



**BIDS AND AWARDS COMMITTEE (BAC) 3**

**PROJECT DETAILS**

Invitation to Bid Number	<b>PB21-02-016COR</b>
Title	<b>Supply and Delivery of Jumbo Tissue Paper</b>
Mode of Procurement	<b>Public Bidding</b>
End User	<b>Logistics Management Department (LMD)</b>
Approved Budget for Contract (ABC)	<b>Three Million Six Hundred Fifty-Seven Thousand Eight Hundred Seventy-Six Pesos (PhP3,657,876.00), VAT Exclusive, Zero-Rated Transaction</b>
Date of APP Approval	<b>December 9, 2020</b>
Budget Authorization Number	<b>20110687</b>

**RESOLUTION DECLARING THE FAILURE OF PUBLIC BIDDING AND RECOMMENDING FOR APPROVAL BY THE CHAIRMAN AND CHIEF EXECUTIVE OFFICER OF THE REBIDDING**

**WHEREAS**, the Bids and Awards Committee (BAC) 1 has been tasked to handle the procurement of the Philippine Amusement and Gaming Corporation (PAGCOR), with the project details presented above;

**WHEREAS**, the Procurement Processing Request (PPR), approved Annual Procurement Plan (APP), and other pertinent documents were received on January 6, 2021 by the Procurement Department (PD), acting as the BAC Secretariat;

**WHEREAS**, the BAC 1 and the representatives of the end-user, LMD, convened on January 27, 2021 for the Pre-Procurement Conference to discuss the details of the requirement;

**WHEREAS**, the BAC 1 reviewed and evaluated all the documents presented, including the technical specifications and other terms and conditions integrated in the Bidding Documents;

**WHEREAS**, in the same meeting, the BAC 1 after evaluation of all the documents presented, resolved to proceed with the posting of the Invitation to Bid (ITB) and the Bidding Documents for the aforesaid project upon receipt of the revised Terms of Reference (TOR) indicating therein the revised ABC and the proposed revised Technical Specifications;

**WHEREAS**, the project of the end-user, LMD, was transferred to the BAC 3 last March 1, 2021 based on the Board Approval dated February 17, 2021;

**WHEREAS**, the BAC 3 and the representatives of the end-user, LMD, convened on March 8, 2021 to discuss the details of the requirement;

**WHEREAS**, in the Consultation meeting held on March 8, 2021, the BAC 3 after evaluation of all the documents presented, resolved to proceed with the posting of the Invitation to Bid (ITB) and the Bidding Documents for the aforesaid project;

**WHEREAS**, the ITB was posted from March 16, 2021 to April 5, 2021 at the websites of PAGCOR and the Philippine Government Electronic Procurement System (PhilGEPS), and in a conspicuous place within the premises of PAGCOR Corporate Annex Office;

**WHEREAS**, copies of the ITB were also sent through electronic mail to all prospective bidders listed in the PAGCOR's Registry of Suppliers;

**WHEREAS**, in the Pre-Bid Conference held on March 24, 2021, the BAC 3 discussed the salient procedures for the conduct of public bidding and the contents of the Bidding Documents to the following bidders:

1. TPV Trading; and
2. Eco Hygiene Institutional Sales.

**WHEREAS**, based on the memorandum dated March 27, 2021, the Chairman and Chief Executive Officer (CCEO) announced that due to rapid increase of cases of COVID-19 infection in the country, His Excellency President Rodrigo Roa Duterte approved the recommendation of Inter Agency Task Force for the Management of Emerging Infectious Diseases (IATF), placing the National Capital Region (NCR) under Enhanced Community Quarantine (ECQ) effective March 29, 2021 to April 4, 2021;

**WHEREAS**, in a memorandum dated March 29, 2021, the end-user, LMD, upon further review, recommended the necessary revisions in the Terms of Reference (TOR), as discussed and agreed upon during the Pre-bid Conference;

**WHEREAS**, on March 31, 2021, Bid Bulletin No. 1 dated March 29, 2021 was issued to reflect the necessary revisions in the TOR for the project and moved the schedule of procurement activities, as follows:

	Activities	From	To
1.)	Issuance of the Bidding Documents	March 16, 2021 (Tuesday) to April 5, 2021 (Monday)	March 16, 2021 (Tuesday) to April 12, 2021 (Monday)
xxx...xxx...xxx			
3.)	Deadline for the Submission and Receipt of Bids	April 5, 2021 (Monday), 10:00 a.m.	April 12, 2021 (Monday), 10:00 a.m.
4.)	Deadline for the Submission and Receipt of Bids	April 5, 2021 (Monday), 10:00 a.m.	April 12, 2021 (Monday), 10:00 a.m. onwards

**WHEREAS**, on April 1, 2021, Bid Bulletin No. 2 dated March 31, 2021 was also issued to reflect the necessary revisions in the TOR, as per memorandum from the end-user, LMD, dated March 29, 2021;

**WHEREAS**, suspension of regular work in the Corporate offices and casino operations in the affected branches and SOG satellites shall be effected and only vital functions shall continue to provide skeletal workforce to ensure continuity of services while the rest of the personnel shall work from home during the ECQ period;

**WHEREAS**, on April 9, 2021, Bid Bulletin No. 3 dated April 6, 2021 was issued to inform the prospective bidders that due to the declaration of Community Quarantine, the deadline for the Submission, Receipt, Opening and Preliminary Examination of Bids for the aforementioned project shall be postponed until further notice;

**WHEREAS**, the NCR as approved by His Excellency President Rodrigo Roa Duterte, was placed under Modified Enhance Community Quarantine (MECQ), effective April 12, 2021 to April 30, 2021;

**WHEREAS**, on April 14, 2021, the BAC 3 convened and discussed the status of said project and resolved to retroactively suspend the procurement activities effective March 29, 2021 due to the COVID-19 pandemic, subsequent declaration of the State of Calamity and the implementation of community quarantine throughout the National Capital Region, pursuant to GPPB Resolution No. 09 – 2020 entitled "Approving Measures for the Efficient Conduct of Procurement Activities During a State of Calamity, or Implementation of Community Quarantine or Similar Restrictions."

**WHEREAS**, a Supplemental Bid Bulletin dated April 19, 2021 was issued to notify the bidders on the aforesaid suspension including the date of resumption for said project;

**WHEREAS**, in a meeting held on May 20, 2021, the BAC 3 upon determining that the grounds for the suspension no longer exists, resolved to declare the resumption of the bidding/procurement activities of the above-stated procurement project effective May 20, 2021;

**WHEREAS**, a Supplemental Bid Bulletin dated May 24, 2021 was posted at the website of PAGCOR, as well as, in a conspicuous Bulletin Board, within the premises of PAGCOR Corporate Annex Office to notify the bidders of the Resumption of Bidding / Procurement Activities for said project;

**WHEREAS**, on May 24, 2021, Bid Bulletin No. 4 was issued to re-schedule the Submission, Receipt, Opening and Preliminary Examination of Bids from April 12, 2021 to June 1, 2021;

**WHEREAS**, two (2) prospective bidders bought the bidding documents for the project, namely, Paper Tech and Eco Hygiene Institutional Sales;

**WHEREAS**, only one (1) prospective bidder, Eco Hygiene Institutional Sales submitted its bid on June 1, 2021, the deadline for the Submission and Receipt of Bids;

**WHEREAS**, after the Opening and Preliminary Examination of the First (1st) Bid Envelope, (Eligibility Documents and Technical Component), the lone bidder, Eco Hygiene Institutional Sales was rated as "Disqualified" since the submitted Omnibus Sworn Statement (OSS) is not the prescribed form that was provided in the Bidding Documents which excludes the following provisions:

XXX...XXX...XXX

**Item No.3 "by itself or by relation, membership, association, affiliation, or controlling interest with another blacklisted person or entity as defined and provided for in the Uniform Guidelines on Blacklisting"**

XXX...XXX...XXX

**WHEREAS**, the lone bidder confirmed that they used the old template of the OSS for the project;

**WHEREAS**, the authorized representative from Eco Hygiene Institutional Sales signed the Waiver to file for Reconsideration regarding the BAC's decision of their disqualification;

**WHEREAS**, in the same meeting, the BAC 3 resolved to declare a Failure of Public Bidding for the Supply and Delivery of Jumbo Tissue Paper under PB21-02-016COR, pursuant to Section 35.1 (b) of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (R.A.) 9184, since the lone bidder was declared ineligible;

**WHEREAS**, in the same meeting, the end-user signified its intent for the re-conduct of its procurement;

**NOW, THEREFORE, We**, the Members of the Bids and Awards Committee (BAC) 3 hereby **RESOLVE**, as it is hereby **RESOLVED**:


1. To declare a Failure of Bidding for the Supply and Delivery of Jumbo Tissue Paper under ITB No. PB21-02-016COR, pursuant to Section 35.1 (b) of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (R.A.) 9184, since the lone bidder was declared ineligible;
2. To re-conduct the Rebidding of the project after the conduct of the mandatory review of the terms, conditions and specifications including the cost estimates of the project, with reposting in accordance with Section 54.2 and Annex H of the 2016 Revised IRR of RA 9184.

**RESOLVED**, at the Sixth (6<sup>th</sup>) floor, PAGCOR Corporate Annex Office, Carmen Bldg. 1105 U.N. Avenue corner Maria Orosa St., Ermita, Manila, this 1<sup>st</sup> day of June 2021.

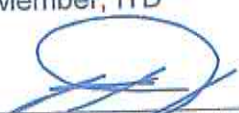
  
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**JUAN MIGUEL A. MAGLAYA**  
EAC 3 Chairperson, CID

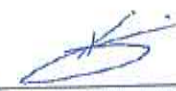
  
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**HECTOR D. MELENCIO**  
Vice-Chairperson, MD

Not Present  
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**MARGARITA C. BANGI**  
Member, HRDG


  
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**CATALINA F. VILLAFLORES**  
Member, ITD

  
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**DIANE P. DORIA-CERDEÑA**  
Member, CID

  
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**ROMEO R. CRUZ JR.**  
Member, FG

  
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**ARMANDO M. PRUDENCIO**  
Alternate Member,  
LMD (End-User)

**APPROVED BY:**

  
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**ANDREA D. DOMINGO**  
Chairman and Chief Executive Officer

CDN/sqd/6-21-2021(corrected)

PD 21- 2473  
PROCUREMENT  
DEPARTMENT

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**RESOLVED**, at the Sixth (6<sup>th</sup>) floor, PAGCOR Corporate Annex Office, Carmen Bldg. 1105 U.N. Avenue corner Maria Orosa St., Ermita, Manila, this 1<sup>st</sup> day of June 2021.

  
\_\_\_\_\_  
**JUAN MIGUEL A. MAGLAYA**  
BAC 3 Chairperson, CID


  
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**HECTOR D. MELENCIO**  
Vice-Chairperson, MD

Not Present  
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**MARGARITA C. BANGI**  
Member, HRDG


  
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**CATALINA F. VILLAFLOR**  
Member, ITD


  
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**DIANE P. DORIA-CERDEÑA**  
Member, CID

  
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**ROMEO R. CRUZ JR.**  
Member, FG

  
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**ARMANDO M. PRUDENCIO**  
Alternate Member,  
LMD (End-User)

**APPROVED BY:**

  
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**ANDREA D. DOMINGO**  
Chairman and Chief Executive Officer

  
CDN/sqd/6-21-2021 (corrected)