

**PHILIPPINE GUARANTEE CORPORATION
BIDS AND AWARDS COMMITTEE**

RESOLUTION NO. 2023-049

WHEREAS, the Compliance Management and Standards Office (CMSO) requested the Bids and Awards Committee (BAC) for the procurement of **Training and Consultancy for the Maintenance of the Certification of the Integrated Management System (IMS)** with an Approved Budget for the contract (ABC) of **Pesos: Eight Hundred Twenty-Five Thousand (Php825,000.00)**, inclusive of all applicable taxes;

WHEREAS, CFA:028-2023 in the amount of **Pesos: Eight Hundred Twenty-Five Thousand (Php825,000.00)**, was issued by the Budget Management Department (BMD) for this purpose;

WHEREAS, the requested procurement is included in the Philippine Guarantee Corporation Annual Procurement Plan (APP) for FY 2023, viz:

Procurement Program/Project	Mode of Procurement	Estimated Budget (MOOE)
ISO – Consultancy/Related Trainings – Procurement of Consultancy/ Training services for ISO program of PHILGUARANTEE	NP-53.9 - Small Value Procurement	Php825,000.00

WHEREAS, in order to promote economy and efficiency, alternative methods of procurement may be resorted to in accordance with Section 48.1 of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (RA) No. 9184 or the Government Procurement Reform Act, such as in this case;

WHEREAS, the item to be procured does not exceed the threshold prescribed in Section V.D.8.a.i of Annex H of the 2016 Revised IRR of RA No. 9184;

WHEREAS, Section V.D.8.b.ii and iii of Annex H of the 2016 Revised IRR of RA No. 9184 provides that:

- “ii. BAC shall prepare and send the RFQs/RFPs to at least three (3) suppliers, contractors or consultants of known qualifications. This, notwithstanding, those who responded through any of the required postings shall be allowed to participate. Receipt of at least one (1) quotation is sufficient to proceed with the evaluation thereof.
- iii. Except for those with ABCs equal to Fifty Thousand Pesos (P50,000.00) and below, RFQs shall be posted for a period of three (3) calendar days in the PhilGEPS website, website of the Procuring Entity, if available, and at any conspicuous place reserved for this purpose in the premises of the Procuring Entity.”

WHEREAS, the Requests for Proposals (RFP) were posted and sent on April 1, 2023 to the following service providers:

1. AJV Management Consulting;
2. Bureau Veritas Certification-Phils.;
3. EIAN Management Consulting; and
4. IMSM Philippines Corporation.

WHEREAS, only EIAN Management Consulting submitted its proposal on April 4, 2023, 8:58 A.M. before the deadline of April 4, 2023; 10:00 A.M.;

WHEREAS, the CMSO determined that the proposal submitted by EIAN Management Consulting is not responsive to the requirements of the Corporation (copy of the Memorandum dated April 13, 2023 is attached as Annex A) and requested for the declaration of a failure of bidding and posting of the new Request for Proposal;

WHEREAS, Section 35.1 (c) of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184 provides that:

The BAC shall declare the bidding a failure when:

“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”

WHEREAS, the CMSO in its conduct of mandatory review determined that the Terms of Reference (ToR) can still be provided by the prospective bidders and the Approved Budget for the Contract is still within the range as per market research;

WHEREAS, Section 35.2 of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184 provides that:

“In order to determine the reason for the failed bidding, the BAC shall conduct a mandatory review and evaluation of the terms, conditions, and specifications in the Bidding Documents, including its cost estimates.”

WHEREAS, Section IV.K of Annex H (Consolidated Guidelines for the Alternative Methods of Procurement) of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184 which provides that:

“Mandatory Review. The BAC shall conduct a mandatory review and evaluation of the terms, conditions, specifications, cost estimates in the RFQ or RFP, if none or less than the required number of quotations or proposals are received, despite the extension of deadline for the third time.

Based on its findings, the BAC may revise the terms and conditions and specifications, and if necessary, adjust the ABC, subject to the required approvals, and repeat the procurement process.”

NOW THEREFORE, in consideration of the recommendation of the Compliance Management and Standards Office, the Bids and Awards Committee resolved the following:

- a. To declare a failure of bidding for the procurement of **Training and Consultancy for the Maintenance of the Certification of the Integrated Management System (IMS)** with an Approved Budget for the contract (ABC) of **Pesos: Eight Hundred Twenty-Five Thousand (Php825,000.00)**, inclusive of all applicable taxes; and
- b. To post the new Request for Proposal for the procurement of **Training and Consultancy for the Maintenance of the Certification of the Integrated Management System (IMS)** with an Approved Budget for the contract (ABC) of **Pesos: Eight Hundred Twenty-Five Thousand (Php825,000.00)**, inclusive of all applicable taxes.

Makati City, 17 April 2023.

BIDS AND AWARDS COMMITTEE


MELINDA M. ADRIANO
Chairperson


ATTY. DYNAH GLADY NEPOMUCENO BAYOT
Vice Chairperson


IAN A. BRIONES
Member

ATTY. NELIA O. OANDASAN
Member

ARSENIO C. DE GUZMAN
Member


ERICKSON M. RABENA
Provisional Member (Technical)


ESTRELLITA N. TESORO
Provisional Member (End-user)