



10 November 2021

**ASTI – BIDS AND AWARDS COMMITTEE  
BAC Resolution No. 21-11-151**

**DECLARATION OF FAILURE OF PROCUREMENT FOR THE SUPPLY AND DELIVERY OF  
OF ONE (1) LOT TRANSCEIVERS AND ONE (1) LOT 100G SWITCHES**

Purchase Request No.	:	<b>GAA-21-10-12400</b>
Date of Purchase Request	:	<b>08 October 2021</b>
Invitation to Bid No.	:	<b>21-10-3602</b>
Solicitation No.	:	<b>21-10-3602</b>
PhilGEPS Reference No.	:	<b>8110645</b>
Approved Budget for the Contract	:	<b>₱5,657,500.00</b>

**WHEREAS**, included in the Supplemental Annual Procurement Plan (APP) No. 17 for Fiscal Year 2021 of the Department of Science and Technology (DOST) -Advanced Science and Technology Institute (ASTI) is the Supply and Delivery of One (1) Lot Transceivers and One (1) Lot 100G Switches, with a total Approved Budget for the Contract (ABC) amounting to Five Million Six Hundred Fifty-Seven Thousand Five Hundred Pesos Only (₱5,657,500.00);

**WHEREAS**, Section 7 of Republic Act (RA) No. 9184 mandates that no government procurement shall be undertaken unless it is in accordance with an approved APP consistent with the yearly budget and approved by the Head of the Procuring Entity;

**WHEREAS**, due to exceptional cases brought about by the COVID-19 pandemic, community quarantines, and suspensions of public transport, the Government Procurement Policy Board (GPPB) issued GPPB Resolution No. 09-2020 titled, Approving Measures for the Efficient Conduct of Procurement Activities during a State of Calamity, or Implementation of Community Quarantine or Similar Restrictions;

**WHEREAS**, so as to “maximize the use of existing rules under RA No. 9184, its IRR and related issuances on the conduct of procurement activities, particularly those meant to streamline, simplify and expedite the conduct of procurement and address the challenges and disruptions brought by calamities and crisis such as the COVID-19 pandemic”, the GPPB enjoin Procuring Entities (PE) in the above Resolution to use videoconferencing, webcasting and similar technology in the conduct of any of the meetings and determination of quorum by the Bids and Awards Committee (BAC) and use of digital signatures in procurement related documents;

**WHEREAS**, on 18 October 2021, 10:00 AM, a Pre-procurement Conference was held online via Microsoft Teams Application with the BAC, BAC Secretariat, and end-user representatives in attendance, to determine the readiness of the procurement project;

**WHEREAS**, on 22 October 2021, the Invitation to Bid for the Supply and Delivery of One (1) Lot Transceivers and One (1) Lot 100G Switches was published on the Philippine Government Electronic Procurement System, DOST-ASTI website, and conspicuous place within the premises of the PE reserved for the purpose;

**WHEREAS**, due to the different community quarantines implemented in the country, a Pre-bidding Conference was held via videoconferencing on 29 October 2021, 10:00 in the morning, which was attended by three (3) prospective bidders, specifically, Banbros Commercial, Inc., Microdata Systems and Management, Inc., and Pronet Systems Integrated Network Solution, Inc.;

**WHEREAS**, on the scheduled submission of bids on 10 November 2021, 10:00 in the morning, no bidders tendered their bids. On the same day, the BAC and the end-user conducted a mandatory review to determine the reason for the procurement failure;

**WHEREAS**, it was determined that no bids were received, as the bidders cannot comply with the delivery schedule and requested for delivery extension of sixty (60) to ninety (90) calendar days, due to global shortage of micro-chip and holiday season;

**WHEREAS**, during the mandatory review, end-user representatives manifested that they will no longer repost the items, as there is no guarantee yet that the use of 2021 General Appropriations Act can be extended to 2022;

**WHEREAS**, Section 35.1(a) of the 2016 revised IRR of RA No. 9184 provides that the BAC shall declare the bidding a failure when no bids are received;

**NOW, THEREFORE**, foregoing premises considered, it is **HERBY RESOLVED** to recommend to the Head of the Procuring Entity to declare the failure of procurement for the **Supply and Delivery of One (1) Lot Transceivers and One (1) Lot 100G Switches** without reposting and rebidding following the manifestation of the end-user unit.

**RESOLVED**, at the DOST-ASTI, Quezon City, this 10<sup>th</sup> day of November 2021.

**ALVIN E. RETAMAR**  
End-user

**JAYSON C. HERNANDEZ**  
BAC Member

**ROXANNE S. AVIÑANTE**  
BAC Member

**HAROLD BRYAN S. PALER**  
BAC Member

**JOHN ROBERT T. MENDOZA**  
BAC Member

**BAYANI BENJAMIN R. LARA**  
BAC Vice Chairperson

**GERWIN P. GUBA**  
BAC Chairperson

**APPROVED/DISAPPROVED:**

*for*

**FRANZ A. DE LEON, Ph.D.**  
Director, DOST-ASTI

