



Republic of the Philippines  
Power Sector Assets and Liabilities Management Corporation  
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Telephone Number (02) 8248-4861  
<https://www.psalm.gov.ph>

**BAC RESOLUTION NO. SBAC-2021-086**

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

**FOR THE PROCUREMENT OF SUPPLY AND DELIVERY OF ELECTRICAL SUPPLIES  
AND MATERIALS FOR BAGAC PROPERTY IN BAGAC, BATAAN  
(PROJECT REFERENCE NO. 2021-SVP-BP-ESM-036-02)**

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 Supply and Delivery of Electrical Supplies and Materials for Bagac Property in Bagac, Bataan (the "Project") with an estimated budget of One Hundred Fifty Thousand Pesos (PHP150,000.00);

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 29 June 2021, the pre-procurement conference was conducted wherein the Bids and Award Committee (BAC) approved the Request for Proposal, Approved Budget for the Contract (ABC) of One Hundred Fifty Thousand Pesos (PHP150,000.00) and the timeline for the Project;

WHEREAS, on 01 July 2021, the Invitation to Submit Proposal was 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. The Invitation to Submit Proposal was also sent to at least three (3) suppliers of known qualifications;

WHEREAS, on 29 July 2021, the BAC, through BAC Resolution No. SBAC-2021-060, declared a failure of bidding for the Project with Project Reference No. 2021-SVP-BP-ESM-036-02 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 12 August 2021, the pre-procurement conference was conducted wherein the Bids and Award Committee (BAC) approved the Request for Proposal, Approved Budget for the Contract (ABC) of One Hundred Fifty Thousand Pesos (PHP150,000.00) and the timeline for the Project;

WHEREAS, on 18 August 2021, the Invitation to Submit Proposal was 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. The Invitation to Submit Proposal was also sent to at least three (3) suppliers of known qualifications;

WHEREAS, on 25 August 2021, the online/electronic submission and opening of proposals was conducted wherein one (1) bidder, Ecoelectric Solutions submitted its proposal before the deadline for the submission at 10:00 AM;

WHEREAS, in the preliminary examination of the proposals, AGSD as End-User rated Ecoelectric Solutions as "passed";

WHEREAS, the financial bid of the Ecoelectric Solutions was likewise found to be compliant and within the ABC, as follows:

Bidder Identification/Name	Bid As Read Amount (PHP)
	ABC = PHP150,000.00
Ecoelectric Solutions	148,512.49

WHEREAS, the AGSD as End-User declared Ecoelectric Solutions as the single quotation as read, subject to the detailed bid evaluation and post-qualification;

WHEREAS, the BAC, through the AGSD, conducted a detailed evaluation of the proposals with the following results:

Bidder Identification/Name	Bid As Calculated
	ABC = PHP150,000.00
EcoElectric Solutions	148,512.49

WHEREAS, the BAC declared EcoElectric Solutions as the bidder with the Single Calculated Quotation upon the recommendation of the TWG, as indicated in the Bid Evaluation Report dated 31 August 2021;

WHEREAS, upon post-qualification, EcoElectric Solutions was found non-compliant with and non-responsive to all the requirements and conditions as specified in the RFP particularly the submitted Tax Clearance Certificate, which is valid until 13 August 2021 only, as indicated in the Post-Qualification Evaluation Report dated 06 September 2021;

WHEREAS, on 10 September 2021, the BAC served the Notice of Post-Disqualification to EcoElectric Solutions through email and informed the said bidder that it has three (3) calendar days to file its Request for Reconsideration (RR) from receipt of the notice, which was acknowledged by Ms. Marilou Ferrer of EcoElectric Solutions on 11 September 2021;

WHEREAS, PSALM did not receive a Request for Reconsideration from EcoElectric Solutions, within the three (3) days prescribed period;

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 or fail post-qualification;


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 Supply and Delivery of Electrical Supplies and Materials for Bagac Property in Bagac, Bataan; and
2. Conduct a re-bidding for the Project in accordance with the provisions of RA 9184 and its IRR.

- *signatories of the next page* -

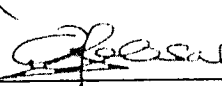
RESOLVED, at the 24<sup>th</sup> Floor, Vertis North, Corporate Center 1, Astra corner Lux Drives, Vertis North, North Avenue, 1105 Quezon City this 14<sup>th</sup> day of September 2021.

  
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FREDERICK R. TAMAYO  
Member

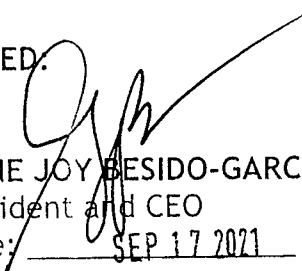
  
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RONALD V. SIQUIOCO  
Member

  
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EDGAR C. CABRERA  
Member

  
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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: SEP 17 2021