



Republic of the Philippines
Professional Regulation Commission
Manila



BIDS AND AWARDS COMMITTEE

Resolution No. 2022 - 92

**RECOMMENDING TO THE ACTING CHAIRPERSON OF THE PROFESSIONAL
REGULATION COMMISSION, FOR HIS APPROVAL, THE DECLARATION OF
SECOND FAILURE OF BIDDING FOR THE PROJECT: PRINTING AND SHREDDING
OF TEST BOOKLETS FOR THE SEPTEMBER 25, 2022 LICENSURE EXAMINATION
FOR PROFESSIONAL TEACHERS-REBID, AND TO RESORT TO NEGOTIATED
PROCUREMENT UNDER SECTION 53.1 (TWO FAILED BIDDINGS)**

WHEREAS, the bidding for the Printing and Shredding of Test Booklets for the September 25, 2022 Licensure Examination for Professional Teachers was declared for the first time as failed on 27 July 2022, through the approved Bids and Awards Committee (BAC) Resolution No. 2022-62.

WHEREAS, the BAC caused the re-posting of the invitation to apply for eligibility and to bid through Public Bidding in the website of the Commission and at the BAC Bulletin Board, and in the Philippine Government Electronic Procurement System with an Approved Budget for the Contract (ABC) of Sixteen Million Five Hundred Forty-Five Thousand Two Hundred Pesos (Php16,545,200.00).

WHEREAS, on 23 August 2022, a Pre-Bid Conference was held, to explain and clarify the bidding documents and to accommodate any inquiry which the bidders may have, and was attended by only Vibal Group Inc. (VIBAL), the only bidder that also purchased the bidding documents.

WHEREAS, during the scheduled deadline and submission of bid proposals on 5 September 2022 at 9:00 o'clock in the morning, only VIBAL submitted their bid proposal.

WHEREAS, during the evaluation of bids on 5 September 2022 at 9:30 in the morning, VIBAL was declared as disqualified for failure to submit a duly signed copies of the Statements of all its on-going government and private contracts and Audited Financial Statements for the preceding calendar year.

WHEREAS, VIBAL was given three (3) calendar days to file a Motion for Reconsideration (MR), but manifested that they will no longer file an MR on the decision of the BAC.

WHEREAS, Section 35, Rule X of the 2016 Revised Implementing Rules and Regulations (RIRR) states for the authority of the BAC to declare a failure of bidding in cases where the bidders fail to comply with all the bid requirements as prescribed, to wit:

Section 35. Failure of Bidding

35.1 The BAC shall declare the bidding a failure when:

- a) No bids are received;***
- b) All prospective bidders are declared ineligible;***
- c) All bids fail to comply with all the bid requirements or post-qualification, or x x x x (Emphasis supplied)***

WHEREAS, Section 35. 5 of the same IRR provides for steps and procedure in occurrence of a second failure of bidding, xxx

35.5 Should there occur a second failure of bidding, the Procuring Entity may resort to negotiated procurement as provided for in Section 53.1 of this IRR.

WHEREFORE, the BIDS AND AWARDS COMMITTEE **RESOLVES**, as it is hereby **RESOLVED**:

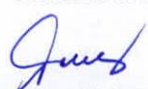
1. To DECLARE A SECOND FAILURE OF BIDDING for the project: PRINTING AND SHREDDING OF TESTBOOKLETS FOR THE SEPTEMBER 25, 2022 LICENSURE EXAMINATION FOR PROFESSIONAL TEACHERS-REBID with an approved budget for the contract of SIXTEEN MILLION FIVE HUNDRED FORTY-FIVE THOUSAND TWO HUNDRED PESOS (PHP16,545,200.00);
2. To recommend a mandatory review, revisit the terms, conditions, and specifications and cost estimates, as prescribed in Section 35 of the IRR. However, the ABC cannot be increased by more than twenty percent (20%) of the ABC for the last failed bidding; and
3. To recommend to the Acting Chairperson of the Professional Regulation Commission, for his approval, the Revised Annual Procurement Plan modification on Method for Procurement from PUBLIC BIDDING to ALTERNATIVE METHODS OF PROCUREMENT, and to resort to NEGOTIATED PROCUREMENT under SECTION 53.1 (TWO FAILED BIDDINGS).

Done in the City of Manila, Philippines, this 6th day of September 2022.

BIDS AND AWARDS COMMITTEE


ERWIN M. ENAD

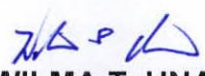
Chairman


JANE R. SEVESES

Alternate Vice-Chairperson


HENRIETTA P. NARVAEZ

Member


WILMA T. UNANA

Member


CRISANTON L. DECENA

Provisional Member, Non-IT Projects

APPROVED:


JOSE Y. CUETO, JR.

Acting Chairperson