



POWER SECTOR  
ASSETS & LIABILITIES  
MANAGEMENT CORPORATION



Republic of the Philippines  
Power Sector Assets and Liabilities Management Corporation  
24<sup>th</sup> Floor Vertis North Corporate Center 1, Astra corner Lux Drives  
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<https://www.psalm.gov.ph>

**BAC RESOLUTION NO. SBAC-2021-026**

- 1. DECLARATION OF SECOND FAILURE OF BIDDING; AND**
- 2. RECOMMENDATION FOR 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-011-02)**

**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 25 May 2021, the Bids and Awards Committee (BAC), through BAC Resolution No. SBAC-2021-021, declared a failure of bidding for the Project with Project Reference No. 2021-SVP-IPPABX-011-01 pursuant to Section 35.1(b) of the 2016 Revised Implementing Rules and Regulations (IRR) of RA 9184 and to conduct a re-bidding in accordance with RA 9184 and its IRR;

**WHEREAS**, on 28 May 2021, the Request for Proposal (RFP) for the Project with Project Reference No. 2021-SVP-IPPABX-011-02 with an Approved Budget for the Contract (ABC) of Seven Hundred Thousand Pesos (PHP700,000.00) was posted at the websites of the Philippine Government Electronic Procurement System

(<https://www.philgeps.gov.ph>) and PSALM (<https://www.psalms.gov.ph>) and at the PSALM office for three (3) consecutive days;

WHEREAS, on 01 June 2021, the online/electronic submission and opening of proposals was conducted and two (2) bidders, namely: Teledatcom Phils., Inc. and Trends & Technologies, Inc., submitted their proposals before the submission deadline at 10:00 AM;

WHEREAS, in the preliminary examination of the proposal, Trends & Technologies, Inc. was rated "passed". However, Teledatcom Phils., Inc.'s submission was rated "failed" due to non-submission of the Latest Business Tax Returns for the month of April 2021;

WHEREAS, the financial bids of Trends & Technologies, Inc. was likewise found to be compliant and within the ABC, as follows:

Bidder Identification/Name	Bid as Read Amount (PHP)
	ABC = PHP700,000.00
Trends & Technologies, Inc.	638,880.00

WHEREAS, the Information Services Technology Division (ISTD) as End-User declared Trends & Technologies, Inc. as the single bid as read, subject to the detailed bid evaluation and post-qualification;

WHEREAS, the ISTD conducted a detailed evaluation of the submitted Detailed Bid Price Schedule by Trends & Technologies, Inc., and found out one (1) error: for item II, "Other Requirements", no amount (blank) was indicated in the Unit Price (without RVAT);

WHEREAS, Section 32.2.1 (a) of the Revised Implementing Rules and Regulations (IRR) of RA 9184 provides that *"(u)less the procuring entity allows partial bids, bids not addressing or providing all of the required items in the Bidding Documents including, where applicable, bill of quantities, shall be considered non-responsive and, thus, automatically disqualified. In this regard, where a required item is provided, but no price is indicated, the same shall be considered as non-responsive, but specifying a "0" (zero) for the said item would mean that it is being offered for free to the Government, except those required by law or regulations to be provided" xxx;*

WHEREAS, Trends & Technologies, Inc. did not indicate an amount (blank) in its bid price for Item II. Thus, the ISTD found its submission non-compliant because it failed to bid for all items as provided in the RFP;

WHEREAS, on 04 June 2021, the ISTD issued a Notice of Disqualification to Trends & Technologies, Inc. through electronic mail, which was acknowledged on the same day by Mr. Nics Domingo, who informed the ISTD that it will no longer 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 the bidding a failure when all bids fail to comply with all the bid requirements;

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 **SECOND 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 24<sup>th</sup> Floor, Vertis North, Corporate Center 1, Astra corner Lux Drives, North Avenue, 1105 Quezon City this 7<sup>th</sup> day of June 2021.

  
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**FREDERICK R. TAMAYO**  
Member

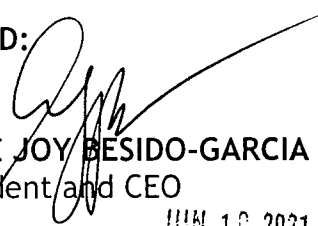
  
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**RONALD V. SIQUIOCO**  
Member

  
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**EDGAR C. CABRERA**  
Member

  
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**GLEND LEAH A. CARINGAL**  
Vice Chairperson

  
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**GLENN B. SANTOS**  
Chairperson  
Bids and Awards Committee

NOTED:

  
**IRENE JOY BESIDO-GARCIA**  
President and CEO  
Date:         JUN 10 2021