



BIDS AND AWARDS COMMITTEE

Procurement of Goods and Consultancy Services (BAC-PGCS)
Resolution No. 010-2023
Series of 2023

**RESOLUTION DECLARING FAILURE OF BIDDING FOR THE
LEASE AND MAINTENANCE OF PHOTOCOPYING MACHINES
ASD-109-2023**

WHEREAS, the Philippine Ports Authority (PPA) posted an Invitation to Bid for the Lease and Maintenance of Photocopying Machines, in the website of the PPA, PhilGEPS and in the Bulletin Board located at the PPA Corporate Building, South Harbor, Port Area, Manila, on 02 February 2023, continuously for seven (7) calendar days;

WHEREAS, the Approved Budget for the Contract to be Bid as posted/advertised is **₱ 2,160,000.00**;

WHEREAS, in response to the said advertisement, two (2) bidders secured the Bid Documents in the amount of ₱ 5,000.00 and submitted their Technical and Financial Proposals, namely;

1. Otus Copy Systems, Inc.
2. Copylandia Office Systems Corporation

WHEREAS, during the opening of bids on 23 February 2023 at 10:00 a.m. Copylandia Office Systems Corporation was declared "passing" with the requirements of the First Envelope, but was declared "automatically disqualified" upon opening of the Second Envelope (Financial Proposal), for its failure to comply with the submission required under Clause 15 of the Bid Data Sheet of the Bidding Documents;

WHEREAS, Copylandia Office Systems Corporation submitted its Second Envelopes which are not book bounds as required under Clause 15 of the Bid Data Sheet of the Bidding Documents, which states that "xxx All bid documents shall be book bound, hard bound and properly labelled with index tabs";

WHEREAS, the other bidder, Otus Copy Systems Inc. was declared "failed" for failure to submit the required brochure for the "automatic and manual reducer/enlarger with 25% - 400% zoom (with 1% increment)" technical specifications;

WHEREAS, Otus Copy Systems Inc. signified its intention to file a request for reconsideration on its "failed" rating, hence, the unopened Second Envelopes were retained by the BAC, until the request for reconsideration has been resolved by the Committee;

WHEREAS, no request for reconsideration was filed by Otus Copy Systems Inc. within the prescribed deadline for submission thereof;

WHEREAS, considering that all bidders were declared “failed”, the BAC, after a motion duly made and properly seconded, declared the bidding for the Lease and Maintenance of Photocopying Machines, a failure pursuant to Section 35.1 (b) of the 2016 Revised IRR of R.A. 9184, which provides, to wit:

“35.1 The BAC shall declare the bidding a failure when:

xxx xxx xxx

b) All prospective bidders are declared ineligible;

xxx xxx xxx.”

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


1. To recommend to the Head of the Procuring Entity that the bidding for the Lease and Maintenance of Photocopying Machines, be declared a “failure” pursuant to Section 35.1 (b) of the 2016 Revised IRR of R.A. 9184;
2. To conduct a re-bidding with re-advertisement and/ or posting, as provided for in Section 21.2 of the 2016 Revised IRR of R.A. 9184.

ADOPTED AND APPROVED by the BAC on 01 March 2023.



DANAH S. JARAMILLO
Regular Member


JOSEPHINE M. NAPIERE
Regular Member


DIANE STEFFIT. GUILLAMON
Regular Member


ERIC E. DIMACULANGAN
Provisional Member


ANGELINA A. LLOSE
Vice-Chairperson


MARK JON S. PALOMAR
Chairperson, BAC



06 March 2023

MEMORANDUM

F O R : The General Manager

F R O M : The Chairperson, HO-BAC-PGCS

SUBJECT : **Resolution Declaring Failure of Bidding for the Lease and
Maintenance of Photocopying Machines**
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This has reference to the Opening of Bids for the Lease and Maintenance of Photocopying Machines on 23 February 2023, which was declared by the BAC as "failure of bidding," pursuant to Section 35.1 of the 2016 Revised IRR of R.A. 9184, which states that: "The BAC shall declare the bidding a failure when: b) All prospective bidders are declared ineligible; xxx xxx xxx."

In view thereof, we are submitting herewith BAC-PGCS Resolution No. 010-2023 Series of 2023, recommending that the bidding for the above project be declared a "failure" pursuant to Section 35.1 of the 2016 Revised IRR of R.A. 9184 and to conduct a re-bidding with re-advertisement and/or posting, as provided for in Section 21.2 of the 2016 Revised IRR of R.A. 9184, for consideration and approval of the General Manager as Head of the Procuring Entity.


MARK JON S. PALOMAR

APPROVED/DISAPPROVED: _____


JAY DANIEL R. SANTIAGO
General Manager