

**PHILIPPINE GUARANTEE CORPORATION
BIDS AND AWARDS COMMITTEE**

R E S O L U T I O N N O. 2022-102

WHEREAS, the Priority Sectors Guarantee Group (PSGG) in its Memorandum dated March 10, 2022 (copy as Annex A), requested in the Bids and Awards Committee (BAC) for the procurement of **Twenty-Three (23) units of one (1) terabyte External Solid State Drive (SSD)** with an Approved Budget for the Contract (ABC) of **Pesos: Two Hundred Thirty Thousand (Php230,000.00)**, inclusive of applicable taxes;

WHEREAS, pursuant to BAC Resolution 2022-070 (copy attached as Annex B), the Head of the Procuring Entity approved the award of contract to **Ablaze Marketing** for the procurement of **Twenty-Three (23) units of One (1) Terabyte External Solid State Drive (SSD)** in the amount of **Pesos: One Hundred Ninety Thousand Two Hundred Ten (Php190,210.00)**, inclusive of all applicable taxes;

WHEREAS, Ablaze Marketing in its email dated May 23, 2022 (copy attached as Annex C), requested for a delivery lead time of 60 calendar days prior to its acceptance of the Notice of Award for the reason that the 23pcs of external SSD were out of stock from their supplier and the expected time of arrival of the items is in the first week of July;

WHEREAS, the Priority Sectors Guarantee Group (PSGG) in its Memorandum dated June 3, 2022 (copy attached as Annex D) informed the BAC that Ablaze Marketing has withdrawn its bid since it cannot comply with the terms and conditions of the procurement as it ran out of stocks, hence, the PSGG recommended the award of contract to Righconn Enterprises;

WHEREAS, based on the evaluation (Abstract of Quotation) made by the PSGG, the quotation of **Righconn Enterprises** in the amount of **Pesos: Two Hundred Fourteen Thousand Four Hundred Seventy-Five (Php214,475.00)**, inclusive of all applicable taxes is the next Lowest Calculated and Responsive Quotation;

WHEREAS, Section 23.6 Eligibility Requirements for the Procurement of Goods and Infrastructure Projects of the 2016 revised IRR of RA 9184 provides that:

“Notwithstanding the eligibility of a bidder, the Procuring Entity concerned reserves the right to review the qualifications of the bidder at any stage of the procurement process if the Procuring Entity has reasonable grounds to believe that a misrepresentation has been made by the said bidder, or that there has been a change in the bidder’s capability to undertake the project from the time it submitted its eligibility requirements. Should such review uncover any misrepresentation made in the eligibility requirements, statements or documents, or any changes in the situation of the bidder which will affect the capability of the bidder to undertake the project so that it fails the eligibility criteria, the Procuring Entity shall consider the said bidder as ineligible and shall disqualify it from obtaining an award or contract, in accordance with Rules XXI, XXII, and XXIII of this IRR.”

WHEREAS, Section 40.2 Failure to Enter into Contract and Post Performance Security of the 2016 revised IRR of RA 9184 provides that:

“In the case of the failure, refusal or inability of the bidder with LCRB or HRRB to submit the documents required under Section 37.1 of this IRR or to enter into contract and post the required Performance Security, as provided in this Section, the BAC shall disqualify the said bidder, and shall initiate and complete the post-qualification process on the bidder with the second Lowest Calculated Bid/Highest Rated Bid: XXX.”

NOW THEREFORE, in consideration of the recommendation of Priority Sectors Guarantee Group, the Bids and Awards Committee resolved the following:

- a. To declare Ablaze Marketing disqualified for the award of contract for the procurement of **Twenty-Three (23) units of one (1) terabyte External Solid State Drive (SSD)**; and
- b. To request approval by the Head of the Procuring Entity of the following:
 1. Cancellation of the award of contract to Ablaze Marketing in the amount of **Pesos: One Hundred Ninety Thousand Two Hundred Ten (Php190,210.00)**, inclusive of all applicable taxes; and
 2. The award of contract to **Righconn Enterprises** for the procurement of **Twenty-Three (23) units of one (1) terabyte External Solid State Drive (SSD)** in the amount of **Pesos: Two Hundred Fourteen Thousand Four Hundred Seventy-Five (Php214,475.00)**, inclusive of applicable taxes.

Makati City, 07 June 2022.

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



Digitally signed by
Yancy C. Manaog

YANCY C. MANAOG
Provisional Member (Technical)



Digitally signed by:
Julita Leah M. Garcia

JULITA LEAH M. GARCIA
Provisional Member, (End-user)

Approved by:



Digitally
Signed by:
Pascual,
Alberto E.

ALBERTO E. PASCUAL
Head of the Procuring Entity