



Republic of the Philippines
Professional Regulation Commission
Manila



BIDS AND AWARDS COMMITTEE

Resolution No. 2022 - **26(A)**

**DECLARATION OF FAILURE OF BIDDING FOR THE PRINTING, SUPPLY, AND
DELIVERY OF PERMANENT EXAMINATION AND REGISTRATION RECORD CARD
FOR VARIOUS LICENSURE EXAMINATIONS WITH A TOTAL APPROVED BUDGET
FOR THE CONTRACT OF ONE MILLION FIVE HUNDRED FORTY-EIGHT
THOUSAND PESOS (PHP1,548,000.00)**

WHEREAS, the invitation to apply for eligibility and to bid through Competitive Bidding was posted in the website of the Commission, at the Bids Awards Committee (BAC) Bulletin Board, and in the Philippine Government Electronic Procurement System (PhilGEPS) for the project: Printing, Supply, and Delivery of Permanent Examination and Registration Record Card for Various Licensure Examinations with an approved budget for the contract of One Million Five Hundred Forty-Eight Thousand Pesos (Php1,548,000.00) only.

WHEREAS, on March 29, 2022, a pre-procurement conference was held to discuss the terms of reference prepared and submitted by the end user for the abovementioned project before the preparation of the bidding documents.

WHEREAS, on April 22, 2022 a pre-bid conference via video conferencing was held to explain and clarify the bidding documents and to accommodate any inquiry which the bidders may have. This was attended only by the end user. Thus, the BAC issued a Bid Bulletin No. 1 (Annex "A") for the schedule for 2nd Pre-Bid Conference.

WHEREAS, on April 27, 2022 a 2nd pre-bid conference was held to explain and clarify the bidding documents and to accommodate any inquiry which the bidders may have. This was attended by four (4) prospective bidders, namely: Dependable Packaging and Printing House Corporation (Dependable), Vicfania Trading, AJ & TJ Printing, and Win-sons Printing Press. Only Dependable purchased the Bidding Documents.

WHEREAS, On April 28, 2022, the BAC issued Bid Bulletin No. 2 (Annex "B") reflecting the modification/amendment to the bidding document as a result of the pre-bid conference.

WHEREAS, on May 11, 2022, during the submission and opening of bids, Dependable submitted its bidding document. The BAC, using a non-discretionary "pass/fail" criterion. Dependable was given a failed mark for failure to submit its Audited Financial Statement. Consequently, the bidding for this project failed.

WHEREAS, Section 30, Rule IX of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184, known as the Government Procurement Reform Act requires that the preliminary examination of the bids be conducted by merely checking for the presence or absence of documentary requirements using a non-discretionary "pass/fail" criterion. If a bidder submits the required document, it shall be rated "passed" for the particular requirement. In this regard, bids that fail to include any requirement or are incomplete or patently insufficient shall be considered as "failed".

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 bidders responded to the request for quotation, 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.

35.3. Based on its findings, the BAC shall revise the terms, conditions, and specifications, and if necessary, adjust the ABC, subject to the required approvals, and conduct a re-bidding with re-advertisement and/or posting, as provided for in Section 21.2 of this IRR.(a) (underscoring supplied)

WHEREFORE, the **BIDS AND AWARDS COMMITTEE RESOLVES**, as it hereby **RESOLVED**, to **DECLARE A FAILURE OF BIDDING FOR THE PRINTING, SUPPLY, AND DELIVERY OF PERMANENT EXAMINATION AND REGISTRATION RECORD CARD FOR VARIOUS LICENSURE EXAMINATIONS** with a total approved budget for the contract of **ONE MILLION FIVE HUNDRED FORTY-EIGHT THOUSAND PESOS (PHP1,548,000.00)**. 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 20th day of May 2022.

BIDS AND AWARDS COMMITTEE



JOSE Y. CUETO, JR.
Chairman


MARIA LIZA M. HERNANDEZ
Vice-Chairperson


HENRIETTA P. NARVAEZ
Member


WILMA T. UNANA
Member


TEODORO V. MENDOZA II
Alternate Member


CRISANTO L. DECENA
Provisional Member, Non-IT Projects

BAC RESOLUTION 2022

DECLARATION OF FAILURE OF BIDDING FOR THE PRINTING, SUPPLY, AND DELIVERY OF PERMANENT EXAMINATION AND REGISTRATION RECORD CARD FOR VARIOUS LICENSURE EXAMINATIONS WITH A TOTAL APPROVED BUDGET FOR THE CONTRACT OF ONE MILLION FIVE HUNDRED FORTY-EIGHT THOUSAND PESOS (PHP1,548,000.00)