

Republic of the Philippines
Power Sector Assets and Liabilities Management Corporation
24th Floor Vertis North Corporate Center I
Astra cor. Lux Drives, North Avenue, Quezon City
Telefax Number 7902-9000
<https://www.psalm.gov.ph>

BAC RESOLUTION NO. SBAC-2021-016

- 1. DECLARATION OF FAILURE OF BIDDING; AND**
- 2. CONDUCT OF RE-BIDDING**

FOR THE PROCUREMENT OF TESTING, INSTALLATION AND COMMISSIONING OF THREE (3) 167KVA DISTRIBUTION TRANSFORMERS INCLUDING REPAIR, RECONDITIONING, REFURBISHMENT, PULL-OUT AND MOUNTING AT BAGAC PROPERTY IN BAGAC, BATAAN (PROJECT REFERENCE NO. 2021-SVP-BP-TICT-008-01)

WHEREAS, the Power Sector Assets and Liabilities Management (PSALM) Corporation is a government-owned and -controlled corporation duly established under Republic Act (RA) No. 9136 to manage the privatization of assets of the National Power Corporation (NPC) transferred to PSALM with the objective of liquidating all NPC financial obligations in an optimal manner;

WHEREAS, RA 9184, otherwise known as the Government Procurement Reform Act, was enacted to modernize, standardize and regulate procurement activities governed by the principles on transparency, competitiveness, system of accountability, public monitoring and streamlined process;

WHEREAS RA 9184 likewise provides that all procurement should be within the approved budget and contained in the approved Annual Procurement Plan (APP);

WHEREAS, on 18 December 2020, the PSALM Board of Directors approved the APP for CY 2021 which include the project for Transformer Testing amounting to Seven Hundred Thousand Pesos (PHP700,000.00);

WHEREAS, the Bids and Awards Committee, through BAC Resolution No. SBAC-2021-011, delegated the conduct of procurement of the project for Transformer Testing to the Administration and General Services Division (AGSD) as the End-user;

WHEREAS, on 15 April 2021, the Request for Proposal (RFP) for the Procurement of Testing, Installation and Commissioning of Three (3) 167kVA Distribution Transformers including Repair, Reconditioning, Refurbishment, Pull-Out and Mounting at Bagac Property in Bagac, Bataan (Project Reference No. 2021-SVP-BP-TICT-008-01) (the "Project") with an Approved Budget for the Contract (ABC) of Five Hundred Sixty-Seven Thousand Eight Hundred Fifty-Six Pesos (PHP567,856.00) was posted at the websites of the Philippine Government Electronic Procurement System (<https://www.philgeps.gov.ph>) and PSALM (<https://www.psal.gov.ph>) and at the PSALM office for three (3) consecutive days;

WHEREAS, on 21 April 2021, one (1) interested bidder, North Flash Power and Builds Inc., purchased the RFP;

WHEREAS, on 22 April 2021, North Flash Power and Builds Inc. submitted its bid prior to the deadline for the submission at 10:00 AM;

WHEREAS, on 23 April 2021, as presented by the TWG/End-user to the BAC, North Flash Power and Builds Inc. failed to submit its Latest Quarter of Value Added Tax (VAT) Return - BIR Form No. 2550Q, as contained in the Bid Evaluation Report dated 23 April 2021;

WHEREAS, on 23 April 2021, TWG/End-user served the Notice of Disqualification to North Flash Power and Builds Inc. and informed the said bidder that it has three (3) days to file its Request for Reconsideration from receipt of the notice;

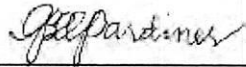
WHEREAS, on 26 April 2021, TWG/End-user received a response from Engr. Ericson V. Pasion, representative of North Flash Power and Builds Inc., that they will not file a motion for reconsideration;

WHEREAS, Section 35.1(c) of the 2016 Revised Implementing Rules and Regulations (IRR) of RA 9184 provides that the BAC shall declare a failure of bidding if all bids fail to comply with all the bid requirements xxx;

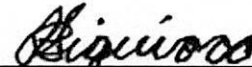
NOW, THEREFORE, for and in consideration of the foregoing, **We**, the Members of the Bids and Awards Committee, **RESOLVE**, as it is hereby **RESOLVED**, to recommend for approval by the Head of the Procuring Entity the following:

1. Declare a **FAILURE OF BIDDING** for the Procurement of Testing, Installation and Commissioning of Three (3) 167kVA Distribution Transformers including Repair, Reconditioning, Refurbishment, Pull-Out and Mounting at Bagac Property in Bagac, Bataan; and
2. Conduct a re-bidding for the Project in accordance with the provisions of RA 9184 and its 2016 Revised IRR.

RESOLVED, at the 24th Floor, Vertis North, Corporate Center 1, Astra corner Lux Drives, North Avenue, 1105 Quezon City this 28th day of April 2021.



GRACE C. PARDINES
Member



RONALD V. SIQUIOCO
Member



EDGAR C. CABRERA
Member

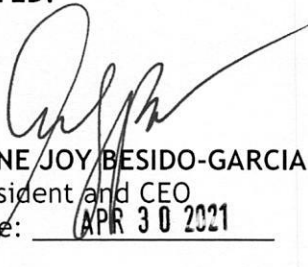


GLENDA LEAH A. CARINGAL
Vice-Chairperson



MARIA ILYN G. ALBITO
Chairperson
Bids and Awards Committee

NOTED:



IRENE JOY BESIDO-GARCIA
President and CEO
Date: APR 30 2021