BIDS AND AWARDS COMMITTEE (BAC)
RESOLUTION NO. 09-018-21
PB-23-21

RECOMMENDING DECLARATION OF FAILURE OF BIDDING FOR THE LEASE OF VARIOUS PAPER PRINTING MACHINES AND FINISHING EQUIPMENT WITH OPERATIONAL AND TECHNICAL SUPPORT SYSTEM THROUGH CONDUCT OF PUBLIC BIDDING UNDER SECTION 10 OF THE REVISED IMPLEMENTING RULES AND REGULATTIONS (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 2020 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 Paper Printing Machines and Finishing Equipment with Operational and Technical Support System (PB-23-21).* The Approved Budget for the Contract (*"ABC"*) for the said project is Three Million Five Hundred Thousand Pesos (PhP3,500,000.00);

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 Paper Printing Machines and Finishing Equipment with Operational and Technical Support System under Public Bidding No. 23-21* dated 17 August 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 Submission and Opening of Final Offer as scheduled;

WHEREAS, on 25 August 2021, BAC convened for the scheduled Pre-Bid Conference and Prospective bidder from Intertech Forms Manufacturing Corporation represented by Mr. Orlando Cruz attended the said conference;

WHEREAS, on 6 September 2021, the scheduled deadline for the Submission and Opening of Bids, the BAC received one (1) bid proposal from **Intertech Forms Manufacturing Corporation.** 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 **Intertech Forms Manufacturing Corporation** 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 **Intertech Forms Manufacturing Corporation** with a bid proposal of as follows;

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

Intertech Forms Manufacturing Corporation	**Bid Amount (As Read)**	**% Variance from ABC**
Lease of Various Paper Printing Machines and Finishing Equipment with Operational and Technical Support System (PB-23-21)	**PhP3,480,000.00**	**0.005**
----------Nothing Follows----------		

WHEREAS, on 6 September 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")

Intertech Forms Manufacturing Corporation	**Bid Amount (As Read)**	**% Variance from ABC**
Lease of Various Paper Printing Machines and Finishing Equipment with Operational and Technical Support System (PB-23-21)	**PhP3,480,000.00**	**0.005**
----------Nothing Follows----------		

WHEREAS, after the conduct of detailed evaluation of bids, BAC thru the assistance of the TWG, identified **Intertech Forms Manufacturing Corporation** non-compliant in the submitted Single Largest Completed Contract (SLCC). Thereafter, the BAC issued a Notice of Post Disqualification dated 20 September 2021;

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;

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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 Lease of Various Paper Printing Machines and Finishing Equipment with Operational and Technical Support System (PB-23-21) (PhilGEPS Reference No. 7923189) 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 21st day of September, 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 21.9.21