



BAC RESOLUTION AND RECOMMENDING APPROVAL
RESOLUTION NO. 2020-134

RESOLUTION DENYING THE MOTION FOR RECONSIDERATION OF AYANA CONSTRUCTION AND TRADING ON THE PROCUREMENT OF SEVEN (7) UNITS PRE-FABRICATED CONTAINER STORAGE FACILITIES WITH ACCESSORIES

WHEREAS, the Biodiversity Management Bureau posted an Invitation to Bid for the *Procurement of Seven (7) Units Pre-Fabricated Container Storage Facilities with Accessories* in the Philippine Government Electronic Procurement System (Phil-GEPS), BMB Website, and Bulletin Board with an Approved Budget for the Contract (ABC) of **P4,060,000.00**;

WHEREAS, prior to opening of bids on 7 December 2020, a lone bidder, **Ayana Construction and Trading**, submitted its bid documents;

WHEREAS, after opening of the technical bid documents of **Ayana Construction and Trading**, the bidder was disqualified due to the absence of a technical document, specifically the *Statement of Compliance of Technical Specifications*;

WHEREAS, Section 30.1 of RA 9184 and its 2016 IRR states that if a bidder fails to include *any* requirement that would make the bid incomplete or patently insufficient, the bid shall be considered as "failed";

WHEREAS, **Ayana Construction and Trading** filed a motion of reconsideration wherein their authorized representative relayed that their team was not able to attach the missing document in the technical proposal;

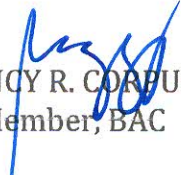
WHEREAS, Section 55.1 of RA 9184 and its 2016 IRR states that the bidder may file a motion for reconsideration, *however*, shall not be allowed to submit additional documents to correct any defects in the bid submitted;

NOW, THEREFORE, We, the members of the Bids and Awards Committee, hereby **RESOLVED**, as it is hereby **RESOLVED**:


1. To **DENY** the Motion of **Ayana Construction and Trading** on the grounds that they have not submitted their *Statement of Compliance of Technical Specifications* as one of the technical requirements for the procurement;
2. To declare failure of bidding for the *Procurement of Seven (7) Units Pre-Fabricated Container Storage Facilities with Accessories*;
3. To recommend foregoing findings for approval by the Director of the Biodiversity Management Bureau.

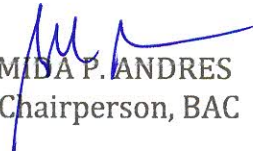
RESOLVED, this 14th day of December 2020.

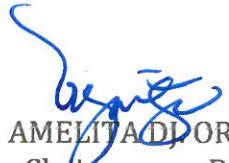

RENEO B. VICENTE
Provisional Member
End-User Representative


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Member, BAC


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Member, BAC


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Approved/Disapproved:


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OIC Assistant Secretary for Climate Change and
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