

Republic of the Philippines
 Department of Social Welfare and Development
 MIMAROPA Region
 1680. F. T Benitez cor Malvar Sts., Malate, Manila

BIDS AND AWARDS COMMITTEE
SUPPLEMENTAL /BID BULLETIN (SBB) NO. 1

This SBB No. 1 dated January 19, 2022 for the Project, “Supply and Delivery of Security Services with Project ID No. DSWD4B-2021-001 and PHILGEPS Reference Number 8345463 “is issued to clarify, modify or amend items in the Bidding Documents. Accordingly, this shall form an integral part of said documents.

PARTICULARS	CLARIFICATIONS/AMENDMENTS
<ul style="list-style-type: none"> Clarification on the applicability of 10% administrative fee imposed under Section 9(b)(ii) of DOLE DO No.18-A and 20% administrative fee provided under Section 4 of DOLE DO No. 150-2016. 	<ul style="list-style-type: none"> With regards to the applicability of 10% standard administrative fee provided under DOLE Department Order No.18-A, and 20% administrative fee provided under DOLE Department Order No. 150-2016, the prospective bidders are enjoined to refer to the attached GPPB Policy Opinion No. 03-2012 dated November 30, 2012 and GPPB NPM-093-2016 dated November 15, 2016. Pertinent portion of the GPPB opinion reads “ Based on the foregoing discussions and considering the obvious conflict between Section 31 of RA 9184 and Section 9(b) (ii) of DOLE DO 18-A, we express the view that the latter should be considered INVALID, and thus cannot be source of any right, duty, obligation or power (Attached herein for reference is a copy of GPPB Policy Opinion No. 03-2012. Further, based on GPPB NPM -093-2016 in the case of <i>Philippine Sports Commission et.al vs. Dear John Services</i>, which reads that “we are of the opinion that

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	<p>Section 4 of DOLE DO No. 150-16 as it imposes a minimum administrative fee of 20% of the total contract cost per the Service Agreement for Security Services , runs counter to the provision of Section 31 of RA 9184 and its IRR.” (Attached herein for reference copy of GPPB NPM093-2016). Therefore , the BAC will follow GPPB policy opinion in accordance with the mandatory provision of Section 31 of RA 9184 and its IRR.</p>
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For guidance and information of all concerned.


SHEILA S. TAPIA
BAC Chairperson

[Date]

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