



Philippine Amusement & Gaming Corporation

Creating Opportunities Beyond Gaming

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

PROJECT DETAILS:

Invitation to Bid Number	FB22-08-006DAV
Project Title	Supply and Delivery of Three (3) Years Food and Beverages (F&B) for Casino Customers, Guests and Officers of CF-Davao Main
Mode of Procurement	Negotiated Procurement (Two Failed Biddings)
End-user	Customer Relation Section (CRS)
Approved Budget for Contract (ABC)	The total ABC is Twenty-Nine Million Two Hundred Thousand Pesos (PhP 29,200,000.00), VAT Exclusive, Zero-Rated Transaction
Date of APP 2022 approval / BAN	January 27, 2022/ DAV 2111-020
Date of APP Revision	August 17, 2022

BBAC RESOLUTION RECOMMENDING FAILURE OF NEGOTIATED PROCUREMENT (TWO-FAILED BIDDINGS) AND RE-CONDUCT THEREOF

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 following public biddings were declared a "Failure of Bidding" by the Branch Bids and Awards Committee (BBAC), CF-Davao due to the following reasons:

ITB NO:	REASONS OF FAILURE
CB22-06-006DAV	BBAC of CF-Davao declared a Failure of bidding in accordance with Section 35.1 (c) of the IRR of R.A. 9184.
CB22-06-006DAVa-07 (Re-bidding)	BBAC of CF-Davao declared a Failure of bidding in accordance with Section 35.1 (a) of the IRR of R.A. 9184.

WHEREAS, the BBAC CF-Davao further recommend for the conduct of negotiated procurement (2 failed biddings), which was approved by the Branch Manager I, as duly delegated by the Board of Directors on August 17, 2022;

WHEREAS, the Request for Quotation (RFQ) 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 August 24, 2022 to September 13, 2022, and also sent through email and fax to prospective bidders;

WHEREAS, in the Negotiation Meeting held on September 1, 2022, the Committee discussed the salient procedures for the conduct of Negotiated Procurement (2 Failed Biddings) and the contents of the Request for Quotation to the lone prospective bidder, Dynasty Management and Development Corp. (Grand Regal Hotel), who attended the meeting;

WHEREAS, on September 13, 2022 the Branch Bids and Awards Committee (BBAC) CF-Davao convened for the submission of the Best Offer of the lone bidder, Dynasty Management and Development Corporation;

WHEREAS, after the Opening and Examination of quotation it was noted that Dynasty Management & Development Corporation was able to submit the required documents included in their quotation, as follows:

1. Philippine Government Electronic Procurement System (PhilGEPS) Registration Certificate, under Platinum Category;
2. Mayor's Permit 2022 issued by the City Government of Davao;
3. SEC Certificate of Registration;
4. Tax Clearance Certificate;
5. Audited Financial Statement (AFS);
6. Notarized Omnibus Sworn Statement;
7. Notarized Secretary's Certificate; and
8. Latest Menu with Price List

WHEREAS, after completing the tabulation, the Branch Bids and Awards Committee then proceeded with the declaration of quotes submitted. The tendered quote was found to equal to the approved budget for the contract:

ABC	Financial Quotation, As Read
VAT-exclusive, zero-rated Transaction	VAT-exclusive, zero-rated Transaction
Twenty-Nine Million Two Hundred Thousand Pesos (PhP 29,200,000.00)	Twenty-Nine Million Two Hundred Thousand Pesos (PhP 29,200,000.00)

WHEREAS, on the same day, after the conduct of the detailed evaluation of the quotation, Dynasty Management and Development Corporation, was determined as the bidder having the Single Calculated Quotation at the total calculated financial offer of Twenty-Nine Million Two Hundred Thousand Pesos (PhP 29,200,000.00), for a period of three (3) years, VAT-Exclusive , zero-rated transaction.

WHEREAS, on September 14, 2022, the BBAC CF-Davao, through the Procurement Section (PS), sent to Dynasty Management and Development Corporation the notification declaring its quotation as the SCQ, which was acknowledged by the latter on September 15, 2022;

WHEREAS, the Provisional Member, CRS, submitted their Evaluation Report dated September 19, 2022, stating that the following documentary requirements were determined to be in order and compliant with the project's minimum requirements:

- a) Accomplished Request for Quotation (RFQ), and
- b) Menu with Price List.

WHEREAS, based on Procurement Planning and Monitoring Services Division-PD's verification report dated September 19, 2022, the SEC Registration No. CEO1297 was confirmed as valid thru SEC Express System official website <https://secexpress.ph>;

WHEREAS, the Procurement Section (PS) also verified the following documents, and noted that all documents were "valid and authentic" and "Evaluated";

- Mayor's Permit No. B09542-2-9, certified as valid until December 31, 2022;
- Tax Clearance Certificate with TCC No. 020-123-12-06-0073-2021M was certified as valid until December 6, 2022, through the BIR official website;
- Audited Financial Statements (AFS) for 2021 was certified as authentic by Ms. Fidela Cabardelas, Asst. Chief LID Cebu, BIR RDO 81 – Cebu City North; and
- The Notarized Omnibus Sworn Statement (with an attached copy of the Secretary's Certificate) was found to be in order based on the template provided under Section VIII (Bidding Forms).

WHEREAS, in its Deliberation meeting held on September 23, 2022, the BBAC CF-Davao discussed the results of the post-qualification on the documents submitted by Dynasty Management and Development Corp. (Grand Regal Hotel);

WHEREAS, the BBAC Secretariat presented to the committee the findings in the Philippine Government Electronic Procurement System (PhilGEPS) Registration Certificate with Reference No. 202201282421552342526, which was valid until February 11, 2023;

WHEREAS, the date of filing indicated in the PhilGEPS Annex "A" (page 3) is January 28, 2021, which was not similar to the date of filing indicated in the AFS 2021 which is January 28, 2022;

WHEREAS, it was noted that the Audited Financial Statement, which forms part of the Class "A" eligibility Requirements uploaded in the PhilGEPS, is not current and updated;

WHEREAS, as stated in the Certificate of PhilGEPS Registration (Platinum Membership) [page 1 of 3]:

*"For the purpose of updating this Certificate, All Class "A" eligibility documents covered by Section 8.5.2 of the Revised IRR of R.A. 9184 supporting the veracity, authenticity and validity of this Certificate shall remain current and updated. **The failure by the prospective Bidder to update this Certificate with the current updated Class "A" eligibility documents shall result in the automatic suspension of its validity until such time that all the expired Class "A" eligibility documents has been updated.**"*

WHEREAS, the BBAC CF-Davao, after thorough evaluation of the results of post-qualification, resolved to post-disqualify Dynasty Management and Development Corp. (Grand Regal Hotel);

WHEREAS, the BBAC of CF-Davao declared a Failure of bidding in accordance with Section 35.1 (c) of the IRR of R.A. 9184, which provides that:

"The BAC shall declare the bidding a failure when:

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

x x x

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

- a) Declaration of a "Failure of Bidding" for the Supply and Delivery of Three (3) Years Food and Beverages (F&B) for Casino Customers, Guests and Officers of CF-Davao Main under ITB No. FB22-08-006DAV, pursuant to Section 35.1 of the Implementing Rules and Regulations (IRR) of Republic Act (R.A.) No. 9184; and
- b) Re-conduct of Negotiated Procurement (Two-Failed Biddings) Supply and Delivery of Three (3) Years Food and Beverages (F&B) for Casino Customers, Guests and Officers of CF-Davao Main with re-posting as provided for in Section 21.2 of the IRR of R.A. 9184.

RESOLVED, at the Conference Room, Casino Filipino - Davao, Lanang, Davao City this 23rd day of September 2022.


REGINA C. LEMANA
Chairperson

Not Present

ATTY. DIDITH A. SALAZAR
Vice-Chairperson

Not Present


JESUSA H. DUROJA
Member


FORTUNATO T. GUMERA, JR.
Member

Not Present


FORTUNATO E. GOGO
Member

MA. JULIE E. PATRATA
Member


FRANCISCO V. VILLANUEVA
Provisional Member, CRS

APPROVED BY AUTHORITY OF THE PAGCOR BOARD OF DIRECTORS:


ANTONIO V. COVARRUBIAS
BRANCH MANAGER 1

