

**PHILIPPINE GUARANTEE CORPORATION  
BIDS AND AWARDS COMMITTEE**

**RESOLUTION NO. 2022-226**

**WHEREAS**, the Enterprise Risk and Management Office (ERMO) in its Memorandum dated November 16, 2022, requested the Bids and Awards Committee (BAC) for the conduct of Negotiated Procurement-Two Failed Bidding for the **Procurement of Consulting Services for the Development of Business Continuity Management System (BCMS)** with an Approved Budget for the Contract (ABC) of **Pesos: One Million Four Hundred Forty Thousand (Php1,440,000.00)**, inclusive of applicable taxes;

**WHEREAS**, pursuant to BAC Resolution 2022-162 dated September 30, 2022, the BAC declared a failure of bidding for the Procurement of Consulting Services for the Development of Business Continuity Management System (BCMS) since all bids were declared ineligible in accordance with Section 35.1 (b) of the 2016 revised Implementing Rules and Regulations of Republic Act No. 9184;

**WHEREAS**, pursuant to BAC Resolution 2022-172 dated October 18, 2022, the BAC declared a failure of bidding for the Procurement of Consulting Services for the Development of Business Continuity Management System (BCMS) since 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 35.1 (c) of the 2016 revised Implementing Rules and Regulations of Republic Act No. 9184;

**WHEREAS**, CFA:129-2022 in the amount of **Pesos: One Million Four Hundred Forty Thousand (Php1,440,000.00)** was issued by the Budget Management Department for this purpose;

**WHEREAS**, the requested procurement is under the approved Philippine Guarantee Corporation Annual Procurement Plan (APP) for FY 2022 – Supplemental 11, viz:

<b>Procurement Program/Project</b>	<b>Mode of Procurement</b>	<b>Estimated Budget (MOOE)</b>
Project Consultant	NP-53.1 Two Failed Biddings	Php1,440,000.00

**WHEREAS**, the Invitations for Negotiated Procurement Due to Two Failed Biddings were posted on PHILGUARANTEE and PhilGEPS websites on November 25, 2022, as well as on PHILGUARANTEE's conspicuous place allotted for posting;

**WHEREAS**, the Invitations for Negotiated Procurement were also sent on November 25, 2022 to the following consultants:

- a. EIAN Management Consulting;
- b. Fishtone Solutions, Inc.; and
- c. Haraya Consulting Co.

**WHEREAS**, in response to the aforesaid invitation, representatives from Haraya Consulting Co. attended the negotiation on December 2, 2022;

**WHEREAS**, Bid Bulletin number 1 was posted on PHILGUARANTEE and PhilGEPSS websites on December 7, 2022 as well as on PHILGUARANTEE's conspicuous place allotted for posting;

**WHEREAS**, during the Opening of Best and Final Proposal on December 9, 2022; 1:30 P.M, the BAC declared a failure of bidding since no proposal was received on or before the deadline of December 9, 2022, 1:15 P.M.;

**WHEREAS**, Section 35.1 (a) Failure of Bidding of the 2016 revised IRR of RA 9184 provides that:

The BAC shall declare the bidding a failure when:


“No bids are received.”

**NOW THEREFORE**, having considered the foregoing circumstances, the Bids and Awards Committee resolved the following:

- a. To declare as failure of Negotiated Bidding for the **Procurement of Consulting Services for the Development of Business Continuity Management System (BCMS)** with an Approved Budget for the Contract (ABC) of **Pesos: One Million Four Hundred Forty Thousand (Php1,440,000.00)**, inclusive of applicable taxes;
- b. The end-user and the TWG shall conduct a mandatory review of the Terms of Reference, contract terms and conditions, evaluation criteria, the ABC, and/or other provisions in the bidding documents.

Makati City, 09 December 2022.

#### **BIDS AND AWARDS COMMITTEE**

  
**MELINDA M. ADRIANO**  
Chairperson

**ATTY. DYNAH GLADY NEPOMUCENO BAYOT**  
Vice Chairperson

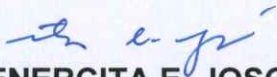
**IAN A. BRIONES**  
Member



**ATTY. NELIA O. OANDASAN**  
Member



**ARSENIO C. DE GUZMAN**  
Member



**ENERCITA E. JOSON**  
Provisional Member (Technical)



**EMELITA O. SANTOS**  
Provisional Member (End-user)