



**CASINO FILIPINO- DAVAO
BRANCH BIDS AND AWARDS COMMITTEE (BBAC)**

PROJECT DETAILS:

Invitation to Bid Number	CB22-05-004DAV
Project Title	Procurement of Two (2) Years Annual Medical Examination (AME) Services
Mode of Procurement	Competitive Bidding
End-user	Health Services and Wellness Unit (HSWU)
Approved Budget for Contract (ABC)	The total ABC is One Million Six Hundred Ninety-Three Thousand Eight Hundred Fifty-Four Pesos and 26/100 (PHP 1,693,854.26), VAT Exclusive, Zero-Rated Transaction
Date of Final APP 2020 approval	January 27, 2022
BAN	DAV 2111-020

**BBAC RESOLUTION RECOMMENDING FAILURE OF BIDDING FOR THE
PROCUREMENT OF TWO (2) YEARS ANNUAL MEDICAL EXAMINATION (AME)
SERVICES UNDER ITB NO. CB22-05-004DAV AND CONDUCT OF RE-BIDDING**

WHEREAS, the BBAC CF-Davao has been tasked to handle the procurement requirements of the Philippine Amusement and Gaming Corporation (PAGCOR) with the project details presented above;

WHEREAS, the Procurement Processing Request (PPR), Technical Specifications/ Terms of Reference (TOR) and other pertinent documents were received by the Branch Procurement Section (BPS), acting as the BBAC Secretariat, on May 4, 2022;

WHEREAS, in a Pre-Procurement Conference held on May 6, 2022, the BBAC and representatives from the end-user, Health Services and Wellness Unit (HSWU), reviewed and evaluated all the documents presented, including the Technical Specifications integrated in the Bidding Documents;

WHEREAS, the Invitation to Bid was posted at the websites of the Philippine Amusement and Gaming Corporation (PAGCOR) and the Philippine Government and Electronic Procurement System (PhilGEPS) and in a conspicuous place within the premises of CF-Davao from May 11, 2022 to May 31, 2022 and also sent through email and fax to prospective bidders;

WHEREAS, in the Pre-bid Conference on May 19, 2022, the Committee discussed the salient procedures for the conduct of public bidding and the contents of the Bidding Documents to the lone prospective bidder, Vitalab Redmark Corporation, who attended the conference;

WHEREAS, on May 24, 2022, a Bid Bulletin No. 1 was also issued to reflect minor changes identified in the Technical Specifications for the project, which was posted at the websites of PAGCOR and PhilGEPS, as well as in a conspicuous place within the premises of CF-Davao;

WHEREAS, only one (1) bidder, Vitalab Redmark Corporation, bought the bidding documents and submitted their bid on May 31, 2022;

WHEREAS, after the Opening and Preliminary Examination of the contents of the First (1st) Bid Envelope (Eligibility Documents and Technical Component), the lone bidder, Vitalab Redmark Corporation was rated "Passed" and qualified for the Opening and Preliminary Examination of the Second (2nd) Bid Envelope (Financial Component);

WHEREAS, upon conclusion of the Opening and Preliminary Examination of the Second (2nd) Bid Envelope (Financial Component), the bidder complied with the requirements prescribed in the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (R.A.) 9184;

WHEREAS, the financial bid of the lone qualified bidder, Vitalab Redmark Corporation, was in the total amount of One Million Two Hundred Twenty-Seven Thousand Six Hundred Sixty Pesos (PhP 1,227,660.00), VAT Exclusive, Zero-Rated Transaction;

WHEREAS, on the same date, the BBAC CF-Davao discussed the results of the detailed bid evaluation conducted by the end-user, Health Services and Wellness Unit (HSWU), and declared Vitalab Redmark Corporation as the bidder having the Single Calculated Bid (SCB) in the total amount of One Million Two Hundred Twenty-Seven Thousand Six Hundred Sixty Pesos (PhP 1,227,660.00), VAT Exclusive, Zero-Rated Transaction;

WHEREAS, the BBAC CF-Davao, through the Procurement Section (PS), sent on June 2, 2022 to Vitalab Redmark Corporation the notice declaring its bid as the SCB, and the advice to submit the post-qualification requirements within five (5) calendar days from receipt of the notice;

WHEREAS, Vitalab Redmark Corporation acknowledged receipt of the notice as SCB and submitted thru electronic mail its post-qualification documents on June 2, 2022;

WHEREAS, the members of BBAC together with the representative from the end-user in its Deliberation meeting held on June 9, 2022, thoroughly deliberated on the post-qualification reports containing the verification and validation on the submittals of the single bidder, Vitalab Redmark Corporation;

WHEREAS, the Procurement Section (PS), acting as the BBAC Secretariat, presented to the committee the results of the post-qualification of the bidder with the Single Calculated Bid (SCB), Vitalab Redmark Corporation;

WHEREAS, the BBAC Secretariat reported that upon verification of the submitted Annual Income Tax Return (AITR) 2021, it was found out that the said document filed was through offline eBIR forms and paid thru EFPS;

WHEREAS, the BBAC CF-Davao noted that the Annual Income Tax Return (AITR) 2021 submitted by the said bidder is not compliant with the requirements based on the following provisions stated in the bidding document;

- Section III-Bid Data Sheet (ITB Clause 20.2)

Within a non-extendible period of five (5) calendar days from receipt by the bidder of the notice from the BAC that it submitted the Lowest Calculated Bid (LCB)/Single Calculated Bid (SCB), the Bidder shall submit the following:

1. *Latest income and business tax returns filed and paid through the BIR Electronic Filing and Payment System (eFPS),*

In accordance with Executive Order (E.O.) No. 398, Revenue Regulation (R.R.) No. 03-2005 and Revenue Memorandum Circular (RMC) 16 – 2005, the above-mentioned tax returns shall refer to the following:

- a. *Latest Income Tax Return (ITR) shall be the ITR for the preceding year, whether calendar or fiscal, and*
- b. *Latest Business Tax Returns shall refer to the Value Added Tax (VAT) or Percentage Tax filed and paid covering the previous six (6) months before the date of Submission, Receipt, Opening & Preliminary Examination of Bids.*

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WHEREAS, the BBAC CF-Davao resolved to post-disqualify the bidder, Vitalab Redmark Corporation, for failure to submit its latest Income Tax Return filed and paid through the BIR Electronic Filing and Payment System (eFPS).

WHEREAS, the committee further resolved to declare a “Failure of Bidding” for the Procurement of Two (2) Years Annual Medical Examination (AME) Services under ITB No. CB22-05-004DAV, pursuant to Section 35.1.c of the Implementing Rules and Regulations (IRR) of Republic Act (R.A.) No. 9184, which states:

“Section 35.1. Failure of Bidding

35.1. The BAC shall declare the bidding a failure when:

- c) *All bids fail to comply with all the bid requirements of all post-qualification or in the case of Consulting services, there is no successful negotiation; or”*

NOW, THEREFORE, We, the Members of the Branch Bids and Awards Committee (BBAC) CF-Davao, hereby **RESOLVE** as it is hereby **RESOLVED:**

- a) Declaration of a "Failure of Bidding" for the Procurement of Two (2) Years Annual Medical Examination (AME) Services under ITB NO. CB22-05-004DAV, pursuant to Section 35.1 of the Implementing Rules and Regulations (IRR) of Republic Act (R.A.) No. 9184; and
- b) Conduct of re-bidding for the Procurement of Two (2) Years Annual Medical Examination (AME) Services with re-advertisement and/or re-posting, pursuant to Section 35.3 of the IRR of RA 9184, after the conduct of mandatory review and evaluation of the terms, conditions and specifications in the bidding documents, including its cost estimates.

RESOLVED, at the Conference Room, Casino Filipino - Davao, Lanang, Davao City this 9th day of June 2022.


REGINA C. LEMANA
Chairperson


ATTY. DIDITH A. SALAZAR
Vice-Chairperson


JESUSA H. DUROJA
Member


FORTUNATO T. GUMERA, JR.
Member

FORTUNATO E. GOGO
Member

Not Present

MA. JULIE E. PATRATA
Member


ARNOLD B. PARUNGAO
Provisional Member, HSWU

APPROVED BY AUTHORITY OF THE PAGCOR BOARD OF DIRECTORS:


ANTONIO V. COVARRUBIAS
BRANCH MANAGER

APPROVED / DISAPPROVED

JUNE 17, 2022

BRANCH MANAGER