



BIDS AND AWARDS COMMITTEE
RESOLUTION NO. 2021-006
June 29, 2021

RESOLUTION DECLARING THE POST-DISQUALIFICATION OF UNICENTER COMMUNICATIONS, THE SINGLE CALCULATED BIDDER, ON THE PROCUREMENT OF INFORMATION AND COMMUNICATION TECHNOLOGY EQUIPMENT (RE-BIDDING), DECLARING FAILURE OF BIDDING FOR LOT 1, AND RECOMMENDING APPROVAL OF NEGOTIATED PROCUREMENT UNDER TWO FAILED BIDDINGS

WHEREAS, the Bids and Awards Committee, after due posting, conducted the Opening of Bids for the project Procurement of Information and Communication Technology Equipment (Re-Bidding) on 01 June 2021 at 9:30 in the morning at the Ground Floor (Left Wing), Commission on Audit Regional Office XII, Barangay Paraiso, Koronadal City, South Cotabato;

WHEREAS, the above-mentioned Project consists of two (2) Lots with Approved Budget for the Contract (ABC) as follows: Lot 1 – Two Million Two Hundred Eight Two Thousand Nine Hundred Ninety Two Pesos (P2,282,992.00); and Lot 2 – Six Hundred Sixty Two Thousand Eight Pesos (P662,008.00);

WHEREAS, upon preliminary examination of Bids pursuant to Section 30.1 of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (RA) No. 9184, otherwise known as the Government Procurement Reform Act, the BAC has found and established that the Bid submitted by Unicenter Communications, the Lone Bidder, is compliant with the eligibility and technical requirements prescribed by the Procuring Entity;

WHEREAS, upon opening of the second envelope containing the financial proposal of Unicenter Communications, it was determined that the bids were as follows:

Lot No.	Bid Amount	ABC
1	P2,276,910.00	P2,282,992.00
2	P665,450.00	P662,008.00

WHEREAS, the second bidding for Lot 2 resulted to another failure since the bid of Unicenter Communications for Lot 2 was disqualified outright during bid opening since their bid is higher than the ABC, thus, Negotiated Procurement under Two Failed Biddings was resorted pursuant to Section 53.1 of RA No. 9184 and its 2016 IRR;

WHEREAS, pursuant to Section 32.2 of the 2016 Revised IRR, the BAC conducted detailed evaluation of the financial component of the bid submitted by Unicenter Communications for Lot 1 to determine its completeness and computational correctness;

WHEREAS, after thorough evaluation, it was determined that the bid of Unicenter Communications was rated as the Single Calculated Bid for Lot 1 in the amount of Two Million Two Hundred Seventy-Six Thousand Nine Hundred Ten Pesos (P2,276,910.00) and post-qualification was conducted thereafter;

WHEREAS, upon post-qualification undertaken on Unicenter Communications, the bidder with the Single Lowest Calculated Bid, pursuant to Section 34 of the 2016 Revised IRR, the BAC, through the duly designated Technical Working Group (TWG), has found discrepancy in the Technical Specifications as listed in their bid as against the product sample presented during inspection, to wit:

Item 1 - Branded Desktop Computer

- Upon verification from the internet, the specifications in the bidder's offer (ACER ASPIRE TC with Model No. TC-866-UR11) did not match the specifications of the said model in Acer's website. The two computer hardware that differed were the Processor and the GPU; and
- Upon actual inspection of the product sample, it was observed that the unit offered was not the item indicated by the bidder in its bidding documents, the ACER ASPIRE TC with Model No. TC-866-UR11. Rather, the sample presented was an assembled desktop computer from various brands.

WHEREAS, Section 34.3 of the 2016 Revised IRR provides that the post-qualification shall verify, validate, and ascertain all statements made and documents submitted by the bidder with the Lowest Calculated Bid/Highest Rated Bid, using non-discretionary criteria, as stated in the Bidding Documents. These criteria shall consider, but shall not be limited to, the following:

a. xxx

- b. Technical Requirements. To determine compliance of the goods, infrastructure projects, or consulting services offered with the requirements specified in the Bidding Documents, including, where applicable:

xxx

iii.) Verification and/or inspection and testing of the goods/product, after sales and/or maintenance capabilities, in applicable cases. (emphasis supplied)

xxx;

WHEREAS, the BAC, cannot ascertain compliance of the Branded Desktop Computer offered by Unicenter Communications with the technical requirements specified in the Bidding Documents as it cannot accurately verify, inspect and test the goods offered due to the failure of the Bidder to present the actual units as specified in their Bid during post-qualification;

WHEREAS, upon careful and judicious deliberation, and in view of the non-compliance of Unicenter Communications with the Technical Specifications requirement prescribed by the Bidding Documents as discussed above, the Bids and Awards Committee, Commission on Audit Regional Office No. XII, unanimously decided to **POST-DISQUALIFY** Unicenter Communications for Lot 1 in the herein Procurement;

WHEREAS, due to the post-disqualification of Unicenter Communications whose bid is the Single Calculated Bid, Section 35.1 of the 2016 Revised IRR of RA 9184 mandates the BAC to declare the herein bidding a **FAILURE**;

NOW, THEREFORE, PREMISES CONSIDERED, We, the Members of the Bids and Awards Committee, RESOLVE, as it is hereby RESOLVED:

1. **TO DECLARE the POST-DISQUALIFICATION of Unicenter Communications** relative to their Bid for the project Procurement of Information and Communication Technology Equipment (Re-bidding) for Lot 1;

2. **To DECLARE a FAILURE OF BIDDING** for the Procurement of Information and Communication Technology Equipment (Re-bidding) for Lot 1; and
3. **To recommend to the Regional Director that Negotiated Procurement under Two Failed Biddings** be resorted for the herein Procurement.

RESOLVED FURTHER, that copies of this Resolution be posted in the PhilGEPS, at the COA Website, and at a conspicuous place at the Commission on Audit Regional Office XII, Barangay Paraiso, Koronadal City, South Cotabato.

RESOLVED FINALLY, at Commission on Audit Regional Office XII, Barangay Paraiso, Koronadal City, South Cotabato, Philippines this 29th day of June 2021.


Bids and Awards Committee:


On Leave


ALIA A. ARUMPAC-MASBUD

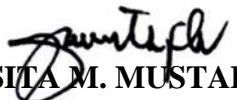
Director III

BAC Chairperson

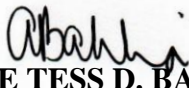

REYNALDO T. AGAN
State Auditor V
BAC Vice-Chairperson



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State Auditor V
BAC Member



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