



Republic of the Philippines

Philippine Information Agency

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BAC RESOLUTION NO. 019

Series of 2021

Ref. No 019_PIAADMIN2021

**RESOLUTION RECOMMENDING THE AWARD OF THE CONTRACT via
NEGOTIATED PROCUREMENT – TWO FAILED BIDDINGS TO
SMART COMMUNICATIONS INC FOR THE PROCUREMENT OF ONE (1) LOT
MOBILE SUBSCRIPTION PLAN FOR PIA CENTRAL OFFICE, NCR AND
MIMAROPA PERSONNEL**

WHEREAS, the Philippine Information Agency – Administrative Division (ADMIN) submitted its Purchase Request for the **PROCUREMENT OF ONE (1) LOT MOBILE SUBSCRIPTION PLAN FOR PIA CENTRAL OFFICE, NCR AND MIMAROPA PERSONNEL** with an Approved Budget for the Contract (ABC) of **THREE MILLION TWO HUNDRED SIXTEEN THOUSAND PESOS** only (**Php 3,216,000.00**) inclusive of tax;

WHEREAS, the first bidding for the said procurement conducted on 28 December 2020 via Google Meet, resulted into a failed bid since no bids were received during the Submission and Opening of Bids;

WHEREAS, the PIA-BAC issued BAC Resolution No Series 2020- 061 Declaring Failure of Bid for the Early Procurement of One (1) Lot Mobile Subscription Plan for PIA Central Office, NCR and MIMAROPA Personnel and recommending for re-bid was approved by the Head of Procuring Entity (HOPE), appearing herein as ANNEX A ;

WHEREAS, the second bidding for the said procurement conducted on 25 January 2021 via Google Meet, resulted into another failed bid since no bids were received during the Submission and Opening of Bids;

WHEREAS, the PIA-BAC issued BAC Resolution No Series 2021- 004 Declaring the Second Failure of Bid for the Early Procurement of One (1) Lot Mobile Subscription Plan for PIA Central Office, NCR and MIMAROPA Personnel and recommending for Negotiated Procurement and was approved by the Head of Procuring Entity (HOPE), appearing herein as ANNEX B;

WHEREAS, under Section 53 of the 2016 Revised IRR of R.A. No. 9184, the “Negotiated Procurement” method may be adopted under the following grounds:

Sec 53 Negotiated Procurement

Negotiated Procurement is a method of procurement of goods, infrastructure projects and consulting services, whereby the procuring entity directly negotiates a contract with a technically, legally and financial capable supplier, contractor or consultant in any of the following cases:

53.1 Two Failed Biddings Where there has been failure of competitive bidding or Limited Source Bidding for the second time as provided in Section 35 of the IRR of RA 9184

WHEREAS, the Negotiated Procurement due to Two Failed Biddings was conducted on 19 May 2021 via Google Meet, resulted into a failed bid since no bids was received during the Submission of Request for Quotation;

WHEREAS, the PIA-BAC issued BAC Resolution No Series 2021- 008 Declaring Failure of the Negotiated Procurement - Two Failed Biddings (sec 53.1) of One (1) Lot Mobile Subscription Plan for PIA Central Office, NCR and MIMAROPA Personnel and Recommending the Reposting of Invitation for Negotiated Procurement – Two Failed Biddings and was approved by the Head of Procuring Entity (HOPE), appearing herein as ANNEX C;

WHEREAS, the Negotiated Procurement due to Two Failed Biddings was conducted on 24 June 2021 via Google Meet, resulted into a failed bid since the supplier was not able to comply with the stringent measures in submitting their quotation;

WHEREAS, the PIA-BAC issued BAC Resolution No Series 2021- 016 Declaring Failure of the 2nd Negotiated Procurement - Two Failed Biddings (sec 53.1) of One (1) Lot Mobile Subscription Plan for PIA Central Office, NCR and MIMAROPA Personnel and Recommending the Reposting of Invitation for Negotiated Procurement – Two Failed Biddings and was approved by the Head of Procuring Entity (HOPE), appearing herein as ANNEX D;

WHEREAS, the PIA-BAC and its Secretariat reposted the Invitation for Negotiated Procurement due to Two Failed Biddings in the Philippine Government Electronic Procurement System (PhilGEPS), PIA website and sent the same to various prospective suppliers on 07 July 2021;

WHEREAS , the Supplemental Bid was posted on 07 July 2021 for clarification the of schedule of Preliminary Conference /clarification /Issuance of Amendments from 09 July 2021 via Online Conferencing to 09 July 2021 via Online Conferencing at 1:30PM;

WHEREAS, during the scheduled Preliminary Conference/clarification/Issuance of Amendments on 09 July 2021 at 1:30 PM via Google Meet conducted by the BAC only Smart Communication Inc was present and actively participated in the discussion;

WHEREAS, on 13 July 2021 at 11:17 AM, the BAC Secretariat received a proposal from Smart Communication Inc ;

WHEREAS, during the opening of Request for Quotation on 13 July 2021 at 1:30 PM held via Google Meet attended by the BAC in quorum, its Secretariat , End- User Representative, TWG for Mobile Communication Subscription and bidders representative;

WHEREAS, for purposes of transparency and good governance, the BAC through its Secretariat invited observers from the Commission of Audit (COA) and two (2) other non-government organizations namely Philippine Rural Reconstruction Movement (PRRM) and Philippine Chamber of Commerce and Industry (PCCI) to witness the Preliminary Conference and Opening of Request for Quotation. However, no representatives attended the said activities;

WHEREAS, hereunder is the summary of the price quotations received:

PROSPECTIVE SUPPLIERS	QUOTATION (PHP)
1. SMART COMMUNICATIONS INC	Php 3,216,000.00
2. GLOBE TELECOM INC	NO RESPONSE

WHEREAS, the lone proposal of Smart Communications Inc was found to be substantially compliant. Likewise, the BAC and the TWG found the technical and financial proposal in conformity with the Agency's Terms of Reference (TOR) and declared as Single Calculated and Responsive Quotation;

WHEREAS, SMART COMMUNICATIONS INC is implementing a strict health protocol in its office, thus a Virtual Post Qualification Assessment was conducted by the designated Members of the Technical Working Group (TWG) on 21 July 2021;

WHEREAS, the TWG, after verification and validation, found the proposal offered by Smart Communications Inc to be compliant with the legal, technical and financial requirements set forth by the Agency. Appearing here as Annex E;


WHEREAS, the proposal of **SMART COMMUNICATIONS INC** conforms to the requirements of PIA and the law and its price quotation of **THREE MILLION TWO HUNDRED SIXTEEN THOUSAND PESOS ONLY (PHP 3,216,000.00)** inclusive of tax, is within the ABC, and the most economical and advantageous to the government, thereby rendering the same as Single Calculated Quotation;

WHEREAS, Section 12 of RA 9184 mandates that the BAC shall recommend the award of contract to the Head of the Procuring Entity or his/her duly authorized representative;

NOW, THEREFORE, for all and in consideration of the foregoing, WE, the Members of the **PIA BIDS AND AWARDS COMMITTEE**, by virtue of the powers vested on us by law, hereby **RECOMMENDS** to award via Negotiated Procurement – Two Failed Biddings (53.1) to **SMART COMMUNICATIONS INC** the **PROCUREMENT OF ONE (1) LOT MOBILE SUBSCRIPTION PLAN FOR PIA CENTRAL OFFICE, NCR AND MIMAROPA PERSONNEL** in the amount of **THREE MILLION TWO HUNDRED SIXTEEN THOUSAND HUNDRED PESOS ONLY (PHP 3,216,000.00)** inclusive of appropriate taxes and fees.

This resolution shall take effect immediately.

APPROVED this 27th day of July 2021 at Quezon City, Philippines.

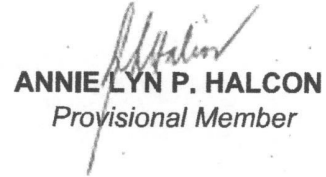

EMVER P. CORTEZ
Chairperson, BAC


GIRLIE G. BANGUNAN
Vice-Chairperson, BAC


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MA. BUENA FE D. DE GUZMAN
Member


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Member


ANNIE LYN P. HALCON
Provisional Member


MA. LIBERTY D. ARAGONES
End User Representative

APPROVED:


RAMON L. CUALOPING III
Director General