power and authority to do, execute and perform any and all acts necessary to participate, submit the bid, and to sign and execute the ensuing contract for [Name of the Project] of the [Name of the Procuring Entity], as shown in the attached duly notarized Special Power of Attorney;
- b. If a partnership, corporation, cooperative, or joint venture: I am granted full power and authority to do, execute and perform any and all acts necessary to participate, submit the bid, and to sign and execute the ensuing contract for [Name of the Project] of the [Name of the Procuring Entity], as shown in the attached [state title of attached document showing proof of authorization (e.g., duly notarized Secretary's Certificate, Board/Partnership Resolution, or Special Power of Attorney, whichever is applicable;)];
- 3. [Name of Bidder] is not "blacklisted" or barred from bidding by the Government of the Philippines or any of its agencies, offices, corporations, or Local Government Units, foreign government/foreign or international financing institution whose blacklisting rules have been recognized by the Government Procurement Policy Board, by itself or by relation, membership, association, affiliation, or controlling interest with another blacklisted person or entity as defined and provided for in the Uniform Guidelines on Blacklisting;
- 4. Each of the documents submitted in satisfaction of the bidding requirements is an authentic copy of the original, complete, and all statements and information provided therein are true and correct;
- 5. [Name of Bidder] is authorizing the Head of the Procuring Entity or its duly authorized representative(s) to verify all the documents submitted;

### 6. Select one, delete the rest:

- a. *If a sole proprietorship:* The owner or sole proprietor is not related to the Head of the Procuring Entity, members of the Bids and Awards Committee (BAC), the Technical Working Group, and the BAC Secretariat, the head of the Project Management Office or the end-user unit, and the project consultants by consanguinity or affinity up to the third civil degree;
- b. *If a partnership or cooperative:* None of the officers and members of *[Name of Bidder]* is related to the Head of the Procuring Entity, members of the Bids and Awards Committee (BAC), the Technical Working Group, and the BAC Secretariat, the head of

the Project Management Office or the end-user unit, and the project consultants by consanguinity or affinity up to the third civil degree;

- c. *If a corporation or joint venture:* None of the officers, directors, and controlling stockholders of *[Name of Bidder]* is related to the Head of the Procuring Entity, members of the Bids and Awards Committee (BAC), the Technical Working Group, and the BAC Secretariat, the head of the Project Management Office or the end-user unit, and the project consultants by consanguinity or affinity up to the third civil degree;
- 7. [Name of Bidder] complies with existing labor laws and standards; and
- 8. [Name of Bidder] is aware of and has undertaken the following responsibilities as a Bidder:
  - a. Carefully examine all of the Bidding Documents;
  - b. Acknowledge all conditions, local or otherwise, affecting the implementation of the Contract:
  - c. Made an estimate of the facilities available and needed for the contract to be bid, if any; and
  - d. Inquire or secure Supplemental/Bid Bulletin(s) issued for the [Name of the Project].
- 9. [Name of Bidder] did not give or pay directly or indirectly, any commission, amount, fee, or any form of consideration, pecuniary or otherwise, to any person or official, personnel or representative of the government in relation to any procurement project or activity.
- 10. In case advance payment was made or given, failure to perform or deliver any of obligations and undertakings in the contract shall be sufficient grounds to constitute criminal liability for Swindling (Estafa) or the commission of fraud with unfaithfulness or abuse of confidence through misappropriating or converting any payment received by a person or entity under an obligation involving the duty to delivery certain goods or services, to the prejudice of the public and the government of the Philippines pursuant to Article 315 of Act No. 3815 s. 1930, as amended, or the Revised Penal Code.

amended, or the Revised Penal Co	ode.
IN WITNESS WHEREOF, I have her Philippines.	reunto set my hand this day of, 20 at,
	Bidder's Representative/Authorized Signatory
execution], Philippines. Affiant/s is/are percompetent evidence of identity as define SC). Affiant/s exhibited to me his/her [in	to before me this day of [month] [year] at [place of ersonally known to me and was/were identified by me through d in the 2004 Rules on Notarial Practice (A.M. No. 02-8-13-sert type of government identification card used], with his/her on, with no and his/her Community Tax Certificate day of [month] [year].
Doc. No	NAME OF NOTARY PUBLIC  Serial No. of Commission  Notary Public for until  Roll of Attorneys No  PTR No [date issued], [place issued]  IBP No [date issued], [place issued]
Page No	

Book No. \_\_\_\_\_ Series of \_\_\_\_\_

# [Bidder's Letterhead]

[Date]

#### FINANCIAL BID FORM

To: Tarlac State University Re: Invitation to Bid No.

Having examined the Bidding Documents [insert if any or delete, if none: including Bid Bulletin Numbers [insert numbers], the receipt of which is hereby duly acknowledged], we, the undersigned, offer to [supply/deliver/perform] [description of the Goods] in conformity with the said Bidding Documents for the sum of [total Bid amount in words and figures] or such other sums as may be ascertained in accordance with the Schedule of Prices attached herewith and made part of this Bid.

If our Bid is accepted, we commit to deliver the goods in accordance with the delivery schedule specified in the Schedule of Requirements.

If our Bid is accepted, we undertake to provide a performance security in the form, amounts, and within the times specified in the Bidding Documents.

We agree to abide by this Bid for the Bid Validity Period specified in ITB Clause 14.2 and it shall remain binding upon us and may be accepted at any time before the expiration of that period.

Until a formal Contract is prepared and executed, this Bid, together with your written acceptance thereof and your Notice of Award, shall be binding upon us.

We understand that you are not bound to accept the Lowest Calculated Bid or any Bid you may receive.

We certify/confirm that we comply with the eligibility requirements as per **ITB** Clause 5 of the Bidding Documents.

We likewise certify/confirm that the undersigned, [for sole proprietorships, insert: as the owner and sole proprietor or authorized representative of [Bidder], has the full power and authority to participate, submit the bid, and to sign and execute the ensuing contract, on the latter's behalf for the [Name of Project] of the Tarlac State University] [for partnerships, corporations, cooperatives, or joint ventures, insert: is granted full power and authority by the [Bidder], to participate, submit the bid, and to sign and execute the ensuing contract on the latter's behalf for [Name of Project] of the Tarlac State University.

We acknowledge that failure to sign each and every page of this Financial Bid Form, including the attached Schedule of Prices, shall be a ground for the rejection of our bid.

[signature]	day of	20
[signature]		[in the capacity of]
Duly authorized to sign	Bid for and on behalf of	

# [Bidder's Letterhead]

[Date]

To: Tarlac State University Re: Invitation to Bid No.

## **SCHEDULE OF PRICES**

Item No.	Description	Qty.	Unit	Unit Price	Total Price
Lot N	o. 1 – Law Books				
1.	Philippine Taxation Law (CODAL) 2021	2	copy		
2.	Rules of Civil Procedure Annotated (2021)	2	copy		
3.	The Revised Penal Code (Codal) 2021	2	copy		
4.	Revised Rules of Civil Procedure: A Review Precise (2021)	2	copy		
5.	Rules of Civil Procedure Annotated (2021)	2	copy		
6.	Conflict of Laws	2	copy		
7.	Bar Syllabus-Based Reviewer in Labor Law & Social (Latest)	2	copy		
8.	Land Titles and Deeds (2021)	2	copy		
9.	The Negotiable Instruments Law, Notes and Cases	2	copy		
10.	The Ultimate Compendium in Legal and Judicial Ethics (2021)	2	copy		
11.	Jottings and Jurisprudence in Civil Law (Succession)	2	copy		
12.	Family Code of the Philippines (2020)	2	copy		
13.	Obligations and Contracts Third Edition 2020	2	copy		
14.	Practice Court by Central Books Supply Inc.	2	copy		
15.	The Revised Penal Code Annotated Book Two (2021)	2	copy		
16.	Quizzer and .Reviewer on Corporation Code, Securities Regulation Code and Related Laws (2020)	2	copy		
17.	Civil Procedure Explained Vol. 1 (2021)	2	copy		
18.	Legal Counseling for Practicing Lawyer	2	copy		
19.	Bar Syllabus-Based Reviewer in Labor Law & Social Legislation	2	сору		
20.	The Ultimate Compendium of Labor Laws and Cases (2020)	2	сору		
21.	Notes and Cases in Remedial Law (General Principles and Civil Procedure) Vol. I Part III	2	сору		
22.	Labor Law One: Labor Standards and Social Legislation (2020)	2	copy		
23.	Problem Areas in Legal Ethics	5	сору		
24.	The Philosophy of Law	2	copy		
25.	The Revised Rules on Evidence as Amendment with Comments and Relevant Jurisprudence (2020)	2	сору		
26.	Principles and Notes of Taxation Law (A Reviewer)	2	copy		
27.	Special Proceedings with Train Law on Estate Amendments	2	copy		
28.	Fundamentals of Civil Procedure (2021 Edition), Cloth Bound	2	copy		
29.	Civil Code of the Philippines Annotated Special Contracts Volume V Part 1 (2021 Edition), Cloth Bound	2	copy		
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