



23 May 2022

**ASTI – BIDS AND AWARDS COMMITTEE
BAC Resolution No. 22-05-075**

DECLARATION OF FAILURE OF BIDDING FOR THE SUPPLY AND DELIVERY OF VARIOUS SUPPLIES AND MATERIALS FOR R&D AND OPERATIONS OF GARAGE AND EPDC

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| Purchase Request No. | : | GAA-22-03-13378 |
| Date of Purchase Request | : | 31 March 2022 |
| Invitation to Bid No. | : | 22-04-3810 |
| Solicitation No. | : | 22-04-3810 |
| PhilGEPS Reference No. | : | 8638674 |
| Approved Budget for the Contract | : | ₱1,524,712.44 |

WHEREAS, included in the Supplemental Annual Procurement Plan (APP) No. 1, 2, 5 & 6 for Fiscal Year 2022 of the Department of Science and Technology (DOST) - Advanced Science and Technology Institute (ASTI) is the **Supply and Delivery of Various Supplies and Materials for R&D and Operations of GARAGE and EPDC** with a total Approved Budget for the Contract (ABC) amounting to **One Million Five Hundred Twenty-Four Thousand Seven Hundred Twelve Pesos & 44/100 Only (₱1,524,712.44)**;

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, 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 Procuring Entities (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 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 26 April 2022, 09:00 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 04 May 2022, the Invitation to Bid for the Supply and Delivery of Various Supplies and Materials for R&D and Operations of GARAGE and EPDC 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 11 May 2022, 09:00 in the morning, which was attended by only one (1) prospective bidder, specifically, Jassen Harris Industries Corp.;

WHEREAS, on the scheduled Submission of Bids on 23 May 2022, 09:30 in the morning, no bidders tendered bids; and

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, for and in consideration of the foregoing, **WE**, the Members of the BAC, **RESOLVE**, as it is hereby **RESOLVED**, to:

- 1) **DECLARE** first failure of bidding for the Supply and Delivery of Various Supplies and Materials for R&D and Operations of GARAGE and EPDC;
- 2) **CONDUCT** mandatory review and revise the terms, conditions, and specifications, and if necessary, adjust the ABC based on the findings in the mandatory review; and
- 3) **REPOST** the opportunity for second public bidding.

RESOLVED, at the DOST-ASTI, Quezon City, this 23rd day of May 2022.

PETER ANTONIO B. BANZON
End-user

GIRLIE D. FERNANDEZ
BAC Member

ROXANNE S. AVIÑANTE
BAC Member

JOVEN C. JAVIER
BAC Member

MARY DROL DEE Q. GILLA
BAC Member

EMMANUEL P. BALINTEC
BAC Vice Chairperson

BAYANI BENJAMIN R. LARA
BAC Chairperson

APPROVED/DISAPPROVED:

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