

BIDS AND AWARDS COMMITTEE

Head Office-Engineering Projects
Resolution No. 016-2023
Series of 2023

**RESOLUTION DECLARING FAILURE OF BIDDING FOR THE
CONSTRUCTION OF TWO-STOREY TMO BUILDING,
PORT OF BAUAN, BATANGAS
HO-INFRA-PPDD-23-0026**

WHEREAS, the Philippine Ports Authority (PPA) posted an Invitation to Bid for the Construction of Two-Storey TMO Building, Port of Bauan, Batangas, in the website of the PPA, PhilGEPS and in the Bulletin Board located at the PPA Corporate Building, South Harbor, Port Area, Manila, on 24 May 2023, continuously for seven (7) calendar days;

WHEREAS, the Approved Budget for the Contract to be Bid as posted/advertised is **₱ 30,381,626.54**;

WHEREAS, in response to the said advertisement, only Infra Builders and Sellers, Phils. secured the Bid Document in the amount of **₱ 25,000.00** and submitted its Technical and Financial Proposals;

WHEREAS, during the opening of bids on 22 June 2023 at 10:00 a.m., the lone bidder, Infra Builders and Sellers, Phils. was declared "failed" with the requirements of the First Envelope, for the following reasons:

- a. The following pledged key personnel for the project have insufficient number of relevant years of experience:
 - i. Project Manager
 - ii. Project Engineer
 - iii. Project Architect
 - iv. Foremen
- b. Failed to submit proof of capacity for the Concrete Vibrator and Plate Compactor, and the Pile Hammer is under capacity.

WHEREAS, Infra Builders and Sellers, Phils. 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 Infra Builders and Sellers, Phils. within the prescribed deadline for submission thereof;

WHEREAS, considering that the lone bidder was declared disqualified, the BAC, after a motion duly made and properly seconded, declared the bidding for the Construction of Two-Storey TMO Building, Port of Bauan, Batangas, 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 Construction of Two-Storey TMO Building, Port of Bauan, Batangas, be declared a “failure” pursuant to Section 35.1 (b) of the 2016 Revised IRR of R.A. 9184 considering that “all prospective bidders are declared ineligible.”
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.

APPROVED AND ADOPTED by the BAC on 29 June 2023.


DANAH S. JARAMILLO
Regular Member

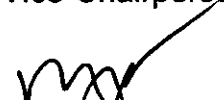
(ON-LEAVE)
JOSEPHINE M. NAPIERE
Regular Member


DIANE STEFFI T. GUILLAMON
Regular Member


CARLITO M. CASTILLO
Provisional Member


REYNAND C. FARAFINA
Provisional Member


ANGELINA A. LLOSE
Vice-Chairperson


MARK JON S. PALOMAR
Chairperson, BAC

BAC

PHILIPPINE
PORTS
AUTHORITY



29 June 2023

MEMORANDUM

F O R : The General Manager

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

SUBJECT : **BAC RESOLUTION DECLARING FAILURE OF BIDDING FOR THE CONSTRUCTION OF TWO-STOREY TMO BUILDING, PORT OF BAUAN, BATANGAS**

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This has reference to the Opening of Bids for the Construction of Two-Storey TMO Building, Port of Bauan, Batangas, held on 22 June 2023 at 10:00 a.m. The bidding was declared by the BAC as "failure of bidding" considering that the lone bidder for the project, Infra Builders and Sellers, Phils. was declared "failed" with the requirement of the First Envelope. The pledged key personnel for the project have insufficient number of relevant years of experience and failure to submit proof of capacity for the concrete vibrator and plate compactor, and the pile hammer is under capacity. Pursuant to Section 35.1 of the 2016 Revised IRR of R.A. 9184, "The BAC shall declare the bidding a failure when: xxx xxx b) All prospective bidders are declared ineligible; xxx xxx."

In view thereof, we are submitting herewith BAC Resolution No. 016-2023 Series of 2023, recommending that the bidding for the Construction of Two-Storey TMO Building, Port of Bauan, Batangas, be declared a "failure" pursuant to Section 35.1 (a) of the 2016 Revised IRR of RA 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

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