



BIDS AND AWARDS COMMITTEE

Head Office-Engineering Projects

Resolution No. 007-2025

Series of 2025

RESOLUTION DECLARING FAILURE OF BIDDING FOR THE DINGALAN PORT EXPANSION PROJECT, PORT OF DINGALAN, AURORA HO-INFRA-PPDD-24-0073

WHEREAS, the Philippine Ports Authority (PPA) posted an Invitation to Bid for the Dingalan Port Expansion Project, Port of Dingalan, Aurora, in the website of the PPA, PhilGEPS and in the Bulletin Board located at the PPA Corporate Building, South Harbor, Port Area, Manila, on 19 December 2024, continuously for seven (7) calendar days;

WHEREAS, the Approved Budget for the Contract to be Bid as posted/advertised is **₱ 204,118,684.78**;

WHEREAS, in response to the said advertisement, four (4) bidders secured the Bid Documents in the amount of ₱ 50,000.00, namely:

1. Bemkar Construction and Supply
2. Luzviminda Engineering
3. Sunwest, Inc.
4. Cavacon Corporation

WHEREAS, only Bemkar Construction and Supply dropped its Technical and Financial Proposals, before the prescribed deadline for submission of bid documents. Cavacon Corporation submitted a letter of withdrawal, dated 24 January 2025, from participating in the bidding or before the prescribed deadline for submission. Luzviminda Engineering and Sunwest, Inc. submitted their bid documents at 8:14 a.m. and 8:24 a.m., respectively, or after the prescribed deadline for submission thereof, hence the documents were stamped "LATE" and not accepted by the BAC Secretariat, pursuant to the 2016 Revised IRR of R.A. 9184 on late submission of bids;

WHEREAS, during the opening of bids on 24 January 2025 at 9:00 a.m., the lone bidder, Bemkar Construction and Supply was declared "passing" with the requirements of the First Envelope;

WHEREAS, the Financial Proposal of Bemkar Construction and Supply was opened and declared "passing" with the requirements of the Second Envelope, hence its financial bid was read by the Chairperson, as follows:

NAME OF BIDDER	BID AMOUNT (As Read)
Bemkar Construction and Supply	₱ 204,012,433.30

WHEREAS, Bid Evaluation was conducted on 27 January 2025 to determine if there were arithmetical or computational errors on the submitted bids, and the Bid Evaluation Report, as approved by the BAC on 28 January 2025, showed no discrepancies between the Total Bid Prices and Unit Bid Prices of Bemkar Construction and Supply;

WHEREAS, after a detailed evaluation of the Technical Proposal submitted by Bemkar Construction and Supply, it was found out that the pledged personnel for the project (Project Manager, Project Engineer, Materials Engineer II, Construction Safety and Health Officer and Foreman) and the pledged equipment for the project (Backhoe, Crawler Crane, Pile Hammer, Drop Hammer, Dump Truck, Payloader, Transit Mixer and Cargo Truck) have already been pledged to their ongoing project, which is the San Andres Port Improvement and Expansion Project, Port of San Anders, Catanduanes. Hence, Bemkar Construction and Supply was declared "failed";

WHEREAS, considering that the lone bidder was declared "failed", the BAC, after a motion duly made and properly seconded, declared the bidding for the Dingalan Port Expansion Project, Port of Dingalan, Aurora, a failure, pursuant to Section 35.1 (b) of the 2016 Revised IRR of R.A. 9184, which provides, to wit:

"35.1 The BAC shall declare the bidding a failure when:

xxx xxx xxx


b) All prospective bidders are declared ineligible;

xxx xxx xxx."

NOW, THEREFORE, for and in consideration of the foregoing premises, the BAC hereby RESOLVE as it is hereby RESOLVED to recommend the following:

1. To recommend to the Head of the Procuring Entity that the bidding for the Dingalan Port Expansion Project, Port of Dingalan, Aurora, be declared a "failure" pursuant to Section 35.1 (b) of the 2016 Revised IRR of R.A. 9184 considering that "all prospective bidders are declared ineligible."
2. To conduct a re-bidding with re-advertisement and/ or posting, as provided for in Section 21.2 of the 2016 Revised IRR of R.A. 9184.

APPROVED AND ADOPTED by the BAC on 30 January 2025.


DANAH S. JARAMILLO
Regular Member


JOSEPHINE M. NAPIERE
Regular Member

DIANE STEFFI T. GUILLAMON
Regular Member


CARLITO M. CASTILLO
Provisional Member


REYNAND C. PARAFINA
Provisional Member


ANGELINA A. LLOSE
Vice-Chairperson


MARK JON S. PALOMAR
Chairperson, BAC



31 January 2025

MEMORANDUM

F O R : The General Manager

F R O M : The Chairperson, HO-BAC-EP

SUBJECT : **BAC Resolution Declaring Failure of Bidding for the Dingalan Port Expansion Project, Port of Dingalan, Aurora**
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This has reference to the Opening of Bids for the Dingalan Port Expansion Project, Port Dingalan, Aurora, held on 24 January 2025, which was declared by the BAC as "failure of bidding," pursuant to Section 35.1 of the 2016 Revised IRR of R.A. 9184, which states that: "The BAC shall declare the bidding a failure when: "xxx xxx b) All prospective bidders are declared ineligible; xxx xxx."

In view thereof, we are submitting herewith BAC-PGCS Resolution No. 007-2025 Series of 2025, recommending that the bidding for the above project be declared a "failure" pursuant to Section 35.1 of the 2016 Revised IRR of R.A. 9184 and to conduct a re-bidding with re-advertisement and/or posting, as provided for in Section 21.2 of the 2016 Revised IRR of R.A. 9184.


MARK JON S. PALOMAR

APPROVED/DISAPPROVED:


JAY DANIEL R. SANTIAGO
General Manager