BIDS AND AWARDS COMMITTEE (BAC)
RESOLUTION NO. 04-001-24
PB-03-24

RESOLUTION RECOMMENDING APPROVAL BY THE HOPE OF THE IDENTIFICATION OF THE BIDDER HAVING THE SINGLE CALCULATED AND RESPONSIVE BID AND AWARD OF THE CONTRACT FOR THE SUPPLY AND DELIVERY OF ONE (1) LOT OF CARBONLESS PAPER WITH FIBER (PB-03-24)

WHEREAS, on 12 January 2024, Mr. Herman Emiliano M. Medina-Cue President, as the authorized representative of the Head of the Procuring Entity (HOPE), approved the Annual Procurement Plan (APP) for Calendar Year (CY) 2024 of the APO Production Unit, Inc. (APO-PUI) - Production Planning and Control (PPC) Direct Materials upon favorable recommendation of the Bids and Awards Committee (BAC);

WHEREAS, included in the approved APP of APO Production Unit Inc. for CY 2024 is the **Supply and Delivery of One (1) Lot of Carbonless Paper with Fiber (PB-03-24);**

WHEREAS, the Approved Budget for the Contract (ABC) for the aforesaid project is Thirteen Million Six Hundred Ninety-Three Thousand Two Hundred Thirty-Two Pesos (PhP13,693,232.00);

WHEREAS, in compliance with the pertinent provisions of Republic Act (RA) No. 9184, otherwise known as the "Government Procurement Reform Act", and its 2016 Revised Implementing Rules and Regulations (IRR), the BAC and BAC Secretariat published the Invitation to Bid for the competitive bidding of the Supply and Delivery of One (1) Lot of Carbonless Paper with Fiber under identification number Public Bidding (PB) 03-24 dated 8 February 2024 in the websites of the Philippine Government Electronic Procurement System (PhilGEPS) and APO Production Unit, Inc., as well as in conspicuous place within the office premises of the APO Production Unit, Inc.;

WHEREAS, observers from the Commission on Audit (COA), duly recognized private sector associations and non-government organizations were invited to sit and monitor the conduct of the Pre-Bid Conference, Opening and Preliminary Examination of Bids, Detailed Bid Evaluation, and Post-qualification process;

WHEREAS, after seven (7) calendar days of posting the Invitation to Bid and Bidding Documents for the above-stated project, the BAC convened for a Pre-Bid Conference on 16 February 2024;

WHEREAS, three (3) bidders participated in the Pre-Bid Conference, namely Nerwin Industries, Metro Paper Converter Phils. Corp., Embu Integrated and Trading Corporation;

WHEREAS, Metro Paper Converter Philippines Corporation, AP Printing and Packaging Corporation, and Embu Integrated and Trading Corporation purchased the Bidding Documents for the project;

WHEREAS, on the deadline for the Submission and Receipt of Bids on 28 February 2024, three (3) bidders submitted their bids, namely, Metro Paper Converter Philippines Corporation, AP Printing and Packaging Corporation, and Embu Integrated and Trading Corporation;

WHEREAS, on the same date of 28 February 2024, the BAC proceeded with the Opening and Preliminary Examination of Bids;

WHEREAS, after the Opening and Preliminary Examination of the First (1st) Bid Envelope (Eligibility Documents and Technical Component), the results are as follows:

NAME OF BIDDER	REMARKS
Metro Paper Converter Philippines Corporation	**Failed** a) Misrepresentation on the Statement of all ongoing contracts (No-ongoing private contracts). b) The submitted Bid Securing Declaration and Omnibus Sworn Statement is executed by duly authorized signatory. However, it was not notarized in accordance with the provisions of the 2004 Rules on Notarial Practice as prescribed by the Supreme Court of the Philippines. c) The bidder was disqualified since it failed to indicate the amount of the Approved Budget for the Contract (ABC) as one of the mandatory provisions included in the Net Financial Contracting Capacity Computation in accordance with the Guidelines in the Preparation of the Simplified Philippine Bidding Documents for Goods and Infrastructure Projects and the Submission of the Required Forms to be included in the Procurement of Goods, Infrastructure Projects, and Consulting Services as provided under Government Procurement Policy Board (GPPB) Circular 04-2020.
AP Printing and Packaging Corporation	**Failed** a) Failure to properly indicate in the Statement of Compliance the word "comply" (misspelled: comly) against each of the individual parameters of each Specification (Section VII. Technical Specifications) stating the corresponding performance parameter of the good/s offered. b) The bidder was disqualified since it failed to indicate the amount of the Approved Budget for the Contract (ABC) as one of the mandatory provisions included in the Net Financial Contracting Capacity Computation in accordance with the Guidelines in the Preparation of the Simplified Philippine Bidding Documents for Goods and Infrastructure Projects and the Submission of the Required Forms to be included in the Procurement of Goods, Infrastructure Projects, and Consulting Services as provided under Government Procurement Policy Board (GPPB) Circular 04-2020.

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NAME OF BIDDER	REMARKS
Embu Integrated and Trading Corporation	**Failed** a) In the submitted Copy of the Bid Bulletin, the bidder failed to properly indicate in the Statement of Compliance the word "comply" against each of the individual parameters of each Specification (Section VII. Technical Specifications). b) The bidder was disqualified since it failed to indicate the amount of the Approved Budget for the Contract (ABC) as one of the mandatory provisions included in the Net Financial Contracting Capacity Computation in accordance with the Guidelines in the Preparation of the Simplified Philippine Bidding Documents for Goods and Infrastructure Projects and the Submission of the Required Forms to be included in the Procurement of Goods, Infrastructure Projects, and Consulting Services as provided under Government Procurement Policy Board (GPPB) Circular 04-2020.

WHEREAS, during the Opening and Preliminary Examination of the First (1st) Bid Envelope (Eligibility Documents and Technical Component), three (3) bidders were declared as "FAILED" due to noncompliance to the requirements stated in the bidding documents;

WHEREAS, the BAC announced that the failed bidders may opt to file their Request for Reconsideration (RR) within three (3) calendar days from the Opening of Bids, only one (1) bidder, Embu Integrated and Trading Corporation submitted its RR within the said period;

WHEREAS on 4 March 2024, Embu Integrated and Trading Corporation submitted a request for reconsideration;

WHEREAS, the BAC of APO-PUI in a meeting held on 7 March 2024 deliberated on the request for reconsideration submitted by Embu Integrated and Trading Corporation and resolved to grant the bidder's request;

WHEREAS, the on 20 March 2024, the BAC convened for the continuation of the Opening and Preliminary Examination of Second (2nd) Bid Envelope (Financial Component) of Embu Integrated and Trading Corporation;

WHEREAS, WHEREAS, after the Opening and Preliminary Examination of Second (2nd) Bid Envelope (Financial Component) of Embu Integrated and Trading Corporation, its offer was rated as "Passed" and its financial bid, as read, is in the amount of Thirteen Million Three Hundred Thirty-Seven Thousand Two Hundred Forty Pesos (PhP13,337,240.00);

WHEREAS, the BAC, with the assistance of the Technical Working Group (TWG), subsequently proceeded with the conduct of the detailed bid evaluation of the financial bid of Embu Integrated and Trading Corporation, in accordance with Section 32 of the 2016 Revised IRR of R.A. 9184;

WHEREAS, after checking the completeness of the bid and determination of the total calculated bid price of Embu Integrated and Trading Corporation, it's bid was identified as the Single Calculated Bid (SCB) with a total calculated bid price of Thirteen Million Three Hundred Thirty-Seven Thousand Two Hundred Forty Pesos (PhP13,337,240.00);

WHEREAS, the BAC, with the assistance of the TWG, then proceeded with the conduct of the post-qualification from 22 to 27 March 2024;

WHEREAS, the TWG presented the post-qualification report to the BAC on 1 April 2024 and the Committee noted that all documents submitted by Embu Integrated and Trading Corporation have been verified and evaluated as per report dated 27 March 2024 were found to be valid, in order and compliant with the requirements;

WHEREAS, upon careful examination, validation and verification of all the eligibility, technical and financial requirements submitted by the bidder having the SCB, Embu Integrated and Trading Corporation was determined to have passed all the criteria for the eligibility, technical and financial components with a total contract price of Thirteen Million Three Hundred Thirty-Seven Thousand Two Hundred Forty Pesos (PhP13,337,240.00);

NOW, THEREFORE, We, the Members of the BAC, hereby **RESOLVE**, as it is hereby **RESOLVED**:

a) To **DECLARE** the bid of Embu Integrated and Trading Corporation as the Single Calculated and Responsive Bid (SCRB); and

b) To **RECOMMEND** for approval by the **HOPE** of APO Production Unit, Inc. the award of the contract to Embu Integrated and Trading Corporation as the bidder having the SCRB with a contract price amounting to Thirteen Million Six Hundred Ninety-Three Thousand Two Hundred Thirty-Two Pesos (PhP13,693,232.00).

RESOLVED at APO Production Unit, Inc., Philippine Information Agency (PIA) Building, Visayas Avenue, Diliman, Quezon City this 1st April 2024.

BAC MEMBERS:

KARL PAULO C. DAMIAN
Chairperson

JOSEFINA L. OMOL
Vice Chairperson

FREDERICK S. TARUN
Member

MICHAEL ROMIL D. SANTIAGO
Member

PACIFICO D. MANALILI, JR.
Member

Approved:

HERMAN EMILIANO M. MEDINA-CUE
HOPE

//mbm 04.1.2024