

**PHILIPPINE GUARANTEE CORPORATION
BIDS AND AWARDS COMMITTEE**

R E S O L U T I O N N O. 2021-151

WHEREAS, the Facilities and General Services Department (FGSD) requested the Bids and Awards Committee (BAC) for the procurement of services for the Preventive Maintenance and Repair of PHILGUARANTEE Service Vehicle (Toyota Vios with plate number SJA-793) with an Approved Budget for the contract (ABC) of **Pesos: Ninety-Nine Thousand Five Hundred (Php99,500.00)**, inclusive of all applicable taxes;

WHEREAS, CFA:069-2021 in the amount of **Pesos: Ninety-Nine Thousand Five Hundred (Php99,500.00)**, was issued by the Budget Management Department (BMD) for this purpose;

WHEREAS, the requested procurement is included in the Philippine Guarantee Corporation Annual Procurement Plan (APP) for FY 2021, viz:

Procurement Program/Project	Mode of Procurement	Estimated Budget (MOOE)
Repair and Maintenance - Motor Vehicles	NP-53.9 - Small Value Procurement	Php5,193,000.00

WHEREAS, in order to promote economy and efficiency, alternative methods of procurement may be resorted to in accordance with Section 48.1 of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (RA) No. 9184 or the Government Procurement Reform Act, such as in this case;

WHEREAS, the item to be procured does not exceed the threshold prescribed in Section V.D.8.a.i of Annex H of the 2016 Revised IRR of RA No. 9184;

WHEREAS, Section V.D.8.b.ii and iii of Annex H of the 2016 Revised IRR of RA No. 9184 provides that:

- “ii. BAC shall prepare and send the RFQs/RFPs to at least three (3) suppliers, contractors or consultants of known qualifications. This, notwithstanding, those who responded through any of the required postings shall be allowed to participate. Receipt of at least one (1) quotation is sufficient to proceed with the evaluation thereof.
- iii. Except for those with ABCs equal to Fifty Thousand Pesos (P50,000.00) and below, RFQs shall be posted for a period of three (3) calendar days in the PhilGEPS website, website of the Procuring Entity, if available, and at any conspicuous place reserved for this purpose in the premises of the Procuring Entity.”

WHEREAS, pursuant to BAC Resolution 2021-080 dated May 19, 2021, the BAC declared a failure of bidding for first posting of the Request for Quotation and Terms of Reference in accordance to Section 35.1 (c) of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184 which provides that:

The BAC shall declare the bidding a failure when:

“All bids fail to comply with all the bid requirements or fail post-qualification, or, in the case of Consulting Services, there is no successful negotiation”

WHEREAS, pursuant to BAC Resolution 2021-119 dated July 12, 2021, the BAC declared a failure of bidding for second posting of the Request for Quotation and Terms of Reference in accordance to Section 35.1 (a) of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184 which provides that:

The BAC shall declare the bidding a failure when:

“No bids were received”

WHEREAS, the Request for Quotation (3rd Posting) was posted and sent on July 13, 2021 to the following suppliers:

1. Auto Camp Motors & Services;
2. Valley South Motor Works; and
3. Gerardo's Auto Shop.

WHEREAS, only Valley South Motor Works submitted its proposal on July 16, 2021; 10:47 A.M. before the deadline of July 16, 2021; 2:00 P.M.;

WHEREAS, the FGSD determined that the bid of Valley South Motor Works was not responsive with the requirements of the Corporation (copy of the Memorandum dated July 16, 2021 is herein attached as Annex “A”) and recommended to the BAC the declaration of a failure of bidding and reposting of the Request for Quotation and the Revised Terms of Reference.

WHEREAS, Section 35.1 (c) of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184 provides that:

The BAC shall declare the bidding a failure when:

“All bids fail to comply with all the bid requirements or fail post-qualification, or, in the case of Consulting Services, there is no successful negotiation”

WHEREAS, Section IV.K of Annex H (Consolidated Guidelines for the Alternative Methods of Procurement) of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184 which provides that:

“Mandatory Review. The BAC shall conduct a mandatory review and evaluation of the terms, conditions, specifications, cost estimates in the RFQ or RFP, if none or less than the required number of quotations or proposals are received, despite the extension of deadline for the third time.

Based on its findings, the BAC may revise the terms and conditions and specifications, and if necessary, adjust the ABC, subject to the required approvals, and repeat the procurement process.”

NOW THEREFORE, in consideration of the recommendation of the Facilities and General Services Department, the Bids and Awards Committee resolved the following:

- a. To declare a failure of bidding for the third posting of the Request for Quotation and Terms of Reference for procurement of services for the Preventive Maintenance and Repair of PHILGUARANTEE Service Vehicle (Toyota Vios with plate number SJA-793) with an Approved Budget for the contract (ABC) of **Pesos: Ninety-Nine Thousand Five Hundred (Php99,500.00)**, inclusive of all applicable taxes; and
- b. For the Facilities and General Services Department to conduct an updated market research and mandatory review of the Terms of Reference and Approved Budget for the Contract.

Makati City, 08 September 2021.

BIDS AND AWARDS COMMITTEE


IAN A. BRIONES
Chairperson


MELINDA M. ADRIANO
Vice Chairperson


RAFAEL P. DELOS SANTOS
Member


NELIA O. OANDASAN
Member


ARSENIO C. DE GUZMAN
Member

MARVYN ANTHONY C. GALANG
Provisional Member (Technical)

ROSEMARIE N. PRINCIPE
Provisional Member (End-User)