

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  
Vertis North, North Avenue, Quezon City  
Telephone Number (02) 8248-4861  
<https://www.psalms.gov.ph>

**BAC RESOLUTION NO. SBAC-2021-028**

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

**FOR THE PROCUREMENT OF ONE YEAR SUBSCRIPTION OF NEWSPAPERS  
(Project Reference No. 2021-SVP-NP-030-01)**

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 One Year Subscription of Newspapers (the "Project") with an estimated budget of Three Hundred Thousand Pesos (PHP300,000.00);

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

WHEREAS, on 03 June 2021, the pre-procurement conference was conducted wherein the BAC approved the Request for Proposal (RFP), the Approved Budget for the Contract (ABC) in the amount of Two Hundred Fifty Thousand Pesos (PHP250,000.00) and the timeline for the Project;

WHEREAS, on 04 June 2021, the Request for Proposal (RFP) for the Project was sent out to at least four (4) 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.psalms.gov.ph>) and at the PSALM office for three (3) consecutive days;

WHEREAS, on 08 June 2021, the online/electronic submission and opening of proposals was conducted and one (1) bidder, JJJ Newspaper & Magazines, submitted its proposals before the submission deadline at 10:00 AM;

WHEREAS, in the preliminary examination of the proposal, JJJ Newspaper & Magazines was found compliant, and was rated "passed";

WHEREAS, the price quotation of JJJ Newspaper & Magazines was found within the ABC, however, JJJ Newspaper & Magazines failed to submit the signed portion of the Detailed Bid Price Schedule form as required in the RFP, and was declared non-compliant;

WHEREAS, the AGSD informed JJJ Newspaper & Magazines that it has three (3) days within which to file its Request for Reconsideration. However, JJJ Newspaper & Magazines immediately informed the AGSD that it will no longer file a request 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 **FAILURE OF BIDDING** for the Procurement of One Year Subscription of Newspapers; 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 9<sup>th</sup> day of June 2021.

  
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FREDERICK R. TAMAYO  
Member

  
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RONALD V. SIQUIOCO  
Member

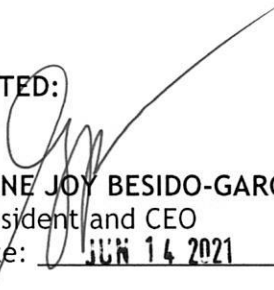
On Official Business

\_\_\_\_\_  
EDGAR C. CABRERA  
Member

  
\_\_\_\_\_  
GLENDA 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 14 2021