



05 August 2020

**ASTI – BIDS AND AWARDS COMMITTEE
BAC Resolution No. 20-08-053**

**SUSPENSION OF BIDDING ACTIVITIES FOR THE SUPPLY AND DELIVERY OF
ONE (1) LOT HIGH RESOLUTION OPTICAL AND SAR DIRECT RECEPTION IMAGING SERVICES**

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|----------------------------------|---|-----------------------|
| Purchase Request No. | : | GAA-20-01-9443 |
| Date of Purchase Request | : | 28 May 2020 |
| Invitation to Bid No. | : | 20-06-3141 |
| Solicitation No. | : | 20-06-3141 |
| PhilGEPS Reference No. | : | 7094827 |
| Approved Budget for the Contract | : | ₱6,150,000.00 |

WHEREAS, Sections 37 and 38 of Republic Act (RA) No. 9184 provides that the Head of the Procuring Entity (HoPE) has fifteen (15) days to approve the recommendation of the award by the Bids and Awards Committee (BAC) and issue the Notice of Award, as well as three (3) months within which to complete the procurement process from the opening of bids up to the award of contract, respectively;

WHEREAS, Annex “C” of the 2016 revised Implementing Rules and Regulations of RA No. 9184 prescribes the earliest possible time and maximum period allowed for the procurement of goods and services, infrastructure projects and consulting services;

WHEREAS, the periods provided for in RA No. 9184 within which certain stages of the procurement process must be completed is not merely directory but mandatory;

WHEREAS, on 08 March 2020, the President signed Proclamation No. 922 declaring a State of Public Health Emergency throughout the Philippines following the confirmed local transmission of the novel coronavirus disease (COVID-19);

WHEREAS, on 16 March 2020, due to the rapid increase of cases of infection in the country, the President signed Proclamation No. 929 declaring a State of Calamity throughout the Philippines for a period of six (6) months or up to 12 September 2020, unless lifted earlier or extended as circumstances may warrant;

WHEREAS, the Government Procurement Policy Board (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, Section 7 of GPPB Resolution 09-2020 allows the Bids and Awards Committee (BAC) “to suspend the conduct of procurement activities adversely affected or interrupted by the declaration of a State of Calamity, or implementation of community quarantine or similar restrictions at any time during the existence of such calamity, or quarantine”. Section 7 likewise provides that the Procuring Entities (PEs) may retroactively suspend the conduct of procurement activities beginning 09 March 2020 following the declaration of the President of a State of Public Health Emergency all throughout the country;

WHEREAS, Section 8 of said Resolution provides that the suspension of the conduct of bidding activities shall toll the period for the procurement of the Project covered by the suspension, including the running of the three (3) months period in awarding the contract and the procurement process under Section 38 of RA No. 9184, during the suspension of the conduct of procurement activities, as determined by the BAC. Further, pursuant to Section 8, the suspension of the conduct of procurement activities shall be lifted upon determination of the BAC that the basis for the suspension no longer exists or upon the lifting of the State of Calamity, or implementation of community quarantine or similar restrictions, as the case may be;

WHEREAS, the Supply and Delivery of One (1) Lot High Resolution Optical and SAR Direct Reception Imaging Services (the “Procurement Project”) was published on 09 July 2020 and, accordingly, bidding activities were conducted by the BAC-2 up to Pre-bidding Conference;

WHEREAS, Supplemental Bulletin No. BAC-2020-07-025 was issued by the BAC-2 on 21 July 2020, amending Submission and Opening of Bids, to wit:

| ACTIVITY | FROM | TO |
|--------------------|------------------------|--------------------------|
| Submission of Bids | 28 July 2020, 12:00 NN | 12 August 2020, 12:00 NN |
| Opening of Bids | 29 July 2020, 1:30 PM | 13 August 2020, 1:30 PM |

WHEREAS, the President on 02 August 2020 approved the recommendation of the Inter-Agency Task Force for the Management of Emerging Infectious Diseases in putting Metro Manila, Laguna, Cavite, Rizal and Bulacan in modified enhanced community quarantine from 04 August 2020 until 18 August 2020;

WHEREAS, the BAC-2 has assessed and determined that the conduct of Submission and Opening of Bids, as well as other bidding activities for the Procurement Project may endanger the health and welfare of its personnel. Moreover, bidders may experience limited access to financial institutions, regulatory and other offices due to the implementation of government restrictions on transport and travel.

NOW, THEREFORE, for and in consideration of the above premises, WE, the members of the BAC-2, hereby **RESOLVE** as it is hereby **RESOLVED** to recommend to the HoPE the suspension of bidding activities for the Procurement Project retroactive 04 August 2020 and the estimated resumption is subject to change in accordance with the future pronouncements or issuances by the President or national government on restrictions or implementation of community quarantine.

RESOLVED at the DOST-ASTI this 5th day of August 2020.

ALVIN E. RETAMAR
End-user

GLENN VINCENT C. LOPEZ
BAC-2 Member

ALVIN E. RETAMAR
BAC-2 Member

EMMANUEL P. BALINTEC
BAC-2 Member

NARCISA JUVILYN C. CASTANEDA
BAC-2 Vice Chairperson

PAUL JOHN M. SERRANO
BAC-2 Chairperson

APPROVED DISAPPROVED:

PETER ANTONIO B. BANZON
Officer-in-Charge, DOST-ASTI