

**PHILIPPINE GUARANTEE CORPORATION  
BIDS AND AWARDS COMMITTEE**

**R E S O L U T I O N N O. 2023-198**

**WHEREAS**, the Information Technology Department (ITD) requested the Bids and Awards Committee (BAC) for the procurement of **Data Center Electrical Cabling and Maintenance** with an Approved Budget for the Contract (ABC) in the amount of **Pesos: Four Hundred Thousand (Php400,000.00)**, inclusive of all applicable taxes;

**WHEREAS**, CFA:128-2023 in the amount Pesos: Four Hundred Thousand (Php400,000.00), 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 – Updated as of June 30, 2023, viz:

<b>Procurement Program/Project</b>	<b>Mode of Procurement</b>	<b>Estimated Budget (MOOE)</b>
Datacenter electrical repairs and maintenance	NP-53.9 - Small Value Procurement	Php400,000.00

**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 Quotation (RFQ) were sent on August 8, 2023 to the following suppliers:

- 1. EGM Systems Global Technologies Inc.;
- 2. First Datacorp.;
- 3. Integrated Computer Systems Inc.; and
- 4. Powercraft Solutions and Data Infrastructure Inc.

**WHEREAS**, the following suppliers submitted quotations before the deadline of August 11, 2023; 10:00 A.M. (PhST):

1. Integrated Computer Systems Inc. received on August 11, 2023. 8:20 A.M.;  
and
2. Obanana Corp. received on August 11, 2023. 9:05 A.M.

**WHEREAS**, ITD in its Memorandum dated August 14, 2023 determined that all quotations received were not responsive to the requirements of the Corporation and requested for the declaration of a failure of bidding and reposting of the Request for Quotation;

**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 ITD justified the use of Negotiated Procurement - Small Value Procurement for the reposting of the Request for Quotation of the abovementioned procurement as follows:

It is more economical and efficient due to the following considerations:

- a. It will consume a lesser period of time to procure the required goods or services since it would take at least two (2) weeks compared to conducting via competitive bidding, which earliest possible time to complete is twenty-six (26) calendar days excluding the preparation of the bidding documents and the possibility of a failure of bidding;
- b. It reduces the man hours required to procure the subject goods/services;
- c. It is not included in list of ordinary or regular office supplies and equipment with PS-DBM, hence, this is not covered by Shopping under Section 52 of the IRR of RA 9184;
- d. The Approved Budget for the Contract is within the threshold of Php1,000,000.00 for GOCC under SVP. The quotations received from the suppliers/providers during the Market Research study did not exceed the amount of One Million pesos (Php1,000,000.00), threshold for SVP; and
- e. It will be most advantageous to the Corporation and Government as a whole.

**WHEREAS**, Section 48 of the 2016 Revised Implementing Rules and Regulations of the Republic Act 9184 provides that:

*“48.1 Subject to the prior approval of the HoPE, and whenever justified by the conditions provided in this Act, the Procuring Entity may, in order to promote economy and efficiency, resort to any of the alternative methods of procurement provided in this Rule. In all instances, the Procuring Entity shall ensure that the most advantageous price for the Government is obtained.*

*48.2 In accordance with Section 10 of this IRR, as a general rule, the Procuring Entities shall adopt competitive bidding as the general method of procurement and shall see to it that the procurement program allows sufficient lead time for such competitive bidding. Alternative methods of procurement shall be resorted to only in highly exceptional cases provided for in this Rule”.*

**WHEREAS**, the requested procurement is included in the approved Philippine Guarantee Corporation Annual Procurement Plan (APP) for FY 2023-Updated as of June 30, 2023, viz:

<b>Procurement Program/Project</b>	<b>Mode of Procurement</b>	<b>Estimated Budget (MOOE)</b>
Datacenter Electrical Repairs and Maintenance	Small Value Procurement	Php400,000.00

**WHEREAS**, requested procurement is not included in list of ordinary or regular office supplies and equipment with PS-DBM, hence, this is not covered by Shopping under Section 52 of the IRR of RA 9184;

**WHEREAS**, Section V.D.8.a of Annex H of the 2016 Revised Implementing Rules and Regulations of the Republic Act 9184 provides that:

***“SMALL VALUE PROCUREMENT***

*Definition. Procurement of (a) goods not covered by Shopping under Section 52 of the IRR of RA 9184, (b) infrastructure projects, and (c) consulting services, where the amount involved does not exceed the following threshold:*

*i. For NGAs, GOCCs, GFIs, SUCs, and Autonomous Regional Government, One Million Pesos (₱ 1,000,000);*

*ii. XXX.”*

**NOW THEREFORE**, in consideration of the foregoing circumstances, the Bids and Awards Committee resolved the following:

- a. To declare a failure of bidding for the procurement of **Data Center Electrical Cabling and Maintenance** with an Approved Budget for the Contract (ABC) in the amount of **Pesos: Four Hundred Thousand (Php400,000.00)**, inclusive of all applicable taxes; and

- b. To post the new Request for Quotation for the procurement of **Data Center Electrical Cabling and Maintenance** with an Approved Budget for the Contract (ABC) in the amount of **Pesos: Four Hundred Thousand (Php400,000.00)**, inclusive of all applicable taxes;
- c. To request approval by the HoPE on the adoption of Negotiated Procurement-Small Value Procurement for the procurement of **Data Center Electrical Cabling and Maintenance** with an Approved Budget for the Contract (ABC) in the amount of **Pesos: Four Hundred Thousand (Php400,000.00)**, inclusive of all applicable taxes.

Makati City, 09 October 2023.

**BIDS AND AWARDS COMMITTEE**

  
**ATTY. NELIA O. OANDASAN**  
Chairperson

**ARSENIO C. DE GUZMAN**  
Vice Chairperson

  
**ATTY. RONCES ANNE S. REYES-DE LEON**  
Member

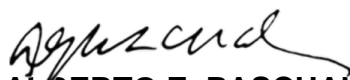
**TERESITO CAYO A. BUTARDO**  
Member

  
**ESTRELLITA N. TESORO**  
Member

**MARIA EVELYN V. JACINTO**  
Provisional Member (Technical)

  
**LLOYD A. SIOSON**  
Provisional Member (End-user)

Approved by:

  
**ALBERTO E. PASCUAL**  
Head of the Procuring Entity

Digitally  
Signed by:  
Pascual,  
Alberto E.