



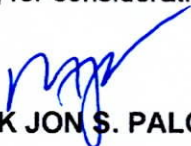
06 September 2021

MEMORANDUM

F O R : The General Manager
F R O M : The Chairperson, HO-BAC-PGCS
S U B J E C T : **Resolution Declaring Failure of Bidding**
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This has reference to the Opening of Bids for the Supply, Delivery, Installation and Commissioning of Electronic Terminal Management System (ETMS) Inclusive of Cloud-Based Unified Electronic Ticketing Capabilities for the Philippine Ports Authority held on 23 August 2021, 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"

In view thereof, we are submitting herewith BAC-PGCS Resolution No. 098-2021 Series of 2021, 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

06 September 2021

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In view thereof, we are submitting herewith BAC-PGCS Resolution No. 098-2021 Series of 2021, 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



BIDS AND AWARDS COMMITTEE

Procurement of Goods and Consultancy Services (BAC-PGCS)
Resolution No. 098-2021
Series of 2021

**RESOLUTION DECLARING FAILURE OF BIDDING FOR THE
SUPPLY, DELIVERY, INSTALLATION AND COMMISSIONING OF
ELECTRONIC TERMINAL MANAGEMENT SYSTEM (ETMS) INCLUSIVE OF
CLOUD-BASED UNIFIED ELECTRONIC TICKETING CAPABILITIES FOR THE
PHILIPPINE PORTS AUTHORITY
BAC-PGCS-011-2021**

WHEREAS, the Philippine Ports Authority (PPA) posted an Invitation to Bid for the Supply, Delivery, Installation and Commissioning of Electronic Terminal Management System (ETMS) Inclusive of Cloud-Based Unified Electronic Ticketing Capabilities for the Philippine Ports Authority, in the website of the PPA, PhilGEPS and in the Bulletin Board located at the PPA Corporate Building, South Harbor, Port Area, Manila, on 07 July 2021, continuously for seven (7) calendar days;

WHEREAS, the Approved Budget for the Contract to be Bid as posted/advertised is **₱ 500,000,000.00**;

WHEREAS, in response to the said advertisement, only Nextix Inc./ Carus Ferry AB LTD./JV secured the Bid Document in the amount of **₱ 50,000.00** and submitted its Technical and Financial Proposal;

WHEREAS, during the opening of bids on 23 August 2021 at 2:00 p.m., the lone bidder, was declared "failed" with the requirements of the First Envelope considering that the submitted brochures for the Touch Screen, Paper Ticket Printer and Speaker did not indicate any dimension to prove its compliance to the requirements specified in the Terms of Reference (TOR).

WHEREAS, Nextix Inc./ Carus Ferry AB LTD./JV filed a request for reconsideration on their "failed" rating, however, the BAC, in a meeting held on 27 August 2021, after due deliberation and upon motion duly made and properly seconded, denied said Request for Reconsideration;

WHEREAS, considering that the lone bidder was declared "failed", the BAC, after a motion duly made and properly seconded, declared the bidding for the Supply, Delivery, Installation and Commissioning of Electronic Terminal Management System (ETMS) Inclusive of Cloud-Based Unified Electronic Ticketing Capabilities for the Philippine Ports Authority, 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 Supply, Delivery, Installation and Commissioning of Electronic Terminal Management System (ETMS) Inclusive of Cloud-Based Unified Electronic Ticketing Capabilities for the Philippine Ports Authority, be declared a “failure” pursuant to Section 35.1 (b) of the 2016 Revised IRR of R.A. 9184 considering that there was no eligible bidder for the project.
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 27 August 2021

DANAH S. JARAMILLO
Regular Member

(on - leave)
JOSEPHINE M. NAPIERE
Regular Member

DIANE STEFFI T. GUILLAMON
Regular Member

ERIC E. DIMACULANGAN
Provisional Member

GERVACIO N. BALATBAT
Provisional Member
End-User, ICTD

HIYASMIN H. DE LOS SANTOS
Provisional Member
End-User, POSD

ANGELINA A. LLOSE
Vice-Chairperson

MARK JON S. PALOMAR
Chairperson, BAC