



16 April 2024

ASTI – BIDS AND AWARDS COMMITTEE
BAC Resolution No.: 24-04-052

RECOMMENDING THE AWARD OF CONTRACT TO CRUZ, MARCELO & TENEFRANCIA FOR THE PROCUREMENT OF ONE (1) LOT OF INTELLECTUAL PROPERTY (IP) AND TECHNICAL RESEARCH SERVICE FOR IP AUDIT AND TECHNOLOGY READINESS LEVEL (TRL) GENERATION INCLUSIVE OF TRAININGS ON TRL METHODOLOGY AND TOOLS, AND OUTPUT PRESENTATION (ONE (1) CLUSTER OF TECHNOLOGY), MINIMUM OF SEVENTY-SEVEN (77) TECHNOLOGIES

Purchase Request No.	:	SIMULA-24-03-18833
Date of Purchase Request	:	12 March 2024
Request for Quotation No.	:	24-03-18833
Solicitation No.	:	24-03-18833
PhilGEPS Reference No.	:	10673204
Approved Budget for the Contract	:	₱180,000.00

WHEREAS, the Office of the Director submitted to the DOST-ASTI Bids and Awards Committee (BAC) **Purchase Request No. SIMULA-24-03-18833** for the **Intellectual Property (IP) and Technical Research Service for IP Audit and Technology Readiness Level (TRL) Generation inclusive of Trainings on TRL Methodology and Tools, and Output Presentation (One (1) Cluster of Tech), Minimum of Seventy-Seven (77) Technologies and Admin Fees plus Taxes**, together with a market study, which was included in the **DOST-ASTI Annual Procurement Plan No. 5 for Fiscal Year 2024**;

WHEREAS, the mode of procurement is based on **Section 53.6 Scientific, Scholarly or Artistic Work, Exclusive Technology and Media Services** of the 2016 revised Implementing Rules and Regulations (IRR) of Republic Act (RA) No. 9184;

WHEREAS, a Procuring Entity may resort to Section 53.6 Scientific, Scholarly or Artistic Work, Exclusive Technology and Media Services, for any of the following:

- a. *Work of art; commissioned work or services of an artist for a specific artist skill (e.g., Singer, poet, writer, painter, sculptor, etc.);*
- b. Scientific, academic, scholarly work or research, or legal services;**
- c. *Highly-specialized life-saving medical equipment, as certified by the Department of Health (DOH);*
- d. *Scientific, technical, economic, business, trade or legal journal, magazine, paper subscription, or other exclusive statistical publications and references; or*
- e. *Media documentation, advertisement, or announcement through television, radio, newspaper, internet, and other communication media.*

WHEREAS, on **19 March 2024**, the DOST-ASTI BAC, through its Secretariat, published the Request for Quotation and sent an invitation to three (3) prospective bidders, particularly (1) Techmatch Asia, Inc., (2) Cruz Marcelo & Tenefrancia, and (3) Baranda & Associates;

WHEREAS, before the lapse of the deadline for submission of quotations on **22 March 2024, 2:00 PM**, only one (1) prospective bidder submitted their respective quotations, particularly **Cruz Marcelo & Tenefrancia**;

WHEREAS, the DOST-ASTI BAC reviewed the legal requirements submitted by **Cruz Marcelo & Tenefrancia**, which were found to be compliant with the eligibility requirements. Likewise, the DOST-ASTI BAC determined that the financial proposal submitted by **Cruz Marcelo & Tenefrancia** in the amount of **One Hundred Eighty Thousand Pesos Only (₱180,000.00)**, inclusive of all government taxes and fees, is within the Approved Budget for the Contract and, thus, compliant with the financial requirement;

WHEREAS, Annex "H" or the Consolidated Guidelines for the Alternative Methods of Procurement of the 2016 revised IRR of RA No. 9184 provides:

“The BAC shall undertake the negotiation with a technically, legally, and financially capable supplier, contractor, or consultant based on the Technical Specifications, Scope of Work, or Terms of Reference prepared by the End-user.”

WHEREAS, the DOST-ASTI BAC and **Cruz Marcelo & Tenefrancia** had a negotiation conference on **16 April 2024, 2:00 PM**, to discuss further the project requirements;

WHEREAS, it was determined by the end-user and DOST-ASTI BAC that **Cruz Marcelo & Tenefrancia** was compliant with the technical specifications, thereby making the same as the **Single Calculated Responsive Quotation**; and

WHEREAS, Section 12 of RA No. 9184 provides that the BAC shall, among other matters, recommend the award of contracts to the Head of the Procuring Entity (HoPE) or his/her duly authorized representative.

WHEREFORE, the **DOST-ASTI BAC RESOLVES**, as it is hereby **RESOLVED**, to recommend to the **DOST-ASTI HoPE**, for his approval, to award the contract for the **PROCUREMENT OF ONE (1) LOT INTELLECTUAL PROPERTY (IP) AND TECHNICAL RESEARCH SERVICE FOR IP AUDIT AND TECHNOLOGY READINESS LEVEL (TRL) GENERATION INCLUSIVE OF TRAININGS ON TRL METHODOLOGY AND TOOLS, AND OUTPUT PRESENTATION (ONE (1) CLUSTER OF TECH), MINIMUM OF SEVENTY-SEVEN (77) TECHNOLOGIES AND ADMIN FEES PLUS TAXES** through **NEGOTIATED PROCUREMENT UNDER SECTION 53.6 (SCIENTIFIC, SCHOLARLY OR ARTISTIC WORK, EXCLUSIVE TECHNOLOGY AND MEDIA SERVICES)**, to **CRUZ MARCELO & TENEFRANCIA**, with a total contract price of **ONE HUNDRED EIGHTY THOUSAND PESOS ONLY (₱180,000.00)**, inclusive of all government taxes and fees.

Done in Quezon City, Philippines, this 16th day of April 2024.

MARIA IRENE S. AMATORIO
End-user

On leave

NARCISA JUVILYN C. CASTAÑEDA
BAC Member

HAROLD BRYAN S. PALER
BAC Member

MERYL REGINE L. ALGODON, Ph.D.
BAC Member

PHILIP A. MARTINEZ
BAC Member

On leave

JEFFREY A. ABOROT
BAC Vice Chairperson

BAYANI BENJAMIN R. LARA
BAC Chairperson

APPROVED/DISAPPROVED:

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