



BIDS AND AWARDS COMMITTEE

Procurement of Goods and Consultancy Services (BAC-PGCS)

Resolution No. 087-2023

Series of 2023

RESOLUTION DECLARING FAILURE OF BIDDING FOR THE SUPPLY AND DELIVERY OF MOTOR VEHICLES FOR PORT MANAGEMENT OFFICES (PMOs)

ASD-019-2023

WHEREAS, the Philippine Ports Authority (PPA) posted an Invitation to Bid for the Supply and Delivery of Motor Vehicles for Port Management Offices (PMOs), in the website of the PPA, PhilGEPS and in the Bulletin Board located at the PPA Corporate Building, South Harbor, Port Area, Manila on 14 September 2023, continuously for seven (7) calendar days;

WHEREAS, the Approved Budget for the Contract to be Bid as posted/advertised is **₱ 76,250,000.00**;

WHEREAS, in response to the said advertisement, two (2) bidders secured the Bid Documents in the amount of ₱ 50,000.00 and submitted their Technical and Financial Proposals, namely;

1. Toyota Alabang Inc.
2. Toyota Quezon Avenue Inc.

WHEREAS, during the opening of bids on 10 October 2023 at 10:00 a.m., Toyota Alabang Inc. was declared "passing" with the requirements of the First Envelope while Toyota Quezon Avenue Inc. was declared "automatically disqualified" for its failure to comply with the submission required under Clause 15 of the Bid Data Sheet of the Bidding Documents;

WHEREAS, the submitted Original copy of Technical Proposal was book-bound with hard cover, the six (6) duplicate copies were only fastened in a folder, and there were no index tabs in all seven (7) copies of their Technical Proposal, 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 with hard cover and properly labelled with index tabs." Further, Toyota Quezon Avenue Inc. failed to submit the original copy of the ISO 9001:2015 (Quality Management System) as required under Item B. For the Dealer/Supplier of the Terms of Reference;

WHEREAS, the Financial Proposal of Toyota Alabang Inc. 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)
Toyota Alabang Inc.	₱ 72,527,500.00

WHEREAS, Bid Evaluation was conducted on 13 October 2023 to determine if there were arithmetical or computational errors and the completeness of bid/deviations on the submitted bid, and the Bid Evaluation Report, as approved by the BAC on 18 October 2023, Toyota Alabang Inc. was declared "disqualified" on the ground that the submitted Omnibus Sworn Statement did not include the mandatory statement "by itself or by relation, membership, association, affiliation, or controlling interest with another blacklisted person or entity as defined and provided for in the Uniform Guidelines on Blacklisting." Under GPPB Resolution No. 16-2020 "the non-inclusion of the mandatory provisions in any of the required forms shall be a ground for disqualification;"

WHEREAS, considering that the lone bidder was declared "failed," the BAC declared a failure of bidding, pursuant to Section 35.1 (b) of the 2016 Revised IRR of R.A. 9184, which provides, that:

"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 and Delivery of Motor Vehicles for Port Management Offices (PMOs), 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.

APPROVED AND ADOPTED by the BAC on 18 October 2023.



DANAH S. JARAMILLO
Regular Member



JOSEPHINE M. NAPIERE
Regular Member



DIANE STEFFI T. GUILLAMON
Regular Member



ERIC E. DIMACULANGAN
Provisional Member



ANGELINA A. LLOSE
Vice-Chairperson



MARK JON S. PALOMAR
Chairperson, BAC



18 October 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 Supply and Delivery of Motor Vehicles for Port Management Offices (PMOs)**
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This has reference to the Opening of Bids for the Supply and Delivery of Motor Vehicles for Port Management Offices, held on 10 October 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: "xxx xxx b) All prospective bidders are declared ineligible. xxx xxx."

In view thereof, we are submitting herewith BAC-PGCS Resolution 087-2023 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