



**Supplemental/Bid Bulletin No. 2**  
**21 October 2024**

**PUBLIC BIDDING NO. 24-125-1**

**SUPPLY AND DELIVERY OF AIR FRESHENER  
FOR THE PROCUREMENT SERVICE (PS)**

Issued pursuant to Section 22.5 of the IRR of R.A. 9184 to clarify and/or amend certain provisions in the Bidding Documents issued for this project, considering the issues raised and clarifications made by prospective bidders during the **Pre-Bid Conference** held on **16 October 2024**, likewise, respond to bidders' written queries received within the prescriptive period for filing.

**A. CLARIFICATION/S**

The Procurement Service-Department of Budget and Management through its Bids and Awards Committee-I hereby clarifies prospective bidders' concerns and queries:

ITEM	CONCERN	REFERENCE	CLARIFICATION/ RESOLUTION
<b>Product Providers Inc.</b>			
1	Should the product have FDA certification from the Philippines even if the item is manufactured abroad?	Evidence and Verification under Section VII Technical Specifications.	The requirement is Valid FDA Certificate of Product Registration/Product Notification.
2	Should the item trademark be registered even if it is a generic brand manufactured abroad?	Marking/Labeling Requirement under Section VII Technical Specifications	According to Article 77 of RA No. 7394 " <i>Minimum Labeling Requirements for Consumer Products</i> ", <b>all consumer products</b>

*For the purpose of this Bulletin and for better understanding of its contents, the following rules shall apply: (a) Double Strike out – denotes deletion; (b) Underline – denotes inclusion or new item/requirement; and "xxx" – denotes separation of phrase/s being amended from the rest of the main text.*

			<p><b>domestically sold whether manufactured locally or imported</b> shall indicate the following in their respective labels of packaging:</p> <ul style="list-style-type: none"> <li>a. its correct and registered trade name or brand name;</li> <li>b. <b>its duly registered trademark;</b> xxx</li> </ul> <p>Thus, the committee hereby clarifies that the product shall indicate the trademark in their respective labels of packaging.</p>
3	If a joint venture agreement is in place, can there be a structure of distributor/manufacturer (2) and trading company(3)?	Section 23.1 (b) of the 2016 revised IRR of RA No. 9184.	<p>The BAC hereby clarifies that <b>each partner of the Joint Venture</b> shall submit their respective <b>PhilGEPS Certificate of Registration</b> in accordance with Section 8.5.2 of the 2016 revised IRR of RA No. 9184. The submission of technical and financial eligibility documents by <b>any of the joint venture partners</b> constitutes compliance: Provided, That the <b>partner responsible to submit the NFCC</b> shall likewise submit the <b>Statement of all of its Ongoing Contracts</b> and</p>

			<b>Audited Financial Statements.</b>
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By Rules, all other related provisions in the Bidding Documents correspondingly affected by these amendments are likewise deemed amended to conform to this Bid Bulletin.

Amendments/inclusions/clarifications made herein shall be considered an integral part of the Bidding Documents.

**Sgd. JAMES F. GABILO**  
*Chairperson, Bids and Awards Committee I*