



BIDS AND AWARDS COMMITTEE (BAC) 1

PROJECT DETAILS

Invitation to Bid Number	SV21-01-003CORb-07
Title	Procurement of Services for the Siphoning of Septic Tanks at PAGCOR Imus Complex for Three (3) Years
Mode of Procurement	Negotiated Procurement (Small Value)
End User	Facilities Management and Engineering Department (FMED)
Approved Budget for the Contract (ABC)	Two Hundred Ninety-Two Thousand Five Hundred Pesos (PhP292,500.00), VAT Exclusive, Zero-Rated Transaction
Date of APP Approval	December 9, 2020
Budget Authorization Number	20110687

RESOLUTION DECLARING THE FAILURE OF NEGOTIATED PROCUREMENT (SMALL VALUE) AND RE-CONDUCT THEREOF

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 requirement was subjected to Negotiated Procurement (Small Value), unfortunately, there occurred two (2) consecutive failure of procurement due to the following reasons;

ITB NO.	REASON
SV20-08-026COR	Pursuant to Section 35.1(a) of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (RA) 9184 since no bids were received.
SV21-01-003CORa	Pursuant to Section 35.1(c) of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (RA) 9184 since the lone bidder failed to comply with the bid requirements.

WHEREAS, the project was reprised under ITB No. SV21-01-003CORb-07;

WHEREAS, after the approval of the BAC Resolution Declaring the Second (2nd) Failure of the project on June 23, 2021, the PD, acting as the BAC Secretariat was instructed to proceed with the finalization of the Request for Quotation (RFQ) for the project and posting of the requirement;

WHEREAS, the RFQ was posted 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 from July 21 to 28, 2021, and copies of the RFQ were also sent through email to prospective bidders from the

PAGCOR's Registry of Suppliers;

WHEREAS, on the deadline for the Submission and Receipt of Quotation July 28, 2021, only one (1) supplier, Reed Septage Treatment Services, submitted its quotation for the said project;

WHEREAS, in the Consultation Meeting held on August 11, 2021, the PD informed the BAC 1 that the BAC Secretariat inadvertently posted the project as "Failed" at the PhilGEPS website;

WHEREAS, although the PD informed the BAC that the project was also posted at the PAGCOR website under "closed" (ready for posting of Award or Failure of the project) status, the BAC defined that the PAGCOR website is just an alternative posting site of PAGCOR's requirements and the primary posting site should be at the PhilGEPS website;

WHEREAS, based on the above, the BAC noted Section 41 (b) of the 2016 Revised IRR of R.A. 9184, which provides:

"The HoPE reserves the right to reject any and all bids, declare a failure of bidding, or not award the contract in the following situation:

"xxx...xxx...xxx"

b) If the BAC is found to have failed in following the prescribed bidding procedures; or

xxx...xxx...xxx"

WHEREAS, considering that the abovementioned project was inadvertently posted as Failed at PhilGEPS website, the BAC 1 resolved to recommend for approval by the Chairman and Chief Executive Officer, as duly delegated by the Board of Directors, acting as the Head of the Procurement Entity (HoPE) of PAGCOR, to exercise its right to invoke the Reservation Clause provided under Section 41 (b) of the 2016 Revised IRR of RA 9184 and declare a failure of the procurement process;

WHEREAS, the BAC 1 likewise resolved to recommend the re-conduct of the procurement process through Negotiated Procurement (Small Value);

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

- 1) To recommend to the Chairman and Chief Executive Officer, as duly delegated by the Head of the Procurement Entity (HoPE) of PAGCOR, to exercise its right to invoke the Reservation Clause provided under Section 41 (b) of the 2016 Revised IRR of RA 9184 and declare a Failure of the procurement process; and
- 2) To re-conduct the Negotiated Procurement (Small Value) of Services for the Siphoning of Septic Tanks at PAGCOR Imus Complex for Three (3) Years.

RESOLVED, at the Video Conferencing using the Zoom Application, this 11th day of August 2021.



RODERICK R. CONSOLACION
BAC 1 Chairperson



RODRIGO D. SILVERIO JR.
Vice-Chairperson, ACD



ALIAH M. COMAGUL
Member, LG



LUIS ANTONIO JOSE MARIA V. DELA CONCEPCION
Member, SD



EMMANUEL D. PACABIS
Member, SSD



CARLOS C. CANLAS
Member, FG



JOSEPH D. YODICO
Alternate Provisional Member,
End-User, FMED

APPROVED BY:



ANDREA D. DOMINGO
Chairman and Chief Executive Officer

CDN/msw

ph 21 - 2917

PROCUREMENT
DEPARTMENT

