PHILIPPINE GUARANTEE CORPORATION
BIDS AND AWARDS COMMITTEE

R E S O L U T I O N NO. 2023-087

WHEREAS, the Information Technology Department (ITD) requested the Bids and Awards Committee (BAC) for the procurement of **License Subscription to Adobe Creative Cloud Software for Teams** with an Approved Budget for the Contract (ABC) of **Pesos: One Hundred Thirty-Seven Thousand Ninety-Two (Php137,092.00),** inclusive of applicable taxes;

WHEREAS, CFA: 063-2023 in the amount of **Pesos: One Hundred Thirty-Seven Thousand Ninety-Two (Php137,092.00),** 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 2023 – Supplemental 2, viz:

Procurement Program/Project	Mode of Procurement	Estimated Budget (MOOE)
Graphic Software	NP-53.9 - Small Value Procurement	Php200,000.00

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 (₱50,000.00) 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, the Requests for Quotations (RFQ) were posted and sent on June 1, 2023 to the following suppliers:

1. Keysys Inc;
2. Metos Offshore, Inc.;
3. MyBUSYBEE Inc.; and
4. Ynzal Marketing Corp.

WHEREAS, only Ynzal Marketing Corp. submitted its quotation on June 2, 2023; 3:32 P.M. before the deadline of June 5, 2023; 10:00 A.M. (PhST):

WHEREAS, the ITD determined that the quotations submitted by Ynzal Marketing Corp. is not responsive to the requirements of the Corporation (copy of the Memorandum dated June 7, 2023 is attached as Annex A) and requested for the declaration of a failure of bidding and reposting of the Request for Quotation;

WHEREAS, Section 35.1.a 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"

NOW THEREFORE, in consideration of the recommendation of the Information Technology Department, the Bids and Awards Committee resolved the following:

a. To declare a failure of bidding for the procurement of **License Subscription to Adobe Creative Cloud Software for Teams** with an Approved Budget for the Contract (ABC) of **Pesos: One Hundred Thirty-Seven Thousand Ninety-Two (Php137,092.00),** inclusive of applicable taxes; and

b. To post the new Request for Quotation for the procurement of **License Subscription to Adobe Creative Cloud Software for Teams** with an Approved Budget for the Contract (ABC) of **Pesos: One Hundred Thirty-Seven Thousand Ninety-Two (Php137,092.00),** inclusive of applicable taxes.

Makati City, 20 June 2023.

BIDS AND AWARDS COMMITTEE
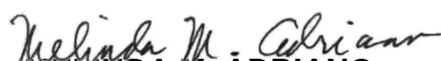
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