

BIDS AND AWARDS COMMITTEE (BAC)

Resolution No. 2022-08-07

A RESOLUTION DECLARING THE SECOND FAILURE FOR THE BIDDING OF "LOT C" OF THE PROJECT "PURCHASE OF OFFICE AND CONSUMABLE SUPPLIES FOR TWO (2) MONTHS USE OF PROGRAMS / OFFICES CY 2022" AND RESORT TO NEGOTIATED PROCUREMENT – TWO-FAILED BIDDING UNDER SECTION 53.1 OF 2016 IRR OF RA NO. 9184

August 18, 2022

WHEREAS, the Department of Social Welfare and Development Field Office III Bids and Awards Committee advertised the project **PURCHASE OF OFFICE AND CONSUMABLE SUPPLIES FOR TWO (2) MONTHS USE OF PROGRAMS / OFFICES CY 2022** for three (3) separate lots with the following Approved Budget for the Contract (ABC) amounting to:

LOT	PARTICULARS	ABC
A	OFFICE SUPPLIES – PAPER MATERIALS	PHP549,733.24
B	VARIOUS OFFICE SUPPLIES – NON – SUPPLIES	PHP521,886.00
C	CONSUMABLE SUPPLIES – INKS	PHP410,258.76

Such project having been declared a **"FAILURE"** by the Bids and Awards Committee via **BAC Resolution No. 2022-07-04** whereby the sole prospective bidder namely: **OFFICE EDGE ENTERPRISE** was declared **"INELIGIBLE"**;

WHEREAS, the same project was reposted under the same terms and advertised continuously from July 27, 2022 to August 15, 2022;

WHEREAS, on August 15, 2022, at Opening of Bids, there were no bidders who signified intent to participate in the project: **"PURCHASE OF OFFICE AND CONSUMABLE SUPPLIES FOR TWO (2) MONTHS USE OF PROGRAMS / OFFICES CY 2022 --LOT C"**

PAGE 1 of 3

DSWD Field Office III, Government Center, Maimpis, City of San Fernando, Pampanga, 2000 Philippines

Website: www.fo3.dswd.gov.ph Tel Nos.: (045) 961-2143

WHEREAS, Section 35 of the 2016 Implementing Rules and Regulations of Republic Act No. 9184 states that:

"Failure of Bidding

35.1 The BAC shall declare the bidding a failure when:

a) No bids are received;

xxx"

WHEREAS, the Bids and Awards Committee in conformity with the same law conducted a mandatory review after Opening of Bids of the terms, conditions and specification to determine the reason for the failure;

WHEREAS, the Secretariat was directed to facilitate the necessary documents to recommend recourse to Negotiated Procurement – Two-Failed Bidding and invite all accredited suppliers with known qualifications to join and check for possibility of complying with the schedule of requirements;

WHEREAS, Section 53 of the 2016 Implementing Rules and Regulations of Republic Act No. 9184 clearly states that:

"Negotiated Procurement is a method of procurement of Goods, Infrastructure Projects and Consulting services, whereby the Procuring Entity directly negotiates a contract with a technically, legally and financially capable supplier, contractor or consultant in any of the following cases:

53.1 Two Failed Biddings. Where there has been failure of competitive bidding or Limited Source Bidding for the second time as provided in Section 35 of the Act and this IRR. Xxx"

WHEREAS, on August 18, 2022, the Secretariat informed the Bids and Awards Committee that all items under "LOT C" are available in the market and can be possibly delivered on September 15, 2022 except for the item: HP 130A which can be delivered on or before October 20, 2022;

WHEREFORE, the BAC RESOLVES, as it is hereby RESOLVED, for purposes of efficiency, expediency and economy, to recommend to the Head of the Procuring Entity the following:

Handwritten signature/initials

Handwritten signature/initials

1. DECLARE "SECOND FAILURE" of the project: "PURCHASE OF OFFICE AND CONSUMABLE SUPPLIES FOR TWO (2) MONTHS USE OF PROGRAMS / OFFICES CY 2022" pursuant to Section 35 of the 2016 Implementing Rules and Regulations of Republic Act No. 9184;
2. RESORT to alternative mode of procurement specifically **Negotiated Procurement – Two-Failed Bidding under Section 53.1 of the same law** adjusting the Schedule of Requirements/Delivery Dates accordingly;
3. The approval of the Head of the Procuring Entity (HOPE) of the Department of Social Welfare and Development Region III of the foregoing findings of the Committee.

RESOLVED, this 18th of August 2022 at DSWD Regional Office III.


ARMONTA Z. PECINA
Chairperson, BAC


RENANN M. MACAPINLAC
Vice Chairperson, BAC

Regular:

PRISCILA C. TIOPENGCO
Member, BAC

VILMA R. SERRANO
BAC Member


MARITES D. LIWANAG
Member, BAC

☒ **Approved**

☐ **Disapproved**


VENUS F. REBULDELA
OIC - Regional Director / HOPE
(As per Special Order No. 2679, Series of 2022)

PAGE 3 of 3