

BAC RESOLUTION NO. 2024-029
DECLARATION OF FAILURE OF BIDDING FOR THE CONTRACT OF SUPPLY,
DELIVERY, TESTING, COMMISSIONING, AND TRAINING OF ONE (1) UNIT
SATELLITE ENCODER WITH INTEGRATED MODULATOR OF THE FLY AWAY
SYSTEM, ITB NO. 2024-0006

WHEREAS, Engineering Division requested for the procurement of **“Supply, Delivery, Testing, Commissioning, and Training of One (1) Unit Satellite Encoder with integrated Modulator of the Fly Away System”** with an Approved Budget for the Contract of **two million seven hundred thousand pesos (PhP 2,700,000.00)** which the Bids and Awards Committee (BAC) reviewed and finalized through pre-procurement conference on **8 August 2024** to confirm its readiness for the procurement;

WHEREAS, the People's Television Network, Inc. (PTNI), through its BAC, advertised the invitation to bid of the said request through **Competitive Bidding** under **ITB No. 2024-0006** by posting in the Philippine Government Electronic Procurement Service (PhilGEPS), the Network's website and in conspicuous places within the network's premises in accordance with the rules provided under Republic Act (R.A.) 9184 and its Implementing Rules and Regulations (IRR);

WHEREAS, on **27 August 2024**, the pre-bid conference was held at the BAC Secretariat Office, 3rd Floor, Broadcast Complex, Visayas Ave., Diliman Quezon City and through video conferencing via Google Meet;

WHEREAS, only **Solid Video Corporation** bought the bidding documents for the said project;

WHEREAS, on **9 September 2024 at 10:00 AM**, the deadline of bid submission, the secretariat received **bid** from **Solid Video Corporation** and **on the same day at 10:30 am**, the BAC conducted a preliminary examination of the submitted bids at the BAC Secretariat Office, 3rd Floor, Broadcast Complex, Visayas Ave., Diliman Quezon City and through video conferencing via Google Meet;

WHEREAS, during the said examination, the BAC observed that **Solid Video Corporation** did not submit the requirement of **“at least one (1) Satisfactory Performance Certificate on a similar project from previous clients/company. the bids of as passed and eligible for further evaluation”** which caused the declaration of its ineligibility and disqualification for the said project;

WHEREAS, Section 30.1 states that for bids to fail, any requirement that is incomplete or patently insufficient. These shall be considered as **“failed.”**;

WHEREAS, Clause 10 of "Section II. Instruction to Bidders" of the Bidding Documents states that the first envelope shall contain the eligibility and technical documents of the Bid as specified in Section VIII (Checklist of Technical and Financial Documents);

WHEREAS, the requirement of the submission of *"at least one (1) Satisfactory Performance Certificate on a similar project from previous clients/company. the bids of as passed and eligible for further evaluation"* is clearly stated in in Section VIII (Checklist of Technical and Financial Documents);

WHEREAS, the committee informed **Solid Video Corporation** that it has three (3) calendar days to file request for reconsideration in accordance with Section 55 of RA 9184 and its IRR;

WHEREAS, Section 35 (b) of RA 9184 and its IRR states that the BAC shall declare a failure of bidding when **(b) all prospective bidders are declared ineligible;**

NOW, THEREFORE, for and in consideration of the foregoing, **WE**, the members of the Bids and Awards Committee, hereby **RESOLVE** as it hereby **RESOLVED** to:

1. Declare the disqualification of **Solid Video Corporation** due to non-submission of *"at least one (1) Satisfactory Performance Certificate on a similar project from previous clients/company"*.
2. Declare the failure of bidding for the procurement of "Supply, Delivery, Testing, Commissioning, and Training of One (1) Unit Satellite Encoder with integrated Modulator of the Fly Away System", ITB No. 2024-0006
3. Conduct mandatory review of the project requirements, approved budget for the contract, and other necessary documents in accordance with RA 9184 and its IRR
4. Direct the Secretariat to cause republication of the project after the period of filing of request for reconsideration and mandatory review

RESOLVED, this **9th day of September 2024**, at Conference Room, 3rd Floor, PTNI Broadcast Complex, Visayas Avenue, Diliman, Quezon City and via video conferencing through Google Meet.


JASMINE B. BARRIOS

Chairperson, Bids and Awards Committee


MARIE THERESE D. NICOLAS

Vice Chairperson


REGINA T. CELESTRE

Member


JOSELITO N. TANGGOL

Member


JOSE EMILIO F. JAUCIAN, JR.

Member