



## **SPECIAL BIDS AND AWARDS COMMITTEE** **(SBAC)**

### **TERMS AND CONDITIONS**

1. The auction is open to the public except members of the Special Bids and Awards Committee (SBAC) and its Secretariat and their relatives within the third civil degree of consanguinity.
2. Sealed bids shall be for all the items described in the Invitation to Bid on an "AS-IS, WHERE IS" and "CASH and CARRY" basis.
3. Sealed bids for the lot must not be lower than the minimum bid/floor price as indicated in the Invitation to Bid.
4. Sealed bids must be accompanied by a manager's check or cashier's check acquired from a reputable bank within the area where the auction is to be held or cash bidder's bond, likewise sealed, equivalent to ten (10%) percent of the total bid price. The bidder's bond of the winning bidder will be forfeited in favor of the government as liquidated damages upon failure to pay the approved bid prices within five (5) working days after formal notice.
5. Subject to existing health protocols and as mandated by the OSG-Covid Response Committee, all interested bidders are required to submit a negative antigen test result taken within 24 hours prior to the date of viewing and inspection on February 4, 2022, in order to be allowed to enter the OSG premises. Such test should be at the expense of the bidder concerned.
6. Bidders shall submit their bid tenders through [sbac.osg@gmail.com](mailto:sbac.osg@gmail.com) on or before February 14, 2022 at 1:00 pm, and as further specified in the Invitation to Bid. Bidders shall use digital or electronic signature in all bid tenders submitted and shall use password protection to ensure the security, integrity, and confidentiality of the bid tenders submitted. For electronic bid submission, bidders shall send another bid equally secured, properly identified, and labelled as a "modification" of the one previously submitted. The time indicated in the latest bid receipt shall be the official time of submission. Bids tenders submitted online after the

deadline shall not be accepted.

7. In the presence of participating bidders, and the COA Auditor or her representative, the SBAC, on February 14, 2022, at 2:00 pm, shall open the sealed bids submitted, via Zoom videoconference after duly notifying the bidders of the same via the latter's official email address, and thereafter, submit its report and recommendation to the Solicitor General.

8. Bidders shall allow the SBAC access to a password-protected bid tenders at the date and time of the opening of bids. The passwords for accessing the file will be disclosed by the bidders only during the actual bid opening which may be done through Zoom videoconference.

9. The winning bidder shall, after paying the approved bid-price/s with the Financial Management Service (FMS) of the OSG, remove/haul the subject disposable items from the OSG premises within seven (7) working days and shall shoulder all expenses relative thereto.

10. The SBAC reserves the right to 1) reject any or all bids; 2) waive defects or informalities therein; 3) or accept any bid/s which it may consider to be most advantageous and beneficial to the government.

11. The SBAC shall be allowed to suspend the conduct of public auction, opening of bids, and awarding of bids adversely affected or interrupted by the declaration of a State of Calamity, or implementation of community quarantine or similar restrictions at any time during the existence of such calamity, or quarantine or similar restrictions and when it has assessed or determined that: No bidder will be able to submit a bid or comply with the requirements of the public auction due to the limitations resulting from the declaration of a State of Calamity, or implementation of a community quarantine or similar restriction, or when the conduct of public auction cannot be undertaken without endangering the health and welfare of its personnel despite the work from home or other alternative work arrangements.

12. In case of suspension, the SBAC shall notify all prospective bidders via the latter's official email. The notice shall also be posted in at least three conspicuous places in the premises of the OSG and, as may be applicable via the PhilGEPS. The notice shall include the suspension of the conduct of public auction, opening of bids, and awarding of bids, its estimated date of resumption, and all the implications of such suspension, which shall include, but not limited to the extension of the bid validity and security. The period of action on public auction shall not commence anew but rather, grants the OSG the balance of the remaining period available for the conduct of public auction, which has been tolled or suspended.



**ANGELITA VILLANUEVA MIRANDA**

*Assistant Solicitor General*

Chairperson, Special Bids and Awards Committee