



25 August 2020

**ASTI – BIDS AND AWARDS COMMITTEE  
BAC Resolution No. 20-08-064**

**DECLARATION OF FAILURE OF PROCUREMENT FOR THE PROVISION OF FIVE (5) SECURITY PERSONNEL WITH SUPPLIES, MATERIALS AND EQUIPMENT CY 2020 (SEPTEMBER 1, 2020 TO DECEMBER 31, 2020)**

Purchase Request No. : **GAA-19-12-9371**

Date of Purchase Request : **02 December 2019**

Request for Quotation No. : **20-08-3179**

Solicitation No. : **20-08-3179**

PhilGEPS Reference No. : **7167635**

Approved Budget for the Contract : **₱833,333.33**

**WHEREAS**, the Contract is for the Provision of Five (5) Security Personnel with Supplies, Materials and Equipment CY 2020 (September 1, 2020 to December 31, 2020) with a total Approved Budget for the Contract amounting to Eight Hundred Thirty-Three Thousand Three Hundred Thirty-Three Pesos and 33/100 Only (₱833,333.33), which was included in the 18<sup>th</sup> Supplemental Annual Procurement Plan (APP) of the Department of Science and Technology (DOST) - Advanced Science and Technology Institute (ASTI) for FY 2020;

**WHEREAS**, the Bids and Awards Committee (BAC) - 1 declared Two Failed Biddings for the aforesaid procurement project, which were approved by the Head of the Procuring Entity (HoPE). Hence, the BAC-1 resorted to Negotiated Procurement after Two Failed Biddings as provided for in Section 53.1 of Republic Act (RA) No. 9184 and its 2016 Revised Implementing Rules and Regulations (IRR);

**WHEREAS**, the procurement project underwent Negotiated Procurement under Two Failed Biddings (NP-TFB) for several times already;

**WHEREAS**, on 11 August 2020, the BAC-1 initiated the above procurement activity, under NP-TFB, by posting the Request for Quotation on the Philippine Government Electronic Procurement System, DOST-ASTI website, and at a conspicuous place within the premises of the DOST-ASTI Building;

**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 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 (PEs) 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**, a Pre-Negotiation Conference was held via video conferencing on 14 August 2020, 1:30 in the afternoon, which was attended by only one (1) prospective bidder, specifically, Redbird Security Agency & Services, Inc.;

**WHEREAS**, on 20 August 2020, two (2) prospective bidders, namely, **(a)** Redbird Security Agency & Services, Inc. **(b)** Blue Armeem Security & Investigation Corp. submitted their bids for the procurement project before 12:00 noon;

**WHEREAS**, on 24 August 2020, Opening of Bid Offers, during the stages of eligibility checking and preliminary examination of the bids, it was found out by the BAC-1 that both bidders financial documents failed to submit the Completed Price Schedule thereby making their respective bids ineligible;


**WHEREAS**, under Section 35 of the 2016 IRR of RA No. 9184, the BAC shall declare the bidding (procurement) a failure when:

- 1) No bids are received;
- 2) All prospective bidders are declared ineligible;
- 3) 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; or
- 4) The bidder with the LCRB, HRRB, SCRB or SRRB refuses, without justifiable cause, to accept the award of contract, and no award is made in accordance with Section 40 of the Act and its IRR;

**NOW, THEREFORE**, for and in consideration of the above premises, WE, the members of the BAC-1 hereby **RESOLVE** as it is hereby **RESOLVED** to recommend to the HoPE the following:

- a) Declare a failure of bidding for the Provision of Five (5) Security Personnel with Supplies, Materials and Equipment CY 2020 (September 1, 2020 to December 31, 2020); and
- b) Conduct the opportunity under NP-TFB as provided for in Section 53.1 of the 2016 Revised IRR of RA No. 9184.

**RESOLVED** at the DOST-ASTI this 25<sup>th</sup> day of August 2020.

**MAY C. CAYABAN**  
End-user 

**ROEL M. DE LA CRUZ**  
BAC-1 Member

**CALVIN ARTEMIES G. HILARIO**  
BAC-1 Member

**RENE C. MENDOZA**  
BAC-1 Vice Chairperson

**JOANNA G. SYJUCO**  
BAC-1 Member

**PEDRITO B. MANGAHAS**  
BAC-1 Chairperson

**APPROVED** ~~DISAPPROVED~~:

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