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. 05-044-19
PB-09-19-A

RECOMMENDING DECLARATION OF FAILURE OF BIDDING FOR THE REBIDDING OF LEASE OF VARIOUS PRINTING MACHINES AND EQUIPMENT WITH OPERATIONAL AND TECHNICAL 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 1 April 2019, Mr. Michael J. Dalumpines, Chairman and President, as Head of Procuring Entity, approved the Annual Procurement Plan *("APP")* for CY 2019 of APO Production Unit, Inc. *("APUI")* 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 Printing Machines and Equipment with Operational and Technical Support System (PB-09-19-A) with an Approved Budget for the Contract *("ABC")* amounting to One Million Six Hundred Thousand Pesos **(PhP 1,600,000.00)** in the website of Philippine Government Electronic Procurement System ("*PhilGEPS*"), APO's website and in conspicuous place in the premises of the APO last 30 April 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, Submission and Opening of Bids, Bid Evaluation and Post-Qualification as scheduled;

WHEREAS, Bids and Awards Committee convened the scheduled Pre-Bid Conference on 8 May 2019. Subsequently, there was no prospective bidder attended the said proceeding;

WHEREAS, on the scheduled deadline for the Submission and Opening of Bids on 20 May 2019 at 2:30 P.M. Only **Kings Printers (Davao), Inc.** purchased and submitted its bid at 12:16 P.M. on 20 May 2019. 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 the 1st envelope containing the Technical Components of **Kings Printers (Davao), Inc.** for failure to affix the latest Philippine Government Electronic Procurement System *("PhilGEPS")* membership certificate pursuant to 2016 IRR of RA 9184 required document in Competitive Bidding;

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;

BAC Resolution No. 05-044-19

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 two failed bidding for the Lease of Various Paper Printing Machines, In-line Digital Numbering and Bar Coding and Finishing Equipment with Operational and Technical Support System (PB-09-19-A) (PhilGEPS No. 6169270)

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 22nd day of May, 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

Approved:

MICHAEL J. DALUMPINES
HOPE

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

MICHAEL J. DALUMPINES

//esc 05.22.19