SUPPLEMENTAL / BID BULLETIN

UNIVERSITY OF THE PHILIPPINES MANILA
The Health Sciences Center
Bids and Awards Committee 1
Taft Avenue, Manila
Trunk Line No. 8554-8400 Local 3014/3015

BID BULLETIN NO. 2022-108
16 September 2022

for the Supply and Delivery of Various Drugs & Medicines (IV Fluid, Anaesthetic/Respiratory Inhalants, Liquid/Suspension Preparation, External Dermatological, Otic/Ophthalmic Preparation, Others) – Framework Agreement
BAC1-2022-08-0051C

Pursuant to Section 22.5.1 of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184, the Bids and Awards Committee 1 is issuing this bid bulletin to modify or amend the following items in the Bid Documents in response to and address the request / clarification of the prospective bidder/s who attended the pre-bid conference held on 02 September 2022

1. Clarification on the Terms and Conditions:

Item No.	Query	Response
2	The brand offered must be at least five (5) years commercially available in the market from date of opening of bids. Proof of this shall be the initial Certificate of Product Registration (CPR) issued by the Food and Drug Administration (FDA).	The CPR must be for ALL items that the prospective bidder intends to submit. There may be exceptions or considerations for new Drugs and Medicines in the market. Moreover, additional documentary requirements may also be requested by the TWG such as clinical trials/ BA/BE, during post-qualification evaluation. RA No. 9184 gives the Procuring Entity the authority to determine the terms and conditions required to meet its needs. In this case, the five (5) year period (in the commercially available product in the market) is to determine the safety and efficacy of the product.
3.1	Submit Memorandum of Agreement (MOA) and Certificate of exclusive/authorized distributorship between the manufacturer and distributor. Distributors/suppliers must have certification from their principals that they are the exclusive distributor of the drug products authorized to submit tender for the product on behalf of the principal and that all commitments made by them shall be honored by the principal in case of termination of distributorship agreement.	A contract denominated as Contract of Distributorship or Distributorship Agreement is acceptable. While the title of the contract is not controlling, the provisions thereof must specifically and categorically state that the Supplier is the exclusive or authorized distributor of the drugs. The Certificate of Exclusive/Authorized Distributorship is an additional requirement in compliance with Commission on Audit (COA) Circular No. 2012-001 dated 14 June

Item No.	Query	Response
		2012 entitled "Prescribing the Revised Guidelines and Documentary Requirements for Common Government Transactions) under 9.1.3.1. on Procurement of Goods.
3.2	Submit valid Certificate of Product Registration (CPR) issued by the Food and Drug Administration (FDA). Note: CPRs that will expire within three (3) months from the date of opening of bids should present the Official Receipt of renewal of application with the Document Tracking log for the CPR from the FDA.	We will consider the FDA Guidelines on the time frame of the renewal of CPR. You have to take note of the date of opening of bids vi-a-vis the date of expiration of your CPR to determine whether the same is already due for renewal with FDA. If the answer is in the affirmative, BAC requires that current CPR and a copy of the receipt of renewal thereof be part of the bid documents to be submitted. The three-month requirement of expiring CPRs is to consider the duration for the processing of bid evaluation to awarding of contracts. The duration of three (3) months is more feasible for the suppliers to present an updated CPRs by the time the delivery of items is requested.
3.3	Certificate of Analysis (COA) for the products offered (batch to be delivered if awarded) duly issued by an FDA accredited laboratory (local) and should contain information indicated in monograph of the drug. Sample analyzed must not be expired during the time of bidding. The result of assay submitted must be in the specific brand and should be in the exact dosage formulation of the drug being bidded. In cases where local laboratories are unavailable to perform drug assays, assays done abroad is accepted. The local COA is preferred and given more weight in the evaluation and awarding process	The Certificate of Analysis is for the batch of the specific drug and not for all the drugs in the batch. The Certificate of Analysis of the batch from the manufacturer is allowed as long as it is for the same drug (generic and brand name), same batch and is still valid.
3.8	Certificate of Acceptance from at least three (3) major hospital issued within the year and should be supported with Sales Invoice (for new item/brand offered only).	The legal basis is RA No. 9184 which gives the Procuring Entity the authority to determine the terms and conditions required to meet its needs, and to assess the safety and efficacy of the drugs being offered.
6	New brands offered shall be subject to further evaluation and shall require the following: 6.1 Validation of the submitted Certificate of Acceptance from at least three (3) major hospitals 6.2 Justification from end-user/s to validate the acceptance of the good/s offered (to be facilitated by PGH-PSD).	
	Submission of Class "A" Documents in addition to valid and updated PHILGEPS Certificate of Membership and Registration.	In view of GPPB Resolution No. 15-2021 dated 14 October 2021, bidders which are PhilGEPS PLATINUM MEMBERS need only to submit a valid and updated Certificate of Registration and Membership in lieu of Class "A" Eligibility Documents.

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		However, Commission on Audit (COA) Circular No. 2012-001 dated 14 June 2012 entitled "Prescribing the Revised Guidelines and Documentary Requirements for Common Government Transactions) requires that bidding documents under Section 17.1. of 2016 Revised IRR of RA No. 9184 (2021) such as Eligibility Requirements be submitted to the Auditor's Office within five (5) days from execution of contract. Thus, Class "A" documents should still be submitted together with the other bid documents.

This shall form an integral part of the Bid Documents.

For the information and guidance of all concerned.

Dean CHARLOTTE M. CHIONG, MD, PhD
Chairperson, Bids and Awards Committee 1

Received by the Bidder:

_____
Signature over Printed Name

_____
Name of Company

_____
Date