



**BIDS AND AWARDS COMMITTEE**  
Port Terminal Management Contract (BAC-PTMC)  
Resolution No. 06-2023  
Series of 2023

**RESOLUTION DECLARING FAILURE OF BIDDING FOR THE PORT TERMINAL  
MANAGEMENT CONTRACT FOR THE BASEPORT – ILOILO COMMERCIAL PORT  
COMPLEX**  
BAC-PTMC-06-2023

WHEREAS, the Philippine Ports Authority (PPA) posted an Invitation to Bid for the Port Terminal Management Contract (PTMC) for the Baseport – Iloilo Commercial Port Complex (ICPC) in The Manila Times, PPA website and in conspicuous places in the PPA premises on 23 November 2023;

WHEREAS, the Total Minimum Fixed Concession Fee for Years 6 to 10 of the twenty-five (25) year PTMC as posted is Php 500,000,000.00, exclusive of all taxes;

WHEREAS, in response to the said advertisement, International Container Terminal Services, Inc. (ICTSI) secured the Bid Documents in the amount of Php 150,000.00;

WHEREAS, during the deadline for submission of bids, ICTSI dropped its technical and financial bid on time;

WHEREAS, during the Opening of Bids on 18 December 2023 at 10:00 a.m., ICTSI was rated “failed” with the Eligibility Documents for failure to attach the Secretary’s Certificate with the Omnibus Sworn Statement;

WHEREAS, ICSTI signified its intention to file a Request for Reconsideration, hence, its Second Envelope was retained by the BAC-PTMC until the resolution of the Request for Reconsideration;

WHEREAS, ICTSI submitted a letter on the same date, 18 December 2023, informing the BAC-PTMC that it will no longer file a Request for Reconsideration, thus, its unopened Second Envelope was returned, duly received by its authorized representative;

WHEREAS, considering that the lone bidder failed to comply with the Eligibility and Technical Bid requirements, the BAC-PTMC, after a motion duly made and properly seconded, declared the bidding for the Port Terminal Management Contract for Baseport - ICPC a failure pursuant to Section 24 of the Guidelines for the Selection and Award of Contracts Under the Port Terminal Management Regulatory Framework (PPA AO No. 12-2018), which provides, to wit:

“Section 24. Failure of Bidding

The BAC shall declare the bidding a failure and conduct a rebidding with re-advertisement and/or posting, after a re-evaluation of the terms, conditions, and specifications of the first bidding, when:

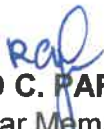
- xxx                      xxxxx
- c) All bids fail to comply with the Eligibility, Technical and Financial bid requirements.

xxx xxx xxx.”

NOW, THEREFORE, for and in consideration of the foregoing premises, the BAC-PTMC hereby RESOLVE, as it is hereby RESOLVED, to recommend the following:

1. Recommend to the General Manager as Approving Authority, that the bidding for the Port Terminal Management Contract for the Baseport – ICPC, be declared a “failure” pursuant to Section 24 (a) of PPA AO No. 12-2018;
2. Direct the BAC-PTMC to conduct a mandatory review and evaluation of the terms and conditions in the Bid Documents; and
3. Conduct a re-bidding with re-advertisement and/or posting, as provided for in Section 24 of PPA AO No. 12-2018.

APPROVED AND ADOPTED by the BAC-PTMC on 18 December 2023.

  
**REYNAND C. PARAFINA**  
Regular Member

  
**RUSSEL Q. BABADILLA**  
Regular Member

  
**RIGEL L. CAABAY**  
Regular Member

  
**M.A. HIYASMIN H. DELOS SANTOS**  
Regular Member

**ALLAN M. ROJO**  
Provisional Member

  
**MARK JON S. PALOMAR**  
Vice-Chairperson

  
**MARIETTA I. GUERRERO**  
Chairperson, BAC-PTMC

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