



03 December 2021

**ASTI – BIDS AND AWARDS COMMITTEE
BAC Resolution No. 21-12-178-EPA**

**RECOMMENDING THE AWARD OF CONTRACT TO ACE ELECTRONIC TECHNOLOGY, INC. FOR
THE SUPPLY AND DELIVERY OF FORTY-TWO (42) PIECES WATER LEVEL SENSOR
(EARLY PROCUREMENT ACTIVITY)**

Purchase Request No.	:	GAA-21-09-12211
Date of Purchase Request	:	24 September 2021
Invitation to Bid No.	:	21-10-3598
Solicitation No.	:	21-10-3598
PhilGEPS Reference No.	:	8098548
Approved Budget for the Contract	:	₱2,772,000.00

WHEREAS, included in the Indicative Annual Procurement Plan (APP) for Fiscal Year 2022, under National Expenditure Program Level, of the Department of Science and Technology (DOST) - Advanced Science and Technology Institute (ASTI) is the **Supply and Delivery of Forty-Two (42) Pieces Water Level Sensor**, which shall be undertaken via public bidding, with a total Approved Budget for the Contract (ABC) amounting to **Two Million Seven Hundred Seventy-Two Pesos Only (₱2,772,000.00)**;

WHEREAS, said item/lot is included in the Early Procurement Activities (EPA) of the DOST-ASTI;

WHEREAS, EPA is the conduct of procurement activities, from posting of the procurement opportunity, if required, until recommendation of the Bids and Awards Committee (BAC) to the Head of Procuring Entity as to the award of the contract, for goods to be delivered, infrastructure projects to be implemented and consulting services to be rendered in the following fiscal year, pending approval of the respective funding sources;

WHEREAS, Section 7.6 of the 2016 revised Implementing Rules and Regulations (IRR) of Republic Act (RA) No. 9184 states that “to facilitate the immediate implementation of procurement of Goods, Infrastructure Projects or Consulting Services, even pending approval of the General Appropriations Act (GAA), corporate budget or appropriations ordinance, as the case may be, and notwithstanding Section 7.2 hereof, the procuring entity (PE) may undertake the procurement activities short of award. xxx No award of contract shall be made until the GAA, corporate budget or appropriations ordinance, as the case may be, has been approved or enacted”;

WHEREAS, given the exceptional circumstances brought about by the Coronavirus disease (COVID-19) pandemic, especially implementation of different community quarantines and suspension of public transport services, it is challenging to both the PEs and the bidders to continue with the conduct of procurement activities, thereby having risks of exceeding the maximum calendar days allowed for specific procurement activities. In view of this, the Government Procurement Policy Board (GPPB) issued GPPB Resolution No. 09-2020 dated 07 May 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 PEs in the above resolution to use videoconferencing, webcasting and other similar technologies in the conduct of any of the meetings and determination of quorum by the BAC, as well as the use of digital signatures in procurement related documents;

WHEREAS, on 12 October 2021, 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, Article IV of RA No. 9184 stipulates that all procurement activities of government agencies shall be done through competitive bidding except as provided for in Article XVI thereof. In compliance therewith, the BAC posted the Invitation to Bid on the prescribed platforms;

WHEREAS, Letters of Invitation were sent to contact persons of the Commission on Audit, Institute for Politics and Governance and Philippine Chamber of Commerce and Industry to act as observers complying with the requirements provided under Section 13 of RA No. 9184 and its 2016 revised IRR;

WHEREAS, on 27 October 2021, a Pre-bidding Conference was conducted for the procurement at hand using Microsoft Teams Application with the BAC, BAC Secretariat, TWG, end-user representatives, prospective bidders, and witnesses/observers present. Subsequently, two (2) bidders purchased bidding documents, specifically, Ace Electronic Technology, Inc. and Clean World Trading and Supplies, Inc. and submitted bids before the deadline on 08 November 2021 at 10:00 AM;

WHEREAS, during the Opening of Bids, both technical component envelopes of Ace Electronic Technology, Inc. and Clean World Trading and Supplies, Inc. were opened and rendered eligible for submitting complete and accurate documents. Hence, the financial envelopes of said bidders were opened containing their respective bids, as outlined below.

	Name of Bidder	Unit Amount (₱)	Total Amount (₱)
1	Ace Electronic Technology, Inc.	54,516.00	2,289,672.00
2	Clean World Trading and Supplies, Inc.	64,900.00	2,725,800.00

WHEREAS, the Ace Electronic Technology, Inc.'s offer, amounting to Two Million Two Hundred Eighty-Nine Thousand Six Hundred Seventy-Two Pesos Only (₱2,289,672.00), inclusive of all applicable taxes and fees and well within the ABC, is lower by Four Hundred Thirty-Six Thousand One Hundred Twenty-Eight Pesos Only (₱436,128.00) than that of Clean World Trading and Supplies, Inc. at Two Million Seven Hundred Twenty-Five Thousand Eight Hundred Pesos Only (₱2,725,800.00), thereby rendering the same as the Lowest Calculated Bid subject to post-qualification evaluation;

WHEREAS, per the technical evaluation and financial evaluation reports of the End-user Unit and the BAC, the bid of Ace Electronic Technology, Inc. was deemed compliant with all the requirements and conditions specified in the Bidding Documents, hence making the same as the **Lowest Calculated Responsive Bid**; and

WHEREAS, Section 12.1(h) of the 2016 revised IRR of RA No. 9184 empowers the BAC to recommend the award of contract to the Head of the Procuring Entity or his/her duly authorized representative.

NOW, THEREFORE, on the basis of the foregoing, **WE**, the members of the BAC, hereby recommend to the Director to **AWARD THE CONTRACT** via Competitive Bidding to the **ACE ELECTRONIC TECHNOLOGY, INC.** for the **SUPPLY AND DELIVERY OF FORTY-TWO (42) PIECES WATER LEVEL SENSOR**, with a total contract price amounting to **TWO MILLION TWO HUNDRED EIGHTY-NINE THOUSAND SIX HUNDRED SEVENTY-TWO PESOS ONLY (₱2,289,672.00)**.

DONE in Quezon City this 3rd day of December 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:

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

/bac-sec/kbr