

NOTICE OF CANCELLATION
SUPPLY AND DELIVERY OF LABOR AND MATERIALS FOR THE
CONSTRUCTION OF VARIOUS INFRASTRUCTURE PROJECTS OF
DSWD FIELD OFFICE III - TARLAC LINGAP CENTER (TLC)
(LOT A - PATHWAYS, LOT B - PERIMETER FENCE,
LOT C – POWERHOUSE WITH GENSET, LOT D - MUSIC ROOM
AND RECREATION AND LOT E - CONFERENCE ROOM & OFFICE)
ITB. NO. GOP/DSWD3-2023-08-002

This notice is hereby issued **CANCELLING** the above-mentioned project in pursuant to **Section 35.6 of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184**, to wit:

“Without prejudice to Sec. 35.1 hereof, the BAC is authorized, upon consultation with the End-user unit, to cancel or terminate the conduct of procurement activities, for any justifiable reason, such as but not limited to:

1. *the physical and economic conditions have significantly changed so as to render the project no longer economically, financially, or technically feasible, as determined by the end-user unit;*
2. *the project is no longer necessary as determined by the end-user unit;*
3. *the source of funds for the project has been withheld or reduced through no fault of the PE; or*
4. *brought about by the declaration of a State of Calamity, or implementation of community quarantine or similar restrictions.”*

Attached herewith is the pertinent Bids and Awards Committee (BAC) Resolution to this effect.


Issued this 1st day of September, 2023.


ATTY. MA. KARLA DANIELLE V. SANQUI
Attorney, Legal Unit
Provisional Member

SHEILA JAEN B. BASILLA
Legal Assistant, Legal Unit
Alternate Provisional Member

PAGE 1 of 2





ARMONT C. PECINA
DC, DRMD
Regular Member

VILMA R. SERRANO
OIC - DC, Promotive Services Division
Alternate Member

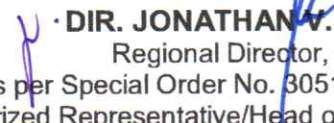

ALLAIN R. MALTIT
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Vice Chairperson, BAC

MELANIE M. BARNACHEA
OIC - DC, PPD
Alternate Member


PRISCILA C. TIOPENGCO
DC, Protective Services Division
Chairperson, BAC


SHEILA R. SICAT
Chief, COMBASED Section, PSD
Alternate Provisional Member

Approved Disapproved


DIR. JONATHAN V. DIRAIN
Regional Director, ORD
(As per Special Order No. 3051, Series of 2022)
Authorized Representative/Head of the Procuring Entity

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ITB. NO. GOP/DSWD3-2023-08-002

BIDS AND AWARDS COMMITTEE (BAC)

Resolution No. 23-09-001

RECOMMENDING THE CANCELLATION OF BIDDING OF THE PROCUREMENT PROJECT: SUPPLY AND DELIVERY OF LABOR AND MATERIALS FOR THE CONSTRUCTION OF VARIOUS INFRASTRUCTURE PROJECTS OF DSWD FIELD OFFICE III - TARLAC LINGAP CENTER (TLC) (LOT A - PATHWAYS, LOT B - PERIMETER FENCE, LOT C – POWERHOUSE WITH GENSET, LOT D - MUSIC ROOM AND RECREATION AND LOT E - CONFERENCE ROOM & OFFICE) COVERED BY ITB. NO. GOP/DSWD3-2023-08-002

WHEREAS, the Bids and Awards Committee posted an Invitation to Bid for the Procurement Project: **SUPPLY AND DELIVERY OF LABOR AND MATERIALS FOR THE CONSTRUCTION OF VARIOUS INFRASTRUCTURE PROJECTS OF DSWD FIELD OFFICE III - TARLAC LINGAP CENTER (TLC) (LOT A - PATHWAYS, LOT B - PERIMETER FENCE, LOT C – POWERHOUSE WITH GENSET, LOT D - MUSIC ROOM AND RECREATION AND LOT E - CONFERENCE ROOM & OFFICE)** with an Approved Budget of the Contract as follows:

Lot No.	Particular	(in Phil Peso)
A	Construction of Pathways	₱1,725,000.00
B	Construction of Perimeter Fence	₱2,296,550.00
C	Construction of Powerhouse with Genset	₱2,294,250.00
D	Construction of Music Room and Recreation Including Piped-In Music	₱5,741,950.00
E	Provision of Conference Room and Office at the Second Floor of Existing Garage	₱2,012,659.46

WHEREAS, the Committee had already conducted the Pre-Bidding Conference on August 22, 2023 and the Opening of Bid is scheduled on September 4, 2023;

WHEREAS, on August 31, 2023, the Bids and Awards Committee through the Secretariat received an update from the Supply and Property Section Chief, Ms. Edith Z. Diaz relative to the absence of records in the Local Registry of Deeds complicating the status of land ownership / possessory right of DSWD Field Office III over the Tarlac Lingap Center real property;

WHEREAS, the Committee immediately convened on September 1, 2023 to determine the issues of possessory rights/ownership with the presence of the **END-USER, TARLAC LINGAP CENTER** Head, Ms. Charito Regalado, the Regional Center Coordinator, Ms. Susan Hernandez, the PRMT, Engr. Mario Bautista and Engr. Rommel Velasco and the TWG Lead, Mr. Adrian D. Morales;

PAGE 1 of 3

WHEREAS, upon consultation with the **END-USER, TARLAC LINGAP CENTER**, in the absence of any valid legal document to support the possessory right of DSWD Field Office III over the Tarlac Lingap Center real property despite its open, actual and continuous possession and enjoyment of the property, such issue being a justifiable reason, the Bids and Awards Committee was in the consensus to cancel the bidding of the procurement project: **SUPPLY AND DELIVERY OF LABOR AND MATERIALS FOR THE CONSTRUCTION OF VARIOUS INFRASTRUCTURE PROJECTS OF DSWD FIELD OFFICE III - TARLAC LINGAP CENTER (TLC) (LOT A - PATHWAYS, LOT B - PERIMETER FENCE, LOT C – POWERHOUSE WITH GENSET, LOT D - MUSIC ROOM AND RECREATION AND LOT E - CONFERENCE ROOM & OFFICE)** to direct the Supply and Property Section and the Regional Center Coordinator to endorse the relevant memorandum; instruct the Secretariat to process the refund of proceeds of the sale of the bidding documents to all prospective bidders concerned and post the appropriate Notice of Cancellation to this effect;

WHEREAS, Section 35.6 of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184, to wit:

"Without prejudice to Sec. 35.1 hereof, the BAC is authorized, upon consultation with the End-user unit, to cancel or terminate the conduct of procurement activities, for any justifiable reason, such as but not limited to:

1. *the physical and economic conditions have significantly changed so as to render the project no longer economically, financially, or technically feasible, as determined by the end-user unit;*
2. *the project is no longer necessary as determined by the end-user unit;*
3. *the source of funds for the project has been withheld or reduced through no fault of the PE; or*
4. *brought about by the declaration of a State of Calamity, or implementation of community quarantine or similar restrictions."*

NOW THEREFORE, the **BAC RESOLVES**, as it is hereby **RESOLVED**, to recommend to the Head of the Procuring Entity the **CANCELLATION OF THE BIDDING OF THE SUPPLY AND DELIVERY OF LABOR AND MATERIALS FOR THE CONSTRUCTION OF VARIOUS INFRASTRUCTURE PROJECTS OF DSWD FIELD OFFICE III - TARLAC LINGAP CENTER (TLC) (LOT A - PATHWAYS, LOT B - PERIMETER FENCE, LOT C – POWERHOUSE WITH GENSET, LOT D - MUSIC ROOM AND RECREATION AND LOT E - CONFERENCE ROOM & OFFICE)** pursuant to **Section 35.6 of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184**.

Moreover, the Supply and Property Section and the Regional Center Coordinator are hereby directed to endorse the relevant memorandum to the Bids and Awards Committee; the Secretariat is also instructed to process the refund of proceeds

of the sale of the bidding documents to all prospective bidders concerned and post the appropriate Notice of Cancellation to this effect.


RESOLVED, at the DSWD-Regional Office III, this 1TH day of September 2023.


ATTY. MA. KARLA DANIELLE V. SANQUI
Attorney, Legal Unit
Provisional Member

SHEILA JAEN B. BASILLA
Legal Assistant, Legal Unit
Alternate Provisional Member



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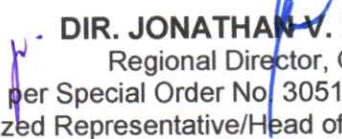
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DIR. JONATHAN V. DIRAIN
Regional Director, ORD
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BIDS AND AWARDS COMMITTEE (BAC)

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PAGE 3 of 3