



Republic of the Philippines  
Presidential Communications Operations Office  
BUREAU OF COMMUNICATIONS SERVICES  
Malacañang, Manila

## DECLARING THE FIRST FAILURE OF BIDDING

### RESOLUTION NO. 2021-06-0027

**WHEREAS**, the Bureau of Communications Services (BCS), thru the Secretariat of its Bids and Awards Committee (BAC), advertised/posted the *Invitation to Bid* for the **Procurement of Mid-end Laptops for the Bureau of Communications Services** with the Approved Budget Contract (ABC) amounting **One Million Eight Hundred Fifty Thousand Pesos (Php 1, 850,000.00)** at the website of the Bureau, the PhilGEPS, and at a conspicuous place at the bulletin board on the ground floor hallway of the Bureau continuously for seven (7) calendar days or from May 10 2021, to May 17, 2021;

**WHEREAS**, the BAC Secretariat received one (1) bid for the contract in response to the said *Invitation to Bid*;

**WHEREAS**, on May 18, 2021, the BAC conducted a Pre-Bidding Conference and explained/clarified the details of the technical and procurement aspects of the solicitation documents to the interested bidders;

**WHEREAS**, on May 31, 2021, the BAC conducted the *Opening of Bid* for the said contract and as per result of the evaluation of the *Eligibility and Technical Documents and the Documents Comprising the Bid: Financial Component*, lone bidder was found eligible to participate in public bidding, namely: **APEX OFFICE SUPPLIES AND EQUIPMENT TRADING**, upon the BAC's detailed evaluation of all bids using non-discretionary criteria in considering the completeness of the bid and arithmetical corrections;

**WHEREAS**, the bids from the eligible bidders passed the preliminary examination of the *Eligibility and Technical Documents and the Documents Comprising the Bid: Financial Component* based on the presence of the submitted documents as against the *Checklist of Eligibility and Technical Documents* listing the required documents, the BAC thereafter read and recorded their bids, to wit:

| MATRIX OF BID OFFERS                       |       |          |                |                |
|--|-------|----------|----------------|----------------|
| Name of Bidder                             | Unit  | Quantity | Unit Price     | Total Price    |
| APEX OFFICE SUPPLIES AND EQUIPMENT TRADING | 1 lot | 38 units | P 48,000.00/pc | P 1,824,000.00 |

**WHEREAS**, the BAC declared that of APEX OFFICE SUPPLIES AND EQUIPMENT TRADING as the Single Lowest Calculated Bid during Opening of Bids.

**WHEREAS**, pursuant to the provision of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act No. 9184, Rule X – Post Qualification, the BAC and BAC Secretariat immediately conducted due diligence upon all the documents submitted by APEX OFFICE SUPPLIES AND EQUIPMENT TRADING.

**WHEREAS**, after the post-qualification of all the documents submitted by the sole/single bidder and taking into consideration, the BAC found the following



information/circumstances as grounds to warrant the post-disqualification of APEX OFFICE SUPPLIES AND EQUIPMENT TRADING.

1. Statement of Single Largest Completed Similar Contract submitted did not meet equivalent to at least fifty (50%) of the ABC. Wherein the bidder's SLCC amounting of Php 760,000.00 for the item "APPLE Macbook Pro Retina" presented in the contract.

Pursuant to Section 23.4.1.3 of the 2016 revised IRR of RA No.9184, the Bidder shall have an SLCC that is at least one (1) contract similar to the Project the value of which, adjusted to current prices using the PSA's CPI, must be at least equivalent to: For the procurement of Non-expendable Supplies and Services: The Bidder must have completed a single contract that is similar to this Project, equivalent to at least fifty percent (50%) of the ABC

**WHEREAS**, the BAC declared the bid of APEX OFFICE SUPPLIES AND EQUIPMENT TRADING ineligible;

**WHEREAS**, on 04 June 2021, the BAC, through its Secretariat, received a motion for reconsideration from APEX OFFICE SUPPLIES AND EQUIPMENT TRADING;

**WHEREAS**, the BAC convened and deliberated the said motion on 11 June 2021. After through discussion, the BAC had resolved to deny such motion formally by issuance of "NOTICE OF DENYING REQUEST FOR RECONSIDERATION".

**WHEREAS**, no protest was received by the Head of Procuring Entity (HoPE) from APEX OFFICE SUPPLIES AND EQUIPMENT TRADING within seven calendar days from their receipt of the BAC's denial of motion for reconsideration pursuant to Section 55.3 or R.A. 9184 and its 2016 IRR;

**WHEREAS**, Section 35.1 (b) of the Revised IRR of R.A 9184 provides, "The BAC shall declare the bidding failure when:

XXX


C) All prospective bidders are declared ineligible;"

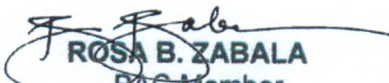
**NOW, THEREFORE**, We, the Bids and Awards Committee, hereby **RESOLVE**, as it is hereby **RESOLVED** to declare First Failure of Bidding for the Procurement of Mid-end Laptops for the Bureau of Communications Services.

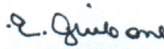
**RESOLVED** at the Bureau of Communications Services Malacañang Complex, San Miguel, City of Manila, this 30th day of June 2021.

  
**NANCY P. COVACHA**  
BAC Member

  
**ARLENE A. BARRIENTOS**  
BAC Member

  
**ROMEO B. ACUPAN, JR.**  
BAC Member

  
**ROSA B. ZABALA**  
BAC Member

  
**ESTHER G. GUIBONE**  
BAC Chairperson