Standard Form Number: SF-GOOD-57
Revised on: May 24, 2004

BAC Resolution Declaring Failure of Bidding

RESOLUTION NO. 007-2020

WHEREAS, the *Philippine Ports Authority, Port Management Office of Davao* through the Single Bid and Awards Committee for Engineering Projects/Procurement of Goods and Consultancy Services (BAC-EP/PGCS), advertised the small value procurement for the project; ***Removal, Supply & Installation of Industrial Grade Integrated Solar Street Lights, Sasa Port, Davao City*** in the *Philippine Ports Authority-Head Office website,* G-EPS, and at the bulletin board of the Port Management Office of Davao for seven (7) calendar days from October 9, 2020 to October 14, 2020.

WHEREAS, four (4) interested bidders submitted their corresponding bid proposal to the BAC Secretariat before the deadline of the submission of bid on October *14, 2020, as follows:*

1. *Khan Kon Chi Construction and Development Corporation;*
2. *Det Enterprises;*
3. *Digos Constrak Corporation; and*
4. *Tropiland Enterprise*

WHEREAS, a member of the BAC Secretariat inadvertently opened the eligibility envelope of *Digos Constrak Corporation* in the presence of the bidder/representative estimated at 9:30 a.m. while at the same time entertaining another client;

WHEREAS, the BAC Secretariat member realized the error made and immediately informed fellow members;

WHEREAS, the Bids and Awards Committee decided not to push through of the examination of the bid proposals.

WHEREAS, the Bids and Award Committee received a letter through electronic mail from Digos Constrak Corporation address to the BAC Chairperson dated 20 October 2020 with the following validated information;

1. The bid proposal was submitted by Mr. Rolado Saraza, staff of Digos Constrak Corporation as verified in the PPA official logbook;

2. The BAC Secretariat received the bid proposal of Digos Constrak Corporation;

3. The bid proposal of Digos Constrak Corporation was immediately opened infront of Mr. Saraza; and

4. Digos Constrak Corporation requested for the rebidding of the project;

WHEREAS, the Bids and Awards Committee carefully discussed the evidences and found merits of the request of the re-bidding of the said project due to procedural lapses;

WHEREAS, Section 41-Reservation Clause of the Implementing Rules and Regulations, which states: The Hope reserves the right to reject any and all bids, declare a failure of bidding, or not award the contract, particularly the failure in following the bidding procedures.

NOW, THEREFORE, We, the Members of the Bids and Awards Committee, hereby **RESOLVE** as it is hereby **RESOLVED:**

(a) To declare failure of bidding for the project: Removal, Supply & Installation Of Industrial Grade Integrated Solar Street Lights, Sasa Port, Davao City due to premature opening of bid proposal of Digos Constrak Corporation;

(b) To conduct re-bidding of the said project the soonest possible time;

RESOLVED, at the Philippine Ports Authority, Port Management Office of Davao, this *20th* day of *October, 2020*.

BIDS AND AWARDS COMMITTEE FOR ENGINEERING PROJECTS/PROCUREMENT OF GOODS AND SERVICES CONSULTANCY:

ALEX A. INGENTE
BAC Chairperson

ASTERIO C. GALLARDO, JR.
BAC Vice-Chairperson

MICHAEL G. LASA
BAC Regular Member

LARA SIMONE L. ABA
BAC Provisional Member

HELEN TERESITA T. LUGA
BAC Provisional Member

If any of the conditions described in IRR-A Section 35, among others, is present, the BAC shall declare the Bidding a failure through a Resolution duly signed by the BAC Members.

Philippine Ports Authority Port Management Office – Davao
Project Reference Number: SVRM-2020-01
Removal, Supply & Installation of Industrial Grade
Integrated Solar Street Lights, Sasa Port, Davao City

BAC Resolution Declaring Failure of Bidding

RESOLUTION NO. 007-2020

ANALEE G. AGUILA
Head of Procuring Entity
Approved on October 20, 2020

If any of the conditions described in IRR-A Section 35, among others, is present, the BAC shall declare the Bidding a failure through a Resolution duly signed by the BAC Members.