BIDS AND AWARDS COMMITTEE (BAC)
RESOLUTION NO. 03-050-25
PB-04-25

RECOMMENDING THE DECLARATION OF THE 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 5 February 2025, Atty. Gil Carlos R. Puyat, as Head of Procuring Entity, approved the Annual Procurement Plan *("APP")* for CY 2025 of APO Production Unit, Inc. ("*APO-PUI*") upon favorable recommendation of the Bids and Awards Committee ("*BAC*");

WHEREAS, included in the approved APP of APO-PUI for CY 2025 is the **Lease of Printing Machines and Finishing Equipment with Operational and Technical Support (PB-04-25).** The Approved Budget for the Contract ("*ABC*") for the said project is **Six Million Three Hundred Fifty-Two Pesos 50/100 (PhP 6,000,352.50);**

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 Printing Machines and Finishing Equipment with Operational and Technical Support (PB-04-25)** dated 20 February 2025 in the Philippine Government Electronic Procurement System (PhilGEPS), APO-PUI 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 28 February 2025, the BAC convened for the scheduled Pre-Bid Conference a representative from Intertech Forms Manufacturing Corporation attended the said conference;

WHEREAS, on 12 March 2025, the scheduled deadline for the Submission and Preliminary Examination of Bids, the BAC received bid proposal from lone bidder, **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 ***failed*** the 1st envelope containing the Technical Components of the bid of **Intertech Forms Manufacturing Corporation** for being non-compliant with the requirements stated in the bidding documents and the provisions of RA No. 9184;

BAC Resolution No. 03-050-25

WHEREAS, after examining the technical requirements submitted by lone bidder, the BAC, with the assistance of the TWG, declared **Intertech Forms Manufacturing Corporation** ineligible for award for failure to ensure consistency of the Statement Identifying the Single Largest Completed Contract (SLCC) with the Certificate of Completion and Acceptance as the supporting documents;

WHEREAS, on 13 March 2025, the BAC, through its Secretariat, received the Motion for Reconsideration filed by **Intertech Forms Manufacturing Corporation** from which the bidder admitted and clarified that there was an inadvertence that occurred in attaching the Certificate of Completion and Acceptance in question;

WHEREAS, on 17 March 2025, the BAC informed **Intertech Forms Manufacturing Corporation** that their request was rejected and declared **"denied"** despite the explanation and supporting documents provided in their Motion for Reconsideration;

WHEREAS, based on Section 55.1 of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (R.A.) No. 9184, it states that the bidder shall not be allowed to submit additional documents to correct any defects in the bid submitted whenever a bidder submits a request for reconsideration;

WHEREAS, pursuant to Section 35.1 of the Revised IRR of RA 9184, the BAC shall declare the bidding a failure when:

c) **All bids fail to comply with all the bid requirements** or fail post-qualification;

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

a) to declare a failure of bidding for the for the Lease of Printing Machines and Finishing Equipment with Operational and Technical Support *under PB-04-25.* PhilGEPS Reference No. 11786657; and

b) 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.

BAC Resolution No. 03-050-25

RESOLVED at APO Production Unit, Inc., Philippine Information Agency (PIA) Building, Visayas Avenue, Diliman, Quezon City this 25 th day of March, 2025.

BAC MEMBERS

KARL PAULO C. DAMIAN
Chairperson

PACIFICO D. MANALILI JR.
Vice Chairperson

KRISTIAN MEDEL S. RAMIREZ III
Member

JEACELL S. DURAN
Member

BERNADETTE CLAUDINE P. GUTIERREZ
Member

MICHAEL ROMIL D. SANTIAGO
Member

Approved:

ATTY. GIL CARLOS R. PUYAT
HOPE

//rpd 03. .25

We go beyond printing