



**BIDS AND AWARDS COMMITTEE FOR THE PROCUREMENT OF GOODS AND
CONSULTANCY SERVICES AND FOR ENGINEERING PROJECTS
(PMO-PALAWAN-BAC)**

Resolution No. 07
Series of 2022

**RESOLUTION DECLARING FAILURE OF BIDDING FOR THE PROJECT VARIOUS
MAINTENANCE OF PORT PHYSICAL FACILITIES, PORT OF PUERTO PRINCESA,
PALAWAN (MPF-PLW-02-2022)**

WHEREAS, the Philippine Ports Authority, PMO-Palawan posted an Invitation to Bid for the project MPF-PLW-02-2022 Various Maintenance of Port Physical Facilities , Port of Puerto Princesa, Palawan, in the website of the PPA, PhilGEPS and in the Bulletin Board of PMO-Palawan on 2 June 2022, continuously for seven (7) calendar days.

WHEREAS, the Approved Budget for the Contract to be Bid as posted/advertised is **₱ 1,115,449.52**.

WHEREAS, in response to said advertisement, only one (1) prospective bidder/contractor secured and purchased bid documents namely E.C TIMBANCAYA ENTERPRISES;

WHEREAS, E.C. Timbancaya Enterprises submitted their bid documents on June 21, 2022 at 8:38 AM;

WHEREAS, at 10:00 A.M. on June 21, 2022 the Technical Bids of E.C. TIMBANCAYA was opened and passed the preliminary examination. After which, the Financial Bid was opened and also passed the preliminary examination, and the result of the Financial Bid is tabulated as follows:

| <i>Name of Bidders</i> | <i>Bid Amount As Read During Opening of Bids</i> | <i>ABC</i> | <i>% Variance from ABC</i> |
|--------------------------------|--|------------------|--------------------------------|
| E.C. Timbancaya Enterprises | Php 1,110,984.17 | Php 1,115,449.52 | 0.40% Lower than ABC |

WHEREAS, the detailed evaluation of bid, conducted at 2:00 P.M. on June 24, 2022 resulted in the following:

| <i>Rank</i> | <i>Bidder Identification/Name</i> | <i>Bid as Calculated</i> |
|-------------|-----------------------------------|--------------------------|
| 1 | E.C. Timbancaya Enterprises | Php 1,111,204.75 |

WHEREAS, the Bids and Awards Committee (BAC) declared the Bid of E.C. Timbancaya Enterprises as the Single Calculated Bid;

WHEREAS, upon post qualification or careful examination, verification, validation, and ascertainment of all statements and representations made, including all documents submitted, the Technical Working Group (TWG) found that the bidder failed to comply with, and be responsive to, the requirements and conditions specified in the Bidding Documents, based on the following grounds:

| Requirements/Condition | Findings |
|--|--|
| <p>Key Personnel to be Assigned to the Contract to be Bid</p> <p>Ref.:</p> <ol style="list-style-type: none"> Section 25.2 b, viii, (2), of 2016 Revised IRR of RA 9184 Instruction to Bidders Item 10.4 | <p>The personnel pledged to the project as Materials Engineer has no DPWH Accreditation and instead has attached DPWH Department Order No 79, Series of 2018 which states that " Non-Accredited Material Engineers may be assigned to three (3) DPWH projects costing not more than P5 million each project or an aggregate cost of P15 million.</p> <p>However, the DO No. 79 Series of 2018 has already been amended by DPWH DO No. 111, Series of 2018 which states that "Non-Accredited Materials Engineers are hereby prohibited to be assigned to DPWH Projects in light of the implementation of the Provisional Accreditation of Materials Engineers and Materials Inspectors".</p> |

WHEREAS, the BAC, after a motion duly made and properly seconded, declared the bidding for the project MPF-PLW-02-2022 Various Maintenance of Port Physical Facilities, Port of Puerto Princesa, Palawan, a failure;

WHEREAS, on July 11, 2022, E.C. Timbancaya Enterprises filed a Request for Reconsideration and was immediately forwarded to the BAC Chairman. The BAC has convened on July 13, 2022 to deliberate the merit of the request and thereafter decided to **DENY** the E.C. Timbancaya Enterprises Request for Reconsideration;

NOW THEREFORE, for and in consideration of the foregoing premises, the PMO-Palawan Bids and Awards Committee hereby RESOLVE as it is hereby RESOLVED to recommend the following:

- To recommend to the Head of the Procuring Entity that the bidding for the project MPF-PLW-02-2022 Various Maintenance of Port Physical Facilities, Port of Puerto Princesa, Palawan, be declared a "failure" pursuant to Section 35.1 (a) of the 2016 Revised IRR of R.A. 9184.

2. To conduct a re-bidding with re-advertisement and/or re-posting, as provided for in Section 21.2 of the 2016 Revised IRR of R.A. 9184.

APPROVED AND ADOPTED by the PMO Palawan-BAC on 13 July 2022.



JEMUEL B. APELLIDO
BAC Chairperson




ERWIN S. GATPANDAN
Vice Chairperson

*Digitally signed
7/13/2022*



FRASY M. DE GUZMAN
Member



ALLAN S. MANUEL
Member



MARITES C. COHEN
Member

APPROVED:



ELIZALDE M. ULSON
Port Manager