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)
RESOLUTION NO. 03-089-21
PB-08-21

RECOMMENDING DECLARATION OF FAILURE OF BIDDING FOR THE LEASE OF VARIOUS PRINTING MACHINES AND FINISHING EQUIPMENT WITH TECHNICAL AND OPERATIONAL SUPPORT SYSTEM (MINDANAO AREA) THROUGH CONDUCT OF PUBLIC BIDDING UNDER SECTION 10 OF THE REVISED IMPLEMENTING RULES AND REGULATIONS (IRR) OF REPUBLIC ACT (RA) NO. 9184

WHEREAS, on 4 January 2021, Mr. Michael J. Dalumpines, Chairman and President, as Head of the Procuring Entity, approved the Annual Procurement Plan ("*APP*") for CY 2021 of APO Production Unit, Inc. ("*APO*") upon favorable recommendation of the Bids and Awards Committee ("*BAC*");

WHEREAS, included in the approved APP of APO for CY 2021 is the Lease of Various Printing Machines and Finishing Equipment with Technical and Operational Support System (Mindanao Area) *under PB-08-21*. The Approved Budget for the Contract (*"ABC"*) for the said project is Thirty Million Pesos (PhP30,000,000.00);

WHEREAS, in compliance with the pertinent provisions of Republic Act (*"RA"*) No. 9184, otherwise known as the "Government Procurement Reform Act", the BAC Secretariat advertised the Invitation to Bid for the *Lease of Various Printing Machines and Finishing Equipment with Technical and Operational Support System (Mindanao Area) under PB-08-21* dated 25 February 2021 in the Philippine Government Electronic Procurement System (PhilGEPS), APO Website (www.apo.gov.ph), and in conspicuous place at the premises of the APO Production Unit, Inc.;

WHEREAS, likewise in furtherance with the pertinent provisions of RA No. 9184 that will ensure the transparency of the process, observers from the Commission on Audit (COA) Resident Auditor, as well as observers from the private sector 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, on 4 March 2021, the BAC through its Secretariat issued a Bid Bulletin No.1 amending the Schedule of Requirements and Technical Specifications which was posted in PhilGEPS, APO Website and APO-BAC Bulletin Board.

WHEREAS, on 5 March 2021, BAC convened for the scheduled Pre-Bid Conference and prospective bidder from Ivory Printing & Publishing House represented by Mr. Cornelio Saldivar attended the said conference;

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WHEREAS, on 17 March 2021, the scheduled deadline for the Submission and Opening of Bids, the BAC received one (1) bid proposal from **Ivory Printing & Publishing House**. During the preliminary examination of bids, the BAC checked the submitted documents against the checklist of required documents to ascertain if they are all present;

WHEREAS, the BAC using a non-discretionary "pass/fail" criterion found and rated ***passed*** the 1st envelope containing the Technical Components of the bid **Ivory Printing & Publishing House** for complying with the all the requirements stated in the bidding documents and the provisions of RA No. 9184;

WHEREAS, BAC proceeded with the opening of the 2nd envelope using a non-discretionary "pass/fail" criterion and therefore found and rated passed the 2nd envelope containing the Financial Components of **Ivory Printing & Publishing House**, with bid proposal of as follows;

Abstract of Bids "As Read"
(Please see Annex "A")

Ivory Printing & Publishing House	**Bid Amount (As Read)**	**% Variance from ABC**
Lease of Various Printing Machines and Finishing Equipment with Technical and Operational Support System (Mindanao Area) under PB-08-21	**PhP29,960,000.00**	**0.0013**
----------Nothing Follows----------		

WHEREAS, on 18 March 2021, the BAC with the assistance of the Technical Working Group (TWG) conducted the detailed evaluation of bids using a non-discretionary "pass/fail" criterion in considering the following:

Abstract of Bids "As Calculated"
(Please see Annex "B")

Ivory Printing & Publishing House	**Bid Amount (As Calculated)**	**% Variance from ABC**
Lease of Various Printing Machines and Finishing Equipment with Technical and Operational Support System (Mindanao Area) *under PB-08-21*	**PhP36,410,000.00**	**-0.2136**
----------Nothing Follows----------		

WHEREAS, after the conduct of detailed evaluation of bids, BAC thru the assistance of the TWG, identified **Ivory Printing & Publishing House** non-compliant for exceeding the Approved Budget for the Contract in the mathematical computation of their bid price schedule. Thereafter, the BAC issued a Notice of Disqualification dated 23 March 2021;

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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 re-bidding activity or the resort to Alternative Mode of Procurement defending on the recommendation of the mandatory review;

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 Lease of Various Printing Machines and Finishing Equipment with Technical and Operational Support System (Mindanao Area) under PB-08-21 (PhilGEPS Reference No. 7494576) and;

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

Done this 29th day of March, 2021 at APO Production Unit, Inc., Philippine Information Agency (PIA) Building, Visayas Avenue, Diliman Quezon City, Philippines.

BAC MEMBERS

DOMINIC F. TAJON
Chairperson

KARL PAULO C. DAMIAN
Vice-Chairperson

FREDERICK S. TARUN
Member

JOSEFINA L. OMOL
Member

MICHAEL ROMIL D. SANTIAGO
Member

Approved:

MICHAEL J. DALUMPINES
HOPE

/lag 29.3.21