



BIDS AND AWARDS COMMITTEE

RESOLUTION No. 20-0039-04

**FAILURE OF BIDDING FOR THE PROCUREMENT OF JANITORIAL SERVICES FOR
01 JANUARY 2021 TO 31 DECEMBER 2021**

WHEREAS, the Head of the Procuring Entity (HoPE) approved the Bids and Awards Committee (BAC) Resolution No. 20-0039, recommending the mode of procurement for Janitorial Services for 01 January 2021 to 31 December 2021 through Competitive Bidding, as provided for by Section 10 of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (R.A.) No. 9184;

WHEREAS, the BAC through the Procurement Management Division (PMD) posted the invitation to bid for the procurement of Janitorial Services for 01 January 2021 to 31 December 2021 in the Philippine Government Electronic Procurement System (PhilGEPS) and published in the Governance Commission's website last 19 November 2020 (Annex A);

WHEREAS, during the scheduled opening of bids on 09 December 2020 at 2:00PM, the Committee received a lone submission from **Ultimate Care Janitorial and Allied Services** (Ultimate Care) and was evaluated pursuant to Section 23 of the 2016 Revised IRR of R.A. No. 9184 and was declared eligible based on detailed evaluation of the submitted documents;

WHEREAS, the BAC taking into consideration the findings of the Technical Working Group (TWG) in its Post-Qualification report, resolved not to recommend award of the contract for the procurement of Janitorial Services for 01 January 2021 to 31 December 2021 to Ultimate Care for failure to comply with the timely remittance of premium payments to SSS, Pag-IBIG, and PhilHealth;

WHEREAS, the notice of post-disqualification containing the resolution of the BAC was received by Ultimate Care on 08 January 2021 (Annex B);

WHEREAS, Section 55.1 of the 2016 Revised IRR of R.A. No. 9184 states that 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;

WHEREAS, a request for reconsideration was received by the BAC on 11 January 2021 (Annex C);

WHEREAS, the BAC resolved to deny the request for reconsideration and notification was received by Ultimate Care on 18 January 2021 (Annex D);

WHEREAS, Section 55.3 of the 2016 Revised IRR of R.A. No. 9184 states that a protest must be filed within seven (7) calendar days from receipt by the party concerned of the resolution of the BAC denying its request for reconsideration; and

WHEREAS, no formal written protest has been received by the BAC relative to the denial of the request for reconsideration as of the close of business day on 25 January 2021.

NOW, BE IT –

RESOLVED, the Committee hereby declares a **FAILURE OF BIDDING** for the procurement for Janitorial Services for 01 January 2021 to 31 December 2021.

DONE, in the City of Makati, this **26th day of January 2021**.

(NON-VOTING)
DIR. JOHANN CARLOS S. BARCENA
BAC Chairman

DIR. MICHAEL D. PABALINAS
Vice-Chairman

DIR. GENE CARL L. TUPAS
Member

DIR. IRVING V. OCCEÑA
Member

DIR. ANNABELLE B. DUKA
Member

ATTY. JULIET MARIE M. GUEVARA
Member

MS. JUDITH C. JEBULAN
Member