



13 June 2022

**ASTI – BIDS AND AWARDS COMMITTEE
BAC Resolution No. 22-06-094**

**DECLARATION OF FAILURE OF BIDDING FOR THE SUPPLY AND DELIVERY OF ONE (1) LOT
AUTOMATIC IDENTIFICATION SYSTEM (AIS) DATA SERVICES (SECOND BIDDING)**

Purchase Request No.	: SAR-AIS-22-02-13170
Date of Purchase Request	: 04 February 2022
Invitation to Bid No.	: 22-05-3849
Solicitation No.	: 22-05-3849
PhilGEPS Reference No.	: 8693924
Approved Budget for the Contract	: ₱8,716,501.00

WHEREAS, included in the Supplemental Annual Procurement Plan (APP) No. 3 for Fiscal Year 2022 of the Department of Science and Technology (DOST) - Advanced Science and Technology Institute (ASTI) is the **Supply and Delivery of One (1) Lot Automatic Identification System (AIS) Data Services (Second Bidding)** with a total Approved Budget for the Contract (ABC) amounting to **Eight Million Seven Hundred Sixteen Thousand Five Hundred One Pesos Only (₱8,716,501.00)**;

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, the Bids and Awards Committee (BAC) declared first failure of bidding for the procurement project in BAC Resolution No. 22-05-058 dated 02 May 2022 as the two (2) bidders, particularly SRDP Consulting, Inc. and Geo-Surveys & Mapping, Inc. were declared “ineligible” due to patently insufficient documents, to wit:

SRDP CONSULTING, INC.

- PhilGEPS Registration Certificate (Platinum Membership) (all pages) in accordance with Section 8.5.2 of the IRR** – Even though the bidder’s Platinum Certificate is valid until 24 November 2022, it was found out that the **Audited Financial Statement** of SRDP Consulting, Inc. was filed on 23 June 2020, as reflected in Annex “A” of its PhilGEPS Platinum Certificate, thereby making the same patently insufficient. Pursuant to GPPB Resolution No. 15-2021 dated 14 October 2021, “*the updating of a Platinum Certificate requires the uploading of the most current and updated Class A Eligibility Documents covered by Section 8.5.2 of the same IRR during the one-year period of its validity.*”

GEO-SURVEYS & MAPPING, INC.

- Conformity with the Technical Specifications, which may include production/delivery schedule, manpower requirements, and/or aftersales/parts, if applicable** – Geo-Surveys & Mapping, Inc. failed to indicate compliance with four (4) parameters under the technical specifications, thereby making their submitted document patently insufficient. End-user representative manifested that the four (4) parameters are crucial for said procurement project.

WHEREAS, given the exceptional circumstances brought about by the Coronavirus disease (COVID-19) pandemic, especially the 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 19 May 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 25 May 2022, the Invitation to Bid for the Supply and Delivery of One (1) Lot Automatic Identification System (AIS) Data Services (Second Bidding) 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 01 June 2022, 09:00 in the morning, which was attended by two (2) prospective bidders, specifically **(1)** Geo-Surveys & Mapping, Inc. and **(2)** SRDP Consulting, Inc.;

WHEREAS, on 06 June 2022, the BAC issued Supplemental Bulletin No. BAC-2022-06-017 amending Section VII. Technical Specifications of the Bidding Documents;

WHEREAS, SRDP Consulting, Inc. submitted its bids before the 09:00 AM deadline on 13 June 2022 and, on the same day, at 09:30 AM, the BAC conducted the Opening of Bids through a blended meeting arrangement;

WHEREAS, Annex "A" or the Revised Guidelines on Electronic Bidding as attached to GPPB Resolution No 21-2021 dated 02 December 2021 provides:

"14.0 Data Accuracy

The authorized representatives of the PEs and the bidders shall be responsible in ensuring that the data encoded, and documents uploaded in the mPhilGEPS using their respective accounts are true, correct, and free from any mistakes, typographical errors, and/or inaccurate statements."

WHEREAS, during the stages of eligibility check and preliminary examination of their bids, SRDP Consulting, Inc., the sole bidder, was declared "ineligible" due to patently insufficient PhilGEPS Registration Certificate (Platinum Membership) (all pages), as its Audited Financial Statement's date of filing was erroneous, thereby making the same patently insufficient;

WHEREAS, Section 35.1(b) of the 2016 revised Implementing Rules and Regulations (IRR) of RA No. 9184 provides that the BAC shall declare the bidding a failure when all prospective bidders are declared ineligible;

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

- 1) **DECLARE** second failure of bidding for the Supply and Delivery of One (1) Lot Automatic Identification System (AIS) Data Services;
- 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 procurement opportunity and resort to Negotiated Procurement after Two Failed Biddings pursuant to Section 53.1 of the 2016 Revised Implementing Rules and Regulations of RA No. 9184;

RESOLVED, at the DOST-ASTI, Quezon City, this 13th day of June 2022.

ALVIN E. RETAMAR
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

/bac-sec/vrs/kbr