



PROCUREMENT DEPARTMENT

MEMORANDUM

December 7, 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) 2 RESOLUTION DECLARING FAILURE OF BIDDING AND RECOMMENDING THE CONDUCT OF REBIDDING

May we forward, for your approval, the BAC 2 Resolution declaring Failure of Bidding and recommending the conduct of re-bidding for the Supply, Delivery, Installation, Commissioning and Testing of Radio Equipment.

Thank you.

CHRISTINE ROSE J. FERNANDEZ

CDN/omr

PROCUREMENT DEPARTMENT ROUTING SLIP table with handwritten notes and signatures for AVP/SM, ACM, RBD, JSB, CDN, and MJC.

CTS. NO. 2021-1209-110205
PD2021-02163



December 7, 2021

EXECUTIVE SUMMARY

The Bids and Awards Committee (BAC) 2 processed the requirement/s of the Information Technology Department (ITD) through Public Bidding for the Supply, Delivery, Installation, Commissioning and Testing of Radio Equipment with total Approved Budget for the Contract (ABC) in the amount of Six Million Nine Hundred Twenty Thousand Pesos (PhP6,920,000.00) under ITB No. PB21-04-024COR.

Said project was posted from September 1, 2021 to September 22, 2021.

Bid Bulletins were issued to effect the necessary revisions in the Schedule for the Submission and Receipt of Bids to October 20, 2021 and to include additional requirements in the Terms of Reference

Three (3) prospective bidders bought the Bidding Documents and submitted their bids on October 20, 2021, namely;

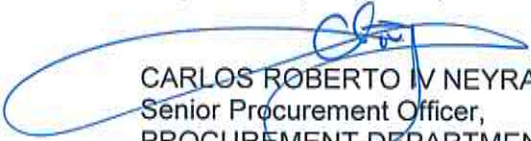
1. Microbiz One, Inc.;
2. Anascomm Electronics; and
3. Radionet Solution Phils. Inc.

During the Opening of Bids, all bidders were declared Disqualified due to the following reasons:

1. Microbiz One, Inc. -provided counter offer for the requirement.
2. Anascomm Electronics –no signature of authorized representative and did not submit bid bulletin that requires compliance of the bidder in the technical specifications.
3. Radionet Solution Phils. Inc. –did not indicate the quantity in the technical specifications and provided counter offer for the requirements of PAGCOR.

On October 28, 2021, the BAC 2 declared a failure of bidding since no motion for consideration was received by PAGCOR from the bidders.

In the same meeting, the BAC 2 instructed the end-user to conduct a mandatory review and evaluation of the terms, conditions and specifications in the bidding documents, including its cost estimate, pursuant to Section 35.2 of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (R.A.) 9184.


CARLOS ROBERTO IV NEYRA
Senior Procurement Officer,
PROCUREMENT DEPARTMENT



BIDS AND AWARDS COMMITTEE (BAC) 2

PROJECT DETAILS

Invitation to Bid Number	PB21-04-024COR
Title	Supply, Delivery, Installation, Commissioning and Testing of Radio Equipment
Mode of Procurement	Public Bidding
End User	Information Technology Department (ITD)
Approved Budget for the Contract (ABC)	The total ABC is Six Million Nine Hundred Twenty Thousand Pesos (Php6,920,000.00) , VAT Exclusive, Zero-Rated Transaction.
Date of Project Approval	September 18, 2019
Date of APP Approval	March 10, 2021
Budget Authorization Number	21020107

**RESOLUTION DECLARING FAILURE OF BIDDING
AND RECOMMENDING THE CONDUCT OF REBIDDING**

WHEREAS, the Bids and Awards Committee (BAC) 2 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, Board Approval, approved Annual Procurement Plan (APP) for CY 2021, quotations and other pertinent documents were received on March 17, 2021 by the Procurement Department (PD), acting as the BAC Secretariat;

WHEREAS, in the Pre-Procurement Conference held last April 12, 2021, the BAC 2 together with the representatives of the end-user, ITD, reviewed and evaluated all the documents presented, including the technical specifications integrated in the Bidding Documents;

WHEREAS, in the same meeting, the BAC 2 asked the end-user about their concern with regards to the definition of signed contract which is very specific. The BAC 2 informed the end-user ITD, that particular similar contract is not used in the private company for the project and instructed the end-user, ITD to revise it. The committee suggested removing the words Installation and Testing and changing the similar contract to Supply, Delivery and Commissioning of Radio Equipment;

WHEREAS, in the same meeting, the BAC 2 resolved the following:

1. Use the amount of Six Million Nine Hundred Twenty Thousand Pesos (PhP6,920,000.00) as the ABC of the project;
2. Instructed the end-user to revise the similar contract to reflect the Supply, Delivery and Commissioning of Radio Equipment; and
3. Requested the end-user to submit the proposed composition of the Technical Working Group (TWG) for the project.

WHEREAS, in the same meeting, the BAC 2 provided guidance to the BAC Secretariat to proceed with the finalization of the Invitation to Bid and Bidding Documents for the project after the revised similar contract has been submitted;

WHEREAS, on June 9, 2021, the PD returned the Procurement Processing Request to the end-user because they did not submit the required documents to PD despite frequent and subsequent follow-ups since April 12, 2021;

WHEREAS, on June 16, 2021, the revised TOR was received by the PD;

WHEREAS, on June 23, 2021, during consultation meeting, the BAC Secretariat presented to the BAC 2, the memorandum of ITD as end-user dated June 9, 2021 recommending the creation of the Technical Working Group (TWG) and its composition for the aforementioned project;

WHEREAS, in the same meeting, the BAC 2 resolved to recommend for approval by the Chairman and Chief Executive Officer the establishment of the TWG for the said project based on the memorandum dated June 9, 2021 from ITD;

WHEREAS, on July 13, 2021, the PD forwarded the BAC 2 Resolution to the Legal Group recommending the approval of the composition of the Technical Working Group (TWG) for the Supply, Delivery, Installation, Commissioning and Testing of Radio Equipment project;

WHEREAS, on August 9, 2021 during consultation meeting, the BAC Secretariat presented to the BAC 2 the approval of the Resolution recommending the composition of the Technical Working Group (TWG) by the Chairman and Chief Executive Officer. Said approval was received last July 29, 2021;

WHEREAS, in the same meeting, the BAC 2 resolved and instructed the BAC Secretariat to finalize and proceed with the issuance and posting of the Bidding Documents (BDs) once the same have been reviewed and approved by the end-user, TWG and the BAC 2;

WHEREAS, the Invitation to Bid (ITB) was posted from September 1, 2021 to September 22, 2021 at the websites of PAGCOR and the Philippine Government Electronic Procurement System (PhilGEPS), and in a conspicuous place within the premises of the PAGCOR Corporate Annex Office;

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

WHEREAS, during the Pre-Bid Conference held on September 8, 2021, three (3) prospective bidders, American Technologies, Inc., Anascomm Electronics Supply Co. and Microbiz One Inc., attended the forum thru Video Conference using the zoom application;

WHEREAS, in the same meeting, the BAC 2 inquired with the bidders whether the technical specifications required for the project is "GENERIC" and not pertaining to one brand only so as to accommodate more bidders to participate;

WHEREAS, all suppliers present in the meeting agreed that the technical specifications indicated in the project is "GENERIC" and does not pertain to one brand only;

WHEREAS, Bid Bulletin No.1 dated September 22, 2021, was issued to effect the changes in the schedule of the Submission and Opening of Bids from September 22, 2021 to October 6, 2021;

WHEREAS, Bid Bulletin No. 2 dated October 7, 2021, was issued to effect the changes in the schedule of the Submission and Opening of Bids from October 6, 2021 to October 20, 2021 due to no quorum;

WHEREAS, three (3) bidders bought the bidding documents and submitted their bids on October 20, 2021, the deadline for the Submission and Receipt of Bids, namely;

1. Microbiz One, Inc.;
2. Anascomm Electronics; and
3. Radionet Solution Phils. Inc.

WHEREAS, upon conclusion of the Opening and Preliminary Examination of the Bid Envelopes, the results were as follows:

DESCRIPTION	NAME OF BIDDER	REMARKS
Supply, Delivery, Installation, Commissioning and Testing of Radio Equipment	Microbiz One, Inc.	Failed. Not Qualified for the Opening and Preliminary Examination of the Second (2 nd) Bid Envelope (Financial Component) due to counter offer.
	Anascomm Electronics	Failed. Not Qualified for the Opening and Preliminary Examination of the Second (2 nd) Bid Envelope (Financial Component) due to the following; 1. Omnibus Sworn Statement no signature of the authorized representative, 2. Did not include the Bid Bulletin
	Radionet Solution Phils. Inc.	Failed Not Qualified for the Opening and Preliminary Examination of the Second (2 nd) Bid Envelope (Financial Component) due to; 1. With various typo errors and no quantity in the tech specs. 2. Counter offers

WHEREAS, in the same meeting, the Chairperson announced to the bidders that if they want to file a Motion for reconsideration it must be submitted to the Procurement Department within 3 working days or until October 25, 2021.

WHEREAS, on October 28, 2021, the BAC 2 declared a failure of bidding, because of the following:

1. No motion for consideration was received by PD; and
2. After determining that the bidders were disqualified and non-compliant due to the above cited reasons.

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

WHEREAS, the BAC 2 instructed the end-user to conduct a mandatory review and evaluation of the terms, conditions and specifications in the bidding documents, including its cost estimate, pursuant to Section 35.2 of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (R.A.) 9184;


NOW, THEREFORE, We, the Members of the Bids and Awards Committee (BAC) 2 hereby **RESOLVE**, as it is hereby **RESOLVED**:

1. To declare a Failure of Bidding for the Supply, Delivery, Installation, Commissioning and Testing of Radio Equipment under ITB No. PB21-04-024COR, pursuant to Section 35.1 (b) of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (RA) 9184, since all prospective bidders are declared ineligible; and
2. To conduct the rebidding of the Supply, Delivery and Installation, Commissioning and Testing of Radio Equipment after the conduct of mandatory review and evaluation of the terms, conditions and specifications in the bidding documents, including its cost estimate of the project, with re-posting, pursuant to Section 35.3 of the 2016 Revised IRR of RA 9184.

RESOLVED, at the Corporate Lounge, Sixth (6th) Floor, New Coast Hotel Manila, 1588 M.H. Del Pilar Corner Pedro Gil Streets, Malate, Manila, this 28th day of October 2021.



RODERICK R. CONSOLACION
BAC $\frac{1}{2}$ Chairperson




GENE R. DOCTOR
Vice-Chairperson, ACD



JANICE A. GODORNES
Member, LG



RYAN F. CORDETA
Member, SG



ROBERT C. LUCQUIAO
Member, SSD



ALFONZO L. VELEZ JR.
Technical Personnel, ITD

Not Present

ARNULFO R. CALISTE
Alternate Provisional Member, ITD

APPROVED BY:



ANDREA D. DOMINGO
Chairman and Chief Executive Officer


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