



BAGONG PILIPINAS



BIDS AND AWARDS COMMITTEE

Port Terminal Management Contract (BAC-PTMC)

Resolution No. 01-2023

Series of 2023

**RESOLUTION DECLARING FAILURE OF BIDDING FOR THE PORT TERMINAL
MANAGEMENT CONTRACT FOR THE CLUSTERED PORTS OF BALBAGON,
BENONI AND GUINSILIBAN
BAC-PTMC-02-2023**

WHEREAS, the Philippine Ports Authority (PPA) posted an Invitation to Bid for the Port Terminal Management Contract (PTMC) for the Clustered Ports of Balbagon, Benoni and Guinsiliban in The Manila Times, PPA website and in conspicuous places in the PPA premises on 07 September 2023;

WHEREAS, the Minimum Concession Fee for the fifteen (15) year PTMC as posted is Php 271,768,175.67, exclusive of all taxes;

WHEREAS, in response to the said advertisement, Balbagon Arrastre Stevedoring and Porterage Services, Inc. (BASPSI) secured the Bid Documents in the amount of Php 100,000.00;

WHEREAS, during the deadline for submission of bids, BASPSI dropped its technical and financial bid on time;

WHEREAS, during the Opening of Bids on 02 October 2023 at 2:00 p.m., BASPSI was rated "failed" with the Eligibility and Technical Bid based on the following grounds:

- 1) Non-submission of PPA Accreditation for Passenger Terminal Services;
- 2) Non-submission of VAT Returns for July and August 2023;
- 3) Failure to provide the list of the following key personnel for each of the clustered ports:
 - a. General Manager
 - b. Supervisor
 - c. Security Officer;
- 4) Commitment of the same key personnel in more than one (1) position;
- 5) Failure to submit the complete qualification and experience data of the key personnel; and
- 6) Failure to submit the list of minimum equipment and gears for each of the clustered ports.

WHEREAS, BASPS signified its intention to file a Request for Reconsideration, hence, its Second Envelope was retained by the BAC-PTMC until the resolution of the Request for Reconsideration;

WHEREAS, BASPS submitted a letter dated 03 October 2023, informing the BAC-PTMC that it will no longer file a Request for Reconsideration, thus, its unopened Second Envelope was returned, duly received by its authorized representative;

WHEREAS, considering that the lone bidder failed to comply with the Eligibility and Technical Bid requirements, the BAC-PTMC, after a motion duly made and properly seconded, declared the bidding for the Port Terminal Management Contract for the Clustered Ports of Balbagon, Benoni and Guinsiliban a failure pursuant to Section 24 of the Guidelines for the Selection and Award of Contracts Under the Port Terminal Management Regulatory Framework (PPA AO No. 12-2018), which provides to wit:

“Section 24. Failure of Bidding

The BAC shall declare the bidding a failure and conduct a rebidding with re-advertisement and/or posting, after a re-evaluation of the terms, conditions, and specifications of the first bidding, when:

- c) All bids fail to comply with the Eligibility, Technical and Financial bid requirements.

xxx xxx xxx.”

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

1. Recommend to the General Manager as Approving Authority, that the bidding for the Port Terminal Management Contract for the Clustered Ports of Balbagon, Benoni and Guinsiliban, be declared a “failure” pursuant to Article V Section 24 (c) of PPA AO No. 12-2018;
2. Direct the Port Management Office Misamis Oriental/Cagayan de Oro to review the Master Plan Study and recommend whether the terms therein may be reposted as presented or be revised accordingly; and
3. Conduct a re-bidding with re-advertisement and/or posting, as provided for in Section 24 of PPA AO No. 12-2018.

APPROVED AND ADOPTED by the BAC-PTMC on 20 October 2023.


REYNAND C. PARAFINA
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