Republic of the Philippines
APO PRODUCTION UNIT, INC.
2/F PIA Building, Visayas Avenue, Brgy. VASRA, Quezon City,
Metro Manila, Philippines 1128

APO PRODUCTION UNIT, INC.

BIDS AND AWARDS COMMITTEE (BAC)
BAC RESOLUTION NO. 03-034-19
PB-01-19-A

RECOMMENDING DECLARATION OF FAILURE OF BIDDING FOR THE REBIDDING OF LEASE OF VARIOUS 6-COLOR CONTINUOUS FORMS PRESS, VARIOUS SHEET FED PRESSES AND FINISHING EQUIPMENT WITH TECHNICAL AND OPERATIONAL SUPPORT SYSTEM THROUGH CONDUCT OF PUBLIC BIDDING UNDER SECTION 10 OF THE REVISED IMPLEMENTING RULES AND REGULATIONS (IRR) OF REPUBLIC ACT (RA) NO. 9184

WHEREAS, on 31 January 2019, Mr. Michael J. Dalumpines, Chairman and President, as Head of the Procuring Entity, approved the Annual Procurement Plan ("*APP*") for CY 2019 using the Reenacted Corporate Operating Budget *("COB")* of CY 2018 upon favorable recommendation of the Bids and Awards Committee *("BAC")*;

WHEREAS, in accordance with the pertinent provisions of the revised IRR of RA No. 9184, the BAC posted the Invitation to Bid ("IB") for the Rebidding of Lease of Various 6-color Continuous Forms Press, Various Sheet Fed Presses and Finishing Equipment with Technical and Operational Support System (PB-01-19-A) with an Approved Budget for the Contract ("ABC") amounting to Twelve Million Pesos **(PhP 12,000,000.00)** in the website of Philippine Government Electronic Procurement System ("*PhilGEPS*"), APO's website and in conspicuous place in the premises of the APO last 21 February 2019;

WHEREAS, likewise in furtherance with the pertinent provisions of the revised IRR of RA 9184, representatives from the Commission on Audit ("*COA*") Resident Auditor, as well as observers from private sectors, were invited to observe and witness the conduct of the Pre-Bid Conference and the Submission and Opening of Bids as scheduled;

WHEREAS, Bids and Awards Committee convened the scheduled Pre-Bid Conference on 1 March 2019. Subsequently, prospective bidder **Ernest Printing Press** represented by Mr. Ernesto Lim and Mr. Jefferson Yubontoy have attended the said proceeding;

WHEREAS, on the scheduled deadline for the Submission and Opening of Bids on 13 March 2019 at 1:30 P.M., BAC received two (2) bid proposal from **Ernest Printing Press** and **Trojan Computer Forms**. During the preliminary examination of bids, the BAC checked the submitted documents against the checklist or required documents to ascertain if they are all present;

WHEREAS, the BAC using a non-discretionary "pass/fail" criterion found and rated failed both the two (2) bidders in the 1st envelope containing the Technical Components for failure to conform on the prescribed **"Statement of All Ongoing Government and Private Contracts, Including Contracts Awarded But Not Yet Started, Whether Similar or Not Similar in Nature"** Form;

WHEREAS, pursuant to Section 35.1 of the Revised IRR of RA 9184, the BAC shall declare the bidding a failure when:

a.) All prospective bidders are declared ineligible;

WHEREAS, in the interest of time and to protect the best business interest of the company, BAC resolved to recommend to the HOPE the declaration of failure of bidding and to conduct mandatory review and evaluate Bidding Documents for proposed negotiated procurement;

NOW, THEREFORE, We, the Members of the BAC, by the virtue of powers vested on us by law, after duly considering the recommendation of the Technical Working Group ("*TWG*"), hereby **RESOLVED** to recommend to the HOPE:

1. To declare a Failure of Bidding for the Rebidding of Lease of Various 6-color Continuous Forms Press, Various Sheet Fed Presses and Finishing Equipment with Technical and Operational Support System (PB-01-19-A) (Philgeps No. 5809677)

2. To conduct mandatory review and evaluation of the terms, conditions, and specifications in the Bidding Documents of the project for the same project pursuant to Section 35.5 of the Revised IRR of RA 9184.

3. To resort to Negotiated Procurement (Two Failed Biddings), an Alternative Method of Procurement, in accordance with Section 53.1 of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184

Done this 18th day of March, 2019 at APO Production Unit, Inc., Philippine Information Agency (PIA) Building, Visayas Avenue, Diliman Quezon City, Philippines.

BAC MEMBERS:

KARL PAULO C. DAMIAN
Chairperson

JOSEFINA L. OMOL
Vice Chairperson

DOMINIC F. TAJON
Member

FREDERICK S. TARUN
Member

MICHAEL ROMIL D. SANTIAGO
Member

NOTE: Approved subject to requirements of RA 9184 and related laws.

Approved:

MICHAEL J. DALUMPINES
HOPE

MICHAEL J. DALUMPINES

//esc 03.18.19