BAGONG PILIPINAS

PHILIPPINE PORTS AUTHORITY

BIDS AND AWARDS COMMITTEE

Head Office-Engineering Projects
Resolution No. 053-2024
Series of 2024

RESOLUTION DECLARING FAILURE OF BIDDING FOR THE ROAD PAVEMENT AND DRAINAGE REHABILITATION ALONG DELPAN-ISLA PUTING BATO (IPB) ROADWAY AT SLIP 0, NORTH HARBOR, TONDO, MANILA

HO-RM INFRA-AGME-24-033

WHEREAS, the Philippine Ports Authority (PPA) posted an Invitation to Bid for the Road Pavement and Drainage Rehabilitation along Delpan-Isla Puting Bato (IPB) Roadway at Slip 0, North Harbor, Tondo, Manila, in the website of the PPA, PhilGEPS and in the Bulletin Board located at the PPA Corporate Building, South Harbor, Port Area, Manila, on 18 July 2024, continuously for seven (7) calendar days;

WHEREAS, the Approved Budget for the Contract to be Bid as posted/advertised is **₱ 14,101,087.12**;

WHEREAS, in response to the said advertisement, only ILFREO Construction Corporation 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 08 August 2024 at 2:00 p.m., the lone bidder was declared "passing" with the requirements of the First Envelope;

WHEREAS, the Financial Proposal of ILFREO Construction Corp. was opened and declared "passing" with the requirements of the Second Envelope, hence its financial bid was read by the Chairperson, as follows:

NAME OF BIDDER	BID AMOUNT (As Read)
ILFREO Construction Corporation	₱ 14,090,280.44

WHEREAS, Bid Evaluation was conducted on 13 August 2024 to determine if there were arithmetical or computational errors on the submitted bids, and in the Bid Evaluation Report, as approved by the BAC on 14 August 2024, deviations were found in the Bid Proposal of ILFREO Construction Corporation. The quantity used for Bill No. 4.2 is 423.65 sq.m. instead of 432.65 sq.m., as specified in the BOQ. Section 32.2.1 (a) of the 2016 Revised IRR of R.A. 9184, provides that:

> *"Completeness of the bid. Unless the Instructions to Bidders specifically allow partial bids, bids not addressing or providing all of the required items in the Bidding Documents including, where applicable, bill of quantities, shall be considered non-responsive and, thus, automatically disqualified xxx."*

WHEREAS, ILFREO Construction Corp. was declared automatically disqualified for failure to conform to the required quantity in the Bill of Quantities;

WHEREAS, considering that the lone bidder was declared "automatically disqualified" and did not file any request for reconsideration within the time allowed by the rules, the BAC, after a motion duly made and properly seconded, declared the bidding for the Road Pavement and Drainage Rehabilitation along Delpan-Isla Puting Bato (IPB) Roadway at Slip 0, North Harbor, Tondo, Manila, 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 Road Pavement and Drainage Rehabilitation along Delpan-Isla Puting Bato (IPB) Roadway at Slip 0, North Harbor, Tondo, Manila, 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 22 August 2024.

DANAH S. JARAMILLO
Regular Member

JOSEPHINE M. NAPIERE
Regular Member

DIANE STEFFI T. GUILLAMON
Regular Member

CARLITO M. CASTILLO
Provisional Member

REYNAND C. PARAFINA
Provisional Member

ANGELINA A. LLOSE
Vice-Chairperson

MARK JON S. PALOMAR
Chairperson, BAC

BAC

BAGONG PILIPINAS

PHILIPPINE PORTS AUTHORITY

22 August 2024

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 Road Pavement and Drainage Rehabilitation Along Delpan-Isla Puting Bato (IPB) Roadway at Slip 0, North Harbor, Tondo, Manila**
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This has reference to the Opening of Bids for the Road Pavement and Drainage Rehabilitation Along Delpan-Isla Puting Bato (IPB) Roadway at Slip 0, North Harbor, Tondo. Manila, held on 08 August 2024, 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: "xxx xxx b) All prospective bidders are declared ineligible. xxx xxx."

In view thereof, we are submitting herewith BAC-PGCS Resolution No. 053-2024 Series of 2024, 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.

MARK JON S. PALOMAR

APPROVED/~~DISAPPROVED~~:

JAY DANIEL R. SANTIAGO
General Manager

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