



Republic of the Philippines
Professional Regulation Commission
Manila



BIDS AND AWARDS COMMITTEE

Resolution No. 2022 - **02(A)**

DECLARATION OF FAILURE OF BIDDING FOR THE PROCUREMENT OF LATEX GLOVES WITH A TOTAL APPROVED BUDGET FOR THE CONTRACT OF THIRTY-ONE THOUSAND ONE HUNDRED FOURTEEN PESOS (PHP31,114.00) THROUGH NEGOTIATED PROCUREMENT UNDER SECTION 53.9 – SMALL VALUE PROCUREMENT

WHEREAS, the invitation to apply for eligibility and to bid through Negotiated Procurement under Section 53.9 – Small Value Procurement 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: Procurement of Latex Gloves with an approved budget for the contract of Thirty-One Thousand One Hundred Fourteen Pesos (Php31,114.00) only.

WHEREAS, during the scheduled deadline and submission of bid proposals on March 11, 2022, only one bidder submitted its eligibility and technical requirements, namely: Jaca Office and School Supplies Trading.

WHEREAS, during the opening and evaluation of bid, Jaca Office and School Supplies Trading failed to submit its Valid Mayor's / Business Permit, Philgeps Registration Number, Omnibus Sworn Statement, and duly notarized Secretary's Certificate with bid amount of Twenty-One Thousand One Hundred Fifty Pesos (Php21,150.00). 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 PROCUREMENT OF LATEX GLOVES** with a total approved budget for the contract of **THIRTY-ONE THOUSAND ONE HUNDRED FOURTEEN PESOS (PHP31,114.00)**. 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 March 14, 2022.

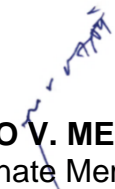
BIDS AND AWARDS COMMITTEE



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Vice-Chairperson


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