



Republic of the Philippines
Power Sector Assets and Liabilities Management Corporation
24th Floor Vertis North Corporate Center 1, Astra corner Lux Drives
Vertis North, North Avenue, Quezon City
Telephone Number (02) 8248-4861
<https://www.psalm.gov.ph>

BAC RESOLUTION NO. SBAC-2021-021

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

**FOR THE PROCUREMENT OF COMPREHENSIVE MAINTENANCE SERVICE
AGREEMENT FOR ALCATEL INTERNET PROTOCOL (IP)
PRIVATE AUTOMATIC BRANCH EXCHANGE (PABX)
(Project Reference No. 2021-SVP-IPPABX-011-01**

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 includes the Procurement of Comprehensive Maintenance Service Agreement for Alcatel Internet Protocol (IP) Private Automatic Branch Exchange (PABX) (the "Project") with an estimated budget of Seven Hundred Thousand Pesos (PHP700,000.00);

WHEREAS, on 23 April 2021, the pre-procurement conference was conducted wherein the Bids and Awards Committee (BAC) approved the Request for Proposal, the Approved Budget for the Contract (ABC) in the amount of Seven Hundred Thousand Pesos (PHP700,000.00) and the timeline for the Project;

WHEREAS, on 26 April 2021, the Request for Proposal (RFP) for the Project was sent out to at least three suppliers of known qualifications and at the same time, posted at the websites of the Philippine Government Electronic Procurement System (<https://www.philgeps.gov.ph>) and PSALM (<https://www.psalm.gov.ph>) and at the PSALM office for three (3) consecutive days;

WHEREAS, on 03 May 2021, only one (1) interested bidder, namely, Teledatcom Phils., Inc., submitted its bid before the deadline for submission at 9:30 AM;

WHEREAS, during the opening of the technical documents, the ISTD end-user was unable to open their submitted file of Teledatcom Phils., Inc. using the provided password for three (3) consecutive tries. As stipulated in Annex G "*General Policies and Procedures on Electronic/Online Submission and Receipt of Bids*" of the RFP, "*.....the Bidder should be given only three tries until the BAC could declare it to be disqualified*";

WHEREAS, on 06 May 2021, the ISTD end-user served the Notice of Disqualification to Teledatcom Phils., Inc. and informed the said bidder that it has three (3) days to file its Request for Reconsideration from receipt of the notice, which was acknowledged by Teledatcom Phils., on 07 May 2021;

WHEREAS, PSALM did not receive a Request for Reconsideration from Teledatcom Phils., Inc., within the 3 days prescribed period;

WHEREAS, Section 35.1 (b) of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (RA) 9184 provides that there shall be failure of bidding if the prospective bidder was declared ineligible;


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 Comprehensive Maintenance Service Agreement for Alcatel Internet Protocol (IP) Private Automatic Branch Exchange (PABX); 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 25th day of May 2021.



FREDERICK R. TAMAYO
Member



RONALD V. SIQUIOCO
Member



EDGAR C. CABRERA
Member



GLENDA LEAH A. CARINGAL
Vice-Chairperson



GLENN B. SANTOS
Chairperson
Bids and Awards Committee

NOTED:



IRENE JOY BESIDO-GARCIA
President and CEO

Date: MAY 25 2021