



13 July 2022

**ASTI – BIDS AND AWARDS COMMITTEE
BAC Resolution No. 22-07-114**

**DECLARATION OF FAILURE OF BIDDING FOR THE SUPPLY AND DELIVERY OF
TWO (2) UNITS MOBILE WORKSTATION**

Purchase Request No.	:	GAA-22-06-14046
Date of Purchase Request	:	13 June 2022
Invitation to Bid No.	:	22-06-3910
Solicitation No.	:	22-06-3910
PhilGEPS Reference No.	:	8780659
Approved Budget for the Contract	:	₱160,000.00

WHEREAS, included in the Supplemental Annual Procurement Plan (APP) No. 5 for Fiscal Year 2022 of the Department of Science and Technology (DOST) - Advanced Science and Technology Institute (ASTI) is the **Supply and Delivery of Two (2) Units Mobile Workstation** with a total Approved Budget for the Contract (ABC) amounting to **One Hundred Sixty Thousand Pesos Only (₱160,000.00)**;

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, 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 24 June 2022, the Invitation to Bid for the Supply and Delivery of Two (2) Units Mobile Workstation 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 July 2022, 09:00 in the morning, which was attended by only one (1) prospective bidder, specifically, **(1) Jassen Harris Industries Corp.**;

WHEREAS, Jassen Harris Industries Corp. submitted their bids before the 09:00 AM deadline on 13 July 2022 and on the same day at 09:30 AM, the BAC conducted the Opening of Bids through blended meeting arrangement;

WHEREAS, during the stages of eligibility check and preliminary examination of their bids, Jassen Harris Industries Corp. was declared "INELIGIBLE" due to non-submission of Service Level Agreement;

WHEREAS, after the Opening of Bids, the BAC and the end-user conducted the mandatory review to determine the reason for the procurement failure;

WHEREAS, Section 35.1(b) of the 2016 revised 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** the failure of bidding for the Supply and Delivery of Two (2) Units Mobile Workstation; and
- 2) **REPOST** the opportunity for second public bidding;

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

MAY C. CAYABAN
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/vvvv