



Republic of the Philippines  
PRESIDENTIAL COMMUNICATIONS OPERATIONS OFFICE  
APO PRODUCTION UNIT, INC.



**BIDS AND AWARDS COMMITTEE (BAC)**  
**RESOLUTION NO. 08-002-21**  
**PB-18-21-A**

**RECOMMENDING DECLARATION OF FAILURE OF BIDDING 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 Rebidding of Supply and Delivery of Two (2) Units Multi-Purpose Vehicles (PB-18-21-A). The Approved Budget for the Contract ("ABC") for the said project is Two Million Nine Hundred Thousand Pesos (PhP 2,900,000.00);

**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 Rebidding of Supply and Delivery of Two (2) Units Multi-Purpose Vehicles (PB-18-21-A) dated 13 July 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 21 July 2021, BAC convened for the scheduled Pre-Bid Conference and prospective bidders from SFM Sales Corporation and Toyota Global City, Inc., represented by Mr. Edmund Telo and Ms. Karen Cancio, respectively attended the said proceeding;

**WHEREAS**, on 21 and 23 July 2021, the BAC through its Secretariat issued a Bid Bulletin Nos. 1 and 2 amending the technical specifications which was posted to PhilGEPS, APO Website, and APO-BAC Bulletin Board ;

**WHEREAS**, on 2 August 2021, the scheduled deadline for the Submission and Opening of Bids, the BAC received one (1) bid proposal from **Toyota Global City, Inc.** 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;



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**WHEREAS**, the BAC using a non-discretionary “pass/fail” criterion found and rated failed the envelope comprising the bids of **Toyota Global City, Inc.** for non-conformance to submit the required copies as stated in the Instructions to Bidders (ITB) Clause No. 20.3 of the Bid Data Sheet (BDS) in the bidding documents stating that each bidder shall submit one (1) original or certified true copies of the original and two (2) duplicate copies of the first and second components of its bid;

**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 depending 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 Rebidding of Supply and Delivery of Two (2) Units Multi-Purpose Vehicles (PB-18-21-A) (PhilGEPS Reference No. 7838363) and;
2. To conduct mandatory review and evaluation of the terms, conditions, and specifications in the Bidding Documents for the same project, and conduct a re-bidding with re-advertisement and/or posting, as provided in Section 21.2 of this IRR pursuant to Section 35.3 of the Revised IRR of RA 9184.

Done this 3<sup>rd</sup> day of August, 2021 at APO Production Unit, Inc., Philippine Information Agency (PIA) Building, Visayas Avenue, Diliman Quezon City, Philippines.



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**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 8.3.21/



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