



Republic of the Philippines  
Professional Regulation Commission  
Manila



**BIDS AND AWARDS COMMITTEE**  
Resolution No. 2022 - 145

**DECLARATION OF SECOND FAILURE OF BIDDING FOR THE SUBSCRIPTION OF  
LICENSE RENEWAL WITH UPGRADE AND MAINTENANCE SUPPORT FOR  
EXISTING VIRTUAL MACHINE SOFTWARE - REBID WITH A TOTAL APPROVED  
BUDGET FOR THE CONTRACT OF TWO MILLION SEVEN HUNDRED EIGHTY-TWO  
THOUSAND NINE HUNDRED FIFTY-SEVEN PESOS AND SIXTY-SEVEN CENTAVOS  
(PHP2,782,957.67)**

**WHEREAS**, the invitation to apply for eligibility and to bid through Competitive Bidding was posted in the website of the Commission, at the Bids and Awards Committee (BAC) Bulletin Board, and in the Philippine Government Electronic Procurement System (PhilGEPS) for the project: Subscription of License Renewal with Upgrade and Maintenance Support for Existing Virtual Machine Software - Rebid with an approved budget for the contract of Two Million Seven Hundred Eighty-Two Thousand Nine Hundred Fifty-Seven Pesos and Sixty Seven Centavos (Php2,782,957.67) only.

**WHEREAS**, on November 25, 2022, a Pre-Bid Conference via videoconferencing was held to explain and clarify the bidding documents and to accommodate any inquiry which the bidder may have. This was attended by only one bidder, Macrologic Diversified Technologies Inc. (Macrologic).

**WHEREAS**, on November 29, 2022, the BAC issued a Bid Bulletin No. 1 reflecting the modification/amendments to the Bidding Documents as a result of the pre-bid conference.

**WHEREAS**, during the opening of bids on December 09, 2022 at the PRC Conference Room, 4<sup>th</sup> Floor, PRC Annex Bldg., only Macrologic submitted its bid. Upon evaluation, the submitted Secretary's Certificate did not bear the signature of the company's corporate secretary. Therefore, Macrologic was marked as failed and declared as disqualified.

**WHEREAS**, Section 35, Rule X of the 2016 Revised Implementing Rules and Regulations (IRR) provides for the authority of the BAC to declare a failure of bidding in cases where no bids are received, 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 xxx (Emphasis supplied)

**WHEREAS**, Section 35. 2 of the same IRR provides for the steps and procedures that the BAC should take in case of failure of bidding; x x x to wit:

35.2. In order to determine the reason for the failed bidding, the BAC shall conduct a mandatory review and evaluation of the terms, conditions, and specifications in the Bidding Documents, including its cost estimates.

WHEREFORE, the **BIDS AND AWARDS COMMITTEE RESOLVES**, as it hereby **RESOLVED**, to **DECLARE A SECOND FAILURE OF BIDDING FOR THE SUBSCRIPTION OF LICENSE RENEWAL WITH UPGRADE AND MAINTENANCE SUPPORT FOR EXISTING VIRTUAL MACHINE SOFTWARE - REBID** with a total approved budget for the contract of **TWO MILLION SEVEN HUNDRED EIGHTY-TWO THOUSAND NINE HUNDRED FIFTY-SEVEN PESOS AND SIXTY-SEVEN CENTAVOS (PHP2,782,957.67)**. Consequently, the BAC shall conduct a re-bidding with re-advertisement and/or posting of said procurement project.

Done in the City of Manila, Philippines, this 13<sup>th</sup> day of December 2022.

**BIDS AND AWARDS COMMITTEE**

  
**ERWIN M. ENAD**  
BAC Chairman

  
**MARIA LIZA M. HERNANDEZ**  
Vice-Chairperson

  
**HENRIETTA P. NARVAEZ**  
Member

  
**WILMA T. UNANA**  
Member

  
**REGIE O. TORRES**  
Provisional Member, IT Projects