



**BIDS AND AWARDS COMMITTEE FOR THE PROCUREMENT OF GOODS AND
CONSULTANCY SERVICES AND FOR ENGINEERING PROJECTS
(PMO-PALAWAN-BAC)**

Resolution No. 13
Series of 2022

**RESOLUTION DECLARING FAILURE OF BIDDING FOR THE PROJECT VARIOUS
MAINTENANCE OF PORT PHYSICAL FACILITIES, PORT OF BROOKE'S POINT,
BROOKE'S POINT, PALAWAN (MPF-PLW-03-2022)**

WHEREAS, the Philippine Ports Authority, PMO-Palawan re-posted an Invitation to Bid for the project MPF-PLW-03-2022 Various Maintenance of Port Physical Facilities, Port of Brooke's Point, Brooke's Point, Palawan, in the website of the PPA, PhilGEPS and in the Bulletin Board of PMO-Palawan on 25 July 2022, continuously for seven (7) calendar days.

WHEREAS, the Approved Budget for the Contract to be Bid as re-posted/re-advertised is **₱ 1,159,720.30**.

WHEREAS, on 15 August 2022, JULRIZ Construction & Supply, secured bid documents and submitted their bids in a sealed envelope;

WHEREAS, at 9:30 A.M. on 15 August 2022 the Technical Bids of Julriz Construction & Supply was opened and passed the preliminary examination. After which, the Financial Bid was opened and also passed the preliminary examination, and the result of the Financial Bid is tabulated as follows:

<i>Name of Bidders</i>	<i>Bid Amount As Read During Opening of Bids</i>	<i>ABC</i>	<i>% Variance from ABC</i>
JULRIZ Construction & Supply	Php 1,157,666.39	Php 1,159,720.30	.18% Lower than ABC

WHEREAS, on 16 – 18 August 2022, the TWG conducted bid evaluation and upon ascertainment of all statements and representations made, including all documents submitted, the Technical Working Group (TWG) found that the bidder failed to comply with, and be responsive to, the requirements and conditions specified in the Bidding Documents, based on the following grounds:




Requirements/Condition	Findings
<p>2016 Revised IRR of RA 9184 Section 31. Ceiling for Bid Prices 31.1 The ABC shall be the upper limit or ceiling for acceptable bid prices. If a bid price, <u>as evaluated and calculated</u> in accordance with this IRR, is higher than the ABC, the bidder submitting the same shall be automatically disqualified. There shall be no lower limit or floor on the amount of the award.</p>	<p>The total calculated bid price, as evaluated and corrected for computational errors amounted to ₱ 1,165,351.39, and exceeded the Approved Budget for the Contract (ABC) which is ₱ 1,159,720.30.</p>

WHEREAS, the BAC, after a motion duly made and properly seconded, declared the bidder JULRIZ Construction & Supply as disqualified and the bidding for the MPF-PLW-03-2022 Various Maintenance of Port Physical Facilities, Port of Brooke's Point, Brooke's Point, Palawan, a failure;

WHEREAS, on 24 August 2022, JULRIZ Construction & Supply filed a Request for Reconsideration and was immediately forwarded to the BAC Chairman. The BAC has convened on 25 August 2022 to deliberate the merit of the request and thereafter decided to deny the JULRIZ Construction and Supply Request for Reconsideration;

NOW THEREFORE, for and in consideration of the foregoing premises, the PMO-Palawan Bids and Awards Committee 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 project MPF-PLW-03-2022 Various Maintenance of Port Physical Facilities, Port of Brooke's Point, Brooke's Point, Palawan, be declared a "failure" pursuant to Section 31.1 of the 2016 Revised IRR of R.A. 9184.
2. To recommend to the Port Manager/Head of the Procuring Entity (HOPE) of PMO-Palawan the conduct of Negotiated Procurement for the Infrastructure project MPF-PLW-03-2022 Various Maintenance of Port Physical Facilities, Port of Brooke's Point, Brooke's Point, Palawan as provided for in Sub-Section 35.5 of the IRR of RA 9184 and its 2016 Revised IRR which states that, "Should there occur a second failure of bidding, the Procuring Entity concerned may resort to negotiated procurement, as provided for in Section 53.1 of this IRR;

Handwritten signatures and initials, including a large stylized signature at the top, a smaller signature below it, and a checkmark-like mark at the bottom.

APPROVED AND ADOPTED by the PMO Palawan-BAC on 25 August 2022.

(On-leave)
JEMUEL B. APELLIDO
BAC Chairperson


Digitally signed
8/25/2022
ERWIN S. GATPANDAN
Vice Chairperson


FRASY M. DE GUZMAN
Member


ALLAN S. MANUEL
Member


MARITES C. COHEN
Member

APPROVED:

ELIZALDE M. ULSON
Port Manager