



Bids and Awards Committee
For Procurement of Goods, Infrastructure and Consultancy Services
Philippine Ports Authority, PMO MOZ

BAC Resolution Declaring Failure of Bidding for the:

Upkeeping/Cleanliness/Maintenance of Port Facilities for the Period of Twelve (12) Months, Port of Ozamiz, Ozamiz City

BAC - RESOLUTION NO. 06-2023 esd

WHEREAS, the Philippine Ports Authority, PMO-MOZ, posted an Invitation to Bid for the Upkeeping/Cleanliness/Maintenance of Port Facilities for the Period of Twelve (12) Months, Port of Ozamiz, Ozamiz City in the PPA (PPA) website, PhilGEPS and at a conspicuous place within the PPA PMO-MOZ Admin. Bldg. premises, Ozamiz City continuously from the date of posting on July 10, 2023 until July 21, 2023;

WHEREAS, the Approved Budget for the Contract to be bid as posted is ONE MILLION EIGHT HUNDRED TWENTY FOUR THOUSAND ONE HUNDRED SIXTEEN PESOS & 91/100 (Php 1,824,116.91);

WHEREAS, on 20 July 2023 One (1) Bidder, DBP Service Corporation, purchased bid documents in the amount of Five Thousand Pesos Only (P5,000.00);

WHEREAS, during the scheduled submission and opening of bids on 31 July 2023, the BAC received a letter of regret from DBP Service Corporation stating their reason for not submitting their bid;

WHEREAS, Section 35, Rule X of the 2016 RIRR provides for the authority of the BAC to declare a failure of bidding when;

Section 35. Failure of Bidding

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

- a) **No bids are received;**
- b) All prospective bidders are declared ineligible;
- c) 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; or
- d) The bidder with the LCRB, HRRB, SCRB or SRRB refuses, without justifiable cause, to accept the award of contract, and no award is made in accordance with Section 40 of the Act and this IRR.(emphasis supplied)

WHEREAS, Sections 35.2 and 35.3 of the 2016 Revised Implementing Rules and Regulations (RIRR) of Republic Act 9184, provides the condition on the declaration of failure of bidding which states that:

35.2. 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.

35.3. Based on its findings, the BAC shall revise the terms, conditions, and specifications, and if necessary, adjust the ABC, subject to the required approvals, and conduct a re-bidding with re-advertisement and/or posting, as provided for in Section 21.2 of this IRR.

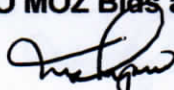
NOW, THEREFORE, for and in consideration of the foregoing premises, We the members of the Bids and Awards Committee (BAC- PMO MOZ), hereby RESOLVE as it is hereby RESOLVED to:

1. declare failure of bidding for the procurement of Upkeeping/Cleanliness/Maintenance of Port Facilities for the Period of Twelve (12) Months, Port of Ozamiz, Ozamiz City;
2. recommend a mandatory review pursuant to Section 35.2 of the RIRR of R.A. 9184; and
3. recommend to revise the terms, conditions, and specifications, and if necessary, adjust the ABC, subject to the required approvals, and conduct a re-bidding pursuant to Section 35.3 of the RIRR of R.A. 9184.

Recommending Approval:

Date: 03 August 2023

The PPA, PMO MOZ Bids and Awards Committee



MA. ESTELA SOTERA C. CARPIO
BAC Chairperson

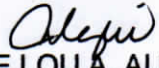


JASON F. BASTILLADA
Vice Chairperson

JOEFELEODELOU L. BICOY
Member

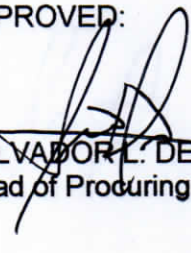


JERSON C. AZCONA
Member



MENDIE LOU A. AUJERO
Member

APPROVED:



SALVADOR L. DELINA
Head of Procuring Entity