



PEOPLE'S TELEVISION
PARA SA BAYAN

People's Television Network, Inc
Broadcast Complex, Visayas Avenue, Diliman, Quezon City 1100
Telephone No. 3453-1097 /www.ptv.ph

BAC RESOLUTION NO. 2021-019
DENIAL OF MOTION FOR RECONSIDERATION AND
DECLARATION OF THE FIRST FAILURE OF ITB NO. 2021-0002

WHEREAS, the People's Television Network, Inc. (PTNI) advertised the Invitation to Bid for the **Design and Build of People's Television Network, Inc. Marawi Regional Center – A Two (2) Storey Studio/Transmitter Building with Roof deck and 80-Foot Bipod Antenna Tower, ITB No. 2021-0002** in PhilGEPS, and posted the same in the Network's websites and in conspicuous places within the premises of PTNI, in accordance with the rules provided under RA 9184, otherwise known as the Government Procurement Act, and its Revised Implementing Rules and Regulations;

WHEREAS, two (2) bidders bought the Bidding Documents to the said advertisement, namely, **Trass Construction Co., Inc.** and **Sophia GEU Construction and Supply Corporation**;

WHEREAS, on 14th day of June 2021, **Sophia GEU Construction and Supply Corporation** sent a letter informing the committee that they cannot submit their bid for this project particularly the technical and eligibility requirements;

WHEREAS, on the Opening of Bids, July 1, 2021, no bid was received due to the late submission of **Trass Construction Co., Inc.**;

WHEREAS, bidders were given three calendar days reglementary period to file a Motion for Reconsideration, provided by **Section 55 of the RA 9184 and Its Implementing Rules and Regulations**:

"55.1. Decisions of the BAC at any stage of the procurement process may be questioned by filing a request for reconsideration within the three (3) calendar days upon receipt of written notice or upon verbal notification. The BAC shall decide on the request for reconsideration within seven (7) calendar days from receipt thereof. The bidder shall not be allowed to submit additional documents to correct any defects in the bid submitted.

If a failed bidder signifies his intent to file a request for reconsideration, the BAC shall keep the bid envelopes of the said failed bidder unopened and/or duly sealed until such time that the request for reconsideration has been resolved. (a)"

WHEREAS, on the 1st day of July 2021, the Bids and Awards Committee received a Request for Reconsideration from **Trass Construction Co., Inc.**, stating the they arrived at the gate of PTNI Broadcast Complex, Visayas Avenue, Diliman, Quezon City before 10:00 am dated July 1, 2021 and that they were able to approached the guard on duty to submit the bid proposal for this project;

WHEREAS, item 7 of the I. Invitation to Bid of the Bidding Documents, clearly stated that:

*"7. Bids must be duly received by the BAC Secretariat through manual submission at the office address as indicated below, **on or before July 1, 2021, 10:00 am. Late bids shall not be accepted.**"*



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WHEREAS, upon careful review of the submitted Motion for Reconsideration and records of the assigned Security to the PTNI Broadcast Complex Main Gate it was found out that the bidder arrived at 10:08 am which is eight (8) minutes late from the scheduled time of submission of bids indicated in the Bidding Document. Hence, the denial of the Request for Reconsideration of **Trass Construction Co., Inc.**;

NOW, THEREFORE, on motion duly made and seconded, the Bids and Awards Committee HEREBY RESOLVES, as it is HEREBY RESOLVED that:

- 1) the Motion for Reconsideration of **Trass Construction Co., Inc.** is denied and all other concerned parties shall be immediately informed with the decision of the committee;
- 2) the committee declares the first failure of the project, **Design and Build of People's Television Network, Inc. Marawi Regional Center – A Two (2) Storey Studio/Transmitter Building with Roof deck and 80-Foot Bipod Antenna Tower, ITB No. 2021-0002**; and
- 3) the committee together with the End-Users will proceed to the mandatory review and rebidding of this project;

RESOLVED this **2nd day of July 2021**, at Bids and Awards Committee (BAC) Secretariat/Project Management Office (PMO), 3rd Floor, PTNI Broadcast Complex, Visayas Avenue, Diliman, Quezon City.

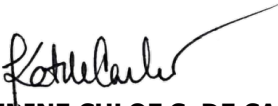

ATTY. JASON SHAHEER H. SALENDAB
Chairperson


MARIA ANGELA C. GATAN
Member


ELENITA L. DIRECTO
Member


NESTOR A. RACELIS
Member

Approved by:


KATHERINE CHLOE S. DE CASTRO
Network General Manager/
Head of Procuring Entity (HOPE)

Date: _____