

BIDS AND AWARDS COMMITTEEResolution No. 0190-12-2022

December 02 , 2022

BAC RESOLUTION DECLARING FAILURE OF BIDDING FOR THE three (3) lots Early Procurement Activities of DSWD RRCY Procurement of Wet & Meat Goods, Fruits & Vegetables & Frozen Goods & recommended for 2nd posting

WHEREAS, the Department of Social Welfare and Development - Field Office IX's Bids and Awards Committee (BAC) posted the following EPA Procurement on November 08, 2022 listed below;

EPAITB-2023-01-013 Procurement of CY 2023 Food Stuff (Frozen Goods) for the Consumption of the DSWD FO IX RRCY Clients (Early Procurement Activities) ABC:1,411,500.00
EPAITB-2023-01-014 Procurement of CY 2023 Fruits & Vegetables for the Consumption of the DSWD FO IX RRCY Clients (Early Procurement Activities) ABC: 425,410.00
EPAITB-2023-01-0015 Procurement of CY 2023 Food Stuff (All Frozen Goods) for the Consumption of the DSWD FO IX RRCY Clients (Early Procurement Activities) ABC: 416,400.00

WHEREAS, after posting to Philgeps, the same is also posted in the DSWD Transparency Website, DSWD FO IX Facebook page, and other in conspicuous place the next day after for more opportunity to prospective bidders accessing the information;

WHEREAS, on **November 17, 2022** the scheduled Pre-Bid Conference was conducted at the Conference Room of DSWD Field Office IX and streamed using the Google Meet platform (meet.google.com/nxk-pww-wwv), wherein the BAC Members, TWGs and End User presented the Eligibility requirements and discussed the technical specifications/s of each listed item in above procurement;

WHEREAS, on **December 2, 2022** during the actual Bid Opening, no interested bidders submitted their bid proposals for the three (3) bidding documents mentioned above, as per ruling this is called failure of bidding and requires the mandatory review of item specifications and pricing;

WHEREAS, on the same day, the BAC called for a short meeting with end user for the mandatory review, and after discussion and consultation with BAC & TWG, the end user requested for price adjustment because, the ABC is lower than what is in the market value of items in the bidding documents;

WHEREAS, the BAC authorized the cancellation of the 3 mentioned EPAITBs receiving no proposals during the bid opening putting weight on the justification and request of the end user of their EPA procurements;

WHEREAS, pursuant to 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

WHEREAS, Section 35.6 of the IRR of RA 9184 provides *“Without prejudice to Sec. 35.1 hereof, the **BAC is authorized**, upon consultation with the end-user unit, to **cancel** or terminate the conduct of procurement activities, for any justifiable reason, such as **but not limited to**:*

- a) the physical and economic conditions have significantly changed so as to render the project no longer economically, financially, or technically feasible, as determined by the end-user unit;*
- b) the project is no longer necessary as determined by the end-user unit;*
- c) the source of funds for the project has been withheld or reduced through no fault of the PE; or*
- d) brought about by the declaration of a State of Calamity, or implementation of community quarantine or similar restrictions.”*

NOW, THEREFORE, We, the members of the Bids and Awards Committee hereby resolve as it is hereby **RESOLVED**:

- A. To declare the **Failure of bidding for Procurement Project** of the following Early Procurement Activities:

EPAITB-2023-01-013 Procurement of CY 2023 Food Stuff (Frozen Goods) for the Consumption of the DSWD FO IX RRCY Clients (Early Procurement Activities) ABC:1,411,500.00
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EPAITB-2023-01-014 Procurement of CY 2023 Fruits & Vegetables for the Consumption of the DSWD FO IX RRCY Clients (Early Procurement Activities) ABC: 425,410.00

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- B. To comply the necessary posting requirements for the **Cancellation of Posting** at PhilGEPS and DSWD Website;

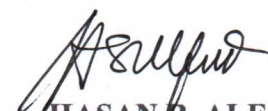
- C. For end user to make the necessary adjustments in the terms & conditions & cost of items while putting consideration on inflations and other variables affecting its cost;
- D. To recommend for a **2nd Posting** at PhilGEPS, DSWD Website, Conspicuous Place and in Facebook Page of DSWD FO-IX reflecting the new ABC; and
- E. To inform prospective bidders, observers, and other interested parties regarding the cancellation.

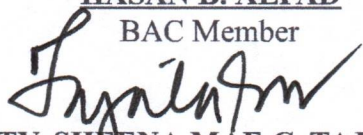
Issued on the **2nd day of December 2022** at DSWD Field Office IX, Gen. Vicente Alvarez Street, Zamboanga City, Philippines.

ROWENA MENDOZA
Combased - Head End User


FE L. DELA CRUZ
BAC Member


MA. SOCORRO S. MACASO
BAC Vice Chairperson


HASAN B. ALFAD
BAC Member


ATTY. SHEENA MAE C. TAJALA
BAC Member


MARIA CORAZON G. SUMICAD
BAC Chairperson