



Philippine Amusement and Gaming Corporation

Creating Opportunities Beyond Gaming

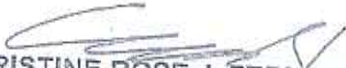
**ENTERPRISE SERVICES GROUP
PROCUREMENT DEPARTMENT**

MEMORANDUM
May 18, 2021

FOR : THE CHAIRMAN AND CHIEF EXECUTIVE OFFICER ✓
THRU : THE VICE PRESIDENT
LEGAL GROUP ✓
FROM : THE ASSISTANT VICE PRESIDENT
SUBJECT : BIDS AND AWARDS COMMITTEE (BAC) 1 RESOLUTION

May we forward, for your approval, the BAC 1 Resolution declaring the Failure of Negotiated Procurement (Two-Failed Biddings) and recommending approval by the Chairman and Chief Executive Officer of the reconduct thereof for the Supply and Delivery of Printer Consumables for PAGCOR'S Existing Magicard Pronto Card Printer under ITB No. FB21-02-004CORa.

Thank you.


CHRISTINE ROSE J. FERNANDEZ

CTS. NO. 2021-0313-153138
PD2021-00761



May 18, 2021

EXECUTIVE SUMMARY

The Bids and Awards Committee (BAC) 3 processed the requirement of the Marketing Department (MD) through Negotiated Procurement (Two-Failed Biddings) for the Supply and Delivery of Printer Consumables for PAGCOR'S Existing Magicard Pronto Card Printer under ITB No. FB21-02-004CORa, with an Approved Budget for the Contract in the amount of Nine Hundred Thousand Pesos (Php900,000.00), VAT Exclusive, Zero-Rated Transaction.

The requirements were subjected to several procurement processes but there occurred failure of two (2) consecutive public biddings and Negotiated Procurement (Two-Failed Biddings).

The Request for Quotation (RFQ) for the project was posted from February 9 to 23, 2021.

Bid Bulletin No. 1 was issued to reflect the change in the schedule for the Negotiations from February 16 to 17, 2021 due to lack of quorum, which was attended by two (2) bidders, namely:

1. Competitive Card Solutions Phils., Inc.; and
2. Lantau Industrial Supply and Services Inc.

Competitive Card Solutions Phils., Inc. bought or secured copies of the RFQ.

Bid Bulletin No. 2 was issued to reflect the changes on the schedule for the Submission, Receipt, Opening and Preliminary Examination of the Best Offer(s)/Quotation(s) from February 23, 2021 to March 1, 2021 and to reflect the updated Section I (Technical Specifications) and Section II (Financial Quotation) of the RFQ. Bid Bulletin No. 3 was issued to reflect the changes on the BAC assignment, since the end-user of the project, MD, was transferred to BAC 4 based on the new Board Approved BAC Composition and Department/End-user, venue and schedule for the Submission, Receipt, Opening and Preliminary Examination of the Best Offer(s)/Quotation(s) from March 1 to 8, 2021.

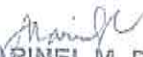
On the deadline for the Submission and Receipt of Best Offers/Quotations held on March 8, 2021, the lone bidder, Competitive Card Solutions Phils., Inc., was disqualified.

With the Board approved abolition of the BAC 4, the procurement projects of MD were transferred to the BAC 1.

A Notice of Disqualification was issued to Competitive Card Solutions Phils., Inc., and the latter acknowledged the receipt thereof together with the signed Waiver to File a Request for Reconsideration on April 20, 2021.

In a meeting held on April 21, 2021, the BAC 1, resolved the following:

1. Declare a Failure of Negotiated Procurement (Two-Failed Biddings);
2. Recommend for approval by the Chairman and Chief Executive Officer the Re-conduct of Negotiated Procurement (Two-Failed Biddings); and
3. The end-user, MD, to conduct a mandatory review of the terms, conditions and specifications including the cost estimates for said project.


MARINEL M. PUNZALAN
Senior Procurement Officer
PROCUREMENT DEPARTMENT



BIDS AND AWARDS COMMITTEE (BAC) 1

PROJECT DETAILS

Invitation to Bid Number	FB21-02-004CORa
Title	Supply and Delivery of Printer Consumables for PAGCOR'S Existing Magicard Pronto Card Printer
Mode of Procurement	Negotiated Procurement (Two-Failed Biddings)
End User	Marketing Department (MD)
Approved Budget for Contract (ABC)	Nine Hundred Thousand Pesos (PhP900,000.00), VAT Exclusive, Zero-Rated Transaction
Date of APP Approval	January 21, 2021
Budget Authorization Number	21010022

RESOLUTION DECLARING THE FAILURE OF NEGOTIATED PROCUREMENT (TWO-FAILED BIDDINGS) AND RECOMMENDING FOR APPROVAL BY THE CHAIRMAN AND CHIEF EXECUTIVE OFFICER THE RE-CONDUCT THEREOF

WHEREAS, the Bids and Awards Committee (BAC) 3 has been tasked to handle the procurement requirements of the Philippine Amusement and Gaming Corporation (PAGCOR) with the project details presented above;

WHEREAS, the requirements were subjected to several procurement processes but there occurred failure of two (2) consecutive public biddings and Negotiated Procurement (Two-Failed Biddings);

WHEREAS, BAC 3 declared failure of the procurement activities due to the following reasons:

ITB No.	Reason for Failure
PB19-08-084COR	Lot 1 - Supply and Delivery of Card Printer Consumables for PAGCOR's Existing HITI CS200E Card Printer On October 1, 2019, the BAC 3 declared a Failure of Bidding, pursuant to Section 35.1 (b) of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (R.A.) 9184, since the prospective bidder was declared ineligible. Lot 2 - Supply and Delivery of Card Printer Consumables for PAGCOR's Existing Magicard Pronto Card Printer On October 1, 2019, the BAC 3 declared a Failure of Bidding, pursuant to Section 35.1 (a) of the 2016 Revised IRR of R.A. 9184, since no bid was received.
PB19-08-084CORa-10	Lot 2 - Supply and Delivery of Card Printer Consumables for PAGCOR's Existing Magicard Pronto Card Printer On November 12, 2019, the BAC 3 declared a Failure of Bidding, pursuant to Section 35.1(a) of the 2016 Revised IRR of RA 9184, since no bid was received
FB20-07-011COR	On November 5, 2020, the BAC 3 declared a Failure of Negotiated Procurement (Two-Failed Biddings), pursuant to Section 35.1 (b)

	of the 2016 Revised IRR of R.A. 9184, since the prospective bidder was declared ineligible.
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WHEREAS, the Request for Quotation (RFQ) was posted from February 9 to 23, 2021 at the websites of PAGCOR and the Philippine Government and Electronic Procurement System (PhilGEPS) and in a conspicuous place within the premises of PAGCOR Corporate Annex Office;

WHEREAS, copies of the RFQ were also emailed to all the prospective bidders listed in the PAGCOR's Registry of Suppliers who can provide the requirements of the end-user;

WHEREAS, on February 15, 2021, Bid Bulletin No. 1 was posted to reflect the change in the schedule for the Negotiations from February 16 to 17, 2021 due to lack of quorum;

WHEREAS, during the Negotiations on February 17, 2021, the BAC 3 discussed the salient procedures for the conduct of the Negotiated Procurement (Two-Failed Biddings) and the contents of the RFQ for the project to the two (2) prospective bidders who attended the forum, namely:

1. Competitive Card Solutions Phils., Inc.; and
2. Lantau Industrial Supply and Services Inc.

WHEREAS, Competitive Card Solutions Phils., Inc. who bought the Request for Quotation for ITB No. FB20-07-011COR signified its intent to participate in the Negotiated Procurement (Two-Failed Biddings);

WHEREAS, in a Consultation Meeting last February 18, 2021, the BAC 3 resolved to proceed with the issuance of Bid Bulletin No. 2 to reflect the changes in the RFQ for the project, detailed as follows:

- o Change in the schedule of procurement activities;
- o Correction of part number to 1000K;
- o Correction of the venue for Submission and Opening of Offer(s)/Quotation(s) to Ermita, Manila; and
- o Financial Quotation must have amount in words in the Unit Price.

WHEREAS, on February 18, 2021, Bid Bulletin No. 2 was posted to reflect the changes on the schedule for the Submission, Receipt, Opening and Preliminary Examination of the Best Offer(s)/Quotation(s) from February 23, 2021 to March 1, 2021 and to reflect the updated Section I (Technical Specifications) and Section II (Financial Quotation) of the RFQ;

WHEREAS, on February 24, 2021, Bid Bulletin No. 3 was posted to reflect the changes on the BAC assignment, since the end-user of the project, MD, was transferred to BAC 4 based on the new Board Approved BAC Composition and Department/End-user, venue and schedule for the Submission, Receipt, Opening and Preliminary Examination of the Best Offer(s)/Quotation(s) from March 1 to 8, 2021;

WHEREAS, on March 8, 2021, the deadline for the Submission and Receipt of Best Offers/Quotations, only one (1) bidder, Competitive Card Solutions Phils., Inc. submitted its offer/quotation;

WHEREAS, the BAC 4 disqualified the offer/quotation of Competitive Card Solutions Phils., Inc. due to the following findings:

1. The Omnibus Sworn Statement submitted does not include all the mandatory provisions required in the Section 25.3 of the revised IRR of R.A. No. 9184 and its

- associated issuances as identified in the Government Procurement Policy Board Resolution (GPPB) No. 16-2020 and Circular 04-2020 dated September 16, 2020; and
2. The submitted Secretary's Certificate has an incorrect Reference Invitation to Bid number.

WHEREAS, the BAC 4, through the PD, sent the Notice of Disqualification dated March 11, 2021 to Competitive Card Solutions Phils., Inc. on March 31, 2021;

WHEREAS, on April 8, 2021, the Board of Directors approved the abolition of the BAC 4 and redistribution of MD projects to the BAC 1;

WHEREAS, the authorized signatory of Competitive Card Solutions Phils., Inc. was not able to acknowledge the Notice of Disqualification due to their current work arrangements with the implementation of Enhanced Community Quarantine (ECQ) in the National Capital Region (NCR) from March 29, 2021 to April 4, 2021 which was extended until April 11, 2021 and the subsequent implementation of Modified Enhanced Community Quarantine (MECQ);

WHEREAS, Competitive Card Solutions Phils., Inc. acknowledged the receipt of Notice of Disqualification and signed the Waiver of its right to File a Request for Reconsideration on April 20, 2021;

WHEREAS, in a meeting held on April 21, 2021, the PD presented the signed Waiver to File a Request for Reconsideration and the BAC 1 resolved the following:


1. Declare a Failure of Negotiated Procurement (Two-Failed Biddings);
2. Recommend for approval by the Chairman and Chief Executive Officer the Re-conduct of Negotiated Procurement (Two-Failed Biddings); and
3. The end-user, MD, to conduct a mandatory review of the terms, conditions and specifications including the cost estimates for said project.


NOW, THEREFORE, We, the Members of the Bids and Awards Committee (BAC) 1, hereby RESOLVE, as it is hereby RESOLVED:


- 1) To declare a failure of Negotiated Procurement (Two-Failed Biddings) for the Supply and Delivery of Printer Consumables for PAGCOR'S Existing Magicard Pronto Card Printer under ITB No. FB21-02-004CORa, pursuant to Section 35.1 (b) of the 2016 Revised IRR of R.A. 9184, since the prospective bidder was declared ineligible; and
- 2) To recommend for approval by the Chairman and Chief Executive Officer the re-conduct of Negotiated Procurement (Two-Failed Biddings) for the above project, with reposting, as provided for in Section 54.2 and Annex H of the 2016 Revised IRR of R.A. 9184, after the conduct of mandatory review and evaluation of the terms, conditions and specifications in the RFQ, including its cost estimates pursuant to Section 35.5 of the 2016 Revised IRR of R.A. 9184.

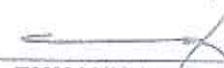
RESOLVED, this 21st day of April 2021 through Video Conferencing via Zoom Application.

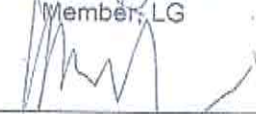
Not Present
RODERICK R. CONSOLACION
BAC Chairperson, LG

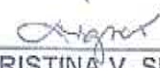

RODRIGO B. SILVERIO JR.
Vice-Chairperson, ACD


LUIS ANTONINO JOSE MARIA V.
DELA CONCEPCION
Member, SD

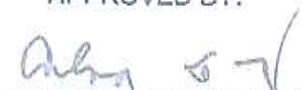

ALIAH M. COMAGUL
Member, LG


EMMANUEL D. PACABIS
Member, SSD


CARLOS C. CANLAS
Member, TD


CHRISTINA V. SIAPCO
Alternate Provisional Member, MD

APPROVED BY:


ANDREA D. DOMINGO
Chairman and Chief Executive Officer

X
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