



REPUBLIC OF THE PHILIPPINES  
**DEPARTMENT OF BUDGET AND MANAGEMENT**  
GENERAL SOLANO STREET, SAN MIGUEL, MANILA

**BIDS AND AWARDS COMMITTEE**

**Resolution No. 2020-58**

**WHEREAS**, the Department of Budget and Management-Bids and Awards Committee (DBM-BAC) conducted Public Bidding for the Project, "Replacement of Tiles and Repainting of the Interior Walls and Finishes of Budget Information and Training Service and Budget and Management Bureau-B Offices," which is composed of the following: Lot 1 - Replacement of Tiles and Repainting of the Interior Walls and Finishes of Budget and Management Bureau-B Office, and Lot 2 - Replacement of Tiles and Repainting of the Interior Walls and Finishes of Budget Information and Training Service Office, with Approved Budgets for the Contract of P2,000,000.00 and P1,800,000.00, respectively, with a total of P3,800,000.00, authorized under the FY 2020 General Appropriations Act;

**WHEREAS**, as a background, the Invitations to Bid for the Project were posted on the Philippine Government Electronic Procurement System (PhilGEPS) website, the DBM website, and all DBM bulletin boards on August 11, 2020 and September 29, 2020, but failures of bidding were declared on September 11, 2020 under BAC Resolution No. 2020-43 and on October 20, 2020 under BAC Resolution No. 2020-47;

**WHEREAS**, the third Invitation to Bid for the Project was posted on PhilGEPS website, the DBM website, and all DBM bulletin boards on October 27, 2020;

**WHEREAS**, only one (1) prospective bidder, Dassan Cavite, attended the Pre-bid Conference on November 3, 2020;

**WHEREAS**, Supplemental/Bid Bulletin No. 1 was issued on November 10, 2020 to clarify, modify or amend items in the Bidding Documents;

**WHEREAS**, during the submission and opening of bids on November 17, 2020, three (3) bidders submitted their respective bids for both Lot 1 and Lot 2, namely: (i) MMEEN Construction (MMEEN); (ii) LPNA Construction (LPNA); and (iii) Interworld Enterprises (Interworld);

**WHEREAS**, after preliminary examination of the bids for Lot 1, the BAC, using non-discretionary "pass/fail" criteria, determined the following:

- 1) the submission of MMEEN as "failed" for its failure to submit the Revised Omnibus Sworn Statement,<sup>1</sup> with ten (10) clauses, as prescribed in the Bidding Documents for the Project consistent with the format under the 6<sup>th</sup> edition of the Philippine Bidding Documents;

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<sup>1</sup> Required under Sections 25.2 (a) (viii) and 25.3 of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184.

- 2) the submission of LPNA as "failed" for its failure to submit a current and valid Tax Clearance Certificate, pursuant to Section 8.5.2 of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (RA) No. 9184, as reiterated in Section 23.1 (a) (iii) of the same IRR; and
- 3) the submission of Interworld as "passed" for complying with all the eligibility and technical requirements as stated in the Bidding Documents;

**WHEREAS**, after evaluation of the financial proposal, the BAC declared the submission of Interworld as the Single Calculated Bid in the amount of P1,900,000.00;

**WHEREAS**, after verification, validation, and ascertainment of all statements made and documents submitted by Interworld, using non-discretionary criteria, as stated in the Bidding Documents, the DBM-BAC found that the submission of Interworld failed the criteria for post-qualification, particularly for non-compliance with the requirement for the submission of a Single Largest Completed Contract (SLCC) that is similar in nature to the contract to be bid, in accordance with Section 23.1 (a) (v) of the 2016 Revised IRR of RA No. 9184;

**WHEREAS**, the DBM-BAC stated in the Instructions to Bidders Clause 5.3 as specified in the Bid Data Sheet of the Bidding Documents, that the SLCC should refer to the replacement and/or installation of floor tiles, and painting and/or repainting of walls. Further, replacement and/or installation of floor tiles, and painting and/or repainting of walls included in a building construction project may also be considered as a similar contract;


**WHEREAS**, the SLCC submitted by Interworld Enterprises indicated a contract for the **supply and delivery of materials** only, which is not compliant with the required similar contract as described above;

**WHEREAS**, in order to determine and address the reason for the failed bidding, the BAC initiated a mandatory review and requested the end-user unit, Administrative Service, to evaluate of the terms, conditions, and specifications in the Bidding Documents, including its cost estimates, pursuant to Section 35.2 of the 2016 Revised IRR of RA No. 9184;


**NOW, THEREFORE**, for and in consideration of the foregoing premises, the BAC **RESOLVED**, as it hereby **RESOLVED**, the following:

- 1) to declare the post-disqualification of Interworld Enterprises for the Project, "Replacement of Tiles and Repainting of the Interior Walls and Finishes of Budget Information and Training Service and Budget and Management Bureau-B Offices," and to notify the said bidder in writing about its post-disqualification and the grounds for it, pursuant to Section 34.5 of the 2016 Revised IRR of RA No. 9184;
- 2) to declare a third failure of bidding for Lot 1 of the Project, pursuant to Section 35.1 (c) of the 2016 Revised IRR of RA No. 9184; and
- 3) to conduct a re-bidding, and reposting for Lot 1 of the Project as provided for in Section 21.2 of the same IRR.

**ADOPTED**, this 24<sup>th</sup> day of November 2020 at the Department of Budget and Management, General Solano St., San Miguel, Manila.

 Thea Marie  
Corinne F. Palarca

**THEA MARIE CORINNE F. PALARCA**  
*End-user Representative*

 Digitally signed  
by Virgilio A.  
Umpacan Jr.  
**VIRGILIO A. UMPACAN JR.**  
*B.U.D.G.E.T. Representative*

 Dante B.  
De Chavez


**DANTE B. DE CHAVEZ**  
*Member*

 Digitally signed  
by Rowel D.  
Escalante


**ROWEL D. ESCALANTE**  
*Member*

 Digitally  
signed by  
Ryan S. Lita

**RYAN S. LITA**  
*Member*

 Digitally signed  
by Andrea Celene  
M. Magtalas

**ANDREA CELENE M. MAGTALAS**  
*Vice Chairperson*

 Digitally  
signed by  
Janet B.  
Abuel

**JANET B. ABUEL**  
*Chairperson*