



Office of the President

Philippine Information Agency

Ahensiyang Pang-impormasyon ng Pilipinas



BCS BIDS & AWARDS COMMITTEE (BCS-BAC)

RESOLUTION NO. 2022-08-0030

DECLARATION FOR FAILURE OF BIDDING FOR THE “SUPPLY AND DELIVERY OF ONE (1) UNIT OF PASSENGER VAN” THROUGH NEGOTIATED PROCUREMENT: TWO-FAILED BIDDING

WHEREAS, The Finance and Administrative Division (FAD) submitted the Terms of Reference (TOR) and Purchase Request for the “Supply and Delivery of One (1) Unit of Passenger Van” with Approved Budget for the Contract (ABC) Php 1,800,000.00 (**Annex A**);

WHEREAS, After posting/publishing Invitation to Bid (ITB)/Request for Quotation (RFQ) Through Negotiated Procurement: Two-Failed Bidding on both the BCS Bulletin Board, BCS Website and the Philippine Government Electronic Procurement System (PhilGEPS) Website on 26 May 2022 (**Annex B**), one prospective bidder submitted bid for this procurement activity, namely; Nissan Commonwealth, Inc.

WHEREAS, during the Opening of Bid/Quotation on 03 June 2022, one bidder submitted the technical and legal components of bid, respectively. The BCS-BAC evaluated the bid using the non-discretionary “pass/fail” criterion;

WHEREAS, The BAC’s evaluation revealed the following :

MATRIX OF BID OFFERS				
Bidder	Unit	Quantity	Unit Price	Total Price
NISSAN COMMONWEALTH, INC.	1 lot	1 unit	P 1,600,000.00	P 1,600,000.00



WHEREAS, NISSAN COMMONWEALTH, INC. was declared as the Single Calculated Bidder and was scheduled for post qualification. A copy of Notice of Single Calculated Bidder is attached herein as Annex "C".

WHEREAS, A meeting was called by BAC Chairperson Guibone on 22 June 2022 at about 10:00 a.m. to discuss the result of the detailed bid evaluation in consonance with section 30 (Preliminary Examination of Bids) of the Revised IRR, and the diligent review made by the BAC upon the submitted documents. A copy of the Minutes of the Meeting for Post-Qualification is attached herein as Annex "D".

WHEREAS, during the post-qualification evaluation of **NISSAN COMMONWEALTH, INC.** to verify, validate and ascertain all statement made, and documents submitted during the submission and opening of bids of its Eligibility, Technical and Financial Envelopes including the additional documentary requirements that will be submitted by the said bidder during post-qualification.

WHEREAS, BAC recommended for approval to the Head of Agency to award the project to **NISSAN COMMONWEALTH, INC.** for having passed the post-qualification and was declared as the Single Calculated and Responsive Bidder. A copy of BAC RESOLUTION is attached herein as "Annex "E"

WHEREAS, the BAC received a letter from the Head of Agency (HOA) dated 02 August 2022 informing the BAC that its recommendation for approval per BAC Resolution is disapproved by the HOA. A copy of letter is attached herein as Annex "F"

WHEREAS, the BAC replied to the Head of Agency through a letter dated 02 August 2022 informing the head of Agency that the supplier must also be informed of the Disapproval of BAC RESO and be provided with the same letter informing such decision and grounds for it. A copy of letter is attached herein as Annex "G"

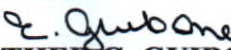
WHEREAS, the BCS sent a Notice of Disapproval of Award of the Head of Agency to Nissan Commonwealth, Inc. dated August 04, 2022 which was received on 08 August 2022. A copy of letter is attached herein as "Annex "H"

WHEREAS, Republic Act No. 9184 also known as "Government Procurement Reform Act" under Section 37.1.3 In the event of disapproval, which shall be based only on valid, reasonable, and justifiable grounds as provided for under Section 41 of this IRR, the HoPE shall notify the BAC and the bidder in writing of such decision and the grounds for it. A request for reconsideration may be filed by the bidder with the HoPE within three (3) calendar days from receipt of the notice of disapproval. The HoPE shall resolve with finality the request for reconsideration within seven (7) calendar days from the filing thereof and furnish the bidder a copy of the resolution immediately from its promulgation. In no case shall the request for reconsideration stay or delay the bidding process. However, the request for reconsideration must first be resolved before any award is made.

WHEREAS, the BCS has not received a request for reconsideration from the bidder to the HoPE within three (3) calendar days from receipt of the notice of disapproval

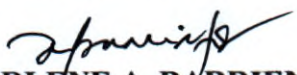
NOW, THEREFORE WE, the members of the BCS-BAC, hereby **RESOLVE**, as it is hereby **RESOLVED** to Declare Failure of Bidding Through Negotiated Procurement: Two Failed Bidding for the "Supply and Delivery of One (1) Unit of Passenger Van".

RESOLVED at the Bureau of Communications Services Malacañang Complex, San Miguel, City of Manila, this 15th of August 2022.


ESTHER G. GUIBONE
BAC Chairman


ROMEO B. ACUPAN, JR.
BAC, Member


NANCY P. COVACHA
BAC, Member


ARLENE A. BARRIENTOS
BAC, Member


ROSA B. ZABALA
BAC Chairman