

PHILIPPINE AMUSEMENT AND GAMING CORPORATION

BIDS AND AWARDS COMMITTEE (BAC)

PROJECT DETAILS

Invitation to Bid Number	CB23-06-004BACa
Title	Procurement of Private Security Agency for CF-Bacolod and CF-Iloilo for a Period of Three (3) Years
Mode of Procurement	Competitive Bidding
End User	External Security Section
Approved Budget for the Contract (ABC)	Twenty Million Eight Hundred Fifty-Nine Thousand Six Pesos and 48/100 (Php 20,859,006.48) VAT Exclusive, Zero-Rated Transaction
Date of APP Approval	March 18, 2023
Approved APP Revision	May 25, 2023
Budget Authorization Number	2303-013

BBAC RESOLUTION DECLARING THE CANCELLATION OF PROCUREMENT AND RECONDUCT THEREOF

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

WHEREAS the External Security Section has a requirement for the Procurement of Private Security Agency for CF-Bacolod and CF-Iloilo for a Period of Three (3) Years with a total allocated budget of Nineteen Million Eight Hundred Sixteen Thousand Four Hundred Ten Pesos and 90/100 (Php 19,816,410.90), which was included in the Board of Directors (BOD) approved 2023 Annual Procurement Plan (APP) and Project Procurement Management Plan (PPMP) of the branch last March 18, 2023.

WHEREAS, during the First (1st) Pre-Procurement conference held on March 28, 2023 for the Procurement of Private Security Agency for CF-Bacolod and CF-Iloilo for a Period of Three (3) Years, the Procurement Section (PS), acting as the BAC Secretariat, received the Procurement Processing Request (PPR), Terms of Reference and other pertinent documents of the project;

WHEREAS on the same meeting, the End-user of the project requested a supplemental budget due to the mandatory increase of SSS Contribution and Administrative Overhead and Margin from 15% to 20%.

WHEREAS the BBAC of CF-Bacolod agreed to conduct another Pre-Procurement Conference for the Procurement of Private Security Agency for CF-Bacolod and CF-Iloilo for a Period of Three (3) Years, upon approval of the Supplemental Budget and APP Revision increase in Budget.

WHEREAS the Supplemental Budget for Private Security Agency (PSA) Services was approved by the Board of Directors (BOD) on May 25, 2023 in the amount of Twenty Million Eight Hundred Fifty-Nine Thousand Six Pesos and 48/100 (₱20,859,006.48) under APPRF2023-001BAC.

WHEREAS on June 12, 2023, the Procurement Section (PS), acting as the BAC Secretariat, received the Procurement Processing Request (PPR), Requisition Voucher (RV), Terms of reference and other pertinent documents of the project;

WHEREAS, in the Second (2nd) Pre- Procurement Conference held on June 15, 2023, the BBAC of CF-Bacolod, together with the end-user, External Security Section, reviewed and evaluated all the documents presented, including the terms of reference/scope of work integrated in the Bidding Documents;

WHEREAS, in the same meeting, BBAC of CF-Bacolod agreed that the ABC of the project shall be Twenty Million Eight Hundred Fifty-Nine Thousand Six Pesos and 48/100 (₱20,859,006.48), VAT Exclusive, Zero-Rated Transaction for Three (3) years Contract, as stated in the APP revision (APPRF2023-001BAC).

WHEREAS, the Invitation to Bid (ITB) was posted on 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 PAGCOR, CF-Bacolod from June 22, 2023 to July 12, 2023, and also hand-carried and sent through email to prospective bidders;

WHEREAS, Bid Bulletin No. 1 dated June 30, 2023, was issued to effect the necessary revisions, clarification and/or modification in the Technical Specifications under Additional Requirements of the Bidding Documents .

WHEREAS, Bid Bulletin No.2 dated July 4, 2023, was issued to apply the administrative fee not less than twenty percent (20%) of the total contract cost, as provided under Section 9 of R.A. 11917.

WHEREAS on July 10, 2023, the BBAC of CF-Bacolod convened through a video conference regarding the erroneous computation of the Philhealth contribution that was reflected on the bidding documents.

WHEREAS as reflected in the bidding documents, computation of 5% of Philhealth contribution was erroneously reflected instead of 4.5% computation.

WHEREAS, on the same meeting after an extensive review and discussion, the BBAC of CF-Bacolod resolved to cancel the project using Section 41.b of the 2016 Revised IRR of R.A 9184, which provides that”

“Section 41. Reservation Clause

The HOPE reserves the right to reject any and all bids, declare a failure of bidding, or not to 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.

XXX...XXX...XXX

WHEREAS, based on the information presented by the PS, the BBAC of CF-Bacolod resolved the following :

1. Declare a failure of Competitive Bidding pursuant to Section 41. (b) of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act 9184 which provides that:

“Section 41. Reservation Clause

The HOPE reserves the right to reject any and all bids, declare a failure of bidding, or not to 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.*
2. Upon approval of the BAC Resolution declaring Failure of Competitive Bidding, the PS shall prepare and issue the corresponding notification to the bidder regarding the failure of the project and the refund of the bidding fee of the bidding documents;
3. Conduct of a mandatory review and evaluation of the terms, conditions, and specifications in the Bidding Documents, including its cost estimates pursuant to Section 35.2 of the 2016 Revised IRR of RA 9184 by the end-user; and
4. To recommend for approval of the Branch Manager as the Head of the Procuring Entity (HoPE), the conduct of another competitive bidding for the Procurement of Private Security Agency for CF-Bacolod and CF-Iloilo for a period of Three (3) years, pursuant to Section 35.3 of the 2016 Revised IRR of RA 9184.

NOW, THEREFORE, we, the members of the Bid and Awards Committee of CF-Bacolod (BBAC), hereby RESOLVE as it is hereby **RESOLVED**:

1. To declare a Failure of Competitive Bidding for the Procurement of Private Security Agency for CF-Bacolod and CF-Iloilo for a period of Three (3) years under ITB No. CB23-06-004BACa, pursuant to Section 41 (b) of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act 9184 which provides that:

“Section 41. Reservation Clause

The HOPE reserves the right to reject any and all bids, declare a failure of bidding, or not to 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.*

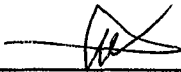
XXX...XXX...XXX

- 2) To facilitate the refund of the Bidding Fee in accordance with Section 14.5 of the 2016 Revised IRR of RA 9184; and for all the prospective bidders who purchased the bidding Documents; and
- 3) To recommend for the approval of the Branch Manager, as duly delegated Head of the Procuring Entity (HoPE) of PAGCOR by the Board of Directors (BoD), the conduct of another competitive bidding for the Procurement of Private Security Agency for CF-Bacolod and CF-Iloilo for a period of Three (3) years, with re-posting, pursuant to Section 35.3 of the 2016 Revised 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.

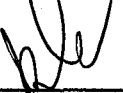
RESOLVED, at the Procurement Office, Casino Filipino – Bacolod, 15th Corner Aguinaldo Street, Bacolod City, this 10th day of July 2023.



BEN M. POLIDO
Chairperson, BBAC CF-Bacolod



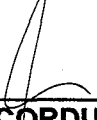
ATTY. TEDDY R. VELASCO
Vice Chairperson, SBLSO




RAYMOND RAMON T. CARLOS
Member, SM

NOT PRESENT

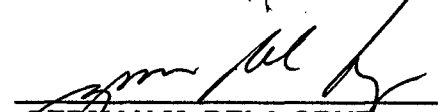
SILVANO L. UY
Member, STO




GERARDO M. CORDURA, JR.
Member, SSuO



JUDEL T. PAGUNSAN
Member, BHRO

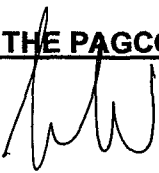


GERMAN M. DELA CRUZ
Alternate Member, LMO1



IGNATIUS PAULO PEREY
End-User, AESO

APPROVED BY AUTHORITY OF THE PAGCOR BOARD OF DIRECTORS:



NESTOR G. LEGASPINA

Branch Manager
Date: 7.10.23